

# CITY OF CANAL FULTON

March 7, 2006

## COUNCIL MEETING

Mayor Grogan called the March 7, 2006 City Council meeting to order at 7:00 PM in Council Chambers at City Hall.

## PLEDGE OF ALLEGIANCE

## ROLL CALL

**Present:** Mayor Grogan, Tony Crookston, Victor Colaianni, Linda Zahirsky, Diane Downing, Nellie Cihon and James Deans

**Others Present:** Mark Cozy, City Manager; Patti Troccoli, Clerk of Council; Chief David Frisone, Police Department; Assistant Chief Mark Stewart, Fire Department; Dennis Mayberry, Street Dept; Scott Svab, Interim Finance Director; Tom Bellish, Buckeye Energy Brokers; Chris Pugh, The Independent; Joan Porter, The Repository; Chell Rossi, Mike Mouse, Residents

## CORRECTING/ADOPTING THE RECORD OF PROCEEDINGS

Mrs. Zahirsky made a motion that Council approves the February 21, 2006 City Council meeting minutes; seconded by Mr. Crookston. **ROLL CALL: Yes – ALL**

## TOM BELLISH – BUCKEYE ENERGY BROKERS RE: NATURAL GAS AGGREGATION

Mr. Bellish led a discussion regarding where the natural gas aggregation prices are currently and where they are heading; followed was a question and answer session with Council. The last day to strike a new price is March 21, 2006 which will be in effect until May 2008. The City Manager will consult with members of Council regarding same before striking a price on March 21; Mr. Bellish said the latest date to strike would be March 23.

## REPORTS OF STANDING COMMITTEES

Mr. Colaianni stated the Finance Committee had its first meeting and reviewed recommendations of the Personnel Committee that are still pending.

Mrs. Zahirsky said the Personnel Committee met on Jan. 31 and Feb. 28 (minutes almost ready) where suggested raises for fulltime and part-time non-bargaining unit employees were discussed. She requested an Executive Session regarding same.

Mrs. Zahirsky said the Utilities (Public Service) Committee met March 3 (minutes almost ready) with Mr. Bellish to discuss what the city's options are regarding gas aggregation. They also discussed utility (water and sewer) tap-in fees and are making recommendations. Water rates were reviewed. Mr. Dan Mayberry will speak with the City Engineer regarding the water survey. Mrs. Zahirsky made a motion that Utilities (Public Service) Committee meet on March 31, 2006 at 8:30 AM; seconded by Mr. Colaianni. **ROLL CALL: Yes – ALL**

Mr. Crookston stated the Safety Committee met last night; they recommended Thomas Klingensmith's architectural firm be hired as the architect for the new fire station. The Safety Committee negotiated the cost of the architectural fees which will be 7% of total construction costs with a \$7,000 deduction that was already paid for drawings.

## CITIZENS' COMMENTS – AGENDA MATTERS - None

## REPORTS OF ADMINISTRATIVE OFFICERS

### **SENIOR CITIZENS (Nellie Cihon)**

March 11 - Swiss Steak Dinner, Serving 4:00 – 6:00 PM; Reservations required.

Mrs. Cihon noted the Senior Center was commissioned Nov. 2, 1980. One of the Commissioners at that time was Jane Fudge who passed away last week at the age of 91.

### **COMMUNITY SERVICE (Phil Kaster) – Report Contained in Council Packets**

Mayor Grogan spoke about how difficult it was to strip and wax the Council chamber floor last week, and Mr. Kaster ended up doing a lot of the work himself.

### **FIRE CHIEF (Chief Ray Green)**

Assistant Chief Mark Stewart said due to the radio upgrades/repairs and cohesiveness between municipalities, they had a great crew working together on a structure fire today with Canal Fulton, North Lawrence, Jackson, Lawrence Township, and Clinton.

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Stewart asked Council if they had a chance to review Chief Green's request for Re-appropriation Funding. Mayor Grogan said yes; he did received Green's letter and will address same with Council. The Mayor commended the firefighters, saying the reason that they were able to allow Chief Green to do what he's doing is because he has such a strong officer core that starts with Stewart on down and thanked all of them for "making this area look really good."

## **POLICE CHIEF (Chief David Frisone)**

Chief Frisone distributed Feb. 2006 statistics and call numbers (321 total).

The Chief stated the Massillon City Jail Contract was reviewed by Mr. Kincaid and noted there is no change from last year's contract. He asked that the contract be signed.

Regarding the Public Defender Contract Proposal: Mr. Kincaid spoke with the judge and said we should have been paying it all along.

Chief Brink and Chief Frisone submitted a letter to the Ohio Office of Criminal Services asking for assistance on meeting some of our communication shortfalls (no grant funds available).

Chief Frisone was invited to participate in the Stark County Safety Council's Police Chiefs Round Table March 9 at the Meyers Lake Ballroom, along with other chiefs/Sheriff Swanson.

The LEADS terminal is being considered for removal, as it costs approximately \$8,000 yearly, and the PD can get the same information from the RED Center, which is actually included in the fee the RED Center charges us to attain pertinent information for the officers. The Chief would like to redirect that \$8,000 within the PD. There are minimal disadvantages to removing the terminal. They will still keep their ORI number that allows them to obtain LEADS information.

Mayor Grogan asked if the PD had enough manpower to close out most of the felonies and was told no. He suggested they hire another part-time officer to focus on open cases, as it is in the PD budget currently to do so. Chief Frisone has been sifting through applications for same, and he plans on hiring someone to start in June.

## **ENGINEER (Bill Dorman) – No Report**

## **FINANCE DIRECTOR (Interim Finance Director Scott Svab)**

Mr. Svab referred to Ordinance 02-06 asking that Council tables same until Mr. Kincaid revises some of the language within the ordinance (noted: there are 5025 automobiles).

There has been discussion regarding the Puffenburger Property and what they could do with it other than mowing it, during this growing season. Mr. Svab contacted some farmers about growing corn (\$40 to \$60 per acre) there, perhaps also along with some property behind the Police Station. It was suggested the farmer disc the section around the Senior Center to plant pumpkins and Indian corn to have the kids visit and take a pumpkin for free. The farmer (Slicker) would be willing to disc the area, run his planter over so the rows would be straight, and put down liquid fertilizer for the pumpkins. Then Community Service could plant a couple of acres for approximately \$80 to \$100/acre. Mr. Cozy said if there is any chance of earth moving, there would be no farming on the property this year. Mr. Kincaid stated if we receive any revenue that it should be dedicated to the park.

## **PARKS (Fred Fleming) – No Report**

## **CITY MANAGER (Mark A. Cozy)**

**Programming Coordinator Position (CF Canalway Center):** Eight candidates for the position were interviewed; possibly hiring two with one person being in charge. Mr. Cozy requested Executive Session to discuss same.

**OPWC District 19 Natural Resource Assistance Council Nomination:** The Mayor nominated Mr. Cozy for same, who has served on the council for two years and was asked to return. The committee oversees distribution Clean Ohio fund dollars for land acquisition for parks and open spaces throughout Stark County.

**Village of Bolivar Invitation to Attend the 2006 Tree City USA Awards Ceremony April 25, 2006:** Mr. Cozy said it would be nice if someone from the city attends (registration due April 5).

**Lawrence Township Hall Acquisition:** Mr. Cozy requested Executive Session about same.

## **MAYOR JOHN GROGAN**

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**March 6<sup>th</sup> Mayor's Breakfast:** Mayor Grogan said George Lukinac spoke about three tanks that need repaired; they are waiting to get with the County believing it will be a 40/60 proposition. Sections of the catwalks need replaced/repared (not budgeted for this year).

There is a sludge issue and ideas of getting rid of it were discussed. Mr. Svab stated they currently have a concrete pad there and the sludge goes through a press then an elevator which drops it down into a dump truck and is transported to the concrete pad to dry it. Barberton lime pits charges the city \$21 per ton to dispose of same. The city contracts with Leach Trucking; they borrow the Township's loader to load to trucks to take to the landfill which has warned the city they won't accept extremely water-soaked sludge. To prevent same and reduce the weight, a canopy was suggested which acts as a heater for the sludge which reduces weight; \$10,000 was budgeted this year for same. There is also an option of hauling sludge to farmers.

The Mayor said that Nancy Lawson reported another increase in monthly revenue for water, and he said she is still continuing to do a good job increasing revenue.

**Malone College's World View Forum:** The Mayor was invited and plans to attend this symposium about "God in Politics" scheduled for March 20, 2006.

**LAW DIRECTOR (Attorney Dale Kincaid) – No Report**

**THIRD READINGS** - None

**SECOND READINGS**

**Resolution 10-06:** A Resolution to Endorse the Canalway Signage Plan (Requested by Mayor Grogan)

**FIRST READINGS**

**Ordinance 02-06:** An Ordinance Amending Section 183.02 of the Canal Fulton Codified Ordinances to Increase to \$10.00 per Motor Vehicle a License Fee Imposed by that Section (Requested by Finance Director). At the Law Director's Recommendation, Mr. Colaianni made a motion to table Ordinance 02-06; seconded by Mrs. Zahirsky. **ROLL CALL: Yes - ALL**

**Ordinance 03-06:** An Ordinance to Increase the Water and Sewer Tap-In Fees to Provide for the Water and Sewer Plants. (Requested by Public Service Committee) Mrs. Zahirsky stated the Utilities (Public Service) Committee would like to look at the tap-in fees in two different sections: the actual cost of billing and in tapping in, also system utilization charges.

**Resolution 11-06:** A Resolution Authorizing the City Manager to Enter into a Contract with the Stark County Public Defender's Office for Legal Services, and Declaring an Emergency. (Requested by Law Director) Per the Law Director's Recommendation, Mr. Colaianni made a motion to suspend the rules on Resolution 11-06; seconded by Mrs. Cihon. **ROLL CALL: Yes – All** Mrs. Zahirsky made a motion to pass Resolution 11-06 under suspension; seconded by Mr. Colaianni. **ROLL CALL: Yes - ALL**

**Resolution 12-06:** A Resolution Entering Into a Contract with Thomas H. Klingensmith, Architect for 7% of the Total Cost of Construction for the New Fire Station, and Declaring an Emergency. (Requested by City Manager) Mr. Colaianni made a motion to suspend the rules on Resolution 12-06; seconded by Mr. Deans. **ROLL CALL: Yes – All** Mrs. Cihon made a motion to pass Resolution 11-06 under suspension; seconded by Mr. Colaianni. **ROLL CALL: Yes - ALL**

**PURCHASE ORDERS & BILLS**

**P.O. 4527** made out to Public Employees Retirement System in the amount of \$112,635.73 for Retirement Contributions OPERS. Mrs. Cihon made a motion to pass P.O. 4527 to Public Employees Retirement System in the amount of \$112,635.73; seconded by Mr. Deans. **ROLL CALL: Yes - ALL**

**P.O. 4562** made out to LOGIC in the amount of \$66,758 for Dispatch Services 2006 Contract. Mr. Colaianni made a motion to pass P.O. 4562 to LOGIC in the amount of \$66,758; seconded by Mrs. Cihon. **ROLL CALL: Yes - ALL**

**P.O. 4589** made out to Mel Wacker Signs, Inc., in the amount \$3,440 for Park Signage for Visitor Center. Mr. Deans made a motion to pass P.O. 4589 to Mel Wacker Signs, Inc. in the amount of \$3,440; seconded by Mrs. Cihon. **ROLL CALL: Yes - ALL**

**P.O. 4595** made out to Reilly Sweeping Inc. in the amount of \$3,030 for Street Sweeping. Mrs. Cihon made a motion to pass P.O. 4595 to Reilly Sweeping Inc. in the amount of \$3,030; seconded by Mr. Colaianni. **ROLL CALL: Yes - ALL**

**BILLS: \$60,282.91** Mrs. Cihon made a motion that Council has received the bills in the

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amount of \$60,282.91; seconded by Mr. Colaianni. **ROLL CALL: Yes - ALL**

## **OLD/NEW/OTHER BUSINESS**

Mrs. Zahirsky made a motion that they pass Massillon City Jail Agreement that's been presented to Council tonight and authorize the City Manager and Law Director to sign it on behalf of the City of Canal Fulton; seconded by Mr. Crookston. **ROLL CALL: Yes - ALL**

**REPORT OF PRESIDENT PRO TEMPORE (Linda Zahirsky) (Please see above)** Mrs. Zahirsky stated she is pleased that they are accomplishing a lot in committees, as it helps keep the time in Council down.

**REPORT OF SPECIAL COMMITTEES** - None

## **CITIZENS COMMENTS Open Discussion (Five-Minute Rule)**

Mr. Mike Mouse thanked Mr. Svab and the Community Service Coordinator Phil Kaster for taking care of the containers for the wreath containers.

## **EXECUTIVE SESSION**

Mrs. Zahirsky moved to convene into Executive Session for the purpose of personnel to discuss salaries and performance, and in that portion she requested the City Manager and the Finance Director and Chief Frisone for a short while; in the second portion they will be discussing land acquisition and requested the City Manager, Finance Manager and Law Director's attendance; seconded by Mr. Colaianni. **ROLL CALL: Yes - ALL**

## **REGULAR SESSION RECONVENED**

At 11:24 PM, Mr. Colaianni made a motion to reconvene the regular session; seconded by Mr. Crookston. **Discussion:** Mrs. Zahirsky stated in the meeting they discussed personnel wages and performance and land acquisition. Action will eventually be taken on raises. **ROLL CALL: Yes - ALL**

Mrs. Zahirsky stated it is possible she will not be in attendance at the next Council meeting.

**ADJOURNMENT** – Mrs. Cihon made a motion to adjourn. Mayor Grogan adjourned the March 7, 2006 City Council meeting.

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Patricia A. Troccoli, Clerk of Council

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Mayor John Grogan