

**CITY OF CANAL FULTON  
CITY COUNCIL MEETING AGENDA**

**May 5, 2020**

1. **CALL TO ORDER**
2. **PLEDGE OF ALLEGIANCE**
3. **ROLL CALL**
4. **REPORTS OF STANDING COMMITTEES**
5. **CITIZENS' COMMENTS – AGENDA MATTERS (Five Minutes per Individual – No Yield)**

Equipment for the City of Canal Fulton, Ohio Pursuant to Ohio Revised Code Sections 5705.19 (I) and 5705.191, Requesting the Stark County Auditor to Certify the Total Current Tax Valuation of the City and the Dollar Amount of Revenue that would be Generated by that Levy, and Declaring an Emergency.

6. **CORRECTING & ADOPTING THE RECORD OF PROCEEDINGS**

4-21-2020 Council Meeting Minutes

**REPORTS OF ADMINISTRATIVE OFFICERS**

- o Senior Citizens
- o Community Service
- o Fire Chief
- o Police Chief-
- o Engineer
- o Streets
- o Public Utilities
- o HPC/Planning/Zoning
  - Zoning Code Review May 21<sup>st</sup>
- o Finance Director
- o City Manager
- o Mayor
- o Parks & Recreation Board
- o Law Director
  - Charter Review

**P.O.s**

P.O. RG012720 to Core & Main LP in the amount of \$8,140.00 for Specialized Meters

7. **THIRD READINGS**

**Ordinance 10-20:** An Ordinance Amending Ordinance 3-06, Utility Fees, And Repealing any Ordinances in Conflict Therewith

8. **SECOND READINGS**

**Ordinance 11-20:** An Ordinance by the Council of the City of Canal Fulton, Ohio to Enter into an Agreement with the Board of Stark County, Ohio Commissioners for the CDBG Program

9. **FIRST READINGS**

**Resolution 5-20:** A Resolution by the Council of the City of Canal Fulton, Ohio to Enter into an Agreement with CIVPRO Engineering, LLC to Provide Professional Engineering Services for the Years 2020 and 2021 for the City of Canal Fulton Engineer

**Resolution 6-20:** A Resolution Declaring it Necessary to Levy A Renewal of A 1.0 Mill Tax Levy for the Purpose of Purchasing Capital Fire

10. **BILLS-**

11. **OLD/NEW/OTHER BUSINESS**

12. **REPORT OF PRESIDENT PRO TEMPORE**

13. **REPORT OF SPECIAL COMMITTEES**

14. **CITIZENS COMMENTS – Open Discussion (Five Minute Rule)**

15. **ADJOURNMENT**



**CITY OF CANAL FULTON  
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April 21, 2020**

**CALL TO ORDER**

Mayor Schultz called the meeting to order at 7:00 p.m.

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

Council Members present were Sue Mayberry, Eric Whittington, Scott Svab, Mayor Schultz, Doug Morgan, Jeanann VanDenberg

City Staff present were Finance Director Bill Rouse, Law Director Scott Fellmeth, Clerk of Council Alyssa Bettis and City Manager Mark Cozy

***Council Meeting closed to the public due to COVID-19***

**A motion was made to excuse Bonnie Donaldson by Sue Mayberry**

**Second by Scott Svab**

**All Council Members vote yes. Motion approved.**

**SWEAR IN – DOUG MORGAN**

Mr. Fellmeth administers the Oath of Office.

**A motion was made to accept Doug Morgan to City Council by Scott Svab**

**Second by Eric Whittington**

**All council members vote yes. Motion approved.**

**REPORTS OF STANDING COMMITTEES**

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

**CORRECTING & ADOPTING THE RECORD OF PROCEEDINGS**

4-7-2020 Council Meeting Minutes

**A motion was made to approve the 4-7-2020 Council Meeting Minutes by Sue Mayberry**

**Second by Scott Svab**

Mrs. Mayberry asks that all mentions of (1 million dollars) be changed to 1Mil.

**Doug Morgan abstains. All Council Members vote yes. Motion approved.**

4-7-2020 Finance/Safety Committee Meeting Minutes

**A motion was made to approve the 4-7-2020 Finance/ Safety Committee Meeting Minutes by Scott Svab**

**Second by Jeanann VanDenberg**

Mrs. Mayberry asks that all mentions of (1 million dollars) be changed to 1Mil.

Mayor Schultz has a correction, under the Fire Levy, change approve to improve.

**Doug Morgan abstains. All other Council Members vote yes. Motion approved.**

4-14-2020 Special Council Meeting Minutes

**A motion was made to approve the 4-14-2020 Special Council Meeting Minutes by Scott Svab**

**Second by Sue Mayberry**

Mrs. VanDenberg asks if they will be able to get a full copy of what was said regarding turning this into the Ohio Ethics Commission. Mayor Schultz says that she will be able to have the full recording.

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Mr. Cozy says the dollar sign also needs taken off of 1Mil.

**Doug Morgan abstains. All other Council Members vote yes. Motion approved.**

**REPORTS OF ADMINISTRATIVE OFFICERS**

Law Director –

Mayor Schultz adjusts the report of Administrative Officers to allow Mr. Fellmeth to go first in case he needs to leave.

**Fire Levy Legislation:** Mr. Fellmeth says he will stay. Mr. Fellmeth has no report and is happy to answer any questions.

Mr. Fellmeth says he believes that at one of the meetings Scott mentions that he wanted a Resolution supporting the Fire Levy. Mr. Fellmeth says that no one has ever requested that from him. Mr. Fellmeth says he will need someone to send him the actual issue number.

Mayor Schultz says we will not get the actual issue number until we submit it. Mr. Fellmeth asks that it is emailed to him when we get it.

**Engineer Contract Legislation:** Mrs. Mayberry says we also need the legislation for the engineer. Mayor Schultz asks Mr. Fellmeth if he has reviewed the Engineers contract. Mr. Fellmeth says yes. Mayor Schultz says after you review it we will just need the legislation to officially hire him.

Senior Citizens- No report.

Community Service- No report.

Fire Chief-

**Report:** The Fire Chief Submitted a report. Everyone has a copy. They transported the first person that was suspected of having COVID-19. They wanted to let us know that they did sanitize the vehicle and everything.

Police Chief- No report.

Engineer- No report.

Streets – No report

Public Utilities- No report.

HPC/Planning/Zoning –

**Citizen Request for Alley Vacation:** Mayor Schultz says that he had a request from a citizen for an alley vacation. The address is 602 Wooster Street. He bought a house a couple years ago and there is a paper alley between him and his neighbor. They would like to have that vacated. He is going to bring that to the Planning Commission in May.

Finance Director –

Mr. Rouse says we had a department head meeting today. The point of the meeting was to update them on where are finances are. Mr. Rouse says he wanted to share what he is seeing in April and what he is seeing in the Economy in general. Mr. Rouse has handed out copies of what they went through to council. Mr. Rouse says he can go through all of the revenues in more detail but it is probably best to have a Finance Committee Meeting when they have the end of the month numbers for April. Mr. Rouse says after he is done, he would like to ask for a half hour Finance Committee Meeting. Mr. Rouse says we can go into more detail on the revenue side but what we are seeing is that the revenue is dropping at this point. A lot of it on the Income Tax side is on the personal returns, they are just not coming in. We can go through that in more detail before the next Council Meeting. Mr. Rouse directs Councils attention to the last page of the handout. At the last Council Meeting, Scott did ask what our overall response would be financially if we went through our first firewall of \$400,000.00. Mr. Rouse says Council gave the direction after that to kind of come up with

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the next \$300,000.00. In the process of doing this and talking to Mark, Mayor and Department heads, we outlined all of the phases. Mr. Rouse says that we are still in the initial phase at \$400,000.00. Mr. Rouse says he thinks by the end of April, we will probably have used somewhere between \$150,000.00 - \$200,000.00 of that. The good news to that is May tends to be a slower month. Mr. Rouse says he thinks our burn rate will go down in May. Then we will get to June and see where we are at. The point of the meeting with the department heads was to start a spending freeze so that we are making each phase of this plan last as long as possible. Mr. Rouse says that this is really just a timing problem. It is trying to hold on and not have to change our operations while we are waiting for taxes to recover or waiting for the government to figure out if they are doing any stimulus for local governments. We are also waiting for EMS revenues to reflect some of the adjustments. This gives an outline of some of the dominoes as we see them right now and the potential time frame. Mr. Rouse says he is hoping we don't go very far into this.

Mayor Schultz says he thinks the meeting today was well received by the department heads. We tried to emphasize, even with things we had already approved in the budget, for then to understand everything is on hold. Every single P.O. has to come to Bill to be considered first before we can make a commitment to do anything. Mayor Schultz says it once again, typical Canal Fulton Employee fashion they have already started thinking about things they could to get work done and save money. Mayor Schultz says as bad as this situation is it is an opportunity to look at doing other things that we might not have been able to.

Mrs. Mayberry asks what we need a Finance Committee for. Mr. Rouse says that we would probably need more than just a five-minute discussion on where our tax revenue is at, at the end of April. Mrs. Mayberry asks if he wants that motion today, and if he wants the meeting on the first meeting in May. Mr. Rouse says yes. Mr. Svab says at 6:30. Mr. Rouse agrees.

**A motion was made to have a Finance Committee Meeting at 6:30 p.m. on May 5<sup>th</sup> to discuss finance issues by Sue Mayberry**

**Second by Scott Svab**

**All Council Members vote yes. Motion approved.**

Mrs. Mayberry checks to see what committees Doug Morgan will be on. Mrs. Mayberry says Dan Bucher was on Finance, Personnel, Economic Development/Zoning, and on Public Service. Mrs. VanDenberg asks if he chaired any of them. Mr. Svab says Public Service. Mayor Schultz says that is perfect. Mrs. Mayberry asks if he has gotten a copy of Council Rules, he needs a copy because it will show in the council rules it will show all of the different committees and what they do and meet for. He will also need a copy of the Charter.

City Manager –

**DORA Application:** Mr. Cozy says he has the Designated Outdoor Recreation Area application here. Mr. Cozy passes the copies around. Essentially today being the official day of the application submitted we have 45 days to post a public notice of a hearing. Then after that notice we have 30-60 days to have a public hearing establishing the Designated Outdoor Recreation Area. Mr. Cozy says before we post anything Council should go to committee to figure out how you want to administrate it. Mr. Cozy recommends that the Police Chief be included in those. Mr. Cozy says he sent over to Zoning the actual map. We need hours of operation, days of the week, safety personnel if needed, sanitation plan. We need to talk about all of those things and also how we are going to buy the cups. Mrs. VanDenberg asks if the City buys them. Mr. Whittington says the City buys the cups and the bars buy them from us. Mrs. VanDenberg says we can get the City of Canal Fulton with the Canal Boat on them. Mr. Whittington says you can put the logo of all the participating bars on them. Mr. Cozy says that is a good idea so they know which bars to go to.

Mr. Cozy says we would need to start with an Economic Development Committee meeting. Mr. Whittington says we are going to need more than 15 minutes. Mayor Schultz says the next meeting would be May 5<sup>th</sup> and we have a meeting at 6:30 p.m. Mr. Whittington says why don't we start at 6:00 p.m. if that is obtainable for everyone to at least get 30 minutes in. Then we will probably need another meeting because we will need more than 30 minutes. Mr. Rouse says if it helps, he can limit his meeting to 15 or 20 minutes. Mr. Whittington says whatever works. Mr. Whittington says we are still going to need a second meeting. We can do the first 45 minutes on the 5<sup>th</sup> and then go another full hour on the following meeting. Mr. Whittington asks if that would be too much time. Mrs. VanDenberg says we can wait and see how far we get on the first meeting. Mr. Cozy says in the meantime Chief Swartz and I can talk to you. Mr. Whittington says we can at least start getting some ideas together. Mr. Whittington suggest that if anyone has any ideas to send them through email. That way we can compile a list.

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**A motion was made to have an Economic Development Committee meeting at 6:00 p.m. on May 5<sup>th</sup> to discuss the Designated Outdoor Recreation Area by Eric Whittington**

**Second by Jeanann VanDenberg**

**All Council Members vote yes. Motion approved.**

**Canal Days:** Mr. Cozy says we had a teleconference with the Canal Days Committee. As far as we are concerned Canal Days is still on for the second weekend in July. Mr. Cozy says we will defer to what the Governor does. Mr. Cozy says Jackson has their festival a week before ours and theirs is still on for the time being. We have already talked about scaling things back. Mr. Cozy says we can't reschedule Canal Days because of the type of event it is. Mr. Cozy says maybe we can do a one-day thing, the fireworks have already been paid for. Mr. Whittington says we should still do the fireworks regardless because that is something the whole committee can see. Mr. Cozy says maybe we can make a half day of it and not even charge the food vendors to come in and just have something late in the year. Mr. Cozy says we have already talked to the fireworks company and we can go until next year with what we paid. Mr. Cozy says he will keep everyone informed. Mrs. VanDenberg asks if it is the 9<sup>th</sup>, 10<sup>th</sup>, and 11<sup>th</sup>. Mr. Cozy says yes.

Mayor –

**Small Business Loan Program:** Mayor Schultz updates Council, we have had 5 businesses come in and take advantage of the small business loan program that council approved. Mayor Schultz says it was greatly appreciated by all 5 businesses. Mayor Schultz says he has one other person who contacted him by phone trying to decide whether they want to move forward with it or not. Those were 5 loans of \$1,800.00 which is \$9,000.00 of the \$50,000.00 that we set aside.

**Sterilizing Product:** Mayor Schultz says we had a very generous offer from ZBN, the company that owns the Heritage Square Plaza. They do property management. They partnered with another Ohio company that works to sterilize spaces. Not only work place spaces, residential spaces but they offered to put this product inside of our first responder vehicles. Mayor Schultz says he saw it on 19 ACTION NEWS last night, they were spraying down the vehicles. Mayor Schultz describes it like a misting. They offered to put it in there for free but we are doing some research to make sure that it doesn't damage any of our equipment. Other communities are doing it. Mayor Schultz thought it was a very gracious and generous offer.

**Charter Review:** Mayor Schultz says he has talked to Mr. Fellmeth about Charter Review. Mayor Schultz explains that because of the Corona Virus, we may be able to establish our committee now but not actually have a finished product to go to the ballot this November. We would still be within the guidelines if we extend pass November. Mr. Fellmeth says the term they serve is until December and there is no requirement that it brought to the ballot this year. We can always do it next year. Mayor Schultz asks if we would need to have the committee members in place this year. Mr. Fellmeth says the 7 members, to be appointed by the Mayor, needs to be done this year. Mrs. Mayberry asks if the letters have gone out to the public. Mr. Fellmeth says the Charter does not require that it is the Mayors sole discretion who appoints the 7 members of the committee. Mayor Schultz asks if it can be more than 7 members. Mrs. Mayberry and Mr. Fellmeth say no.

Parks & Recreation Board-

**Canal Boat:** Mr. Cozy says we have a tentative start date on the boat for the week of June 13<sup>th</sup> but we are talking about scaling back the schedule to just do Friday, Saturday, Sunday only. If we run it at all. Those seem to be the most received days. Right now, the boat has a capacity of 60 people and we could drop that down to 30. We will see what happens with the month of May. Mr. Whittington asks about the wooden fence that goes around the sidewalk at the park. Mr. Whittington says it has been down since the flood last year. Mr. Whittington asks if it would be okay for him to grab a couple Veteran Volunteers and put it back together. Mr. Cozy says it is incomplete. Mr. Whittington asks if they can at least up until we run out of material because there are stacks of wood sitting there. Mr. Cozy says we have a quote for lumber. Mr. Whittington says he looks at its everyday running by. Mayor Schultz says that would be a good idea. Mayor Schultz and Mr. Cozy say they are okay with that.

**THIRD READINGS**

**SECOND READINGS**

**CITY OF CANAL FULTON  
CITY COUNCIL MEETING MINUTES  
April 21, 2020**

**Ordinance 10-20:** An Ordinance Amending Ordinance 3-06, Utility Fees, And Repealing any Ordinances in Conflict Therewith

**FIRST READINGS**

**Ordinance 11-20:** An Ordinance by the Council of the City of Canal Fulton, Ohio to Enter into an Agreement with the Board of Stark County, Ohio Commissioners for the CDBG Program

**P.O.s**

**BILLS-** No bills to report

**OLD/NEW/OTHER BUSINESS**

**2020 Census-** Mayor Schultz says we want to make our last push to have everyone complete the census online. Mayor Schultz says the City of Orrville is way ahead of us. We don't want to lose to Orrville on anything so use that as motivation to get it completed.

**REPORT OF PRESIDENT PRO TEMPORE**

**REPORT OF SPECIAL COMMITTEES**

**CITIZENS COMMENTS – Open Discussion (Five Minute Rule)**

**ADJOURNMENT**

***Meeting adjourns at 7:34 p.m.***

Minutes prepared by: Alyssa Bettis

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Minutes approved by: Mayor Joseph A. Schultz

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# RECORD OF ORDINANCES

CLERK OF COUNCIL - 880-724-0000, FPM 11/13/2008

Ordinance No. 10-20

Passed

, 20 10

AN ORDINANCE AMENDING ORDINANCE 3-06, UTILITY FEES, AND REPEALING ANY ORDINANCES IN CONFLICT THEREWITH.

WHEREAS, the Canal Fulton City Council wishes to amend the water and sewer utility tap-in fees, and

WHEREAS, Ordinance 3-06 (Chapter 143 of the Administrative Code) addresses utility fees, and

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CANAL FULTON, STATE OF OHIO, THAT:

Section 1: Chapter 143.01 (a) of the Administrative Code is amended as follows:

## 143.01 ESTABLISHMENT OF RATES

The following rates are hereby established:

### (a) Utility Fees

#### (1) Water and Sewer Contractor's

License Fees, renewable annually: \$50.00

#### (2) Water tap-in fees to be used for Capital Improvement Projects:

A. 3/4" meter or less, and setting \$3,200.00

B. 1" and over, up to 2", and setting \$3,848.00

C. 2" meters and setting \$5,558.00

#### D. 3" meters and setting

Inside City \$6,464.00

Outside City \$9,696.00

#### E. 4" meters and setting

Inside City \$8,618.00

Outside City \$12,928.00

#### F. 6" meters and setting

Inside City \$11,312.00

Outside City \$16,967.00

#### G. 8" meters and setting

Inside City \$14,364.00

Outside City \$21,546.00

#### H. 10" meters and setting

Inside City \$17,596.00

Outside City \$26,393.00

#### I. 12" meters and setting

Inside City \$21,546.00

Outside City \$32,319.00

# RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. \_\_\_\_\_ Passed \_\_\_\_\_, 20\_\_\_\_

J. For actual tap-in work, the cost will be billed

(3) Sewer tap-in fees, per single family equivalent \$2,000.00

**Section 3:** All other ordinances inconsistent herewith are repealed.

**Section 4:** This Ordinance shall take effect on January 1, 2021.

\_\_\_\_\_  
Joseph A. Schultz, Mayor

ATTEST:

\_\_\_\_\_  
Alyssa Bettis, Clerk of Council

I, Alyssa Bettis, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Ordinance \_\_\_\_\_, 20, duly adopted by the Council of the City of Canal Fulton, on the date of \_\_\_\_\_, 2020, and that publication of the foregoing Ordinance was duly made by listing same on the City's website and by posting true and correct copies thereof at three of the most public places in said corporation as determined by Council as follows: Canal Fulton Post Office, Canal Fulton Public Library and Canal Fulton City Hall, each for a period of fifteen days, commencing on the \_\_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
Alyssa Bettis, Clerk of Council

RECORD OF ORDINANCES

Ordinance No. 11-20

Passed \_\_\_\_\_, 20\_\_\_\_

AN ORDINANCE BY THE COUNCIL OF THE CITY OF CANAL FULTON, OHIO TO ENTER INTO AN AGREEMENT WITH THE BOARD OF STARK COUNTY, OHIO COMMISSIONERS FOR THE CDBG PROGRAM.

WHEREAS, the County and the City have previously entered into a cooperation agreement for the purposes of receiving Community Development Block Grant (CDBG) and HOME Investment Partnership funding, which agreement is dated July 2, 2002; and

WHEREAS, said agreement faces expiration.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CANAL FULTON, OHIO, THAT:

The City of Canal Fulton agrees to enter into an agreement of cooperation with the Board of Stark County, Ohio Commissioners for the Community Development Block Grant (CDBG) Program pursuant to agreement attached hereto as Exhibit "A" and incorporated by reference herein.

\_\_\_\_\_  
Joseph A. Schultz, Mayor

ATTEST:

\_\_\_\_\_  
Alyssa Bettis, Clerk-of-Council

I, Alyssa Bettis, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Resolution \_\_\_\_-20, duly adopted by the Council of the City of Canal Fulton, on the date of \_\_\_\_\_, 2020, and that publication of the foregoing Resolution was duly made by listing same on the city's web-site and by posting true and correct copies thereof at three of the most public places in said corporation as determined by Council as follows: Canal Fulton Post Office, Canal Fulton Public Library and Canal Fulton City Hall each for a period of fifteen days, commencing on the \_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
Alyssa Bettis, Clerk-of-Council

SEF/bp

EXHIBIT "A"

Agreement

Stark County Commissioners

With \_\_\_\_\_

Date: \_\_\_\_\_

Subject CITY OF CANAL FULTON  
COMMUNITY DEVELOPMENT BLOCK GRANT AGREEMENT

THIS AGREEMENT, entered into this day, by and between the Board of Stark County Commissioners of Stark County, Ohio, hereinafter referred to as the "County," and duly authorized through a resolution of the Board of Stark County Commissioners adopted on this day, and the City of Canal Fulton, Ohio, hereinafter called "City" and duly authorized through the enactment of Ordinance No. \_\_\_\_\_ of the Council of the City.

WITNESSETH:

WHEREAS, The Congress of the United States has enacted the Housing and Community Development Act of 1974, which has as its primary objective the development of viable urban communities, including decent housing and a suitable living environment and expanding economic opportunities, principally for persons of low and moderate incomes; and

WHEREAS, both the City and County are desirous of entering into community development activities within Stark County, which are directed toward said objective and are desirous of seeking such federal funding as may be available to them pursuant to the Act; and

WHEREAS, the Act contemplates and encourages the joining by agreement of counties and municipalities for the purpose of carrying out the objectives of the Act; and

WHEREAS, municipalities and counties in Ohio have authority under Section 307.15 of the Revised Code of Ohio to enter into agreements whereby a board of county commissioners may undertake, and is authorized by a municipality, to exercise any power, perform any function, or render any service in behalf of a municipality, which such municipality may exercise, perform, or render; and

WHEREAS, the City and the County each have authority to carry out the kinds of activities which are the objectives of the Act pursuant to Sections 303.26 and 307.85, as well as other statutes of the Revised Code of Ohio; and

WHEREAS, the County and the City agree to cooperate to undertake or assist in undertaking, community renewal and lower income housing assistance activities, specifically urban renewal and publicly assisted housing; and

WHEREAS, the City and the County have agreed that it is in the best interests of their constituents that the objectives of the Act be carried out within Stark County and that the City and the County should join in community development activities; and

WHEREAS, the National Affordable Housing Act of 1990 created the HOME Investment Partnership program, hereinafter referred to as "HOME" which has its purpose the provision of affordable housing opportunities to low and moderate income purposes, which program is also covered by this Agreement.

NOW, THEREFORE, IN CONSIDERATION of the provisions hereinbefore and hereinafter contained, it is mutually agreed as follows:

1. The City and the County shall cooperate to undertake, or assist in undertaking, community renewal and lower income housing assistance activities, specifically urban renewal and publicly assisted housing.

2. The County shall have the authority to carry out activities which will be funded from annual Community Development Block Grants and HOME from Fiscal Years 2021, 2022, 2023 appropriations and from any program income generated from the expenditure of such funds.

3. This Agreement shall be in effect from the date of its execution by the Board of Stark County Commissioners and shall continue through the County's 2021, 2022, and 2023 Community Development program years, inclusive. This Agreement shall be automatically renewed for participation in successive three-year qualification periods, unless the County or the City provides written notice that they elect not to participate in a new qualification period. A copy of the notice not to participate must be sent to: Department of Housing and Urban Development, 200 North High Street, Columbus, Ohio 43215. The County shall notify the City of its right to elect to not participate in the next three-year qualification period, in accordance with guidelines and deadlines as specified in HUD's Urban County Requalification notice for the next qualification period.

Failure by either the County or the City to adopt an amendment to this Agreement incorporating all changes necessary to meet the requirements for cooperation agreements as set forth in the Urban County Requalification Notice applicable for a subsequent three-year urban

county qualification period, and to submit the amendment to HUD as provided in the urban county qualification notice, shall void the automatic renewal of such qualification period.

This Agreement remains in effect until the CDBG and HOME funds and program income received with respect to Fiscal Years 2021, 2022, and 2023 and any successive qualification period, are expended and the funded activities are completed.

4. This Agreement may not be terminated by either the City or the County during the period this Agreement is in effect.

5. The City hereby authorizes the County to undertake, and assist the City in undertaking, all essential activities and objectives of the Housing and Community Development Act of 1974, as amended, and as reauthorized and further amended under Title I of the Housing and Urban-Rural Recovery Act of 1983 (Public Law 98-181), and the National Affordable Housing Act of 1990, in accordance with any and all applicable provisions of said Acts and the administrative regulations of the U.S. Department of Housing and Urban Development as set forth in the Federal Register, Volume 53, Number 172, dated Tuesday, September 6, 1988, 24 CFR Part 570, and any applicable revisions which may become effective pursuant to the execution of this agreement.

6. The City agrees to cooperate to undertake, or assist in undertaking, community renewal activities, specifically urban renewal and publicly assisted housing.

7. The City, by executing this agreement understands that:

- a) it may not apply for grants under the Small Cities or State CDBG program from appropriations for Fiscal Years 2021, 2022, 2023; and
- b) it may not participate in a HOME consortium except through Stark County, regardless of whether Stark County receives a HOME formula allocation.

8. The County shall prepare and submit an application to the Secretary of Housing and Urban Development for a grant under the terms of the Housing and Community Development Act of 1974, as amended and the National Affordable Housing Act of 1990, as amended. This application shall set forth a five-year comprehensive Consolidated Plan and the One Year Updates which identifies community development and housing needs, and specifies both short- and long-term community development objectives, which have been developed in accordance with area wide development planning and national urban growth policies, and otherwise conform with applicable requirements of the Act.

9. The City may prepare recommended projects and activities for community development within its boundaries, which objectives and activities must be in accordance with the objectives of the Acts. These shall be submitted to the Stark County Regional Planning Commission, which has been designated by the County as the reviewing agency for all proposed objectives and activities to be included in the Consolidated Plan and subsequent One Year Updates. It is understood between the parties that the Stark County Regional Planning Commission, in conjunction with the SCRPC Citizens' Advisory Council, shall make recommendations to the County for the contents of the Consolidated Plan and for recommended priorities among these various projects and activities. It is also understood between the parties that the County shall have the authority and responsibility to make these decisions concerning the contents of the Consolidated Plan, and as to whether the projects and activities for which approval and urban county formula funding is sought under the application shall be in conformance with the purposes of the Acts. It is understood between the parties that the Acts place emphasis on those activities which further comprehensive neighborhood revitalization and principally benefit low and moderate income persons, including housing-related activities.

10. If projects or activities within the City are approved and funded pursuant to the application, the County may undertake the implementation of those activities which are to take place within the City. The parties acknowledge that the County will have the sole responsibility and authority for the overall implementation of the program and for the proper use of the urban county entitlement funds in accordance with the requirements of the Acts; and that nothing in this Agreement shall be construed to authorize the City to veto, restrict, or in any way limit the ability of the County, or the Stark County Regional Planning Commission working in conjunction with the County, to administer and implement the Community Development and Housing Assistance activities referred to in the Community Development Program, including the Consolidated Plan, included in the three-year plans covered by this Agreement, or to disapprove an activity after the plan in which it is included is submitted to the Department of Housing and Urban Development.

11. The County shall develop a uniform administrative procedure for the development of the Application and the review of project proposals submitted by the City. These procedures will, of necessity, reflect the requirements of the Secretary of Housing and Urban Development and the regulations which the Secretary may develop for the administration and implementation of the Community Development Block Grant program and HOME program.

12. The City authorizes the County to do, on behalf of the City in accordance with the conditions of this Agreement, all things which the City could do in its own behalf relative to the expenditure of CDBG funds.

13. The County and the City shall take all actions necessary to assure compliance with the urban county's certification required by Section 104(b) of Title I of the Housing and Community Development Act of 1974, as amended, that the grant will be conducted and administered in conformity with Title VI of the Civil Rights Act of 1964 and the Fair Housing Act, and will affirmatively further fair housing, in accordance with 24 CFR 91.225(a) and 5.105(a). Furthermore, the County and the City must also comply with Section 109 of Title I of the Housing and Community Development Act of 1974, which incorporates Section 504 of the Rehabilitation Act of 1973 of Title II of the Americans with Disabilities Act of 1990, the Age Discrimination Act of 1975, and Section 3 of the Housing and Urban Development Act of 1968, and all other applicable laws. Further, funding is prohibited for activities in or in support of any cooperating unit of general local government that does not affirmatively further fair housing within its own jurisdiction or that impedes the County's actions to comply with its fair housing certification. It is expressly understood by the parties to this Agreement that this provision is required because noncompliance by a unit of general local government included in an urban county may constitute noncompliance by the grantee (i.e. the entire urban county) which may provide cause for funding sanctions or other remedial actions by the U.S. Department of Housing and Urban Development.

14. The City, pursuant to 24 CFR 570.501(b), is subject to the same requirements applicable to subrecipients, including the requirement of a written agreement set forth in 24 CFR 570.503.

15. With respect to the expenditure of program income, the County and the City hereby agree as follows:

- a) that the City shall inform the County of any income generated by the expenditure of CDBG and/or HOME funds received by the City;
- b) that any such program income must be paid to the County or that the City may, upon consent of the County, retain program income subject to the requirements of the Section 2 CFR 200.307, and the provision of Section 570.504 of the "Community Development Block Grant Regulations - Final Rule" as published in the Federal Register, Vol. 53, No. 172, dated September 6, 1988;



- c) that any program income the City is authorized to retain may only be used for eligible activities in accordance with all CDBG and/or HOME requirements as may then apply;
- d) that the County has the responsibility for monitoring and reporting to HUD on the use of any such program income thereby requiring appropriate recordkeeping and reporting by the City as may be needed for this purpose; and
- e) that in the event of CDBG grant close-out or change in eligibility status of the City, any program income that is on hand or received subsequent to said close-out or change in status shall be paid to the County.

16. With respect to real property acquired or improved in whole or in part using CDBG funds, the County and the City hereby agree as follows:

- a) the City shall notify the County in a timely manner of any modification or change in the use of any real property from the planned or intended use at the time of acquisition or improvement, including disposition of real property subsequent to acquisition or improvement using CDBG funds;
- b) the City shall reimburse the County in an amount equal to the current fair market value (less any portion thereof attributable to expenditures of non-CDBG funds) of real property acquired or improved with CDBG funds which is sold or transferred for a use which does not qualify under the CDBG regulations; and
- c) that any program income generated from the disposition or transfer of property prior to or subsequent to the close-out of a CDBG-funded activity, change of eligibility status of the City, or termination of the cooperation agreement between the County and the City shall be returned to the County.

17. The City has adopted and is enforcing:

- a) a policy prohibiting the use of excessive force by law enforcement officials within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and
- b) a policy of enforcing applicable State and local laws against physically barring entrance to or exit from a facility or location which is the subject

of such non-violent civil rights demonstrations within the City's jurisdictions.

18. The City may not sell, trade, or otherwise transfer all or any portion of such funds (CDBG) to another such metropolitan city, urban county, unit of general local government, or Indian tribe, or insular area that directly or indirectly receives such funds in exchange for any other funds, credits or non-Federal considerations, but must use such funds for activities eligible under Title 1 of the Housing and Community Development Act of 1974, as amended.

IN WITNESS WHEREOF, the parties have hereunto set their hands this day of \_\_\_\_\_

WITNESSES:

BOARD OF COUNTY COMMISSIONERS OF STARK COUNTY, OHIO

BY: \_\_\_\_\_  
Richard Regula, President

BY: \_\_\_\_\_  
William Smith, Vice President

BY: \_\_\_\_\_  
Janet Creighton, Member

WITNESSES:

CITY OF CANAL FULTON

BY: \_\_\_\_\_

ITS: \_\_\_\_\_

THE TERMS AND PROVISIONS OF THIS AGREEMENT ARE FULLY AUTHORIZED UNDER STATE AND LOCAL LAW AND THIS AGREEMENT PROVIDES FULL LEGAL AUTHORITY FOR THE COUNTY TO UNDERTAKE OR ASSIST IN UNDERTAKING ESSENTIAL COMMUNITY DEVELOPMENT AND HOUSING ASSISTANCE ACTIVITIES, SPECIFICALLY URBAN RENEWAL AND PUBLICLY ASSISTED HOUSING.

\_\_\_\_\_  
David E. Deibel  
Prosecutor's Office, Civil Division  
Stark County, Ohio

THIS AGREEMENT IS IN ACCORDANCE WITH THE LAWS OF THE STATE OF OHIO AND THE CITY OF CANAL FULTON

\_\_\_\_\_  
Counsel for City (please print name)

# RECORD OF RESOLUTIONS

RESOLUTIONS 2019-2021 FORM NO. 2004

Resolution No. 5-20 Passed \_\_\_\_\_, 20\_\_\_\_

A RESOLUTION BY THE COUNCIL OF THE CITY OF CANAL FULTON, OHIO TO ENTER INTO AN AGREEMENT WITH CIVPRO ENGINEERING, LLC TO PROVIDE PROFESSIONAL ENGINEERING SERVICES FOR THE YEARS 2020 AND 2021 FOR THE CITY OF CANAL FULTON ENGINEER.

WHEREAS, The City of Canal Fulton has sought a proposal to provide professional engineering services as designated City of Canal Fulton Engineer, and

WHEREAS, CIVPRO Engineering, LLC has submitted a proposal acceptable to the City to provide the professional engineering services needed to fill this position.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CANAL FULTON, OHIO, THAT:

The City of Canal Fulton agrees to enter into an agreement with the CIVPRO Engineering Inc. to provide professional engineering services as City of Canal Fulton Engineer commencing January 1, 2020 and terminating December 31, 2021 pursuant to Agreement attached as Exhibit "A" and incorporated by reference herein.

\_\_\_\_\_  
Joseph A. Schultz, Mayor

ATTEST:

\_\_\_\_\_  
Alyssa Bettis, Clerk-of-Council

I, Alyssa Bettis, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Resolution \_\_\_\_\_-20, duly adopted by the Council of the City of Canal Fulton, on the date of \_\_\_\_\_, 2020, and that publication of the foregoing Resolution was duly made by listing same on the city's web-site and by posting true and correct copies thereof at three of the most public places in said corporation as determined by Council as follows: Canal Fulton Post Office, Canal Fulton Public Library and Canal Fulton City Hall each for a period of fifteen days, commencing on the \_\_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
Alyssa Bettis, Clerk-of-Council

SEF/bp

## EXHIBIT "A"

**Professional Engineering Services Agreement**

This Professional Engineering Services Agreement (the "Agreement") is entered into this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_ by and between The City of Canal Fulton, having an address of 155 East Market Street, Canal Fulton, Ohio 44614 (hereinafter the "City") and CIVPRO Engineering, LLC with its principal place of business at 4450 Belden Village St. NW, Suite 800 Canton, Ohio 44718 (the "Engineer").

1. **Term:** The term of this Agreement shall be for the 2020 thru 2021 calendar years, and thereafter at the pleasure of the Mayor, upon the terms, provisions, and conditions set forth herein and as ratified by the City Council.

2. **Scope of Services:** Engineer will provide the below services to the City through professional engineer, Keith A. Dylewski, P.E., P.S., or his designee.

a) **General Services:** Engineer shall provide "General Services", up to ten (10) hours per month, to the City for a flat monthly retainer in the amount of One Thousand One Hundred Dollars (\$1,100.00). General Services exceeding 10 hours per month, shall be billed to the City at the hourly rates provided in the hourly rate schedule set forth in Section 3 below. General Services shall consist of:

- i. Attend City Planning Commission Meetings (on the third Thursday of the month);
- ii. Attend City Council Meetings, as needed or requested;
- iii. Assign lot numbers and house numbers;
- iv. Provide technical support services (answer questions and respond to telephone calls and e-mails regarding regulations, standards, and specifications pertaining to the infrastructure and/or the Engineer's duties and Scope of Services) to City Council, the Mayor, department heads, developers, citizens, or administrative personnel; and
- v. Serve as a liaison with other governmental agencies with respect to the City infrastructure and/or the Engineer's duties and Scope of Services.

b) **Additional Services:** Additional Services authorized by the City shall be billed to the City at the hourly rates provided in Section 3 below. Additional Services of the Engineer may include the following:

- i. Review of Subdivision applications (plats and construction plans), site plans, lot splits and zoning permit applications of private, commercial or residential developments for compliance with City Code requirements.
- ii. Inspection of subdivision construction and private construction projects for City Code compliance;

- iii. Act as a technical consultant and advisor on engineering matters referred to Engineer by the City;
- iv. Supervise and serve as representative of the City in the execution of those public improvement projects for which the Engineer is authorized to act on behalf of the City;
- v. Prepare necessary plans, specifications, and cost estimates for such public improvement projects as may be authorized by the Mayor and/or City Council;
- vi. Supervise and direct all construction inspectors on public improvement projects authorized by the Mayor and/or City Council;
- vii. As authorized, provide to the Mayor and City Council all necessary plans, specifications, and cost estimates for public improvement projects for the information and use by the contractors selected to construct such projects;
- viii. Provide GIS services as requested by the City;
- ix. Prepare grant applications for applicable funding assistance for public improvement projects;
- x. Update City zoning maps, lot maps, and subdivision maps as required;
- xi. Manage City's Municipal Separate Storm Sewer System (MS4) permit through the Ohio EPA and prepare required annual report.
- xii. Surveying services required to support the engineering duties or public improvement projects and/or as directed by the Mayor or City Council;
- xiii. Responsibility for all engineering and other work to be furnished hereunder as the same may be authorized by the Mayor and/or City Council, with the right and obligation of utilizing any of its personnel to cost effectively perform the same.

3. **Compensation:**

- a) **General Services:** General Services (up to 10 hours per month) shall be performed by Engineer for a retainer in the amount of One Thousand One Hundred Dollars (\$1,100.00) per month, due by the first business day of each month.
- b) **Additional Services:** Additional Services, including General Services provided in excess of 10 hours in one month, shall be billed on a monthly basis at the hourly rates set forth in the below Hourly Rate Schedule, unless part of a Public Improvement Project, in which case it shall be billed in accordance with the below fee schedule based upon total project cost. Compensation shall be based upon the time spent by the Engineer or his employees and associates at the rates set forth in the Hourly Rate

Schedule, plus reimbursable expenses. Reimbursable expenses, which include subconsultants, travel expenses, field supplies, equipment rental, reproduction costs, and other service related expenses, shall be invoiced at cost plus ten percent (10%). Payment for services shall be within thirty (30) days after receipt of the itemized monthly invoice.

**Hourly Rate Schedule**

|                           |                   |
|---------------------------|-------------------|
| Professional Engineer, PE | \$145.00 per hour |
| Professional Surveyor, PS | \$120.00 per hour |
| CAD Designer              | \$ 80.00 per hour |
| GIS Technician            | \$ 80.00 per hour |
| Clerical                  | \$ 40.00 per hour |
| 2-man Field Survey Crew   | \$130.00 per hour |
| Inspector                 | \$ 60.00 per hour |

- o) **Public Improvement Projects:** For services in connection with the construction of public improvement projects with estimated construction costs in excess of \$150,000.00, compensation shall be determined as a percentage of the construction costs as follows:

| Cost of Construction      | Fee  |
|---------------------------|--|
| \$0 - \$150,000           | Hourly Rates   |
| \$150,001 - \$250,000     | Base fee of \$17,000, plus 8.5% of the amount over \$150,001   |
| \$250,001 - \$500,000     | Base fee of \$25,000, plus 7.5% of the amount over \$250,001   |
| \$500,001 - \$1,000,000   | Base fee of \$45,000, plus 7.0% of the amount over \$500,001   |
| \$1,000,001 - \$5,000,000 | Base fee of \$75,000, plus 6.5% of the amount over \$1,000,001 |

The fees set forth in this subsection (Public Improvement Projects) shall include: engineering services, including complete detailed plans and specifications; preparation of monthly and final estimates of contractor's payments; and Engineer oversight for construction management to administer the construction contract. The above schedule of fees does not encompass Supplemental Services. Supplement Services not encompassed within the fee schedule, include but are not limited to: grant application(s), wetland delineation; stream quality assessments; preparation and acquisition of United States Army Corps of Engineers and/or Ohio Environmental Protection Agency wetland or stream fill permits; property, boundary, or right of way surveys; topographic surveys; construction staking surveys; profile survey; construction inspection; shop, mill, field or laboratory inspection of materials; cost of test borings or other subsurface exploration, traffic studies, or calculations of special assessments. These Supplementary Services may be provided to the City on an hourly basis in accordance with the schedule provided in Section 3, subsection b. The Engineer shall notify the City, in writing, of any

Supplementary Services anticipated to be required for a proposed Public Improvement Project at the time that a preliminary estimate of construction costs is submitted for consideration or approval.

For Public Improvement Projects exceeding \$150,000.00, Engineer shall be entitled to progress payments in proportion to the Services performed on a monthly basis. Upon authorization by City Council, compensation shall be calculated by the following percentages of the Engineer's estimated construction cost. As soon as the final certificate of payment to the contractor is issued, any adjustment shall be made to the total fee so that the total fee shall be a sum equal to the schedule percentage based upon the actual cost of construction. The compensation schedule for payment for basic engineering services shall be based upon the following percentages of the total project cost:

|                                   |   |     |
|-----------------------------------|---|-----|
| (1) Preliminary Report Phase      | — | 15% |
| (2) Preliminary Design Phase      | — | 20% |
| (3) Final Design Phase            | — | 45% |
| (4) Bidding & Project Award Phase | — | 10% |
| (5) Contract Administration       | — | 10% |

In the event that a Public Improvement Project is abandoned or postponed and then revived and actively engaged by this or a successor City Council within five (5) years of the date of abandonment or postponement, Engineer shall credit against the total compensation the payment previously made hereunder, provided that Engineer is still engaged by the City to provide professional municipal engineering consulting services. In the event of a revival of a Public Improvement Project within the above specified timeframe, Engineer may, at its discretion, negotiate additional fees with the City to address conditions which have changed since the abandonment or postponement of the project, or changed design parameters which have occurred.

Engineering fees for federally funded Public Improvement Projects must be in accordance with Federal Regulations and are set and approved as a part of the funding process, and accordingly are not subject to the fee schedule set forth above.

4. **Documents and Files:** All engineering documents and project files created for the purpose of serving the City shall be the Property of the City.

5. **Conflict of Interest:** Engineer agrees that for the duration of this Agreement, no member or employee of CIVPRO Engineering, LLC, will accept private engineering or surveying work for compensation within the City that requires their review and/or approval; however, work for Federal, State, County, Regional or other Municipal Governments is not prohibited.

6. **Termination:** Either party may terminate this Agreement by providing the other party with thirty (30) days advanced written notice to the other party, provided that such termination shall not affect the duty of the Engineer to render service, nor the obligation of the City to pay for such service rendered, before the effective date of termination.

**7. Governing Law and Dispute Resolution:** The formation, construction, performance and enforcement of this Agreement shall be in accordance with the laws of the State of Ohio. In the event of a dispute between the parties arising out of this Agreement, the parties agree to first attempt to resolve the dispute through negotiation between the parties. If the parties are unable to resolve the dispute, the parties will first seek to resolve the matter through mediation with Attorneys Mediation Services, LLC.

**8. Miscellaneous:**

- a. This Agreement or any section thereof shall not be construed against any party due to the fact that said Agreement or any section thereof was drafted by said party.
- b. The headings and captions of the various sections are solely for convenience and reference and shall not affect the scope, meaning, intent or interpretation of the provisions of this Agreement, nor shall such headings be otherwise given any legal effect.
- c. This Agreement sets forth the entire agreement between the parties with respect to the subject matter hereof, and may not be modified or amended except by written agreement executed by the parties hereto.
- d. If any provision of this Agreement is declared to be illegal or invalid, only such provision shall be invalid and this Agreement shall otherwise be construed and enforced as if such provision had not been contained herein.

**THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK.**



IN WITNESS WHEREOF, the parties have caused this Agreement to be executed the day and year set forth above.

**CIVPRO ENGINEERING, LLC.**

\_\_\_\_\_

By: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

**THE CITY OF CANAL FULTON**

\_\_\_\_\_

By: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

\_\_\_\_\_

By: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

Approved as to Form by:

\_\_\_\_\_

By: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_



**RECORD OF RESOLUTIONS**Resolution No. 16-20

Passed

, 20

**UNDER SUSPENSION  
OF THE RULES**

A RESOLUTION DECLARING IT NECESSARY TO LEVY A RENEWAL OF A 1.0 MILL TAX LEVY FOR THE PURPOSE OF PURCHASING CAPITAL FIRE EQUIPMENT FOR THE CITY OF CANAL FULTON, OHIO PURSUANT TO OHIO REVISED CODE SECTIONS 5705.19(I) AND 5705.191, REQUESTING THE STARK COUNTY AUDITOR TO CERTIFY THE TOTAL CURRENT TAX VALUATION OF THE CITY AND THE DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED BY THAT LEVY, AND DECLARING AN EMERGENCY.

WHEREAS, this Council finds that the amount of taxes which may be raised within the ten-mill limitation by levies on the current tax duplicate will be insufficient to provide an adequate amount for the necessary requirements of the City and that it is necessary to renew an existing 1.0 mill tax in excess of that limitation for the purpose of purchasing Capital Fire Equipment for the City; and

WHEREAS, in accordance with Division (B) of Section 5705.03 of the Revised Code, in order to submit the question of a tax levy pursuant to Sections 5705.19(I) and 5705.191 of the Revised Code, this Council must request that the Stark County Auditor certify (i) the total current tax valuation of the City and (ii) the dollar amount of revenue that would be generated by the proposed levy; and

WHEREAS, in accordance with Division (B) of Section 5705.03 of the Revised Code, upon receipt of a certified copy of a resolution of this Council declaring the necessity of the tax, stating its purpose, whether it is an additional levy or a renewal or a replacement of an existing tax, and the section of the Revised Code authorizing its submission to the electors, and requesting such certification, the Stark County Auditor is to certify the total current tax valuation of the City and the dollar amount of revenue that would be generated by the proposed levy;

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Canal Fulton, Stark County, Ohio, not less than two-thirds of all the members elected thereof concurring, that:

**SECTION 1:** This Council hereby finds, determines and declares that the amount of taxes which may be raised within the ten-mill limitation by levies on

# RECORD OF RESOLUTIONS

OPTIONAL FORM NO. 9-2017 PREVIOUS EDITIONS ARE OBSOLETE

Resolution No. \_\_\_\_\_ Passed \_\_\_\_\_, 20\_\_\_\_\_

the current tax duplicate will be insufficient to provide an adequate amount for the necessary requirements of the City, that it is therefore necessary to levy a renewal of an existing 1.0 mill ad valorem property tax outside of the ten-mill limitation for the purpose of purchasing Capital Fire Equipment for the City, for a period of five years, and that it intends to submit the question of that renewal levy to the electors of the City at an election on November 3, 2020 as authorized by Sections 5705.19(I) and 5705.191 of the Revised Code. If approved, that 1.0 mill tax would be first levied in tax year 2021, for first collection in calendar year 2022.

**SECTION 2:** This Council requests the Stark County Auditor to certify to it both (i) the total current tax valuation of the City and (ii) the dollar amount of revenue that would be generated by the renewal levy specified in Section 1.

**SECTION 3:** The Clerk of Council is directed to deliver a certified copy of this Resolution to the Stark County Auditor.

**SECTION 4:** This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in an open meeting of this Council and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

**SECTION 5:** This Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City, and for the further reason that this Resolution is required to be immediately effective in order to permit necessary arrangements to be made in sufficient time for the aforesaid election; wherefore, this Resolution shall be in full force and effect immediately upon its adoption and approval by the Mayor.

\_\_\_\_\_  
Joseph A. Schultz, Mayor

ATTEST:

\_\_\_\_\_  
Alyssa Bettis, Clerk-of-Council

I, Alyssa Bettis, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Resolution \_\_\_\_-20, duly adopted by the Council of the City of Canal Fulton, on the date of \_\_\_\_\_, 2020

# RECORD OF RESOLUTIONS

FORM NO. 100-200-001 REV. 01/01/00

Resolution No. \_\_\_\_\_ Passed \_\_\_\_\_, 20\_\_\_\_\_

and that publication of the foregoing Resolution was duly made by listing same on the city's web-site and by posting true and correct copies thereof at three of the most public places in said corporation as determined by Council as follows: Canal Fulton Post Office, Canal Fulton Public Library and Canal Fulton City Hall each for a period of fifteen days, commencing on the \_\_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
Alyssa Bettis, Clerk-of-Council

SEF/bp





**BILL TO:**

# City of Canal Fulton

155 East Market Street, Suite #A  
Canal Fulton, Ohio 44614-1305  
(330) 854-2225 • FAX (330) 854-6913

## PURCHASE ORDER

P.O. NUMBER: RG012720  
P.O. DATE: 04/30/20  
DEPARTMENT: WATER  
CREATED BY:  
VENDOR NO.: 01651

DELIVER TO:

CANAL FULTON ADMINISTRATION  
155 E. MARKET ST.  
SUITE #A  
CANAL FULTON, OH 44614

VENDOR:

CORE & MAIN LP  
HD WATERWORKS SUPPLY  
PO BOX 28330  
ST. LOUIS, MO 63146

| ACCOUNT NUMBER | AMOUNT     |
|----------------|------------|
| 341.310.5730   | \$4,070.00 |
| 351.330.5730   | \$4,070.00 |

THE ABOVE PURCHASE ORDER NUMBER MUST APPEAR ON ALL BILLS AND PACKAGES.  
Material on this order is exempted from the Ohio Sales Tax and Federal Excise Taxes.

FEDERAL ID # 34-6000498

| QUANTITY   | UNIT | DESCRIPTION        | PRICE / UNIT  | AMOUNT            |
|--|------|--------------------|---------------|-------------------|
|  |      | SPECIALIZED METERS |               | \$8,140.00        |
| THIS PURCHASE ORDER IN EXCESS OF \$5,000 WAS APPROVED BY A MOTION OF CANAL FULTON CITY COUNCIL ON _____ / _____ / _____. |      |                    |               |                   |
|  |      |                    | <b>TOTAL:</b> | <b>\$8,140.00</b> |

**CIRCLE IF APPLICABLE:** Now and then P.O. – the purchase was made before approval of P.O. Funds were available then as they are available now.

### FISCAL OFFICER'S CERTIFICATE

I hereby certify that the amount required to meet the contract, agreement, obligation, payment or expenditure stated in this purchase order has been lawfully appropriated, authorized or directed for such purpose and is in the Treasury or in the process of collection from the credit of the appropriate Fund(s), free from any obligation or certification now outstanding.

\_\_\_\_\_  
Finance Director Date

\_\_\_\_\_  
City Manager / Mayor Date

THIS ORDER IS NOT VALID UNLESS SIGNED BY THE FINANCE DIRECTOR AND EITHER THE CITY MANAGER OR MAYOR

