

CITY OF CANAL FULTON

October 6, 2009

COUNCIL MEETING

Mayor John Grogan called the October 6, 2009 City Council meeting to order at 7:00 PM in Council Chambers at City Hall.

PLEDGE OF ALLEGIANCE

ROLL CALL

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

Mrs. Zahirsky moved to excuse Mrs. Cihon due to work obligations, seconded by Mrs. Downing. ROLL: Yes, ALL.

Mayor Grogan stated the City Manager will be arriving late. He had to coach his soccer team.

Others Present: Mark Cozy, City Manager arrived at 7:30 PM; Scott Fellmeth, Law Director; Tammy Marthey, Clerk of Council; Scott Svab, Finance Director; David Frisone, Police Chief; Ray Green, Fire Chief; Daniel Mayberry, Service Director; Amy Knapp, Independent; Karen Elgin and Cindy Kenep, Artists; Dennis Downing, Ken Roberts, Namiko Golden, Charles Golden, Sue Mayberry, Donnie Poling and Mike Mouse, Residents; Joan Porter, Repository.

GUEST – TRASH TO TREASURE

Mr. Downing stated they will be speaking tonight about mural paintings in downtown. He has had discussions with business owners about doing some murals downtown. He stated they received some prices and had sticker shock but has still proceeded ahead. They received a donation from Marsha Wagner from the library. They received a pledge from the Chamber of Commerce. They have some monetary support and are now able to proceed with applying with some grants. They would like to do the murals now on the trash in the downtown area.

Karin Eldgin and Cindy Kennep were present. They have been working on a concept for ideas downtown. They passed around some drawings they have done, which are based on the history of the downtown, as well as some with more color. Ms. Kennep stated there has also been discussion on turning the trash containers in the downtown area into planters.

They checked with Sherwin Williams to get suggestions on the type of paint/sealer they would need to use.

Mr. Downing stated this project will take two to three years. He stated they have a target date of October 31 to have a fall festival. They have some vendors and art galleries for the event and may do a painting on one of the trash cans for that event. He stated each trash container will cost approximately \$600 each. There are 11 trash containers.

Mayor Grogan asked how much of this has been presented to HPC. Mr. Downing stated they will be meeting with them.

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Mayor Grogan asked Council's opinion on the City contributing funds. Mrs. Downing felt it would be sad if the City didn't contribute to at least one.

Mr. Deans stated they are remiss if they don't sponsor one.

Mr. Moellendick stated he was for the idea.

Mrs. Zahirsky stated she would rather see them pledge their own money instead of the City's money.

All council stated they would all be in favor to personally make a donation.

CORRECTING/ADOPTING THE RECORD OF PROCEEDINGS

Mrs. Zahirsky moved to adopt the September 15, 2009 meeting minutes, seconded by Mr. Moellendick. **ROLL: Yes, ALL.**

REPORTS OF STANDING COMMITTEES

Public Service Committee Mr. Moellendick stated the committee met with First Energy Solutions to discuss the long-term electric aggregation program that the City currently has with First Energy Solutions. He stated a representative will be present on October 20, 2009 to discuss the program further. The current contract expires in 2012 and they would like to extend it to 2018. The discount is 6%. They are also offering a grant.

CITIZENS' COMMENTS – AGENDA MATTERS - None

REPORTS OF ADMINISTRATIVE OFFICERS

SENIOR CITIZENS (Nellie Cihon) - Not Present

COMMUNITY SERVICE (John Murphy, Coordinator) – Not Present

FIRE CHIEF (Ray Green, Fire Chief) –

Monthly Report: Chief Green reported there were 69 incidents for the month of September. A copy of the monthly report was distributed. There were 24 transports to the hospital. They are seeing more transports to Affinity with the merger.

Fire Prevention Week: This week is Fire Prevention Week. The department is doing presentations all week at Northwest Elementary.

County Fire Chief's Meeting: Chief Green reported at the County Fire Chief's meeting there was discussion regarding the 911 system. A lot is being put on hold until they see what is going to happen in November with the sales tax issue that is going to be on the ballot. They would merge all centers into two centers.

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Chief Green stated there is concern if the system will be able to handle all the call traffic when they are merged. At the current time, it is unknown.

Chief Green reported the departments that have volunteers are still going to have to use UHF radios to be able to page them at home.

Mrs. Zahirsky asked the Mayor to contact someone to see how the 911 system will be if the sales tax is passed and if it fails.

Chief Green would like to request a meeting with the Personnel Committee to continue discussion on Resolution 15-09.

Mrs. Zahirsky moved to have a Personnel Committee meeting on October 20, 2009 at 6:00 PM to discuss the fire department wages, along with Resolution 15-09, seconded by Mrs. Downing. **ROLL: Yes, ALL.**

POLICE DEPARTMENT (Dave Frisone, Chief)

Monthly Report: The department had 369 calls for the month of September. Chief Frisone distributed a copy of the report.

Mayor Grogan asked if accidents are related to cell phone usage. Chief Frisone stated it has not been a problem. Mayor Grogan stated he wanted to know this information in case they needed to look at legislation regarding this as other cities are doing.

Grants: The police department has applied for nine grants. To date, they have been awarded five grants totaling \$57,000. This is in addition to other grants that the department receives yearly.

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

Locust Street Repaving: The project is 65% done. They hope to complete work this week, weather permitting. They will be using some of the top grind in the St. Helena Heritage Park for leveling the parking area. This project will be scheduled for a capital improvement project next year.

Mayor Grogan stated if there is any extra the youth complex could probably use some if there is some left. Mr. Mayberry stated there will probably be some available.

High Street Sanitary Sewer and Waterline Project: Mr. Mayberry reported the water line and sanitary sewer line has been installed. Customers will be able to switch to the services in the next 30 days. They will be repairing the asphalt on Thursday.

The residents and visitors to Canal Fulton have been very patient and cooperative throughout the project.

Lakewood Estates: The project is continuing. The sanitary sewer lines are being installed. The major portion of the trunk line has been installed.

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FINANCE DIRECTOR (Scott Svab)

Repaving Project: Mr. Svab stated the Canal Street repaving will also have grindings. These projects are able to be completed as a result of the fees collected from license plates.

Mr. Svab stated at the next meeting there will be an ordinance to transfer funds. The City has to pay for the project upfront and then be reimbursed by the county.

Worker's Compensation Rating Mr. Svab stated we received our renewal for the worker's compensation and the rating was high. He received three quotes. Our current vendor was the highest. After discussing with current vendor, they were able to move us into a better pool rating group.

Safety Training Classes: Mr. Svab stated last year we were able to host a training class for confined space and had some outside participants. He would like to do this again. The person offering the classes would like to use our facility again this year. If he uses our facility, our workers would receive the training for free.

Purchase Orders: Mr. Svab stated he has added two purchase orders, #5791 and 5787.

CITY MANAGER (Mark Cozy)

Canal Boat Operations Report: Mr. Cozy stated they collected \$32,000 for canal boat operations this season. This is up from last year. This is contributed to the efforts of the City, Canal Fulton Heritage Society and Stark Parks.

Gas Aggregation: The City locked in at \$7.36 and \$7.26 for senior citizens. He stated the open market is currently a little lower. There weren't any natural disasters this year and some vendors are coming in at lower rates.

Executive Session: Mr. Cozy stated he would like to have executive session at the end of the meeting.

REPORT OF MAYOR (John Grogan)

Business of the Year: Mayor Grogan stated he would like to receive recommendations from Council for Business of the Year.

Citizen of the Year: Mayor Grogan stated he would also like recommendations from Council for Citizen of the Year.

Mrs. Zahirsky and Mr. Moellendick have some people that they would like to recognize Mrs. Zahirsky stated she would like to see more than one nominated.

Council can discuss and narrow down to the favorable ones.

PARKS & RECREATION BOARD (Fred Fleming) - Not Present

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LAW DIRECTOR (Scott Fellmeth)

Brookview Acres Donation: The paperwork is almost done. A Resolution needs signed by all the residents.

THIRD READINGS

TABLED: Resolution 15-09: A Resolution by the Council for the City of Canal Fulton, Ohio To Create a Fund to Purchase A Fire Truck and A Bonus Pool to Provide Compensation to Fire Personnel.

SECOND READINGS

Ordinance 31-09: An Ordinance Amending Chapter 1178 Entitled Suburban Office District of the Planning and Zoning Code of the Codified Ordinances of Canal Fulton, Ohio and Repealing Any Ordinance in Conflict Therewith.

STANDS AS SECOND READING

FIRST READINGS

Ordinance 32-09: An Ordinance Approving the Editing and Inclusion of Certain Ordinances as Parts of the Various Component Codes of the Codified Ordinances of Canal Fulton, Ohio, and Declaring an Emergency.

Mrs. Zahirsky moved to suspend the rules, seconded by Mr. Deans.
ROLL: Yes, ALL.

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

Resolution 26-09: A Resolution By the Council for the City of Canal Fulton, Ohio to Apply for, Accept, and Enter Into a Water Pollution Control Loan Fund Agreement on Behalf of the City of Canal Fulton for Planning, Design and/or Construction of Wastewater Facilities; and Designating a Dedicated Repayment Source for the Loan and Declaring an Emergency.

Mrs. Zahirsky moved for to suspend the rules, seconded by Mrs. Downing.
ROLL: Yes, ALL.

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

Mr. Cozy stated this is for the Marshallville Sanitary Sewer. We have to apply for the loan, but we are not going to use this loan. This is an EPA requirement in order to secure the grant.

Resolution 27-09: A Resolution By the Council of the City of Canal Fulton, Ohio to Establish An Identity Theft Prevention Program and Declaring an Emergency.

Mrs. Zahirsky moved to suspend the rules, seconded by Mrs. Downing.
ROLL: Yes, ALL.

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

This requirement goes into effect November 1, 2009.

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PURCHASE ORDERS & BILLS

P. O. 5778 to the Walter H. Drane Company for Editing and Compiling the City's Codified Ordinances in the Amount of \$3,864.00.

Mrs. Zahirsky moved to approve, seconded by Mr. Moellendick. **ROLL: Yes, ALL.**

P.O. 5791 to J.D.Striping & Service Inc. for Painting and Marking City Streets in the Amount of \$6,888.75.

Mrs. Zahirsky moved to approve, seconded by Mr. Moellendick. **ROLL: Yes, ALL.**

P.O. 5787 to Hensel's Paving Company for Fill Cracks and Repair with Asphalt and Hot Rubber Crack Sealer, Old School Basketball Court Area in the Amount of \$3,890.00.

Mrs. Zahirsky moved to approve, seconded by Mr. Deans. **ROLL: Yes, ALL.**

Bills: \$113,233.37 Mrs. Zahirsky moved to approve, seconded by Mr. Losch. **ROLL: Yes, ALL.**

OLD/NEW/OTHER BUSINESS - None

REPORT OF VICE PRESIDENT PRO TEMPORE (Mr. Deans) - None

REPORT OF SPECIAL COMMITTEES - None

CITIZENS COMMENTS-Open Discussion (Five-Minute Rule)

Namiko Golden, 965 Crestwood Circle: Mrs. Golden she would like to see changes to the codified ordinances regarding trash receptacles and noise in residential areas.

Michael Mouse, 406 Riverview: Mr. Mouse asked if the police grants are for one year. Chief stated yes. Mr. Mouse asked if the costs were then extended to the City after the grant.

EXECUTIVE SESSION

Mr. Deans moved to adjourn at 8:35 PM from the regular meeting for the purpose of the consideration of the employment of a public employee or official; compensation of a public employee or official; the purchase of real, personal, tangible or intangible property with all elected officials, law director, city manager, finance director and police chief present, seconded deans, present law director council, city manager, finance director, and police chief present, seconded by Mr. Losch. **ROLL: Yes, ALL.**

Mr. Losch moved to return to public session at 9:20 PM, seconded by Mrs. Downing. **ROLL: Yes, ALL.**

There was no legislative action taken as a result of the executive session.

ADJOURNMENT

Tammy Marthey, Clerk of Council

John Grogan, Mayor