

RECORD OF PROCEEDINGS

Minutes of

Meeting

DAVID M. LEBLANC, INC., FORM NO. 10148

Held

4.16

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CITY OF CANAL FULTON CITY COUNCIL AMENDED MEETING AGENDA

April 16, 2013

CALL TO ORDER

Mayor Richard Harbaugh called the April 2, 2013 City Council Meeting to order at 7:00pm in Council Chambers, City Hall, Canal Fulton, Ohio.

PLEDGE OF ALLEGIANCE

ROLL CALL

Mayor Richard Harbaugh, Council Members - Sue Mayberry, Scott Svab, Danny Losch, Paul Bagocius and Linda Zahirsky.

Nellie Cihon was absent this meeting due to illness.

A motion was made by Linda Zahirsky to excuse Nellie Cihon, second by Scott Svab. All Council Members present voted yes. Motion approved.

Others Present: Fire Chief Ray Durkee, Chief Doug Swartz.

Others Present: Earl Minks, James Deans, Bob and Barb Schaeffer, Greg Graves, Terry Cyphert, Holly Grosse, Joan Porter and Chell Rossi.

REPORTS OF STANDING COMMITTEES

Paul Bagocius reported that the Safety Committee met at 6:00pm and discussed the tornado siren presentation from a representative from Federal Signal. Explained was how with the township and City cooperating and working together we could cover the entire township with five sirens at a minimum of 65 decimal level. FEMA recommends 70. Most of the City including the Township would be at the 70 level or higher. The very outlying areas would be at the 65 level. The actual cost is \$140,000. The Federal Government is taking applications for federal support at fifty percent and that would bring the City share at approximately \$28,000 and the Township at \$42,000. Trustee Les Kamph is going to discuss with the Township.

Also discussed was the School Resource Officer for our Northwest Schools as well as the Catholic school in town. Chief Swartz presented a job description. Money was discussed that would be necessary to cover that person. That would be approximately \$63-65,000 a year. The School is willing to pay \$21,000 of it the City's share would be approximately \$43-44,000. The job was discussed as to what would be done during the school year as well as the summer months. The discussion will keep on going and the City Manager will approach the School to see if they could increase their share based on a fifty percent cost during the actual school year portion.

CITIZENS' COMMENTS - AGENDA MATTERS (Five Minutes per Individual - No Yield)

No comments.

CORRECTING & ADOPTING THE RECORD OF PROCEEDINGS

April 2, 2013

A motion was made to approve the April 2, 2013 Council Meeting Minutes, second by Sue Mayberry. Linda Zahirsky, Sue Mayberry and Scott Svab voted Yes, Danny Losch and Paul Bagocius abstained. Motion Fails.

The April 2, 2013 minutes will be placed on the May 1, 2013 agenda for passage.

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REPORTS OF ADMINISTRATIVE OFFICERS

Senior Citizens

Paul Bagocius reported that the Senior Citizens had looked at the Bingo situation. Based on information that they have received by experts in the field, it was said that they could not make a decent profit on the Bingo. Because of the size of the hall they could not attract people that would make it a profitable venture. Possible lack of committed core people showing up every time also would affect the outcome. Other avenues are being looked into as a main fundraiser. A paper bingo license with the state is being applied for the current status. A type five license is also being looked into that would cover pull tab bingo for special events, inside and outside the Senior Center.

Community Service Coordinator

A monthly report was included in the packet.

Fire Chief

A monthly report was included in the packet. Chief Ray Durkee stated that the new report from Firehouse software is run through an excel spreadsheet. He said that the report could include things that Council may want to see added. The Living Together Arrangement is going well. They are still working out some little things.

The department has been invited to participate in a live fire burn next month in New Franklin for training.

Mayor Harbaugh asked about the west side station and if there was any activity going on. The Chief state that there has been meetings and discussions are going on about the funding.

Police Chief

A monthly report was included in the packet. Chief Doug Swartz commended the fire department and the police department for a call they were on where a gentleman was trying to harm himself. The fire department responded and saved the gentleman's life. Everyone involved did a really good job. The Chief felt that the departments should be recognized for it, this is something they just do.

Chief Swartz said we were losing our Police Chief in Lawrence Township. He said that our community benefited from Chief Brink. Chief Swartz has relied on him for multiple things. He took Chief Swartz under his wing and he benefited from the networking that the Chief introduced. We are sad to see him go. Paul Stanley will be the Interim Chief.

Engineer/Streets/Public Utilities

The Service Director included a written report in the packet. Dan Mayberry was not in attendance due to illness.

Finance Director

Finance Director James Goffe said that there was a last minute purchase order added to the packet. P.O. 7766 for Liability Insurance.

Mr. Goffe requested a Personnel Committee meeting to discuss three topics.

The finance director applications, possible changes that have been discussed to change staffing related to the change in finance director and also the fire department would like to add a minimum wage rate and a few clarification to the pay scale.

A motion was made by Linda Zahirsky to hold a Personnel Committee Meeting on April 30, 2013 at 6:30pm, second by Sue Mayberry. All Council Members present voted yes. Motion approved.

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City Manager

A written report is included in the Council Packet. City Manager Mark Cozy confirmed the selection committee for the Cherry/Locust Intersection project. Mayor Harbaugh, Dan Mayberry, James Goffe, Mark Cozy, Sue Mayberry, Paul Bagocius and Scott Svab. CTI is still going through the proposals.

Mr. Cozy stated that we had to table Ordinance 11-13 and 12-13 due to the public hearing needing to be held. When the Council meeting was moved forward due to Election Day it did not allow for the required time for the public hearing.

SUMA has become involved in discussions for the YMCA, which may be a funding resource for the Four Square study. Council, as well as, Lawrence Township will also be kept apprised to the updates.

There have been some union issues with Republic Waste Management. This might cause issues with our trash day. Management will step in and driving trucks. There could be some delays with trash. If there is an issue, call Mr. Cozy's office and he will address it.

Report of Mayor – No Report

Parks & Recreation Board – No Report

Law Director – No Report

THIRD READINGS

Resolution 12-13: A Resolution by the Council of the City of Canal Fulton Ohio Authorizing the City to Enter into a Contract to Rent the Hatfield Parking Lot.

A motion was made by Linda Zahirsky to approve Resolution 12-13, second by Scott Svab.

Paul Bagocius asked how many businesses have committed and what is the total price committed. Mark Cozy said commitments on half in the past but the VFW has not received a bill. James Goffe said we had sent out a couple of bills, but apparently had the wrong contact information. Mr. Cozy said he had talked to Mr. Spencer and he assured him that they are committed. James said the invoices are prepared. Mr. Cozy said we are roughly around 60% whole. Paul Bagocius said it would be nice if the Administration would set a date when all bills will be paid up. Mr. Goffe said the draft invoice has Friday's date. Sue Mayberry said she did not feel three or four businesses downtown should carry the weight of everybody else paying. She would like to see everyone on Canal participate in this and that is should be properly managed. She does not understand why everyone has not been contacted. Mr. Svab said no one is forcing them to so the people that are willing to pay probably see that as a benefit. Mrs. Mayberry stated that some of these people have not been contacted. Mr. Cozy said no, they hadn't, and he said he had contacted the ones who had complained about the parking. Danny Losch said he thought it was a handful of businesses that had created the possibility. Paul said a month from now have a report on the businesses being contacted.

Scott Svab – yes, Danny Losch – yes, Linda Zahirsky – yes, Paul Bagocius – yes, Sue Mayberry – no. Motion approved.

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A motion was made to direct Administration within a month to contact the businesses downtown for interest in sharing the cost of the lease of Hatfield Parking Lot, second by Sue Mayberry. All Council Members voted yes. Motion approved.

Resolution 13-13: A Resolution by the Council of the City of Canal Fulton Ohio to Enter into an Agreement with the Canal Fulton Heritage Society for Canal Boat Operations.

A motion was made by Linda Zahirsky to approve Resolution 13-13, second by Sue Mayberry. All Council Members present voted yes. Motion approved.

SECOND READINGS

Ordinance 11-13: An Ordinance Amending the Codified Ordinances of the Zoning Code of the City of Canal Fulton Ohio to Amend Chapter 1181.02(e) and Create Chapter 1181.02(f) Permitted Signs and Repealing any Ordinances Therewith.

A motion was made to table Ordinance 11-13 by Danny Losch, second by Scott Svab. All Council Members present voted yes. Motion approved.

Ordinance 12-13: An Ordinance Amending the Codified Ordinances of the Zoning Code of the City of Canal Fulton Ohio to Amend Chapter 1187.22 Fences, Walls and Hedges and repealing any Ordinances in Conflict Therewith.

A motion was made to table Ordinance 12-13 by Scott Svab, second by Danny Losch. All Council Members resent voted yes. Motion approved.

FIRST READINGS

No first readings.

P.O.s

P.O. 7751: to D.J.L. Materials and Supply in the amount of \$7500.00 for three pallets of tar for crack sealer.

A motion was made to approve P.O. 7751 by Scott Svab, second by Linda Zahirsky. All Council Members present voted yes. Motion approved.

P.O. 7747: to Southern Sales Company in the amount of \$53,124.00 for the enclosure for phosphorous removal system.

A motion was made to approve P.O. 7747 by Linda Zahirsky, second by Sue Mayberry. All Council Members present voted yes. Motion approved.

P.O. 7748: to VASCO Group in the amount of \$12,935.00 for the resurface of Muhlhauser Tennis Courts.

A motion was made to approve P.O. 7748 by Scott Svab, second by Linda Zahirsky. All Council Members present voted yes. Motion approved.

P.O. 7758: to Domer Water Supply in the amount of \$3,850.00 for a Water Softener for the Safety Center.

A motion was made to approve P.O. 7758 by Linda Zahirsky, second by Scott Svab. All Council Members present voted yes. Motion approved.

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P.O. 7764: to Stark County Health Department in the amount of \$25,050.00 for 2013 Health Department Fees.

A motion was made to approve P.O. 7764 by Scott Svab, second by Linda Zahirsky. All Council Members present voted yes. Motion approved.

P.O. 7765: to Stark County Auditor in the amount of \$7,000.00 for 2013 Property Tax Collection Fees.

A motion was made to approve P.O. 7765 by Linda Zahirsky, second Danny Losch. All Council Members present voted yes. Motion approved.

P.O. 7766: to Ohio Municipal Joint Self Insurance Pool in the amount of \$45,535.00 for the 2013 Property, Casualty and Liability Insurance Renewal.

A motion was made to approve P.O. 7765 by Linda Zahirsky, second by Sue Mayberry. Scott Svab abstained, all other Council Member present voted yes. Motion approved.

BILLS - No Bills.

OLD/NEW/OTHER BUSINESS

Sue Mayberry requested a Public Service Committee Meeting to review tabled legislation and housekeeping orders.

A motion was made to have a Public Service Committee Meeting April 30, 2013 at 6:00pm, second by Linda. All Council Members present voted yes. Motion approved.

Scott Svab discussed Ohio Division of Natural Resources is sponsoring a grant opportunities called Outdoor Education Step Outside and Passport to Fishing. This is a quick seminar to give youth opportunity to set through an hour seminar to learn fishing skills and importance of a watershed, along with rules and regulations. ODNR has done studies and the numbers of people purchasing fishing licenses are slowly declining. The money that will be given to non-profits and other people that can participate is to encourage people to get involve and start fishing. It is a 75/25 grant, but 25% is all in kind contributions. They base your income and contributions on all your volunteers at the rate of \$32.63 an hour. So if we ask for \$1,000 grant we would have to pay the 25% of \$250. All of the volunteers that are part of the program will make it so that there is no out of pocket expense for the program. The deadline is July 1st and you have to have 60 days to put in for the grant. Mr. Svab said he would write the grant. Mr. Svab said he would work with Keri Lantz to get some dates together. They also pay for advertisement. Two small seminars would be the limit with 50 participants for each. The target age group is 17 and under.

A motion was made to participate in the Outdoor Education Program and Aquatic Education Grant program, with Scott Svab submitting the grant by Linda Zahirsky, second by Danny Losch. All Council Members present voted yes. Motion approved.

Paul Bagogius stated that Canal Lands II ordinance has been tabled and he asked that the actual ordinance to be put on the May agenda to vote to bring it out.

Mr. Bagogius also brought up pruning of trees by the electric company. He asked that the City Manager contact Ray Martinez to make sure that the trees are not butchered such as North Canton reported in the Repository. Mr.

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Bagocius stated that he wanted to be on record letting at least people that are interested to know that the City should be proactive and not just let it happen.

Mrs. Zahirsky stated that the homeowner has signed with First Energy with the electric lines going over their property and they have given the easement right to First Energy. It is not a City issue. Mr. Cozy said we do have some legislation covering right of way trees. Usually the power company comes to us. Mr. Cozy stated he would make the call.

Mr. Bagocius state that he was disappointed in Republic Waste Rates was not mentioned in the newsletter. He said perhaps in the water bill we could get those rates out.

REPORT OF PRESIDENT PRO TEMPORE

No Report.

REPORT OF SPECIAL COMMITTEES

No Reports.

CITIZENS COMMENTS -- Open Discussion (Five Minute Rule)

Earl Minks, 627 S. Canal Street. He wanted to make a suggestion to rotate officers between traffic and SRO officers.

ADJOURNMENT

The meeting was adjourned