

CITY OF CANAL FULTON

April 15, 2008

COUNCIL MEETING

Mayor John Grogan called the April 15, 2008 City Council meeting to order at 7:00 PM in Council Chambers at City Hall.

PLEDGE OF ALLEGIANCE

ROLL CALL

Present: Mayor John Grogan, Diane Downing, Danny Losch, Anthony Crookston, Nellie Cihon and Matthew Moellendick.

Note: Mr. Losch arrived after the presentation to the fire department agenda item. .

Absent: Jim Deans.

Others Present Scott Fellmeth, Law Director; Mark Cozy, City Manager; Tammy Marthey, Clerk of Council; Elaine Weitzel, Police Department; Ray Green, Fire Chief, Scott Svab, Finance Director; John Murphy, Community Service Coordinator; Glen Boyd and Mike Crable, Fire Department; Elsie Schroeder, Resident; Mary Ann King, Resident; Chell Rossi, TAP; Mike Crable and Glen Boyd, Fire Department; Laura Meade, Observer Reporter; Michael Freeze, Independent.

PRESENTATION TO FIRE DEPARTMENT

Chief Green stated the department is changing their duty uniforms. The duty crew will have button down shirts and slacks. The shirts are fire resistant. The uniforms wear better, they don't fade or wrinkle. They are more comfortable in the summer as the fabric breaths a little more than the previous uniforms. The insignia emblems will be sewn on instead of the actual brass. Chief Green stated the only reason they are able to do this is because of the generosity of a resident, Elsie Schroeder. Mrs. Schroeder was present and presented a check to the department to purchase the uniforms and they graciously accept the check.

Mayor Grogan thanked Mrs. Schroeder for everything that she has done for this community.

Mrs. Schroeder thanked the City for all they have done for her. She stated the police and fire have given back to her as much as she has given to them.

Mayor Grogan stated she has given so many gifts. Mayor Grogan stated he would like to thank her on behalf of the City.

Chief Green stated the donation she made to the Township will also be utilized in the City as well. It is a reader for carbon monoxide in a person's body.

CORRECTING/ADOPTING THE RECORD OF PROCEEDINGS

Mrs. Cihon moved to approve the March 19, 2008 meeting minutes, seconded by Mr. Crookston. **ROLL: Yes, Mr. Losch, Mr. Crookston, Mrs. Cihon and Mr. Moellendick. Abstain, Mrs. Downing.**

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Mr. Crookston moved to approve the April 1, 2008 meeting minutes, seconded by Mrs. Cihon. **ROLL: Yes, Mrs. Downing, Mr. Losch, Mrs. Cihon and Mr. Moellendick. Abstain, Mr. Crookston.**

REPORTS OF STANDING COMMITTEES - None

CITIZENS' COMMENTS – AGENDA MATTERS - None

REPORTS OF ADMINISTRATIVE OFFICERS

SENIOR CITIZENS (Nellie Cihon)

Swiss Steak Dinner: The next dinner will be May 17, 2008, serving from 4-6:30 PM. Reservations may be made by calling the Center. They are looking for volunteers.

Mother's Tea: They will be hosting a tea in the month of May.

Middlefield Bus Trip: This will include a visit to a cheese factory and bakery. They will be having a wedding feast dinner.

Card Party: This will be held May 21st.

Mountainair Trip: A trip is being scheduled for June.

COMMUNITY SERVICE COORDINATOR (John Murphy)

Mr. Murphy thanked the Administration for hiring him and looks forward to working for the City. Mr. Murphy reported that he currently has seven individual's doing community service. They have a total of 240 hours to serve. They have been emptying the downtown trash receptacles daily and sweeping sidewalks in downtown to get ready for the street sweeper that will be coming through next week. They will be assisting in the tree give away at the Canalway Center on April 20th. They will be putting in flowers around City Hall, Police and Fire Department and downtown.

Mayor Grogan stated Mr. Murphy was highly recommended for the position and welcomed him aboard.

FIRE CHIEF (Ray Green, Chief)

Grants: Chief Green stated he will be submitting four grants by the end of the month. Two are from the federal government for fire fighters assistance act grant; one will be for the ladder truck and one for operations and safety for the purchase of protective equipment. They are usually awarded in late fall.

Chief Green stated they were awarded a grant three years ago for protective equipment and the last couple times they have not been successful. He stated they hired a grant writer for these grants. One of the grants is from the State Fire Marshals Department and it is for \$3,500 for spare air cylinders to go with the new air packs; and the other grant is from Public Safety Division of EMS for EMS equipment. They have received \$7,000 and \$4,000 in the past. It is all money that is generated by seatbelt fines throughout the State of Ohio.

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Paramedic: Chief Green reported that Joe Parsons has completed the paramedic training and has received notification that he passed the test. They now have nineteen paramedics on the department.

Open House: Chief Green reported they will be having the dedication open house of the new fire department on May 17, 2008 from 1:00-3:00 PM.

POLICE DEPARTMENT (Elaine Weitzel, Administrative Assistant):
Mrs. Weitzel distributed the month end report.

There were questions in regards to some of the numbers.

Mr. Crookston did ask about the 7 drug arrests, which is higher than normal. Mrs. Weitzel stated if someone is pulled over and the officer notices anything, then they will investigate. Mayor Grogan stated for the record, he has been going over drug related issues with the Chief and has asked him and the officers to step up that aspect of their duties. They have been doing additional work and have begun to take a closer look at drug use/sales.

ENGINEER/STREETS/PUBLIC UTILITIES (William Dorman)

City Map: Mr. Dorman stated he continues to adjust the map with the recent annexations.

Erie/High Street Culvert Project: Mr. Dorman stated they held a meeting with the Northwest School Administration and bus transportation manager regarding the Erie/High Street culvert project and possible resurfacing and lane widening or adjustments north toward the high school to accommodate traffic and access needs of the school. They are looking for the County to participate in this project. They are continuing to work on finalizing the needs of this project.

Proposal for New Franklin: Mr. Dorman stated he has assisted the administration with the proposal for water for New Franklin.

FINANCE DIRECTOR (Scott Svab)

Mr. Svab stated in addition to the purchase orders included in the packet he has two more.

Mr. Svab stated he would like a voice motion for month to date financial for the month of March.

Mr. Svab stated since it is the end of the quarter, he has included a supplemental handout for the major funds and showing that we are in pretty good shape.

Income Tax Department: The income tax had an increase of 16% for the month of March compared to March 2007.

Street Department: Mr. Svab stated they spent \$18,135.56 in salt this season, which is 499 tons. This is the most they have ever spent. Last

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season was also significant at \$17,449.45 and 2005-06 it was 50% of that figure. He stated salt averaged about \$36 a ton. He stated it was a lot of salt that the road crew spent.

Major Funds: Mr. Svab stated our salaries and wages look extremely well. He stated our target is 25% at the end of the quarter and all departments are within the budget line.

Supplies: Mr. Svab stated even though you like to see the line item at 25%, a lot of the departments will pre-buy certain items that they need that will last them throughout the year. He stated this line item doesn't concern item, he feels all have done a good job.

Mr. Svab stated he has some things he would like to talk about in executive session.

Mayor Grogan stated based upon the Finance Director's recommendation; he will need a motion that Council has received the financials for March.

Mr. Crookston made a motion that they are in receipt of the March financial report, seconded by Mrs. Cihon. **ROLL: Yes, ALL.**

CITY MANAGER (Mark Cozy)

Comprehensive Plan: Mr. Cozy stated he has a draft agreement from Stark County Regional Planning Commission for the comprehensive plan. He stated it is the services that were presented several months ago. He stated the current cost is \$15,500 for the City. He stated if the contract is approved in May, the participated plan for completion would be by August 2009. He would like everyone to review the agreement and to potentially have legislation for next meeting to appropriate funds to move forward with this.

Community Service Director: Mr. Cozy stated Mr. Murphy is doing an excellent job.

Street Sweeping: The streets will be swept Monday, April 21 and Tuesday, April 22. They will be sweeping streets from midnights to noon on both days. They asked people to not park downtown on Monday from midnight to noon. Mr. Cozy stated he will be sending out a memo to everyone.

Stark County Council of Governments (SCOG): Mr. Cozy stated representatives from SCOG will be at the May 6 meeting to discuss the regional dispatch service in Stark County.

Mr. Cozy stated he also has several executive session items.

REPORT OF MAYOR (John Grogan)

Mayor Grogan stated he received the annual report from the Massillon Clerk of Courts. He stated there were 307 traffic charges that went through Massillon Municipal Court in 2007, 236 criminal, 227 civil for a total of 770. He stated it appears that the number is up for OVI charges, which were 54. Domestic violence charges were 6, which was lower. The report is available for anyone that would like to view it.

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Mayor Grogan read into the record a proclamation for Karl Tallman, who will be receiving his Eagle Scout Award. Mayor Grogan stated this is a wonderful award; it is such a difficult thing for these young men to achieve. Mayor Grogan stated he had the opportunity to be a judge at the Dazzling Dessert event that is sponsored by the Girl Scouts. All desserts are made with Girl Scout cookies. He stated this is a wonderful organization and this is a great event.

PARKS & RECREATION BOARD (Fred Fleming) – Not Present.

LAW DIRECTOR (Scott Fellmeth) - Attorney Fellmeth stated he does have several items for executive session.

THIRD READINGS - None

SECOND READINGS

Ordinance 10-08: An Ordinance Amending the Planning and Zoning Code Chapter 1187, Concerning Swimming Pools and Repealing Any Ordinances in Conflict Therewith.

Stands As Second Reading

Ordinance 11-08: An Ordinance Amending the Zoning Code by Zoning 32.767 Acres Recently Annexed to the City of Canal Fulton (CF Farms)

Stands As Second Reading

Ordinance 12-08: An Ordinance Amending the Zoning code By Zoning 11.762 Acres Recently Annexed to the City of Canal Fulton (Canal Lands)

Stands As Second Reading

Ordinance 13-08: An Ordinance Amending the Zoning Code By Zoning .866 Acres Recently Annexed to the City of Canal Fulton. (Hare)

Stands As Second Reading

Ordinance 14-08: An Ordinance Amending the Zoning Code by Zoning 2.084 Acres Recently Annexed to the City of Canal Fulton. (Khelp)

Stands As Second Reading

Ordinance 15-08: An Ordinance Amending the Zoning Code By Zoning 2.66 Acres Recently Annexed to the City of Canal Fulton. (Lockhart)

Stands As Second Reading

Ordinance 16-08: An Ordinance Amending the Zoning Code by Zoning 3.855 Acres Recently Annexed to the City of Canal Fulton. (Repland)

Stands As Second Reading

Ordinance 17-08: An Ordinance Amending Section 143.02 of the Administrative Code of the City of Canal Fulton Regarding Charges for Ambulance Services and Repealing Any Ordinances in Conflict Therewith.

Stands As Second Reading

FIRST READINGS

Resolution 6-08: A Resolution Approving the Northwest Annexation.
Stands As First Reading

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Resolution 7-08: A Resolution Approving the Warwick Annexation.
Stands As First Reading

Ordinance 18-08: An Ordinance Amending Ordinance 5-08, and Providing for the Transfer of Funds Within Various Accounts for the Purpose of Paying Various City Obligations, and Declaring an Emergency.

Mr. Crookston moved to suspend the rules on Ordinance 18-08, seconded by Mrs. Cihon. **Yes, ALL.**

Mr. Crookston moved for passage of Ordinance 18-08, under suspension, seconded by Mr. Moellendick. **ROLL: Yes, ALL.**

PURCHASE ORDERS & BILLS

P.O. 5239 to Finley Fire Equipment for Globe Fire Suits Turn Out Gear, Bunker Pants, Coat, Suspenders –Four Sets NFPA 2007 Standards in the Amount of \$6,000.00

P.O. 5246 to Downtown Ford for F-350 4x4 Truck, V8 Auto Transmission with Safety Strobe Light Package Included, 2008 Water Capital Budget Item in the Amount of \$25,510.97.

P.O. 5247 to Kerry Ford of Cincinnati for 2008 Ford Escape 4x4 State Bid Priced in the Amount of \$17,105.00.

P.O. 5248 to Comp Management Company for Workers Compensation Claims Administrators in the Amount of \$6,000.00.

P.O. 5250 to Craun Liebing Company for Rotary Pump and Mounting Assembly for Lift Station F Repairs in the Amount of \$4,292.93.

Mr. Losch asked if the departments get price comparisons from other vendors.

It was explained that some of these pumps are specialized. Mr. Cozy stated sometimes they can find cheaper pumps, but they won't hold up. He stated it is difficult to take a risk with changing brands to save a few dollars for a pump that may fail.

Mr. Dorman stated this pump is made in Mansfield and it is one of the best sewer pumps on the market. It is very serviceable and very reliable. He stated previous pumps they had were not as high quality and they had flooding and damage.

BILLS: \$67,939.34 Mrs. Cihon moved to approve the bills in the amount of \$67,939.34, seconded by Mr. Crookston. **ROLL: Yes, ALL.**

OLD/NEW/OTHER BUSINESS

Mrs. Downing asked about the status of the sewer backups related to the individuals that were at the last Council meeting.

Mr. Cozy stated the claims had been turned over to the insurance company.

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REPORT OF PRESIDENT PRO TEMPORE (Anthony Crookston) -

No Report

REPORT OF SPECIAL COMMITTEES

Mr. Crookston moved to have a Finance Committee meeting May 6, 2008 at 6:00 PM for the purpose of its initial meeting for the year and to select a chairperson, seconded by Mr. Losch. **ROLL: Yes, ALL.**

Mr. Crookston moved to have an Economic Development Committee meeting May 6, 2008 at 6:30 PM for the purpose of its initial meeting for the year and to select a chairperson, seconded by Mrs. Cihon. **ROLL: Yes, ALL.**

CITIZENS COMMENTS-Open Discussion (Five-Minute Rule) - None

EXECUTIVE SESSION

Mr. Crookston moved to adjourn to Executive Session at 7:45 PM from the regular meeting for the purpose of the consideration of the appointment of a public employee or official; employment of a public employee or official; promotion or demotion of a public employee or official; compensation of a public employee or official; purchase of real, personal, tangible or intangible property; and the sale of property by competitive bid to prevent the disclosure of information that would provide competitive advantage with the Mayor, Council, City Manager, Service Director, Finance Director, Law Director, Engineer and the Clerk of Council, and with possible legislative action to be taken, seconded by Mr. Moellendick. **ROLL: YES, ALL.**

Mr. Losch moved to return to public session at 8:45 PM, seconded by Mrs. Downing. **ROLL: Yes, ALL.**

Resolution 8-08: A Resolution Authorizing the Purchase of 158 E. Cherry Street Known as the Old Lawrence Township Hall, and Declaring an Emergency.

Mrs. Cihon moved to suspend the rules on Resolution 8-08, seconded by Mr. Crookston. **ROLL: Yes, ALL.**

The Law Director stated under Section 1, It should read: The Mayor and the Clerk are authorized to execute a purchase agreement prepared by the City Law Director.

Mrs. Cihon moved for passage under suspension, seconded by Mr. Crookston. **ROLL: Yes, ALL.**

Mayor Grogan stated there are two appointments.

Seasonal Employee: Mayor Grogan stated Cleda Scarbough will be a seasonal employee for the Canalway Center.

Promotion of Employee: Mr. Cozy stated Gary Hosking is currently an Operator B for the Street Department and he would like to promote him to an Operator A. He has met the qualifications to merit the promotion.

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Mrs. Cihon moved to promote Mr. Hosking from Operator B to Operator A, seconded by Mr. Losch.

Mrs. Cihon amended the motion of promoting Mr. Hosking from Operator B to Operator A, and to include retroactive to March 1, seconded by Mr. Losch. **ROLL: Yes, ALL.**

Mr. Svab stated this has been an ongoing discussion and he wanted to know if Council wanted to entertain the fact that they make this retroactive to March 1. Mr. Svab stated he has been doing A work for quite some time, probably through the last six months of 2007 to current.

ADJOURNMENT

Mayor Grogan adjourned the April 15, 2008 meeting. The next regular scheduled meeting is May 6, 2008 at 7:00 PM.

Tammy Marthey, Clerk of Council John Grogan, Mayor