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**CITY OF CANAL FULTON
CITY COUNCIL MEETING MINUTES
July 15, 2014**

CALL TO ORDER – Mayor Richard Harbaugh called the meeting to order at 7:00pm.

PLEDGE OF ALLEGIANCE

ROLL CALL

Mayor/Council Members Present: Richard Harbaugh, Linda Zahirsky, Scott Svab, Sean Craney, Danny Losch, Sue Mayberry and Nellie Cihon.

Others Present: City Manager Mark Cozy, Council Clerk Teresa Dolan, Service Director Dan Mayberry, Police Chief Doug Swartz, Assistant Fire Chief Ray Green, and Finance Director William Rouse

Others Present: Chell Rossi, Joan Porter, James Deans, Ben Fierman, Rachel Chandler-Head, Karen Donahue, Bob Parsons, Earl Minks, Sam Wilson

REPORTS OF STANDING COMMITTEES

Scott Svab reported on the Ad Hoc Meeting that took place before the Council Meeting on June 17, 2014. The meeting was in regards to the St. Helena III and assets to be transferred to the City of Canal Fulton from the Canal Fulton Heritage Society. Draft minutes from the meeting were presented. The change to be made on the minutes was to include Sean Craney in the attendance list.

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

Rachel Chandler-Head, 2037 Summers Evening.

Mrs. Chandler-Head spoke on Ordinance 16-14. Mrs. Chandler-Head urged the Council to defeat this ordinance as it would create and economic hardship. She said that it was begging for lawsuits and not good for our community or homes. She felt that the Ordinance was written because of a dispute between neighbors. She feels that the rest of the street should not have to suffer.

CORRECTING & ADOPTING THE RECORD OF PROCEEDINGS

June 17, 2014

A motion was made by Linda Zahirsky to approve the June 17, 2014 minutes, second by Nellie Cihon.

Sue Mayberry asked that on page three of the minutes that the number in paragraph three be corrected.

All Council Members voted yes. Motion approved.

REPORTS OF ADMINISTRATIVE OFFICERS

Senior Citizens – No Report

Community Service – Report was included in the packet. Mrs. Mayberry said she would like to commend John Murphy and his group. She is impressed by the work that they have done. Mayor Harbaugh stated he felt the same way.

Fire Chief – Report was included in the packet. Assistant Fire Chief Ray Green was in attendance. Assistant Chief Green stated that the department had its first water lift call last Thursday where they had to assist a kayaker in the river.

Assistant Chief Green state that the department is working on its ISO rating. He believes that the rating is going well so far and feels that we should get a better rating this year. We should know in about four months what the results are.

RECORD OF PROCEEDINGS

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Danny Losch said he would like to have the Law Director to work on the next step for a Joint Fire District. A Safety Committee meeting will need to be scheduled to talk about the next steps to pursue a Joint Fire District.

Police Chief – Report was included in the packet. Police Chief Doug Swartz stated that the department survived Canal Days with only three arrests. The SWAT team again had their training at the school for Active Shooter Training. Chief Swartz commended the Street Department, John Murphy and the Mayor's Work Program students on a job well done on cleaning the streets and the park after Canal Days. Chief Swartz made a recommendation to have one side of Cherry Street reserved for parking. Dan Mayberry asked if that could be used for handicapped parking next year.

Sean Craney asked about Kyle Stewart Day. Chief Swartz reported that the event is held at Clay's Park in honor of Kyle Stewart, a Canal Fulton student and resident who died of Cancer. Money is raised to assist hematology departments at Akron Children's Hospital to buy toys for playrooms. There is a silent auction from the department, and the winner will get to go to the gun range, and the west side fire station training facility to use skills with semignition rounds on a burglary. The event is July 27, 2014 at Clay's Park.

Engineer/Streets/Public Utilities. – Service Director Dan Mayberry reported that he is working on the Waste Water Treatment Grit Building replacement. CTI proposed several options and the option that he recommends is the fiberglass building at a cost of \$175,000. However, he has been in contact with Ed Rohr from Sugarcreek Construction. They build agricultural buildings. An engineer associated with Sugarcreek Construction is familiar with waste water treatment and he feels that he can deliver us a reasonable design with better ventilation and continue on with the pole style construction for much less of a cost. The building that collapsed had initially burnt down. They build it as a replica of what stood as the insurance would. There was really no input from engineering as that being the best design. Now we are talking a pole building with some proper design considerations with ventilation. Mr. Mayberry asked for a general consensus from Council asking if they would like to continue with the pole style construction with improved materials and ventilation. He believes that we should get twenty five years out of a pole style construction. The Waste Water Treatment plant in twenty five years is likely to see a total renovation, especially the head works of the plant. He would also project at that time that the design engineers would consider abandoning that primary facility and relocating it on the property at a much lower elevation.

Sean Craney asked what the cost would be. Mr. Mayberry stated the estimated cost is \$77,702.00. That does not include engineering. The options that CTI gave us did not include the design engineering. The cheapest of those was \$163,000.

Mr. Mayberry has asked for a proposal from Mr. McCollough from Sugarcreek.

Mrs. Mayberry asked about Ed Rohr and Sugarcreek Construction, was that where Mr. Mayberry was going to get the price? Mr. Mayberry said he had moved away from Mr. Rohr and is working with his engineer now.

Linda Zahirsky asked which buildings has he done. Mr. Mayberry said he would get a list. Mrs. Zahirsky said she would like to see a list before she said yes.

Scott Svab asked if he had given any indication on the cost of that size building. Mr. Mayberry said he did not give him a cost on the building the cost that he has was from Ed Rohr. Mr. Rohr based that ball park estimate on the type of building. Scott Svab said he recommends that Mr. Mayberry continue looking in to this option in accordance to all that he stated with the shelf life of the building and the future changes. Mr. Mayberry stated that he would certainly recommend it.

Mr. Mayberry stated that White Limestone is being hauled in for our Chip and Seal Program. There will be about 580 tons hauled in and stored at the Street Garage where the Chip and Seal Program will be staged. Commencement will start in about four weeks, weather providing. The street crew is preparing roads currently.

Finance Director – June Financials were included in the packet. Finance Director William Rouse stated that June was a good month. Payroll withholding has stabilized. We also received payment for the SRO officer from Northwest Schools.

Mr. Rouse stated that he is working on the Tax budget which is due August 20, 2014. Last year worked well with the prepared budget being sent in by Mr. Rouse, and he would like to do the same this year. Once this is completed Mr. Rouse stated that he would like to start meeting with department heads for next year's budget.

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Scott Svab asked about mowing assessments to the County. Mr. Rouse stated that last year we put some assessments on. So far this year, we have received about \$1,900.00 in assessments as part of our annual settlement. Mr. Svab asked if he knew other than the price we charged for mowing if we tacked on an administrative fee. The ordinance states that we are to add \$100.00 per mowing. Mr. Cozy stated yes, it is per mowing.

Mr. Svab asked about the SRO Officer, currently is he working on days since school is out. Chief Swartz stated he is on days.

A motion was made accepting the June Financials by Linda Zahirsky, second by Scott Svab. All Council Members voted yes. Motion approved.

City Manager – Report was included in the packet. Mr. Cozy reported that he attended the Canal Society of Ohio meeting and made a request for a grant for \$10,000.00 to move towards the construction of the boat shelter. Before we met with them, they had a strategy meeting to establish protocol for requests, in that they will accept a request at a meeting and four months later at the following meeting they will grant the request. We made our request Saturday; they will review the request for approval in November. We are their only request. Mr. Cozy said everyone was very favorable of the project. Jim Guest also went to the meeting. He is part of the organization and the presentation was very well received. The game plan with the grant would be to use the money to local match to apply for additional funds through the Ohio and Erie Canalway Association. Once the design progresses and we get solid figures on what the shelter will cost us, then we can put together the grant applications.

Mr. Cozy stated that we had contracted with Stark County Regional Planning Commission to rewrite our zoning code. We have not been able to meet with Mary Lee Sponseller to get the nuts and bolts going with what we want to do. She will be at the Planning Commission Meeting this Thursday. Anybody that has any issues with the current code, we will be taking input after the regularly scheduled meeting.

Mr. Cozy stated that we will need three Park Board members, one being a School Board confirmation. The others can be appointed by the Mayor. The Mayor said he does have one person in mind and he is a retired school teacher.

Mr. Cozy stated that there is a goose problem in Discovery Park. There is a safe chemical that we can spray which is safe, but the geese do not like it. Mr. Mayberry has ordered the spray. There are people that are feeding the geese, which is against City ordinance.

Ben Fierman said he would send a link to Mr. Cozy about a balloon that they can use that deters geese away.

Earl Minks stated that they also need a port a john there. He stated that the board would like to have signs in the park with a fine posted. This would give the Police more leeway.

Mayor – Mayor Harbaugh stated that he was down to the Horse Shelter and he wanted to see how well it was shaded. The sun was coming in four foot under the shelter on the ground. He stated he talked to Mr. Mayberry and we have some old screening from the tennis courts that we could possible could cut and put some shade on the west side of the shelter.

Parks & Recreation Board – No Report

Law Director – No Report

THIRD READINGS

Resolution 14:14: A Resolution by the Council of the City of Canal Fulton, Ohio to enter into an Amended Agreement with Environmental Design Group for Environmental Site Assessments for Cherry Street/Locust Street

A motion was made to approve Resolution 14:14 by Linda Zahirsky, second by Scott Svab. All Council Members voted yes. Motion approved.

SECOND READINGS

Resolution 17-14: A Resolution by the Council of the City of Canal Fulton, Ohio to enter into an agreement with Risinger & Associates, Inc. for a Feasibility Study to Develop a Recreation and Community Center

Scott Svab stated that if any Council Members had any questions, Mr. Fierman was here. He also stated that Mr. Fierman was available to take members of Council to other YMCAs to tour.

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Mr. Svab stated that this is a considerable project that could change the face of Canal Fulton if we move forward with this.

Ordinance 16-14: An Ordinance Amending the Traffic Code of the Codified Ordinances of the City of Canal Fulton, OH in order to create Regulations Regarding Parking of Vehicles within the City and Adding Chapter 351.17 Entitled Residential Parking Prohibitions and Repealing and Ordinances in Conflict Therewith.

Mr. Svab said he appreciated that Mrs. Chandler-Head came and spoke her opinion on this Ordinance. The ordinance also includes campers and boats. It is not only one ton vehicles, but there are a number of vehicles that this ordinance addresses. Right now some one that has a legally titled boat or camper can actually park it on their street and leave it there for an unlimited amount of time. Mr. Svab stated that this ordinance addresses these problems that we have.

Mr. Craney asked the Law Director if there was any way to supersede a homeowner's association. Mr. Fellmeth said no. Mr. Craney said he felt the homeowner's association is putting the burden on the City to do something.

Danny Losch stated he wanted to get a clear understanding on the concern. He said that this did go through the Safety Committee. They looked at all angles on why we should move forward. He said he was not particularly in favor of the ordinance, he though signage would do the job. This is in essence the same thing. Department heads did feel that there was a safety concern there.

Mrs. Chandler-Head said the whole thing started with a neighborly fight. The guy can't park in his own driveway. He bought a condo because he can't afford a house. The guy has to park around the corner now. She stated that this is ridiculous because of just one guy. She stated that she had talked to Mr. Cozy several times. She would like to see the reports that there is an issue. She said she is not aware of any issues on her street. She has lived there eight years. She cannot even park on her side of the street now. Karen Donahue, Mrs. Chandler-Head's mother stated that there is not a lot of room to park on the street. Mrs. Donahue stated that Mrs. Chandler-Head's husband who sometimes brings his work truck home will not be able to park anywhere. Mr. Svab said occasionally was the underlying word. Mrs. Donahue said she felt that it was opening a can of worms. Mrs. Zahirsky stated we already have an ordinance that covers campers and boats. Chief Swartz said yes we did, but he did not think it had boat trailers. Mr. Mayberry stated it did not or campers by itself. Mr. Craney said it upsets him that we are held hostage from a homeowner's association. Mr. Mayberry stated he agreed.

Mr. Mayberry stated it is zoned residential on one side and condo association opposite. He recommended at another time not to do that.

Mr. Cozy stated that he wanted to remind Council that he did have a petition on file from the folks in the neighborhood to remove the parking signs on both sides of the road. Mr. Svab said he also had a petition to put the no parking on both sides. Mr. Cozy said it was not validated. The general rule is to take petitions from those who live on that street. That petition had people on other streets on it. As a safety issue, signs were kept on one side of the road.

Danny Losch thanked those for their input. Mr. Losch stated that this was the second reading and suggested they keep their eye on it and share with anyone else that may have the same concern and invite them to the next meeting to voice their concerns.

Resolution 18-14: A Resolution by the Council of the City of Canal Fulton, Ohio to Enter into a Contract with CCI to Develop Construction Plans for the Erie Avenue Storm Sewer Extension Project.

FIRST READINGS

Ordinance 17-14: An Ordinance Amending Ordinance 14-13, Rates Of Pay For Safety Forces Part-Time Employees, And Repealing Any Ordinances In Conflict Therewith.

Mr. Rouse said originally the recommendation was made to grant the raises for the officer stipends for fire department to match Lawrence Township. They made the recommendation back in March. Mr. Rouse asked if Council wanted to pass this under suspension.

Mr. Svab asked if it was designed to go retroactive January 1st. Mr. Rouse said yes it is for the full year. Mr. Rouse said the end result would be the same one way or another. Mr. Svab said

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he thought maybe it would be affective June 30th for half a year. That is what his presumption was. Mr. Svab asked Mrs. Zahirsky if she had any input on it. Mrs. Zahirsky stated she thought they went back to the beginning of the year. When we did this it was back in March. Mr. Rouse said Lawrence Township is structured for a payment for the year. He matched it to that. Mr. Fellmeth asked when it was supposed to commence. Mr. Rouse stated January 1st. Mr. Fellmeth said to pass it under suspension. Mr. Cozy said there was part time police officers in this, and wanted to know if that was changing at all. Mr. Rouse stated no other changes were made, and that those needed to go back to Personnel Committee. Mrs. Zahirsky said that they needed to cover that and the secretary for the Fire Department. Mr. Rouse said this ordinance will have to be amended again when we address the part time police officers. The only thing that is changed here from the prior one is the stipends for the fire department officers. That was based on the instruction of the Personnel Committee back in March that fell through the cracks.

Mr. Svab asked if we could hold this for a second reading, and pass it. He has some questions, and would like to talk to Chief Durkee. The Chief in Lawrence Township has advantages that our Chief does not and this ordinance is to try and reach parity, he wants to make sure that we do it one time. Mrs. Zahirsky said as far as the Fire Chief's salary goes, she believes he is allowed to receive call back pay. Mr. Svab said he did not think that was what he was doing and he wanted to check. Mrs. Zahirsky stated whether he is doing it or not is really irrelevant. It is there for him to do. If he chooses not to do it, we specifically discussed this in Personnel. If he chose not to do this we were not going to increase his pay to make it up for the fact that he chose not to do it. That was already covered by Personnel. Mrs. Zahirsky stated she did not mind taking it to two readings.

Mr. Cozy asked if they would like to have a Personnel Committee meeting. Mrs. Zahirsky stated that they could. Mr. Cozy stated that they could get the whole ordinance straight and then pass it next meeting.

A motion was made to have a Personnel Committee Meeting on August 5, 2014 at 6:00pm to discuss current Ordinance 17-14 and all other business in regards to the Personnel Committee by Scott Svab, second by Nellie Cihon. All other Council members voted yes. Motion approved.

P.O.s

P.O. 9935: to American Legal Publishing in the amount of \$6,900.00 for Update to Codified Ordinances

A motion was made to approve P.O. 9935 by Sean Craney, second by Scott Svab. All Council Members voted yes. Motion approved.

P.O. 9933: to CTI Engineers, Inc. in the amount of \$29,000.00 for General Engineering Services

A motion was made to approve P.O. 9933 by Nellie Cihon, second by Linda Zahirsky. All Council Members voted yes. Motion approved.

P.O. 9960: to 20/20 Enterprises, Inc. in the amount of \$65,000.00 for Chip and Seal

A motion was made to approve P.O. 9960 by Nelly Cihon, second by Sean Craney.

Danny Losch asked if Mr. Mayberry would let him know how many miles were included in the Chip and Seal program.

All Council Members voted yes. Motion approved.

BILLS - \$380,247.21

A motion was made to approve the June Bills by Linda Zahirsky, second by Nellie Cihon. All Council Members voted yes. Motion approved.

OLD/NEW/OTHER BUSINESS

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A motion was made to have a Safety Committee meeting on August 19th, 2014 at 6:00pm to discuss the purpose of looking at a Fire District Consolidation by Linda Zahrisky, second by Nellie Cihon. All Council Members voted yes. Motion approved.

Mrs. Mayberry said she wanted to make a statement regarding Resolution 18-14, the Erie Avenue Storm Sewer Extension Project introduced by Scott Svab. She said she was not in favor of the legislation at all. Mrs. Mayberry stated the following.

"About 7 years ago, city administration promised a property owner across from the northwest schools, that if he signed the northwest schools annexation petition, a pre-existing drainage issue on his property would be fully remedied by the City. An agreement was drawn up obligating the city, the tax payers, and was signed by the property owner and former mayor John Grogan.

Question - when was this agreement signed? There is no date. Why is there no approved as to form by the law director?

Where in the meeting minutes is council's approval to appropriate money and budget the project for this specific agreement?

Did the finance director certify the money was available for this project and if so, why wasn't it done then?

The \$35,000 associated with this project, I believe from CTI, was not approved for the 2014 budget. Now we are adding CCI's cost of \$8,658 on top of that which also was not in our 2014 budget.

What is before us is a "promise" now disguised as needed legislation, and the required legal procedures outlined in our Charter, that should have been followed from the onset, have been disregarded. I will not support this expenditure.

In good conscience, I urge my fellow council members to do the same."

Mr. Svab stated that he would speak to that because he was the Finance Director at the time. He asked "How can I certify funds available when I don't know the amount or the scope of the project?" He said if the Mayor and the legal agreement was drawn up between a resident and the City, he is more or less honoring that at this time. As a Finance Director, his job had nothing to do with certifying the funds, creating a purchase order, when no one requested it, and the amount was not known, and the scope of services to be delivered was to be determined at a later date. Unfortunately, this is the later date.

Mrs. Mayberry said that sounds well and good, but....

Mr. Svab stated it is well and good.

Sean Craney asked Mrs. Mayberry if she did not want to do it because of a technicality.

Mrs. Mayberry said "Technicality?"

Mr. Craney stated he wanted to know why she didn't want to do it.

Mayor Harbaugh stated because you are spending City taxpayer's money.

Mrs. Mayberry said it was done without approval to even sign an agreement in the first place. How can that agreement be a binding agreement when every rule for a binding agreement was not followed? Read the Charter. Read it under the finance section. It is all there.

Mr. Cozy said the agreement was included in the Annexation agreement that was approved to form by outside legal counsel. Mrs. Mayberry said she does not see it, she does not read it, and it's not there. Mr. Cozy said she would need a copy of the annexation petition to see it. Mrs. Mayberry said this agreement is not signed; there is not even a date on it. It could have been signed last year for all she knows.

Mr. Cozy said as far as the drainage issue is concerned, it is an easement, and we are obligated to maintain drainage problems. As a citizen, we do have an obligation and repair damage that is being caused. The issue with that particular property is that it was approved under the old storm water rules by the County. It never would have been approved under today's regulations, but it was just done that way. When the new high school was built, and he incurred damage, he went to the County; he went to the trustees, and not received satisfaction, so he came to the City. We looked

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at the whole situation with the schools and that property and Mayor Grogran saw fit that by annexing the schools, the City's income would go up by \$150,000 per year. The Mayor at that time recognized to spend, if it is \$30,000 or that is what it ends up being, we spend \$35,000 once to make \$150,000 per year, that money without it, we would have suffered some economic issues and hardships over the years from the economic downturn in 2010. Without that school annexation, we probably would have been laying off people. But that promise by the former Mayor, and that investment that we are about to make, is a benefit to all the citizens of the City. Without that agreement, we would have never been able to annex the schools. The schools did agree to annex to get our water.

Mrs. Mayberry stated she understood.

Mr. Cozy said he understood the issues that Mrs. Mayberry was bringing up. Mrs. Mayberry said all that Mr. Cozy said just now, why isn't that written somewhere?

Mr. Svab said how long ago was that? Mr. Cozy said six years.

Mr. Fellmeth stated he was not the Law Director at that time.

Mrs. Mayberry said the thing is why wasn't that a rationale available to the former Council? It was not even discussed. There is nothing there.

Mr. Cozy said he was not sure.

Mrs. Mayberry said there was nothing. If there is something there, please find it, because she has looked.

Mr. Svab stated that he would defer this to the Law Director. Mr. Svab said he thought the resident had a legitimate claim against the City for what he has been promised in the past whether it was legally correct or not. Mr. Fellmeth stated from his understanding, and he was not the Law Director at the time when the negotiations took place, he has looked into this, and the reason this agreement was signed because this particular property owner gave the bridge to let us annex Northwest School System, without him, it would have never happened. From a strictly economic point of view it is a win win situation for the City.

Mrs. Mayberry then stated so economics is a plus for the city; throw the City Charter onto the floor and ignore it.

Mr. Fellmeth said No, it is not throwing the City Charter onto the floor at all. Mr. Fellmeth said he agreed with her, he does not see a date on the agreement. He certainly does not believe it was signed since last week, but he was not going to make a representation that it was. It is clear to him that this was a carrot that was put before the horse to get him to sign the annexation petition to let him cross and get his damages taken care of. That was the way in. That is why it was offered. Perhaps the person to ask would be former Mayor Grogran as to what happened on this issue.

Mrs. Mayberry said that this was her opinion with the details that she has researched, and that is her stance on this legislation.

Mr. Fellmeth said he understood why it was done when he looked at it. Mrs. Mayberry said she understood why it was done and the outcome of it.

Mr. Svab asked Mrs. Mayberry if it is a technicality and the Mayor at the time did not follow the rules and the charter and entered into an agreement with a resident, that we should not uphold at this time the resident's obligations. Mr. Svab said so you want to tell the person the Mayor made an error and did not follow proper procedures, so we are not going to fix your storm water as promised? That is what you're saying?

Mrs. Mayberry said she was not going....

Mr. Svab said, no, that is what you are saying. Mr. Svab said you are voting no....

Mrs. Mayberry said don't tell me what I am saying.

Mr. Svab said then you are voting no, and that is your opinion.

Mayor Harbaugh asked what use is it to have a Charter if we don't follow it. Whenever there is a contract the law director must ok it.

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Mr. Fellmeth said we do not know that, the Law Director is deceased from that time.

Mrs. Mayberry stated she did not say this to start an argument. This is how she feels. Now, it has gone up in price, now we are adding CCI to the mix. Why did CTI not feel they had to do the same? Mr. Svab said that CTI did bid on this contract and CCI was less. Mrs. Mayberry said CTI has been working on it from the beginning. Mr. Svab said their price was double, he believed.

Mrs. Mayberry asked why wasn't the \$6,000 issue regarding what CCI is going to do, part of what was asked for in the 2014 budget meeting? That was never asked for.

Mr. Cozy stated if he could recall, Mayor Grogan because of it being an annexation issue, did take Council into executive session to explain what he was doing. Mr. Cozy said he did recall that. So, Council at that time was apprised to what we were doing.

Mrs. Mayberry stated that they would have to approve it in a public meeting, and it was not done.

Mr. Cozy said the outside legal counsel; Eric Williams did draft the agreement. Mrs. Mayberry said it was a poor agreement that does not have signature lines and dates where things are done. Mrs. Mayberry said she was sorry, that was here statement for the night.

Mrs. Zahrisky stated that she wanted to bring up the personnel evaluations that Scott Svab had sent her to look at. She said we already have evaluations here. She is not so sure that the personnel committee actually needs to make a determination on. To her it is an administrative function as to what evaluation you are going to use. She said she thought that they asked that it be done. She said she liked the one Mr. Svab sent, and she is willing to pass it on to look at.

Mr. Svab said currently, the Finance Director asked about the evaluations. He has not had one done since he has been here. This was a format that he thought would be something we could incorporate as a personnel committee to begin the process. We may need to urge administration to get that done. Mrs. Zahrisky said she did not want to tell administration which to use. She felt that this is an administrative function, not a legislative function.

REPORT OF PRESIDENT PRO TEMPORE

Scott Svab stated that he wanted to rehash the Canal Days event. He was down all three days and he wanted to thank the Explorers for the parade and the clean up and even during the parade when they blocked the roads. The Explorers helped with the fishing clinics both days and he feels they are a great group to work with. Mr. Svab thanked Jim Deans for the great entertainment. The Police Department was very present at the festival. John Murphy with the Senior Center and the work he did with the landscaping was commendable. It was a good event for everyone. No big issues and the weather was great.

Mr. Svab said this Saturday he will be here with Lou Distefano talking about Storm Water. Residents can come out between 10-11:30am with their insurance policies if they have any questions or concerns with sewer overflow.

REPORT OF SPECIAL COMMITTEES

No Reports

CITIZENS COMMENTS – Open Discussion (Five Minute Rule)

Sam Wilson – 980 Colonial Avenue.

Mr. Wilson spoke on the progress of the Veteran's Memorial. He would like Council's approval to begin and level the area for the memorial. Bells Custom Concrete has offered to donate site preparation at no cost. After site prep the City can run the electrical line to the site. He also had a person who will lay the brick for free.

Mr. Fellmeth said that he is asking Council to proceed with a project that is not funded. Mr. Wilson said it is partially funded. Mr. Fellmeth stated that he was asking for excavation on a project without having building blocks in place to complete it. Mr. Wilson said he has money for that.

Mrs. Zahrisky asked exactly what electric we were running. Mr. Wilson said electricity from the Senior Center to the memorial site. Mrs. Zahrisky asked what the electric was going to run. Mr. Wilson said a light. It will light only when the flag is up.

Mr. Losch asked if anyone looked at the cost of the line. Mr. Mayberry said there is electric near the location. There had been a pole at that location sometime in the past and conduit was run out of

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the breaker box to that pole. We would have to relocate it, or run a new conduit from underground to the site. Mr. Mayberry said he has not priced that out yet, but he would think it would be in the neighborhood of \$200.00 to \$300.00 dollars, if we do the work.

Mrs. Mayberry said she noticed Jeanie Wilson was the secretary/treasurer. Mrs. Mayberry said it would be nice to see a breakdown of the different stages on what has to happen first, second, third and so on, along with the price that Mr. Wilson had quotes for. Also what they had received in donations, and how that is split up between the different stages.

Mr. Wilson said it will be in a stage process and leveling the ground would be the first stage. The next step would be the electricity, then the flagpole in the center. After that, we will have the money to buy the brick. The brick will be laid then.

Mr. Mayberry asked if Mr. Wilson had funds to put the brick in now, or basically to restore the site. Mr. Wilson said he has \$3,400.00 at this time. Mr. Mayberry said if the site is leveled and Mr. Wilson has the brick to put in, he could stub conduit onto the site and run electric. Mr. Mayberry said basically he is asking for the concrete and relocate the flag pole.

Mr. Craney asked if the site was official. Mr. Mayberry said it was walked and he was fine with it. Mr. Mayberry said it was a good location.

Mr. Wilson said it will not be an overnight process. There are a lot of donations and word is getting out.

Mr. Wilson said there is also going to be a website. There was a community garage sale, and a table at Olde Canal Days. They do have a bank account and a tax identification number.

A motion was made to expend up to \$500.00 for electric for the All Veteran's Memorial by Linda Zahirsky, second by Nellie Cihon. All Council Members voted yes. Motion approved.

A motion was made to start the excavation of the All Veteran's Memorial site by Linda Zahirsky, second by Sean Craney. All Council Members voted yes. Motion approved.

Jim Deans – 426 Heritage

Olde Canal Days Festival went very well. Three ATMs ran out of money. Bates Amusement sets a record for this year. People are already requesting contracts for next year. The health department inspection was passed with the addition of some grey water tanks. Some problems were that the Chamber Office was not open at all times. He said we are learning and the same problems will not happen again. Mr. Deans said he heard good things about the parade. Chapel Hill and Community Connections provided a shuttle bus which helped those with disabilities and parking. He wanted to thank the Fire Explorers, Street Department and John Murphy's crew. All were really great. Next year for the show, we will have job that we will be hiring for the Sunday clean up. Any comments good or bad should be sent to the Chamber of Commerce.

Danny Losch said he wanted to thank Council Clerk, Teresa Dolan for her efforts on the festival. She commented that it was a group effort and thanked all.

Mayor Harbaugh asked about the gaps in the parade, and Mr. Deans said he would look into that.

Earl Minks – 606 Canal Street

Mr. Minks was curious about the recreation project and wanted to know if it would interfere with the YMCA. Mr. Craney said it was all merged together.

ADJOURNMENT

The meeting was adjourned at 8:42.

Minutes Prepared by: _____
Teresa M. Dolan, Clerk

Minutes Approved: _____
Mayor Richard Harbaugh