

## CITY OF CANAL FULTON

March 17, 2009

### COUNCIL MEETING

Mayor John Grogan called the March 17, 2009 City Council meeting to order at 7:00 PM in Council Chambers at City Hall.

### PLEDGE OF ALLEGIANCE

### ROLL CALL

Present: Matthew Moellendick, Linda Zahirsky, Nellie Cihon, Diane Downing, Danny Losch and James Deans.

Others Present Scott Fellmeth, Law Director; Mark Cozy, City Manager; Tammy Marthey, Clerk of Council; Dave Frisone, Police Chief; Ray Green, Fire Chief; William Dorman, City Engineer, Scott Fellmeth, Law Director; Scott Svab, Finance Director; Joan Porter, Repository and Amy Knapp, Independent; Ken Roberts and Rochelle Rossi and John Hatfield, Residents; Claude DeBour, Halloween Event.

### CORRECTING/ADOPTING THE RECORD OF PROCEEDINGS

Mrs. Cihon moved to approve the February 17, 2009 meeting minutes, seconded by Mr. Deans. **ROLL: Yes, ALL.**

### HALLOWEEN EVENT

Mr. Debour was present to discuss a Halloween event. It is a family friendly event and is non-alcoholic. There would be entertainment with more than 100 participants. Items they have are belly dancers, fire breathers, model airplane clubs, and many other performers. He would like to find a city to put down roots and to be able to do it every year. He is currently trying to get a total dollar amount together and is looking to see what permits he would need, what streets would be available.

Mayor Grogan asked if it is a Warehouse event or just a street event. He stated it is a street event.

### REPORTS OF STANDING COMMITTEES

Personnel Committee Meeting: Mrs. Downing reported the Personnel Committee met prior to Council meeting. Mrs. Zahirsky, Mrs. Cihon and Mrs. Downing were present. Mrs. Downing reported she was selected to be the chairperson. They discussed the Barrett Study about cost of living increases, the bonus system possible for the fire department and compensatory time. Mr. Cozy is going to get copies of policies from other municipalities regarding compensatory time.

Mrs. Zahirsky made a motion to have a Personnel Committee meeting on April 21, 2009 at 6:15 PM for the purpose of discussing the Barrett Study, cost of living increases, bonus system for fire department and compensatory time and any other business necessary, seconded by Mrs. Downing. **ROLL: Yes, ALL.**

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Safety Committee (Lieutenant Position): Mr. Losch moved for Council to move forward with the creation of the position of Lieutenant in the Police Department as recommended by the Safety Committee, seconded by many. **ROLL: Yes, ALL.**

**CITIZENS' COMMENTS – AGENDA MATTERS** - None

**REPORTS OF ADMINISTRATIVE OFFICERS**

***SENIOR CITIZENS (Nellie Cihon)*** - None

**COMMUNITY SERVICE COORDINATOR** - Written

***FIRE CHIEF (Ray Green, Fire Chief)*** – Written

***POLICE DEPARTMENT (Dave Frisone, Police Chief)***

Monthly Report: February statistics were included in the packets. There was anything significant this month.

Lieutenant Position: Chief Frisone and Mayor Grogan will be conducting interviews on March 27 from 12:00 PM – 3:00 PM.

***ENGINEER/STREETS/PUBLIC UTILITIES (William Dorman):***

Lakeview Estates Phase I: The developer is moving forward with this project.

HPC/Planning Commission: There will not be a meeting for the month of March due to no activity.

Census Map: Mr. Dorman reported he has updated the map for the 2010 census.

Stimulus Monies: Projects were submitted. The High Street Erie Culvert project will be using OPWC and CDBG monies.

***FINANCE DIRECTOR (Scott Svab)***

Purchase Orders: Mr. Svab stated he has added three additional purchase orders that were not included in the packet.

Mayor Grogan stated to let the record reflect that they are Purchase Order Numbers 5615, 5616 and 5621.

February 2009 Financial Statements: A packet has been added to the packet. This is a format that was suggested from the State Audit. It includes a commentary, MTD/YTD Revenue and Expense Reports, Monthly Bank Reconciliation, MTD and YTD Fund Reports.

Mrs. Cihon moved receipt of the 2009 Financial Statements, seconded by Mr. Moellendick. **ROLL: Yes, ALL**

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**CITY MANAGER (Mark Cozy)**

TAP Committee: Early warning weather siren, finalizing cost

Stimulus Monies: Mr. Cozy reported that the application for the Locust Street Paving is appearing to be favorable for receiving funds. He stated he submitted two proposals for this project, one with sidewalks and one without. It is more favorable for the one without the sidewalks. It will run from Market Street to the City limits.

ODOT – St Rt. 93 Repaving: The repaving project for State Route 93 (Milan/Cherry Streets) will be started in May.

Mayor Grogan stated Mr. Cozy and Mr. Dorman are doing an excellent job in trying to get these monies.

Canal Boat Operations: Mr. Cozy asked all to review the agreement he submitted to them tonight. It is an agreement for the City to provide for the operation of the St. Helena III Canal Boat.

The water level of the canal will be lowered next week to determine the condition of the canal. There will be more information at the next meeting.

Mr. Cozy stated if assets are added to the boat, it will stay with the boat, no matter who is running it.

Mayor Grogan stated he hopes Council views this as a positive step.

**REPORT OF MAYOR (John Grogan)**

Letter from the Heritage Society. Mayor Grogan stated the Heritage Society submitted a letter stating they have selected Linda Keillor to be their representative to serve on the Historical Preservation Commission. He would like council to accept this.

Mrs. Cihon moved to appoint Linda Keillor to the Historical Preservation Commission, seconded by Mr. Deans. **ROLL: Yes, ALL.**

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

**LAW DIRECTOR (Scott Fellmeth)**

**THIRD READINGS**

Ordinance 8-09: An Ordinance Transferring the Debt for the Northwest Schools Water Line Expansion from the Income Tax Fund to the Water Fund.

Mrs. Cihon moved to approve Ordinance 8-09, seconded by Mrs. Zahirsky. **ROLL: Yes, ALL**

**SECOND READINGS** - None

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**FIRST READINGS**

**Ordinance 10-09:** An Ordinance Amending the Zoning Code by Re-Zoning the Former Canal Fulton Elementary School.

**STANDS AS FIRST READING**

**Ordinance 12-09:** A Resolution by the Council of the City of Canal Fulton to Sell Unneeded Personal Property. **(TABLED)**

Law Director Fellmeth asked for point of order. He recommended this Ordinance be tabled, as there is another Resolution needed regarding selling unneeded personal property on the internet.

Mayor Grogan stated based on the recommendation of the Law Director, he would like a motion to table Ordinance 12-09.

Mrs. Cihon moved to table Ordinance 12-09, seconded by many. **ROLL: Yes, ALL.**

**Resolution 8-09:** A Resolution by the Council of the City of Canal Fulton to Enter Into A Contract with Wenger Excavating for the High Street Sanitary Sewer and Waterline Improvement.

**Stands as First Reading**

**Resolution 9-09:** A Final Resolution by the Council of the City of Canal Fulton for the Improvement of 7.54 Miles of State Route 93 (Milan/Cherry Streets) and Declaring an Emergency.

Mrs. Cihon moved to suspend the rules on Resolution 9-09, seconded by Mrs. Zahirsky. **ROLL: Yes, ALL.**

Mrs. Cihon moved for passage of Resolution 9-09 under suspension, seconded by Mrs. Zahirsky. **ROLL: Yes, ALL.**

**PURCHASE ORDERS & BILLS**

**P.O. 5611** to Bureau of Workers Compensation for 2008 Premiums in the Amount of \$46,912.89.

Mrs. Cihon moved to approve P.O. 5611, seconded by Mr. Losch. **ROLL: Yes, ALL**

**P.O. 5616** to Clemans-Nelson & Associates, Inc. for Contracted Legal Counsel in the Amount of \$7,000. Mrs. Cihon moved to approve, seconded by Mrs. Downing **ROLL: Yes, ALL.**

**P.O. 5615** to Dynamerican Septic and Drain to Vacuum Catch Basins and Drains. Mrs. Zahirsky moved to approve P.O. 5615, seconded by Mrs. Cihon **ROLL: Yes, ALL.**

**P.O. 5621** to Hometown Insurance Group, Inc. to All Departments, 9 Months Estimated Health Insurance Premiums. Mrs. Cihon moved to approve, seconded by Mrs. Zahirsky **ROLL: Yes, ALL.**

**BILLS: \$106,464.01** Mrs. Cihon moved to approve the bills, seconded by Mrs. Cihon. **ROLL: Yes, ALL.**

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**Point of Order:** He suggested the language for the legislation for the lieutenant position include: at the pleasure of the Mayor and Council, instead of shall continue in office until removed for cause and under the procedures provided by law.

**OLD/NEW/OTHER BUSINESS**

Mrs. Cihon wanted to remind all walkers with animals to pick up after their dogs. Mrs. Zahirsky asked if they could have the dog waste bags at other locations throughout town.

**REPORT OF PRESIDENT PRO TEMPORE (Nellie Cihon)** - None

**REPORT OF SPECIAL COMMITTEES** - None

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

**ADJOURNMENT**

Mayor Grogan adjourned the March 17, 2009 meeting. The next regular scheduled meeting is April 7, 2009 at 7:00 PM.

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Tammy Marthey, Clerk of Council

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John Grogan, Mayor