

CITY OF CANAL FULTON

September 16, 2008

COUNCIL MEETING

Mayor John Grogan called the September 16, 2008 City Council meeting to order at 7:00 PM in Council Chambers at City Hall.

PLEDGE OF ALLEGIANCE

ROLL CALL

Present: Matthew Moellendick, Nellie Cihon, Danny Losch and Jim Deans.

Absent: Anthony Crookston and Danny Losch.
Mrs. Cihon moved to excuse Mrs. Downing, seconded by Mr. Moellendick. **ROLL: Yes, ALL.**

Mayor Grogan stated he didn't believe he has an excuse that he has expressed to him and asked if he has expressed any to other members of Council. It was stated no. He stated it was his recommendation that they not excuse him at this time.

Mrs. Cihon moved to not excuse Mr. Crookston from the meeting, seconded by Mr. Losch. **ROLL: No, ALL.**

The Clerk of Council asked the Mayor if all understood the motion. Law Director Fellmeth asked for a point of order. He stated on the last vote, the motion should be in reverse, there should be yes votes. There was a motion to not excuse him and all voted no.

Mayor Grogan stated before they went any further, he wants to make sure that Council is aware of the nature of the request. The vote was to not excuse Mr. Crookston. It was determined they misunderstood the motion. Mrs. Cihon moved to retract the motion, seconded by Mr. Deans. **ROLL: Yes, ALL.**

Mrs. Cihon moved to not excuse Mr. Crookston, seconded by Mr. Losch. **ROLL: Yes, ALL.**

Others Present Scott Fellmeth, Law Director; Tammy Marthey, Clerk of Council; Daniel Mayberry, Director of Services; Scott Svab, Finance Director; Dave Frisone, Police Chief; Ray Green, Fire Chief; Mike Crable, Assistant Fire Chief; John Gross, Lieutenant; Glenn Boyd, Captain; Janet Deans, Victor Colaianni, Residents; and Joan Porter, Repository.

CORRECTING/ADOPTING THE RECORD OF PROCEEDINGS

Mrs. Cihon moved to approve the September 2 2008 record of proceedings, seconded by Mr. Moellendick. **ROLL: Yes, Mr. Deans, Mrs. Cihon, Mr. Moellendick. Abstain, Mr. Losch. Motion does not carry due to lack of quorum on vote.**

REPORTS OF STANDING COMMITTEES - None

CITIZENS' COMMENTS – AGENDA MATTERS - None

CITY OF CANAL FULTON

September 16, 2008

REPORTS OF ADMINISTRATIVE OFFICERS

SENIOR CITIZENS (Nellie Cihon)

Swiss Steak Dinner: There is a dinner scheduled for October 25. This will be the last swiss steak dinner this year. Reservations are required and may be done by calling the Center.

Apple Dumplings: The Center will be selling baked, unbaked, and sugar-free apple dumplings. They will be baking on October 8 and pick up will be on October 9.

COMMUNITY SERVICE (John Murphy) - No report submitted.

FIRE CHIEF (Ray Green):

Aluminum Cans for Burned Children (ACBC): Captain Boyd will be serving on the ACBC Executive Board representing the Canal Fulton Fire Department and the City. Chief Green stated fire departments all over Stark and Summit Counties collect aluminum cans. The monies from the cans being recycled go to pay for things such as treatment or persons burned and don't have insurance and covers the garments that they wear, psychological counseling, etc. It is a great program and is proud that Captain Boyd is taking an interest in representing the department/city on this board because it is such a worthwhile endeavor.

Meals On Wheels: Chief Green stated he has a letter from Meals on Wheels expressing their thanks for help with the 2008 Heroes Against Hunger Campaign. They assisted in delivering meals to homebound and at-risk individuals of all ages in the City and Lawrence Township.

Fire Truck Replacement: Chief Green distributed a price quote from Pierce Manufacturing for an aerial unit. He stated he has indicated the last few years that engine #5 is going to need replaced. It is a 1985 truck. For many years this unit has been the first out piece of equipment for all fires in the City and Township. It is showing its age and is showing wear and tear. He stated there are some concerns of safety with the steering. It is going to be looked at on Monday. The water tank also leaks. They are not sure if it will pass pump test this year. It struggled last year. It doesn't have an enclosed cab in the back and those riding in the back are exposed to the elements, as well as they don't have proper seat belts. He stated they knew this was coming and they have been looking for a replacement. He feels the City needs some type of aerial ladder device based on the growth of the community and with the existing buildings. He stated they have buildings in the downtown that they can't reach with the ground ladders they carry and they have homes that they can't reach. If the schools had a problem with the air handler units on the roofs they would have a hard time getting to them. He stated they had a similar situation at Chapel Hill the night of the storm. They lost power and when the power came back on, it only came back on in one phase. The air handler unit was trying to make up for the energy and heated up and filled the second floor with smoke. They have a tough time getting to the roof because of access, even with Jackson's aerial. It was there and they put it to the back of the building and because of the setback of the building, the 85' boom couldn't reach the roof.

CITY OF CANAL FULTON

September 16, 2008

He stated when he was at the Fire Chief's conference there were a lot of manufacturers there. He didn't think their quality was as good as Pierce's equipment. He stated both trucks they have now are made by Pierce.

Chief Green stated he heard about the offer that he has presented from a sale representative from Pierce. They are offering a "blow out sale". It has deferred financing which begins in 2010. The rates for the aerial for 10 years are 4.654%. The payments would be \$81,422.70 annually. He stated one thing that was brought to their attention is that all manufacturers' are looking at a 36-38% price increase on fire apparatus in 2009. There are changes in the NFPA standards and diesel engines. Two manufacturers of diesel engines are getting out of the fire truck business, Detroit and Caterpillar. The only engine that will be put in a fire truck will be a Cummins. To purchase this vehicle in a couple years will be approaching \$800-\$900,000.00. He stated even if they buy an engine without an aerial device, they are still going to be looking at almost \$500,000 to replace the truck. He stated he can't say any clearer that the current truck needs replaced. He stated if they don't replace it, they will have one engine in the city and it isn't enough to cover what they have. He stated his fight for consolidation is obviously falling on deaf ears on their counterparts to the south. He stated they need two pieces of fire equipment to cover the City of Canal Fulton. He stated at one time they had three. He stated two pumpers were auctioned off and never replaced and he doesn't know why. It was a decision made previous chiefs. He stated an aerial is a necessity for the community. He stated it is a huge cost and they all realize it and that they just got a new station, but this is probably the best deal that they are going to get. This is not a custom built truck; it is a stock truck on the lot. It doesn't have a phone system, which would be an additional \$10,000. It is something that can be added at a later time but is very expensive to do.

Mr. Cozy asked if Lawrence Township and North Lawrence have a need for a quint. He stated he knew Lawrence Township has an engine needed replaced as well.

Chief Green stated in his opinion they have one that should be replaced.

He stated they have some buildings in the Township, and the "monster" homes that are being built in rural communities that are in excess of commercial buildings. He stated the construction materials today are lightweight, wood frame, small dimensional lumber and burns extremely fast and extremely hot. The Township and North Lawrence could benefit from the truck. He said he also has concerns about the condominiums that they have. If they get a structure fire in one of them and it breaches the roof, they are going to lose three or four other buildings unless they can get above it and stop it. He stated when they had the fire at Vandenburg's, the roof came down quick.

Mayor Grogan asked about the initial planning of the development if these concerns were expressed. Chief stated it was before he became Chief and not aware of what had been discussed.

Captain Boyd vaguely remembers some discussion about the closeness of the units, but it met building code. Captain Boyd stated he wasn't involved in the talks but he remembers it was discussed. Mayor Grogan

CITY OF CANAL FULTON

September 16, 2008

stated then that it met specifications and asked why it is a concern now if it meets specifications. Chief Green stated it meets building code. Mayor Grogan stated there was a place for the police and fire to make comments if there are concerns or problems with construction. Captain Boyd stated it was brought up, but did not know what was determined. Chief Green stated they can make recommendations and as long as it meets building code they don't have to go with the recommendations made. Mayor Grogan stated those recommendations are made by the Planning Commission and if the police and fire chiefs say this is going to be a disaster if something happens, that bears a lot of weight. Chief Green stated the Chief at the time may not have brought it to their attention and that he can't speak for them. Chief Green stated he would like to see the units have sprinklers because it is elderly, mostly 55 and older. They would have a hard time getting out. He stated it would be his recommendation to the Planning Commission if they ever get another development that size and that kind of construction, he would fight to have a sprinkler system throughout the entire residential units.

Mr. Deans asked about the new housing on Erie. It was stated those are single family cluster housing. Chief Green stated those oppose the same hazard, light weight wood framed construction. The roofs are built on a truss principle. The trusses are only strong if it has all of its members, it is a triangle. If one fails, the entire truss fails. He stated the National Institute of Standards in technology has done tests and currently doing more tests, and they are finding the failure rates five minutes, ten minutes into a fire. There isn't any set timeframe. It used to be with the old "farmhouses", they wouldn't have to worry about them collapsing. This is not the case with homes any more.

Mayor Grogan asked if this purchase has been brought to the finance committee for them to review. He stated the first he heard about this purchase was from the email that was sent.

Chief Green stated in previous meetings with the finance committee, he provided a schedule of vehicle replacement in the last two year budget meetings, which included the vehicles that would need to be replaced and the estimated cost.

Mayor Grogan asked what the outcome was because he didn't think there was a recommendation brought before Council.

Mr. Svab stated they couldn't afford it at that time. He stated they were broke and had a small carryover. He stated they were lucky to operate. He stated considering that they had the fire station that just passed a bond issue and that was something that was way out in the future at that time.

Mayor Grogan stated if he read the email correctly that its intent was that it was something that needed moved on immediately and like some things in the past that were also brought forth that needed moved on immediately.

Chief Green stated this offer was brought to their attention from Pierce Manufacturing on September 9. Chief Green stated he felt he needed to bring the information to the table and see what the feelings and concerns are. It was asked what else the truck would need. Chief Green stated what comes on it and \$625,000 is the total cost. The hose and air packs

CITY OF CANAL FULTON

September 16, 2008

would be transferred from engine 5 to this piece of equipment and engine 5 would be a reserve piece of equipment.

Mr. Losch asked about the mileage on the current vehicles.

Chief Green stated he was unsure of the mileage but stated it isn't as much about the mileage on a fire truck; it is the amount of hours and the way they get driven. They go from station area to out the door, hard stops, rapid acceleration and the amount of water weight on them.

Mr. Losch asked what other equipment they would need to be replacing in the future.

Chief Green stated next would be a squad in 2013. He stated they have the squads on a monthly rotation program. He said instead of getting 10 years out of a squad they may be able to extend it to 15 years if they keep rotating them every month, but on the other hand, their EMS volume has increased.

The Mayor stating seeing no further questions, he would recommend the Finance Committee meet to look at the feasibility of whether or not this is something the city can absorb as an operational cost because there are certainly some issues with the timeline, the amount and the need as specified by the Chief and they need to understand whether or not they can absorb.

Chief Green stated he met with the finance director and he stated it was all about prioritization and if the money is there. He stated he didn't want to bring this to council without first talking to the finance department to see if this was possible.

Mayor Grogan stated the committee still needs to review this or they are not doing their service as guardians of this organization.

Mr. Cozy stated he has talked with the Chief and encouraged him to check with the township about this equipment as it is a regional piece of equipment. He stated Jackson Township sends their ladder truck on fire calls but we can't always count on that because it is back up for a large area. He stated between Lawrence Township, North Lawrence and Clinton and having a quint in Canal Fulton would enhance the services of all of these communities so if we can join with neighboring communities to participate in the purchase it would be more feasible.

Mayor Grogan asked Mr. Cozy if he was saying regionalization for a piece of equipment. Mr. Cozy stated absolutely.

Mr. Deans moved to have a Finance Committee meeting on September 23, 2008 at 7:00 PM, seconded by Mr. Moellendick. **ROLL: Yes, ALL.**

Mayor Grogan stated he would hope the Chief and his staff can be present to give direction and or information.

Chief Green stated it was his understanding at the last meeting he understands there were some questions raised as to the NFPA standards and what the fire department has to follow. He had a book which comes from the State of Ohio, Bureau of Workers Compensation and the

CITY OF CANAL FULTON

September 16, 2008

Industrial Commission, Chapter 4123 of the Ohio Administrative Code. It outlines what safety rules they have to follow as a fire department. If they don't and any one of the members is injured because of equipment that was supplied to them or lack of supplying to them, they would be charged or fined for lack of a VSSR.

Mayor Grogan asked their role in fire safety. He asked if they were a nationwide governing body sponsored by a governmental agency or if they were a private organization. It was stated they are a private, standard setting organization made up from representatives from the fire service, manufacturers of equipment for fire service use, building and electrical officials, officials from the petroleum industry and anybody that has a stake in fire protection or codes serves on the board.

Mayor Grogan asked if owners of the board are also owners or manufacturers of the equipment. It was stated yes.

Chief Green stated he will provide copies of the book for the Mayor and Council.

POLICE DEPARTMENT (Dave Frisone, Police Chief):

Football Games: Chief Frisone stated his department has received some complaints regarding parking at the football games and people not able to drop off older or handicap persons by the ticket booth. He stated they are stuck in the middle because they are trying to do what the school wants and at the same time then they are not doing a good job because of community relations because people become angry with the department. He will continue to work with the athletic department to work on minimizing the problems. He stated he has spoken with Mayor Grogan regarding this matter.

The Mayor stated he had some calls from individuals about the drop off locations. He stated the school had told the police department to not allow people that are older or handicap or others to be dropped off by the ticket booth. He stated his feeling regarding that issue is that he doesn't want the city to incur any liabilities. He stated they need to get there and give them access. It was determined that they won't enforce the school policies that are outside their purview as police officers. He stated this will cut down on the complaints. He stated it is a complicated situation with how the parking is designed. This is a matter the schools will have to handle. The department has not had any police matters at the games.

Mrs. Cihon stated there was a golf cart that was picking up handicap individuals and taking them up. Mayor Grogan stated our officers are there to enforce the City and state laws and not to tell the kids not to smoke or fight or wrestle that is what the teachers are there for. This is school grounds and the school rules. The city is going to back away from that function so we don't conceive or create any additional problems for ourselves.

ENGINEER/STREETS/PUBLIC UTILITIES (William Dorman/Daniel Mayberry):

Community Service Project: Mr. Mayberry stated about 80 employees from Dominion East Ohio Gas were here on September 11. They completed many projects, mainly in St. Helena Heritage Park. They will be back on September 25. A full report will be given at the next Council meeting.

CITY OF CANAL FULTON

September 16, 2008

Angle Parking: Mr. Mayberry reported that the lines have been painted on N. Canal Street for the angle parking and the one-way street signs have been posted.

FINANCE DIRECTOR (Scott Svab)

Ordinance 27-08: This ordinance has been added to the agenda. It is an ordinance amending the original appropriation budget from this year. He stated if they review the list, a large percentage of this is because of fuel, electric and gas for various departments. We under budgeted obviously because of the increase costs and also because the new fire station facility exceeded all expectations of those. He stated just this year they have already spent \$9,000 on electric at the new fire station, where last year the total cost was \$3,000 for the year. The natural gas total is \$7,100 and last year the total was \$3,800. He stated each department is pretty close to budget. The police budget year-to-date is \$10,714 and \$13,500 was budgeted. He stated he paid the gasoline bill today and it was over \$2,000 for the police department for August. The ytd is \$14,580. He stated every department has increased because of the cost of fuel.

Mr. Svab stated the in the fund 206 account is moving money from the motor vehicle tax fund and appropriating more of that for the chip and seal program that council approved this year.

He stated they have done some maintenance work at the sewer plant.

Mr. Svab stated everyone has done a good job in keeping their budgets under, but if a department has funds left in one account, he doesn't want them to think they have to spend it down to the penny because if there are other line items are going over, they need the money to stay within that fund to cover the other expenditures. He stated in the fire department's salaries and wages are based on speculation and if the run volume goes up, the wages obviously go up. There isn't a whole they can control on that. He stated he hasn't had a problem with the fire department that they have been pretty good.

Mr. Svab stated we are going to need to go into a spending freeze right now and only purchase critical items so we will have enough money at the end, even though he did appropriate extra money for fuel, natural gas and electric. He put an additional \$5,000 in the fund from the unappropriated fund balance. He stated we are higher on the EMS collections this year and this also reflects the refund from workers compensation. They want to be able to put \$25,000 toward the payment of the squad possibly at the end of the year. He stated they will at least do one payment of \$13,000 and at least finish the year with a little bit of a carry over with the fund balance then they will be make the two payments. He stated they still have an outstanding debt for the squad and would like to trim some of it off.

Mr. Svab stated with the finance committee meeting that has been set, he would like to ask that the department heads come to it and get more information on capital items. He stated in setting the 2009 budget, it is really going to depend on the next couple months of income tax collections because we are going into a process where we did receive the schools revenues but we have to be careful about not over allocating what

CITY OF CANAL FULTON

September 16, 2008

we are going to expect and what we will collect until we get a full year track record. He doesn't want to over budget and then come into a shortfall the next year.

Purchase Orders: Mr. Svab stated he passed out a packet of purchase orders from requests that he received late.

Mayor Grogan stated to let the record reflect that Purchase Order Numbers 5378, 5379, 5380 and 5381 have been added to the agenda.

Mr. Svab stated he would like a motion later that Council received the August financial statement.

Canalway Center: Mr. Cozy asked if anything has been appropriated to keep the Canalway Center open through October or is it the intent to close it down. He asked if it was included in Ordinance 27-08.

Mr. Svab stated no, this is something that came into light after this ordinance was put on the agenda. He stated this is something that council can deliberate now about. He stated when the Centers budget was set last year, Ms. McConnell calculated so many hours, approximately \$6,021.00 along with her salary. At this time, she is close to expending her seasonal help line item. She suggested to ask Council if they could shift money within. Mr. Svab stated the Parks Department is within the general fund. There are items in the parks department budget that haven't been utilized this year and can be shifted to seasonal employees this year. He stated he spoke with Ms. McConnell who stated she closes in inclement weather and the regular schedule is through the end of September. It is weekends only in October, weather permitting. He stated they are talking about \$1,000.

Mr. Cozy stated it is closer to \$800. Mr. Cozy stated she factored in .50/hour raises and when Council approved a budget for the salaries it was higher than she budgeted. Mr. Cozy stated they knew from the beginning that they would have to transfer more money into the fund if they were going to keep the center up through October.

Mayor Grogan asked for the dollar amount. Mr. Svab stated it is \$1,000.00. Mayor Grogan asked if they just needed a voice motion from Council. It was stated yes and he could do legislation later to follow up.

Mayor Grogan asked all members for a voice motion to accept the recommendation of Mr. Cozy to set an additional \$1,000.00 into Ms. McConnell's department. All members present stated yes.

CITY MANAGER (Mark Cozy)

Gas Aggregation Program: Mr. Cozy stated they locked in a natural gas rate of \$9.96/mcf with a discount for senior citizens at a rate of \$9.86/mcf. He stated this was a team effort with Mr. Tom Bellish from Direct Energy Brokers and Victor Colaianni who also works with natural gas. He stated between those two they were able to get a competitive rate. They were watching the NYMEC scale on a daily basis. He stated the Mayor was watching the rates as well.

CITY OF CANAL FULTON

September 16, 2008

Cuyahoga Valley Scenic Railroad: Mr. Cozy stated the Mayor and he has been working with the Floyd Brown Group on a plan for a revitalization for downtown and has a proposal. He stated the plan would enable the Cuyahoga Valley Scenic Railway to come to Canal Fulton. He stated the major hold up over the years has been R.J. Corman, the owner of the freight rail. He stated he has been in communication with them and they have assured him that as long as they can come up with a plan that can satisfy their concerns that they will work with the City. Mr. Cozy stated he has spoken with the Cuyahoga Valley Scenic Railroad and they really want to come to Canal Fulton to create a loop possibly to Canton or a separate route. He stated part of the proposal will provide a siding to get the train off the tracks, a requirement to keep the freight line open. There would also be a train depot and a site for a potential hotel in downtown. He stated they have applied for an OECA grant to pay for most of the proposal. The total amount for the proposal is \$22,250. He stated they have preliminary approval from the Stark County Community Improvement Corporation for \$8,600 toward this plan and we are applying for another \$8,600 through the OECA. Mr. Cozy stated we have a pretty good chance of getting that. He stated he has in his budget that he is going to submit to his budget for 2009 the balance of \$5,700 to be paid by the City. He stated this plan should be done by the beginning of summer. He stated we are moving and he would like to commend the Mayor because he kept running into roadblocks and the Mayor kept encouraging him to keep trying.

Mayor Grogan stated this puts us several years ahead of schedule by what Mr. Cozy has done. He stated they have already talked to some people from Cleveland who are very interested in building a hotel. They want a location on the canal or the river. He stated the area that they are looking at not only coincides with their vision, but also having the train here would effectively be bringing people here for more tourist industry and having a hotel for other events and keeping people in the community. He stated they are looking at a train depot for when passengers get off they have the historic district and the hotel. They would be right in the heart of the community. He stated this is the beginning phase and Mr. Cozy's diligence going after this has really opened the doors.

Mr. Cozy stated we will be able to offer a total package and to bring a type of tourism into Stark County. He stated Canal Fulton is uniquely positioned. He stated we have the canal, canoeing, and a bike way. Mr. Cozy stated the National Park Service came out with information that the third most visited park in the country is the Cuyahoga Valley because of bikers and we are right here. He stated there aren't any hotels along the canalway.

Mr. Cozy stated when he met with the Stark County Commissioners and the Stark County CIC, they have freed money up for economic development through the county and the city was first in line and first to receive a grant. He stated the county has taken notice and they see good things happening in Canal Fulton.

Mr. Losch asked about the location of the hotel. Mr. Cozy stated the proposal from Floyd Brown would provide that because we don't really know. He stated the investors out of Cleveland would like the hotel to be between the river and the canal. He stated they will need to look at the flood plain issues, access issues they don't know at this point. He stated

CITY OF CANAL FULTON

September 16, 2008

Floyd Brown group will put a plan together. He stated they will look to see if the plan is feasible and if they can fit what they need and make it work. He stated they have 75% in grants coming in to help them with it.

Mr. Svab asked if he was saying 75% of the grant is going to pay for the \$22,500? Mr. Cozy stated yes, our cost would only be \$5,700 give or take. Mr. Svab asked if this was for this year's budget or next year. Mr. Cozy stated next year. He said if Council wants to before the end of the year approve it and get it started they can. The CIC money is available now, so they have the \$8,600 to start with. The OECA will not be awarded until January. He stated if he gets strong indication from them that the City is going to get it, or if the City wants to pursue this either way, they can make some decisions based on that.

Community Food Cupboard

Mr. Cozy stated Ms. Lawson, Utility Billing Clerk, has volunteered to help our community by offering to be a drop off location for the Community Food Cupboard. Mr. Cozy stated that Mr. Mayberry wanted him to let council know and to get a voice motion. He stated this would take some of her time but it would be a good service to the community to participate in this at City Hall and if Council thinks this is a good idea to utilize our utility billing office as a drop off point for the goods for the community food cupboard.

Mayor Grogan asked Mr. Mayberry if with her added duties, if the Council agrees, that she is going to have any problems with her primary duties. Mr. Mayberry stated no, it is just a drop off location. He stated he will use his own personal time to drop off the items to the church, which is at the Trinity Church.

All members present were in favor of this. Mayor Grogan stated as long as Mr. Mayberry is supervising her and doesn't see an issue with it, then they don't have a problem with it.

Street Department/Fire Department/Utility Department: Mr. Cozy stated he would like to commend the departments for their outstanding job during the recent storm.

REPORT OF MAYOR (John Grogan)

Mayor Grogan stated he received a letter from Stark State Fire School from Fred Bertram, Fire Chair, thanking the City and Fire Department for donating fire equipment items to them.

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

LAW DIRECTOR (Scott Fellmeth)

Wind Energy Systems: Law Director Fellmeth stated he prepared an Ordinance for the Planning Commission regarding creating regulations regarding wind energy systems within the City. They will be discussing it at their next meeting, which is scheduled for Thursday, September 18.

CITY OF CANAL FULTON

September 16, 2008

THIRD READINGS

Ordinance 25-08: An Ordinance Amending the Zoning Code by Zoning Code by Zoning Stark County, Ohio PPN 2700953.

Mrs. Cihon moved for passage of Ordinance 25-08, seconded by Mr. Moellendick. **ROLL: Yes, ALL.**

SECOND READINGS - None

FIRST READINGS

Ordinance 27-08: An Ordinance Amending Ordinance 5-08, and Providing for the Transfer of Funds Within Various Accounts for the Purpose of Paying Various Accounts for the Purpose of Paying Various City Obligations, and Declaring an Emergency. Mrs. Cihon moved to suspend the rules on Ordinance 27-08, seconded by Mr. Losch. **ROLL: Yes, ALL.** Mr. Moellendick moved for passage of Ordinance 27-08, seconded by Mr. Deans. **ROLL: Yes, ALL.**

PURCHASE ORDERS & BILLS

P.O. 5378 to J.D. Striping & Service Inc. for painting center lines and edge lines of streets in the amount of \$6,888.75. Mrs. Cihon moved for approval of P.O. 5378, seconded by Mr. Moellendick. **ROLL: Yes, ALL.**

P.O. 5379 to Ohio Police & Fire Pension Fund for quarterly payment in the amount of \$19,854.08 Mrs. Cihon moved for approval of P.O. 5379, seconded by Mr. Deans. **ROLL: Yes, ALL.**

P.O. 5380 to W.G. Lockhart Construction Company to replace concrete pads and crack seal Stonewood Street and crack seal Canal Street between Market and Cherry Street. Mr. Moellendick moved to approve P.O. 5380, seconded by Mr. Deans. **ROLL: Yes, ALL.**

P.O. 5381 to Jackson Township Trustees for a Massey Ferguson Tractor and road side ditch attached mower in the amount of \$3,000.00. Mrs. Cihon moved for approval of P.O. 5381, seconded by Mr. Moellendick. **ROLL: Yes, ALL.**

P.O. 5382 to Environ-Flow Companies Ltd. To rebuild two manholes 10' deep with cementations waterproofing and epoxy in the amount of \$10,707. Mr. Moellendick moved for approval of P.O. 5382, seconded by Mrs. Cihon. **ROLL: Yes, ALL.**

Bills: \$79,061.81 Mrs. Cihon moved to approve the bills in the amount of \$79,061.81, seconded by Mr. Losch. **ROLL: Yes, ALL.**

Mrs. Cihon moved that they are in receipt of the August financials, seconded by Mr. Deans. **ROLL: Yes, ALL.**

OLD/NEW/OTHER BUSINESS - None

REPORT OF PRESIDENT PRO TEMPORE (Anthony Crookston) - Not Present. Vice President Cihon did not have a report.

REPORT OF SPECIAL COMMITTEES - None

CITY OF CANAL FULTON

September 16, 2008

CITIZENS COMMENTS-Open Discussion (Five-Minute Rule)

Mr. Colaianni, 1708 Bruce Street: Mr. Colaianni stated part of the commitment that was made to the voters with the passage of the increase in income tax was they would do a few things. He is not sure if it is on the horizon or not because he knows the cost of doing business has increased. He stated one of the commitments was for an increase for the staffing force for the police department; another was implementation of a schedule of replacement of municipal vehicles and equipment and establishment of a managed reserve fund. He asked where they stand on these.

Mr. Svab stated it would be part of the budget process for this year. He stated they need to wait until they get closer to see what the department heads requests are and see how much they are going to bring in as far as revenue. He stated the first year, coming in blind and not being able to have a full year of revenues from the 1.5% tax hike, they have to be a little cautious on how much they think they are going to bring in. He stated they will lose the 1 mill property tax from fire and police. He stated it was a good sound idea but they can't think they are going to have a windfall this year and over budget and get in a bad situation next year.

He stated he commends Mr. Svab for previously stating that he wants to use some extra money to pay off some debt. He stated it is a good idea but don't forget the commitment that the voters placed by passing the issue. He stated it is great to not be in debt but the residents are looking for something they supported.

Mr. Colaianni referred to an article that was recently in the paper regarding a department from the Cincinnati area where two firemen were killed. He stated the house that burned down that the two firemen were killed in is no different that about 75% of the houses in our community. He stated one of the things they did was implemented a first alarm structure fire complement with an additional ladder company. They didn't have one within a six mile radius. He stated as the Finance Committee is looking at the numbers, that before he was on Council, that previous Chief's had talked about engine replacement. He stated there was a survey done last year and 70% of the community values the safety forces.

Mr. Colaianni stated the City wants to be bigger, and with having the schools now, they have a duty to have something in place. He stated if they want to bring business, whether it be hotels or anything else they are going to be looking for what we have apparatus wise in the police and fire department and infrastructure. He said if something should happen, what do we have in place to take care of it. He said to consider the purchase and those asking for it needs to fine tooth their budget and make sure they are doing their job as well.

EXECUTIVE SESSION: Be it hereby resolved by the Canal Fulton City Council that a motion was made by Mr. Deans to adjourn to executive session at 8:25 PM from the regular meeting on the above mentioned date as authorized under Ohio Revised Code 121.22(G) for the purpose of the consideration of compensation of a public employee or official and investigation of charges or complaints against a public employee, official, licensee, or regular individual with the Mayor, Council, Law Director, City Manager and Finance Director present, seconded by Mr. Moellendick.

CITY OF CANAL FULTON

September 16, 2008

There isn't expected legislation as a result of the session. **ROLL: Yes, ALL.**

A motion was made by many to return to public session at 8:57 PM, seconded by Mr. Deans. **ROLL: Yes, ALL.**

As a result of the executive session, Mayor Grogan stated they talked about personnel and the retention of Ms. Marthey as both the City Manager Assistant/Clerk of Council and asked if there was a motion to continue her within this role. Mrs. Cihon moved to have Ms. Marthey as the City Manager Assistant and Clerk of Council, seconded by Mr. Losch. **ROLL: Yes, ALL.**

Mayor Grogan stated they discussed the issue of compensation for this position and it was the recommendation of Council to bring it to the Personnel and Finance Committee.

Mrs. Cihon moved that the Personnel Committee meet on September 23, 2008 at 7:00 PM, seconded by Mr. Deans. **ROLL: Yes, ALL.**

ADJOURNMENT

Mayor Grogan adjourned the September 16, 2008 meeting. The next regular scheduled meeting is October 7, 2008 at 7:00 PM.

Tammy Marthey, Clerk of Council

John Grogan, Mayor