

CITY OF CANAL FULTON

February 17, 2009

COUNCIL MEETING

Nellie Cihon, President ProTempore called the February 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.

Absent: Mayor John Grogan.

Mrs. Zahirsky moved to excuse Mayor Grogan due to illness, seconded by Mr. Deans. **ROLL: Yes, ALL.**

Others Present Scott Fellmeth, Law Director; Mark Cozy, City Manager; Tammy Marthey, Clerk of Council; Dave Frisone, Police Chief; Ray Green, Fire Chief; Daniel P. Mayberry, Service Director; Scott Svab, Finance Director; Ken Schalmo, Schalmo Builders; Rochelle Rossi and Mike Mouse, Residents; Joan Porter, Repository and Amy Knapp, Independent.

CORRECTING/ADOPTING THE RECORD OF PROCEEDINGS

Mrs. Zahirsky moved to approve the February 4, 2009 meeting minutes, seconded by Mr. Moellendick. **ROLL: Yes, ALL.**

REPORTS OF STANDING COMMITTEES

Mrs. Zahirsky reported the Economic Development Committee met this evening. Mr. Deans was named chairman for the committee. Some of the items discussed at the meeting were murals on back of downtown businesses, Butterbridge extension and sidewalks. Mr. Cozy had presented talking points for the Milan Township infrastructure CEDA. They would like to meet with the trustees in March.

CITIZENS' COMMENTS – AGENDA MATTERS - None

REPORTS OF ADMINISTRATIVE OFFICERS

SENIOR CITIZENS (Nellie Cihon)

Swiss Steak Dinner: A swiss steak dinner will be served on January 24, 2009, serving from 4:00 – 6:30 PM. Reservations may be made by calling the center.

Gambling Trip: There is a gambling trip scheduled for March 10 to Meadows. There are only a few seats left.

COMMUNITY SERVICE COORDINATOR - Written

FIRE CHIEF (Ray Green, Fire Chief)

Year End Report: Chief Green reviewed his year-end-report. There were 782 calls in the year 2008. He reported the departments EMT/Paramedics provided care to 348 patients, of which 281 were transported to area hospitals. The department was able to provide advanced life support service on 97% of the calls.

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In 2008, the State of Ohio required all firefighters to have continuing education in order to maintain certification as a firefighter. Each firefighter is required to have 54 hours of training over a three year period.

The department was accredited June 1st from the State of Ohio as a continuing education site.

POLICE DEPARTMENT (Dave Frisone, Police Chief)

Monthly Report: Chief Frisone distributed the January 2009 month end report. There were 308 calls for service.

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

Mr. Mayberry stated the utility and streets departments are utilizing EBay to dispose of unwanted items. He stated Mr. Svab previously used this as a way to dispose of unwanted office furniture and was successful.

Mr. Mayberry stated they currently have a boom truck and GMC truck listed.

Law Director Fellmeth stated they will need to get a voice motion to accept the bids if they are over \$1,000.

FINANCE DIRECTOR (Scott Svab)

Road Salt Analysis: Mr. Svab distributed an expense analysis for road salt for years 2005 – 2008. He stated he has had discussion with Mr. Petersen and Mr. Mayberry regarding looking at adding on to the salt storage building so they can purchase more salt while they are locked in at the \$40/ton rate. The addition would also allow them to have room to be able to mix the salt with sand and grit.

Purchase Orders: Mr. Svab stated he has two additional purchase orders, 5562 and 5563.

CITY MANAGER (Mark Cozy)

Economic Stimulus: Mr. Cozy stated he has been working with Mr. Dorman on economic stimulus projects and they have five projects.

Agreement – Law Director: Mr. Cozy stated he has an agreement for the Law Director that mirrors the Ordinance that was passed when he was hired and would like a voice motion.

Mr. Deans moved to approve the Law Director Agreement, seconded by Mrs. Downing. **ROLL: Yes, ALL.**

Heritage Society Agreement: Mr. Cozy stated he has an agreement between the City and the Heritage Society to keep the canal boat operational. He stated Mayor Grogan sees it as a priority to keep the boat running.

REPORT OF MAYOR (John Grogan) - Not Present

PARKS & RECREATION BOARD (Fred Fleming) – Not Present

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LAW DIRECTOR (Scott Fellmeth)

Law Director Fellmeth reported the lawsuit regarding the solicitor/peddler was settled in mediation.

THIRD READINGS

Resolution 4-09: A Resolution by the Council of the city of Canal Fulton to Enter into a contract with the Ohio Public Works Commission for the High Street Sanitary Sewer Project.

Mrs. Zahirsky moved for passage of Resolution 4-09, seconded by Mrs. Downing. **ROLL: Yes, ALL.**

Resolution 5-09: A Resolution by the Council for the City of Canal Fulton to Support the Name of the Proposed New Federal Building in Canton, Ohio After Ralph S. Regula.

Mr. Deans moved for passage of Resolution 5-09, seconded by Mrs. Downing. **ROLL: Yes, ALL.**

Resolution 6-09: A Resolution by the council of the city of Canal Fulton to Abate the Sidewalk for Discovery Park Phase I.

Mrs. Zahirsky moved for passage of Resolution 6-09, seconded by Mrs. Downing. **ROLL: Yes, ALL.**

Resolution 7-09: A Resolution by the Council of the City of Canal Fulton to Enter into an Agreement with Schalmo Properties, Inc. and First Merit NA to Accept a Letter of Credit in Lieu of Performance Bonds.

Mr. Deans moved for passage of Resolution 7-09, seconded by Mrs. Downing. **ROLL: Yes, ALL.**

SECOND READINGS

Ordinance 7-09: An Ordinance Amending Ordinance No. 61-97 Regulating the Use of Time Cards and Time Sheets by City Employees.
STANDS AS A SECOND.

FIRST READINGS

Note: This was listed as Resolution 8-09 on the agenda. This was put on the agenda by the Clerk the Friday before the meeting and the Law Director was to bring to the Council meeting)

Ordinance 9-09: An Ordinance by the Council of the City of Canal Fulton to Enter into an Agreement with ODOT to Provide Professional Engineering and Construction Services for the Improvement of Cherry Street.

Mrs. Downing moved to suspend the rules on Ordinance 9-09, seconded by Mr. Deans. **ROLL: Yes, ALL.**

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

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

STANDS AS FIRST READING

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PURCHASE ORDERS & BILLS

P.O. 5547 to Triner Oil for Diesel for all Departments in the Amount of \$19,000. Mrs. Downing moved to approve P.O. 5547, seconded by Mr. Losch. **ROLL: Yes, ALL.**

P.O. 5555 to Verizon Wireless for Cell Phones for All Departments in the Amount of \$11,200. Mrs. Downing moved to approve P.O. 5555, seconded by Mrs. Zahirsky. **ROLL: Yes, ALL.**

P.O. 5556 to Stark County Treasurer for Muskingum Water Shed Conservancy Taxes and County Real Estate Taxes in the Amount of \$6,510.48. Mrs. Downing moved to approve P.O. 5556, seconded by Mr. Moellendick. **ROLL: Yes, ALL.**

P.O. 5557 to Huntington National Bank for Principal and Interest Payment for NW Waterline in the Amount of \$56,800. Mr. Deans moved to approve P.O. 5557, seconded by Mrs. Downing. **ROLL: Yes, ALL.**

P.O. 5558 to Dawson Insurance Company for Liability Insurance Coverage for 2009 in the Amount of \$47,085. Mrs. Downing moved to approve P.O. 5558, seconded by Mr. Losch. **ROLL: Yes, ALL.**

P.O. 5559 to the Auditor of State for 2007 Final Audit in the Amount of \$8,151.27. Mr. Moellendick moved to approve P.O. 5559, seconded by Mr. Losch. **ROLL: Yes, ALL.**

P.O. 5560 to Pellini and Associates for Contracted Legal Services in the Amount of \$10,000. Mrs. Zahirsky moved to approve P.O. 5560, seconded by Mr. Deans. **ROLL: Yes, ALL.**

P.O. 5561 to Stark County Soil & Water Conservation District for Annual Fee for MS4 Conservation Control in the Amount of \$3,500. Mr. Moellendick moved to approve P.O. 5561, seconded by Mrs. Zahirsky. **ROLL: Yes, ALL.**

P.O. 5562 to Physio-Control Corporation for 2 Life Packs-12 Lead Cardiac Monitors in the Amount of \$33,000. Mrs. Downing moved to approve P.O. 5562, seconded by Mr. Deans. **ROLL: Yes, ALL.**

P.O. 5563 to Treasurer, State of Ohio EPA Office for Permit to Install EPA Fee for High Street Sanitary Sewer Project in the Amount of \$3,470.88. Mrs. Downing moved to approve P.O. 5563, seconded by Mr. Moellendick. **ROLL: Yes, ALL.**

BILLS: \$66,092.63 Mrs. Zahirsky moved receipt of the bills in the amount of \$66,092.63 and month to date report, seconded by Mr. Moellendick. **ROLL: Yes, ALL.**

OLD/NEW/OTHER BUSINESS

Mrs. Zahirsky stated she spent a day at Cuyahoga Falls Mayor's Court. They have been in operation for two months.

REPORT OF PRESIDENT PRO TEMPORE (Nellie Cihon) - None

REPORT OF SPECIAL COMMITTEES - None

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

Michael Mouse, 406 Riverview: Mr. Mouse thanked Mr. Svab for the road salt analysis and trying to offset costs. He also stated he would like the City to look into the bulk purchases of gas and diesel like some other communities are doing.

Ken Schalmo, Schalmo Builders: Mr. Schalmo stated a company has contacted them regarding the potential of building a nursing care facility in Canal Fulton.

ADJOURNMENT

Mrs. Cihon adjourned the February 17, 2009 meeting. The next regular scheduled meeting is March 3, 2009 at 7:00 PM.

Tammy Marthey, Clerk of Council

Nellie Cihon, President ProTempore