

**CITY OF CANAL FULTON**  
**CITY COUNCIL MEETING AGENDA**

June 7, 2011

1. **CALL TO ORDER**

2. **PLEDGE OF ALLEGIANCE**

3. **ROLL CALL**

4. **CORRECTING & ADOPTING THE RECORD OF PROCEEDINGS**

May 11, 2011

May 17, 2011

May 31, 2011

5. **REPORTS OF STANDING COMMITTEES**

6. **CITIZENS' COMMENTS – AGENDA MATTERS**  
**(Five Minutes per Individual – No Yield)**

7. **REPORTS OF ADMINISTRATIVE OFFICERS**

A. Senior Citizens

B. Community Service Coordinator

C. Fire Chief

D. Police Chief

E. Engineer/Streets/Public Utilities

Written Report

F. Finance Director

Written Report

G. City Manager

Signage-Locust/Cherry

H. Report of Mayor

I. Parks & Recreation Board

J. Law Director

8. **THIRD READINGS**

**Ordinance 6-11:** An Ordinance Amending the Codified Ordinances of the General Offenses Code of the City of Canal Fulton, Ohio to Add Chapter 521.11(f) and 521(g) Storage of Certain Materials Prohibited.

**Ordinance 7-11:** An Ordinance Amending the Codified Ordinances of the General Offences Code of the City of Canal Fulton, Ohio to Amend Chapter 521.11(e) Storage of Certain Materials Prohibited and Repealing Any Ordinance in Conflict Therewith.

**Resolution 7-11:** A Resolution By the Council of the City of Canal Fulton, Ohio to Adopt FEMA's FIS, Firm and NFIP Regulations.

9. **SECOND READINGS**

**Resolution 9-11:** A Resolution By the Council of the City of Canal Fulton, Ohio Establishing An Escrow Account, Fund 750, For the Accounting of Security Deposits.

10. **FIRST READINGS**

**Ordinance 9-11:** An Ordinance Enacting and Adopting a Supplement to the Code of Ordinances for the City of Canal Fulton, Ohio, and Declaring an Emergency.

**Resolution 10-11:** A Resolution Providing for Supplemental Appropriations Within Various Accounts for the Purpose of Paying Various City Obligations, and Declaring an Emergency.

**Ordinance 10-11:** An Ordinance Amending Ordinance 11-10, and Providing for the Reduction of a Transfer of Funds and Reduction Appropriations Within Various Accounts for the Purpose of Retaining Previously Appropriated Funds as a Contingency and/or for Future Appropriations.

**Ordinance 11-11:** An Ordinance Amending Ordinance 11-10, and Providing for the Replacement of a Transfer of Funds with an Advance of Funds for the Purpose of Paying Various City Obligations, and Declaring an Emergency.

**Resolution 11-11:** A Resolution Providing for the Transfer of Funds for the Purpose of Funding the Reserve Fund.

**Ordinance 12-11:** An Ordinance Amending Ordinance 11-10, and Providing for the Replacement of a Transfer of Funds with an Advance of Funds for the Purpose of Paying Various City Obligations, and Declaring an Emergency.

**Resolution 12-11:** A Resolution Authorizing the Purchase of a Street Truck from the State Bid List to be Financed Via Leasing, and Declaring an Emergency.

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**Resolution 13-11:** A Resolution Opposing the State of Ohio from Seeking to Take Control of Municipal Tax Collection.

11. **PURCHASE ORDERS & BILLS**

**P.O. 6482** to Ohio Treasurer of State for 2<sup>nd</sup> Half of OPWC Loan Payments in the Amount of \$54,278.77.

**BILLS:** \$417,489.61

12. **OLD/NEW/OTHER BUSINESS**

13. **REPORT OF PRESIDENT PRO TEMPORE**

14. **REPORT OF SPECIAL COMMITTEES**

15. **CITIZENS COMMENTS – Open Discussion**  
**(Five Minute Rule)**

16. **ADJOURNMENT**

RECORD OF PROCEEDINGS

Minutes of

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CITY OF CANAL FULTON

DAYTON LEGAL BLANK INC. FORM NO. 10148

Held

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**COUNCIL MEETING**

President ProTempore Zahirsky called the May 11, 2011 Special City Council meeting to order at 6:30 PM in Council Chambers at City Hall.

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

Present: Paul Bagocius, Nellie Cihon, Danny Losch, Sue Mayberry, Matthew Moellendick Linda Zahirsky.

Absent: John Grogan, Mayor

Others Present:

Deanna Lockard, Wilma Charlton, Bea Weaver, Carol Lyons, Fran Hatt, Ken Lyons, Millie Rohr, Betty Campbell, Betty Demharter, Helen Dittmer, Sandy Dittmer, Chell Rossi, Helen Hardie, Margaret Versilli, James Deans, John Murphy, Ralph Jacobs, Dick Meadows, Bonnie Heard; Cyndi Wilson, Alan Yingling, Eva Potter, Teresa Eaver and Namiko Golden.

Mrs. Zahirsky stated this meeting was called to give the senior citizens the opportunity to discuss their request for membership on the commission.

Mrs. Zahirsky stated they will be enacting the five-minute rule on comments to allow others to speak. She would like for those that wish to speak to give their name, address, state concerns about the center, what they know about how it is financed, how it has been financed in the past, the problems they may have had ten years-five years ago or now, and if they are paying members.

Theresa Eaver, 1453 W. Comet Road: Ms. Eaver stated her mom is a member of the center and this is why she is concerned with the center.

Ms. Eaver asked why the meeting was changed from a committee meeting to a council meeting because at the council meeting, the members were so adamant that it go to committee before anything else was done.

Mrs. Zahirsky stated because Mrs. Mayberry had asked to be appointed to the committee for this meeting as she was the only member that wasn't a part of it, therefore, they made it council as a whole. Mrs. Cihon is a member of the committee, but she can abstain. Mrs. Zahirsky stated it is an open public meeting. All council committee meetings are open meetings as well.

Mrs. Zahirsky stated at committee meetings those in the audience don't normally speak unless they are invited to speak.

Carol Lyons, 8556 Kellydale Street NW, Massillon: Ms. Lyons stated they did the petition because they felt the members needed to be part of what was going on at the center. She stated there is a lot of friction. As part of the petition, there are signatures of members and non-members. They specified if they were non-members. The non-members also provided a

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lot of support to the center by paying for activities, attending dinners, etc. There are a lot who attend that are not from Canal Fulton. She felt if they relied on the support of the members, they wouldn't have all the support they have. A lot come from other communities to participate in the activities and pay for these. These are the people that want a voice in who becomes a commissioner.

Ms. Lyons stated she has worked on many of the events at the center over the years. Mrs. Lyons stated for 2009, the euchre games brought in \$2,500. Mrs. Lyons stated this was including the group not meeting on seven different nights. This amount at that time was second to the Swiss steak dinner.

Mrs. Lyons stated some have contributed a lot of money to the center and feel they should have a voice. She personally feels it would bring the commission and the center together more so than what it is now.

Mrs. Zahirsky asked if any of them have taken the time to complain to the commissioners and sat down and talked with them.

Mrs. Lyons stated they have tried. She stated they brought some of the issues up at some of the meetings and they were told they would look into it and it would be handled. The issues were not handled. They then began harping on one to two of the same issues and they finally gave up. She stated it then started to come apart. The people were getting very upset with how the center was being run. She stated she doesn't have anything against Mrs. Cihon as a person, but people were upset with how the center was being run.

She stated when that many people are unhappy, something needs done. They felt the petition would be one way to bring all together.

Alan Yingling, 5074 Erie Avenue: Mr. Yingling stated his father was a member of the center since the 60's. He stated back then is when they really had a center, as those people knew how to work and make a dollar. He stated now, people want to go and have fun, they don't want to have to do work to have fun. He stated in the past they made apple butter, applesauce, crafts in the basement and they sold these items to run the center. He stated he realizes it cost a lot more to run today. He stated when his father couldn't drive anymore, he would bring him to play euchre.

He stated he belongs to a lot of other organizations, and is required to pay dues. He understands they cannot require anyone to pay dues at the center and he wanted to know if this was true.

Mrs. Cihon stated she called Area Agency to clarify it, because she was previously told they couldn't require members to pay. The gentleman she spoke to stated they can say dues are \$10 a year. If someone is not able to pay, they will waive the fee. They can have the due amount in the by-laws.

Mr. Fellmeth stated how it is addressed is because they receive funding through Area Agency, they cannot require all members to pay. If they claim they cannot afford to pay, they can't charge someone to become a member. He stated the criteria for determining the hardship becomes the problem.

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Mrs. Cihon stated they are receiving \$179 from the state every month and with the new governor and the budget cuts, this is going to be cut. The entire agency is going to be having cuts.

Mrs. Zahirsky asked all in attendance if they were aware that Lawrence Township stopped supporting the center about several years ago. They gave \$6,000 a year toward the center and they withdrew that support and this has been a big part of the financial crunch.

Margaret Versilli, 638 High Street: Ms. Versilli stated those that are involved in the center wanted to have members serve on the commission to represent them and not appointees by the Mayor or others who aren't involved or aren't interested in the center. She stated this is what they wanted to accomplish from the start.

Mrs. Zahirsky stated for the past thirty-one years they have appointed the commissioners the same way and it hasn't been a problem.

Mr. Fellmeth stated a solution may be to have the members put a committee together to give recommendations to the mayor of who they would like appointed to the commission. He stated he had previously chaired the commission for 19 years. He stated they could amend the ordinance relating to the commission to make the appointment of the commissioners subject to approval by council.

Mrs. Zahirsky stated she heard complaints about the finances and concerned if they are accurate. She stated she spoke with our current finance director who was an auditor for the State of Ohio. He would be willing at some point, for some extra money as it isn't in his job description, to begin auditing some of the books and making sure the procedures are in place for money coming in and going out and to follow the correct procedures of any organization. He feels the finance director's recommendations would be beneficial to the group. She doesn't believe they have been audited by the city for a while.

Mr. Fellmeth stated Mr. Yingling is correct. He stated there is a lack of participation in fundraisers. He said when he started on the commissioner, he said the center had \$50,000 in money and CDs and it has gone down and down. He stated he is looking at it as a perspective of downward trend; they are going to be broke in less than ten years. He said he remembers when they used to go to Yankee Peddler and make \$5,000 net. He said if the membership isn't willing to work to contribute to get financial support, it will fold.

Mr. Yingling stated it is a different generation and it is going to keep getting worse. He stated if it was operated right, he stated people would be willing to pay \$25 a year to be a member. He feels there would be people to pay that if there wasn't animosity and the friction that is going on. He stated there is a lot of unnecessary friction going on. He said something isn't being managed right and he doesn't know what the answer is.

Mr. Fellmeth stated Mrs. Zahirsky was entirely correct when she suggested an audit to be performed and once all the facts are on the table, he feels the membership would be better apprised as to where it is taking them.

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Mrs. Zahirsky stated the finances should then be posted for everyone to see.

Mrs. Cihon stated they are always posted.

Mrs. Wilson asked on the audit, where do they get the money to pay for it.

Mrs. Zahirsky stated the city would probably be the one to pay for it since it is our money they are giving to them. They would want to make sure it is being used properly.

Mrs. Wilson stated she would have done an audit in January but they are so poorly off on money and they are seeing a trend where they are going to run out soon and wondered where the money would come from to do the audit.

Mrs. Cihon stated Area Agency comes to the Center in May and looks over everything. It is not an audit.

Helen Hardie, 6759 Deerfield, Canal Fulton: Ms. Hardie stated she has been treasurer for several years at the VFW and she has three books to keep. She stated she uses a log book and feels that this is what they need to do at the center. She made a suggestion of having all dues the first of January instead of the month they originally join. She was told the members whose dues weren't paid cards were in a cigar box and it is missing.

Mrs. Cihon stated the box is missing. She stated the names are in a book, they don't use the cards.

Mrs. Hardie stated she has three ladies that audit her books every three months and she has to balance to the penny. She stated there should be a regular audit.

Margaret Verrilli: Ms. Verrilli stated a previous commissioner had stated if they had meticulous bookkeeping they could try to get grants. She stated an audit would be good because they could pursue grant monies.

Carol Lyons: Ms. Eaver stated there was reference made that the euchre group was the ones that were creating all the trouble. She stated the problem was the director wanted them to have the people that come to play euchre to put up tables and take them down. The people playing range in age between 70's and 80's. They didn't want to see someone getting hurt. People are hearing these comments made and they don't like it.

Mrs. Zahirsky asked if they ever had to take the tables up and down before.

It was stated a couple times. She stated one time after bingo; Mrs. Cihon came out and told them they would have to take all the tables and chairs down, knowing they would need to have them up for later in the evening. Ms. Lyons said the only reason the tables would be taken down was to show them who the boss was. She said was this was done, she was

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done and this is some of the things that are going on and the things that started to break down the center.

James Deans, 426 Heritage: Mr. Deans stated from what he is hearing there are definitely problems but he feels they should get an audit as soon as possible. He agrees with the members getting a list of who they would like to serve as commissioners and submitting such list to the mayor.

He agrees they should set a uniform date that dues are to be paid. He stated if they are only receiving \$179 a month from Area Agency, they should possibly quit them and reform the group and fund it themselves.

Mrs. Zahirsky stated she was starting to have that feeling because if they didn't get those funds and charged \$25 a year. It was stated the dues previously were \$24, so they have went backwards.

Ralph Jacobs, 706 Beverly Avenue: Mr. Jacobs stated it appears they need money, so they should put on an ox roast run by the police and fire department. He stated this is what they do in other communities and it is well received.

Alan Yingling: Mr. Yingling stated in the past, tables would be taken down if they were going to have the election. A sign would be posted asking to take down the tables and chairs down.

He stated doesn't blame those that quit as it was just ridiculous to what they were asked to do. He stated it has changed. He stated most didn't complain when they had to take down the tables, but there were times when the tables could have just pushed to the side and pulled back out. It would have also saved a lot of wear and tear on the tables.

It was stated that there are younger people would help with the tables; it is just how people are asked.

Dick Meadows, 841 Cartier: Mr. Meadows stated one of the problems he sees is when they decided to not have euchre on holidays. He voiced his concern to Mrs. Cihon and after that things went downhill.

He stated the previous director did the books and now there is someone who does the books. Whoever was hired to fill the previous director's position should have been able to do the books.

Theresa Eaver: Ms. Eaver stated she went to the first or second meeting of the new board. She stated her suggestion was when an outgoing board goes out and a new one comes in, the first thing you do is an audit. This is done in all organizations she has been involved in. This is to protect you from anything wrong. She stated they were also advised before they rehired someone to look into the issues that caused the dismissal. She understands that this wasn't done properly. She suggested they set up forums where the commissioners have "Meet the Commissioners Night" and the members could come in and talk with the new commissioners and also express concerns so the new commissioners could make an informed decision when they rehired. This wasn't ever done.

She stated people aren't paying their \$10 because it is a protest. They want to see issues resolved.

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Mr. Moellendick stated if you don't pay dues in any other organization, you are not part of that organization.

Mrs. Wilson stated some members haven't paid dues since 2009.

Ms. Eaver stated she was told at a council meeting that council has no more control over the commissioners than they do over the school board. She stated at the last council meeting she attended, the big issue was with the petition, was that they couldn't give up control. She stated this is contradicting statements. She stated council either has control or they don't.

Mrs. Zahirsky state the Mayor has control.

Ms. Eaver stated Mr. Fellmeth is suggesting they apply through suggestions for commissioners, and approved by council.

Mrs. Zahirsky stated council doesn't have to approve commissioners. She stated the last one that was approved, was not approved by council. The mayor is following what the statutes say and he did not give council the opportunity to approve it. He made the appointment.

Mr. Fellmeth stated the building is owned by the city and pay for all the renovations and maintenance. He stated the senior center is there as a convenience of the city. We are not provided to provide them with a building. The city is doing it as a service to the senior center and the community. It is not an issue of rent.

Ms. Eaver asked if they are suggesting what would be withheld if the seniors got to vote on the commissioners, would the city withhold the support. She is asking why the petition is not a good deal.

Mr. Fellmeth stated the citizens of Canal Fulton are paying for the center and the citizens, by their elected officials, should not abrogate to destroy their responsibility for looking after property which they own. He is suggesting there are some problems there and certainly doesn't dispute that and thinks they need input from the senior members of who they want on the board. He stated that could be done in a forum in which the seniors get together and decide and present a list of people they would like considered for appointment of the commission of the senior center. He stated for years they had problems getting anyone to serve.

Mr. Fellmeth stated the director doesn't get paid CEO wages. He stated when you ask someone to serve in that position and they find out what they are going to be paid, do not have an interest in doing the job. He stated they were very lucky with Sherry Ringler, but they are not always going to get that lucky.

Ms. Eavers stated she applied for the position and could have done it all, but she didn't get an interview.

Mrs. Zahirsky stated she heard from some that they would not do the job for the little they could pay.

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Mr. Fellmeth stated he has suggested compromise. He stated to get the audit; form a committee to have input into who they want to be the commissioners; and to change it to make the mayor's appointments subject to council to that all of council would have input.

Ms. Eaver stated there input would only be a consideration like an election would be.

Mr. Fellmeth stated he isn't comfortable setting up a body politic of people that are not citizens of the City of Canal that can determine who is running a board that was set up by the City of Canal Fulton.

Ms. Eaver stated whether or not they are from the city, they are allowed to be members and wanted to know why they couldn't have a say.

Mr. Fellmeth stated you don't turn over control of an entity that you own.

Ms. Eaver stated they are asking to vote in four commissioners.

Ms. Kocsis stated she is a newly appointed commissioner and she feels they all need to work together to keep the center running. They need to get together and be nicer to each other and work to make the center work.

Mrs. Zahirsky stated when they come with their hands out asking for more money, she is going to remember these meetings. She will be asking herself if she really wants to be using city money.

Ms. Kocsis stated she heard they wanted them to bring three ideas back to the next meeting. She stated for a fund raiser, someone has donated their time for the farmers market and they need to get some things to sell, they are having a car wash. She stated they all need to be involved and if someone is unable to assist, if they can afford to donate money that would help. She stated for those that are withholding their dues change their mind and pay them.

Rochelle Rossi, 415 High Street: She stated the last two commissioners that were appointed are members of the center. She stated the last four commissioners added to the board are members of the center.

Mrs. Lyons stated one of the problems has been when a vacancy on the board has occurred, it not advertised in their newsletter.

Mr. Bagocius stated he is in favor of the seniors having four members voted in by the members. He is still confused how the center can be a totally separate entity and yet the bylaws are controlled by council, the bylaws are far as who is a member and who isn't and how elections are conducted are controlled by council. He doesn't understand how they can have a separate entity and have total control.

Mrs. Zahirsky stated it was two attorneys that put the center together in the beginning.

Mr. Fellmeth stated it isn't subject to the charter. He stated that was the initial argument. It is not subject to the charter it is a pre-existing, nonconforming use and the rules are different.

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Mr. Bagocius stated the compromise that Mr. Fellmeth suggested is already in the bylaws, that the mayor shall appoint members after receiving suggestions offered by local senior clubs and the community. He stated what happens over time is that the director makes suggestions and the mayor appoints. He stated if there were four members to be voted in the commission through the bylaws, it wouldn't allow it to deteriorate into a director suggest/mayor appoints position.

Mr. Bagocius stated what they heard at the commissioner meeting today is the center will close in December if things go the way they have been financially. Something has to change because they cannot continue to do what they have been doing or put a band aid on it.

Mr. Bagocius state the city isn't losing any control over allowing the seniors to vote on four commission members. He stated the actual power for the center has to be with the members.

Mr. Fellmeth asked what is the criteria.

Mr. Bagocius stated they would need to agree on the concept that they are allowed to have the members vote and once the concept is defined, then they set up the particulars of the concept.

Mr. Fellmeth stated the cart is before the horse because they need to decide who is going to be the voting group and then decide if this is what they are going to accept.

Mr. Moellendick if this is the issue of allowing them to vote for four seats, it isn't the cart before the horse. Everything needs to be decided at once. You simultaneously create the vote and the qualifications of the members. He stated this would be that they are agreeing to work on this, and not agreeing to pass legislation that the senior citizens are going to elect four members. His idea would be to do a voice motion that they would go ahead with the change. He stated if that were the case it would be simultaneously created, the election and the criteria at the same time.

Mrs. Zahirsky stated they are not going to take a vote tonight. She stated she would have let all of council members know they were going to vote. They cannot take an election when it isn't considered a part of the notice of the meeting. She stated it is an illegal action by this body.

Ms. Eaver asked if they could make a recommendation to council.

Mrs. Zahirsky stated it should go to the entire council. Mr. Losch isn't present.

Ms. Eaver stated there is a quorum present.

Mrs. Zahirsky stated she would make a recommendation that they have three commissioners elected by the membership of the senior citizens and they have to be paid dues members for two years at a minimum before they can be elected a commissioner.

It was asked from the audience why only three.

Mrs. Zahirsky stated the city will continue to have control with five.

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Someone from the audience stated all they want is control.

Mr. Bagocius stated he can't vote on it because he wants four.

Mr. Fellmeth stated they just need to go back to the original plan and get the audit done and get the facts.

Some from the audience were stating this isn't why they met.

Mr. Moellendick stated they are here to get their thoughts and listen to their complaints and to take them under advisement and consideration and then make a decision. They can't make a decision tonight.

Ms. Eaver stated this meeting is about the petition.

Mrs. Zahirsky stated she called a lot of the names on the petition and a lot of them admitted that they are not members and they don't go to the center and they didn't know what they were signing.

Ms. Eaver stated it was stated that not every signature was necessarily a member they are participants.

Mrs. Mayberry stated she has the incorporation papers of the Stark Senior Citizen Commission, not the senior center, the commission. She stated it is a non-profit incorporated entity. She stated the only piece of legislation they are to use now representing the commission is Chapter 139 of the codified ordinances. She states the bylaws that were in effect are no longer valid because this supersedes it. She stated throughout the document there are numerous things that need changed.

She asked if the Mayor went to the center in December to appoint the officers of the board.

Ms. Eaver stated she asked him directly and he stated he didn't have time to do that.

Mrs. Mayberry stated the meeting date and time is wrong. She stated the codified ordinance is not being followed. She stated it is an incorporated body and the membership isn't, just the commission. She stated the commission is allowed through the guidance of the commission on aging, will have authority and responsibility to apply for grants and funds, hire a director, and vote on necessary motions and legislation. She stated they are allowed to do a lot of things, but aren't allowed to do their own bylaws and amend them on their own. She stated this doesn't make sense.

Mr. Bagocius moved to have the Personnel/Rules Committee meet on May 19, 2011 at 6:30 PM for the purpose of redrafting the bylaws to allow four members to be elected by the membership and determine membership and election process, seconded by Mrs. Mayberry. **ROLL: Yes, Mr. Bagocius, Mr. Moellendick, Mrs. Mayberry and Mrs. Zahirsky. Abstain, Mrs. Cihon.**

Mrs. Zahirsky stated she is voting yes, because at the committee and when they get to the regular council she will probably say no.

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Mr. Lyons stated he has donated a lot of hours to the center but he is not a member. He stated his wife used to run the craft room at the center and spent a lot of money and hours making items.

**ADJOURNMENT**

President ProTempore moved to adjourn the May 11, 2011 special meeting.

Tammy Charlson, Clerk of Council    Linda Zahirsky, President ProTempore

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## CITY OF CANAL FULTON

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held

May 17, 2011

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### COUNCIL MEETING

President ProTempore Zahirsky called the May 17, 2011 City Council meeting to order at 7:00 PM in Council Chambers at City Hall.

### PLEDGE OF ALLEGIANCE

### ROLL CALL

Present: Paul Bagocius, Nellie Cihon, Danny Losch, Sue Mayberry, Matthew Moellendick Linda Zahirsky.

Absent: John Grogan, Mayor

Mrs. Cihon moved to excuse Mayor Grogan due to attending a work seminar out of town, seconded by Mrs. Mayberry. **ROLL: Yes, ALL.**

Others Present: Mark Cozy, City Manager; Tammy Charlson, Clerk of Council; Daniel Mayberry, Service Director; Scott Fellmeth, Law Director; Ray Durkee; Fire Chief; David Frisone, Police Chief; James Goff, Finance Director; William Dorman, City Engineer; James Deans, Rochelle Rossi and Cyndi Wilson, Residents; Sue Reed, Lawrence Township; Joan Porter, Repository.

**PROCLAMATION** - EMS Week. Mrs. Zahirsky presented a proclamation to the Canal Fulton Fire Department honoring them for EMS Week - May 15-21, 2011.

### CORRECTING/ADOPTING THE RECORD OF PROCEEDINGS

Mrs. Cihon moved to adopt the record of proceedings as amended, seconded by Mrs. Mayberry. **ROLL: Yes, ALL.**

Mrs. Mayberry made the following correction:

Page 4 of 10: Fourth paragraph, it should read, Mrs. Mayberry stated it was done at the December 21<sup>st</sup> meeting.

Mrs. Cihon moved to adopt the record of proceedings as amended, seconded by Mrs. Mayberry. **ROLL: Yes, Mrs. Mayberry, Mrs. Zahirsky, Mr. Bagocius, Mrs. Cihon. Abstain, Mr. Moellendick and Mr. Losch.**

Mrs. Mayberry made the following correction:

Page 3 of 5: Tenth paragraph, it should have read: Mrs. Mayberry asked what is the piece that pushes them toward the district totally and against living together.

### REPORT OF STANDING COMMITTEES

Personnel/Rules Committee: Mrs. Zahirsky reported the Personnel/Rules Committee met before the council meeting. They discussed the bonding of public officials and would like to see price quotes in the amount of

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\$100,000 for the income tax administrator, utility clerk, payroll clerk, deputy income tax clerk and finance director. The cost for the bonds is estimated to be about \$1,850/yr. Mrs. Zahirsky stated they weren't able to go over their entire agenda, therefore, they will need to set another meeting.

Mrs. Cihon moved to hold a Personnel/Rules Committee meeting on June 2, 2011 at 6:30 PM, seconded by Mrs. Mayberry. **ROLL: Yes, ALL.**

Finance Committee: Mrs. Zahirsky reported they met tonight. Several issues covered: reviewed corrections to the accounting systems that the finance director would like made; current unappropriated balances; and proposed appropriation change.

Mrs. Zahirsky stated they talked about making transfers to the water fund-change from transfer to advance transfers.

Mrs. Zahirsky stated the monies that were allocated for the Smail's pond capital fund money that isn't going to be used; they will take from reserve fund and put back to general fund, as well as \$65,000 to the reserve fund.

Mrs. Zahirsky stated they will need a motion to lease the truck for the street department for five years at the lowest lease.

Personnel/Rules Committee: Mr. Bagocius stated he needs to cancel the meeting that was scheduled for May 19, 2011 for discussion of the senior center.

Special Council Meeting: Mr. Bagocius moved to have a special council meeting on May 31, 2011 at 7:00 PM for the purpose of further discussion of the amending the by-laws for the voting of four of the members of the commission to set the membership requirements and to set the election requirements, seconded by Mrs. Mayberry. **ROLL: Yes, Mr. Moellendick, Mrs. Mayberry, Mrs. Zahirsky, Mr. Bagocius, Mr. Losch. Abstain, Mrs. Cihon.**

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

## **REPORT OF ADMINISTRATIVE OFFICERS**

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

Swiss Steak Dinner: The next dinner will be held on Saturday, June 25, 2011, serving from 4:00-6:30 PM. Call the center for reservations.

Card Party: A card party will be held on May 18 from 11:00-3:00 PM. The cost is \$5.

**COMMUNITY SERVICE (John Murphy, Coordinator)** – Written and included in packet.

### ***FIRE CHIEF (Chief Ray Durkee):***

Monthly Report: Chief Durkee stated there were 28 EMS calls for the month, 5 service calls and one special incident.

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CITY OF CANAL FULTON

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Rescue Training – Canal Boat: Chief Durkee stated they had rescue training on the canal boat on Friday, May 6. It was a first responder training.

Disaster Drill-LEPC: Chief Durkee stated they conducted the local disaster drill and had positive comments on how our employees were performing. The outcome was more technical techniques to work on.

Training: Chief Durkee stated they had two firefighters go to training in Bowling Green.

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

Monthly Report: Chief Frisone stated the April stats are included in the packet. They had a reported burglary which involved a family member.

Disaster Drill-LEPC: Chief Frisone stated the department received certificates that participated in the event.

He wanted to publically thank Lawrence Township, New Franklin, Jackson Police Departments and the Ohio State Highway Troopers for their participation in the training. He also stated they couldn't have done the training without the assistance of the Canal Fulton Street Department.

Forfeiture Funds: Chief Frisone stated the city received a check in the amount of \$1,029 for a 2009 drug case in which they seized a vehicle. The funds are from the sale of the vehicle.

DARE Graduation: The DARE graduation will be held on Thursday, May 19<sup>th</sup> at Northwest school. He stated Officer Kosco is doing an outstanding job with the program.

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

Mr. Dorman reported the following:

Discovery, Phase Park: Mr. Dorman stated he has been assisting administration with Discovery Park, Phase IV.

Erie Avenue/Plum Creek Culvert: The punch list items completion date is June 1, 2011.

Downtown Parking: Administration had a downtown parking meeting which he attended.

Safe Routes to Schools: Assistance was given for Mrs. Higgins with information needed for the safe routes to school grant.

Mr. Mayberry reported the following:

Ohio RCAP: Mr. Joshua Eggleston from Ohio RCAP emailed that he has completed a preliminary review. A meeting for early June will be scheduled.

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Northwest School Construction: The water department has been doing inspections on the main water line at the Northwest School construction.

Street Department: The street department has been working on putting down patch.

Alley – There has been resolution to a resident concern in an alley that leads to the footbridge.

**FINANCE DEPARMTENT (James Goffe)**

April Bank Reconciliation and Financial Statement:

Bank Reconciliation Correction: The variance was overstated, due to income tax collection. He is hoping once the income tax is posted, the variance will settle.

Mrs. Zahirsky stated sometimes it can be from the way the credit cards are posted.

Mr. Goffe stated it could be where the issue is, in part due to a question that arose from the state auditors regarding the December 2010 bank reconciliation. He stated the other issues of the unposted checks and the income tax are clouding the issue at the moment.

Mr. Bagocius asked if Mr. Goffe had information on the the income tax year-to-date versus the past two years collections.

Mr. Goffe received the report recently from the income tax administrator and will be preparing a report. He did state we are up 10% year-to-date.

Mrs. Cihon moved that they are in receipt of the April financial and bank statement, seconded by Mrs. Mayberry **ROLL: Yes, ALL.**

Purchase Orders and Bills: There are two purchase orders included in the packet. There are no bills for this agenda.

Questions: Mr. Goffe did a follow up on the question regarding the amount charged by the attorney for the income tax collections. He will meet with Mr. Bagocius to give him a report.

**CITY MANAGER (Mark Cozy)**

Downtown Parking Meeting. Mr. Cozy reported there were 15 business owners/officials present at the meeting. Businesses were given an opportunity to give input. A volunteer committee list was established.

Safe Routes to School: Mr. Cozy stated the survey is complete. He has copies if anyone interested.

One item mentioned in the report was that instead of the use of sidewalks, use of the towpath. It encourages educational courses on bike safety.

Mr. Losch stated he would like to see how many parking spaces they would be able to put in the Kilbride Park.

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Mr. Cozy stated this is green space in the middle of town. They can get engineering recommendations.

Mrs. Mayberry stated that area is also included in the rendition for the hotel/train.

Mrs. Mayberry asked if Mr. Cozy has heard anything back from the railroad company regarding the study.

Mr. Cozy stated he hasn't heard anything back from them.

Mr. Cozy stated we will get a disbursement from OECA in July and then we will get from Commissioners.

**MAYOR (John Grogan):** Not Present

Park Board Appointment: Mrs. Zahirsky stated at the last meeting the Mayor made a recommendation to appoint Terri Everhart to the Park Board.

Mrs. Cihon moved to suspend council rules to allow them to appoint Park Board member without ten day written notice from Mayor, seconded by Mrs. Mayberry. **ROLL: Yes, ALL.**

Mr. Moellendick moved to appoint Mrs. Teri Everhart under suspension of council rules to the Park Board, seconded by Mrs. Cihon. **ROLL: Yes, ALL.**

**PARKS & RECREATION BOARD**

Written report from Canalway Center in packet.

**LAW DIRECTOR (Scott Fellmeth) –**

CEDA: Mr. Fellmeth stated there is a work session scheduled for June 7, 2011 at 6:30 PM. He would suggest they postpone this meeting until after they send the CEDA the city prepared to the Lawrence Township attorney to review.

Mrs. Mayberry wanted to know if the changes discussed were added. She asked if the one question about if a residential property converted to a commercial property, then they would be required to annex was included.

Mr. Fellmeth stated yes.

Mrs. Mayberry stated some of the information that is included in the CEDA, they didn't all agree on.

Mr. Cozy stated he will present it as a preliminary.

Mrs. Cihon moved to cancel the work session to discuss the CEDA scheduled for June 7, 2011, seconded by Mr. Losch. **ROLL: Yes, ALL.**

**THIRD READINGS** - None

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## SECOND READINGS

**Ordinance 6-11:** An Ordinance Amending the Codified Ordinances of the General Offenses Code of the City of Canal Fulton, Ohio to Add Chapter 521.11(f) and 521.11(g) Storage of Certain Materials Prohibited.

**STANDS AS A SECOND READING**

**Ordinances 7-11:** An Ordinance Amending the Codified Ordinances of the General Offences Code of City of Canal Fulton, Ohio to Amend Chapter 521.11(e) Storage of Certain Materials Prohibited and Repealing Any Ordinance in Conflict Therewith.

**STANDS AS A SECOND READING**

**Resolution 7-11:** A Resolution By the Council of the City of Canal Fulton, Ohio to Adopt FEMA's FIS, FIRM and NFIP Regulations.

**STANDS AS A SECOND READING**

## FIRST READINGS

**Resolution 8-11:** A Resolution By the Council of the City of Canal Fulton, Ohio To Enter Into A Contract With the FOP/Ohio Labor council, Inc. Retroactive to January 1, 2011, and Declaring an Emergency.

Mrs. Cihon moved to suspend the rules, seconded by Mr. Losch. **ROLL: Yes, ALL.**

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

**Resolution 9-11:** A Resolution By the Council of the City of Canal Fulton, Ohio Establishing An Escrow Account, Fund 750, For the Accounting of Security Deposits.

**STANDS AS A FIRST READING**

## PURCHASE ORDERS

**P.O. 6430** to Huntington National bank for Fire Station Bond Interest Payment in the Amount of \$28,925.00. Mrs. Cihon moved to approve, seconded by Mrs. Mayberry. **ROLL: Yes, ALL.**

**P.O. 6442** to The Bank of New York for 1<sup>st</sup> Half 2011 Interest on Bond Debt for Water Plant Expansion, Downtown Improvements and Refinanced 1991 Old Water Treatment Plant Bond in the Amount of \$3,780.01. Mrs. Cihon moved to approve, seconded by Mrs. Mayberry. **ROLL: Yes, ALL.**

**BILLS:** \$ None

## OLD/NEW/OTHER BUSINESS

**Canal Lands II Annexation:** Mr. Bagocius stated he is concerned about the filing of this annexation. He stated Lawrence Township Trustees knew about the filing of this annexation before city council. He stated when legislation was brought before council in 2009, there was an emergency clause and it was stated because of the canal boat operations.

Mr. Cozy stated the Mayor is present and he would need to address it.

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## CITY OF CANAL FULTON

DAYTON LEGAL BLANK, INC. FORM NO. 10148

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Mr. Bagocius moved to have the petition for the annexation pulled, seconded by Mrs. Mayberry. **ROLL: Yes, Mrs. Mayberry, Mrs. Bagocius, and Mrs. Zahirsky. No, Mr. Moellendick, Mr. Losch and Mrs. Cihon. TIE, unable to break, Mayor not present.**

Mr. Bagocius stated the trustee that has made efforts to work with the city was taken back with the filing of this annexation. He had trust in the city and now this was done.

Mr. Losch stated he appreciates what Mr. Bagocius is saying, but we have to remember we are here for the citizens of Canal Fulton. He feels we need to separate this. He stated this is how a city grows.

Mr. Fellmeth stated if the HB50 passes, we would be required to get signatures from Stark Parks, which would need to be determined to who would sign for them. Current law doesn't require that signature.

Mrs. Mayberry stated when the legislation was passed in 2009, the only discussion that took place was that it needed to pass by emergency because of the canal boat operations. There wasn't any more talk and now what she just heard is more detailed. The petition was then not filed for various reasons, one being they were getting along with the township.

Mrs. Mayberry stated in all of this discussion, full council should have heard before it was filed for the second time. She stated Mr. Bagocius and she didn't know about it. She stated they are part of six council members and she has a problem with this.

Mr. Bagocius clarified the motion; they are directing administration to withdraw the annexation request from the commissioners.

Mr. Fellmeth stated it has been filed with the Commissions for record; however, if council by majority with a quorum present deemed to have the petition removed, yes, council would have the authority to do that so Mr. Bagocius' motion is well taken.

Mrs. Mayberry stated for the past year and a half, there has been a lot of individuals commit a lot of time to work on a feasibility of a living together arrangement with the Lawrence Township and City Fire Departments. They did an excellent job and the time the Economic Development Committee has attempted to put into the CEDA. First it was a JEDD and then it got transferred to a CEDA agreement. She realizes that we represent the City of Canal Fulton residents and realize that they can put themselves in a place where they can't develop themselves economically, but when they are trying to work on movements to step forward on agreeing to work together with the Township, this is like throwing a hand grenade in peace talks. She stated there has been a lot of work and feels bad about all the time people have put into these efforts.

Mrs. Zahirsky stated it still takes two votes from the township.

Mrs. Mayberry stated this doesn't help to get those two votes.

Mr. Cozy stated the petition filed in 2009 and then was withdrawn due to an issue with the map. He stated Mayor Grogan would like to be present to discuss this issue with council.

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DANTON LEGAL BLANK INC. FORM NO. 10148

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Mr. Bagocius stated he had that opportunity at the last council meeting. He stated he believes everything was in place. He stated it was his understanding that Mrs. Zahirsky was part of the discussion, along with the Mayor, legal counsel, and city manager. He stated there was ample opportunity to bring this before council and to discuss it. He stated the trustees knew about it prior to at least two council members knowing and he can't speak if other council members knew about it.

Mrs. Zahirsky stated if she were to vote yes to withhold it at this point, she could consider changing her vote if the township trustees do not vote to consider living together. She stated that would be the only reason that she would not consider going through with this annexation. She stated they have worked for that goal, and if they choose to not go forward with it, she would say to move forward with the annexation.

Mr. Fellmeth directed to Mrs. Mayberry and Mr. Bagocius that the City may not get the chance again if the legislation passes. He firmly believes in negotiating through a position of strength and not weakness. He stated they could also pull it later and would recommend waiting at this time.

Mr. Bagocius stated there wouldn't be any incentive to the trustees to do the living together arrangement.

Mr. Moellendick stated this is park land and there isn't any revenue loss with this annexation, so he is unsure why this annexation would matter.

Mrs. Zahirsky stated because the township doesn't want to lose anything.

Mr. Cozy stated they will eventually join with Stark Parks for grants to renovate the Lock IV Park.

**REPORT OF PRESIDENT PRO TEMPORE (Linda Zahirsky) - None**

**REPORT OF SPECIAL COMMITTEES -**

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

James Deans: Mr. Deans stated a poll was taken in Stark County, and Olde Canal Days came in second place.

**EXECUTIVE SESSION**

Mr. Losch moved to adjourn to executive session at 8:26PM as authorized under Ohio Revised Code 121.22(G) for the purpose of the consideration of the employment of a public employee or official; and compensation of a public employee or official, with council, finance director, police chief, city manager and law director present, seconded by Mrs. Cihon. **ROLL: Yes, ALL.**

*Let the record reflect that Mr. Losch was excused from executive session due to work obligations.*

As a result of the executive session, the following action was taken.

Mr. Moellendick moved to authorize the police chief to hire a part-time officer until 12/31/11, seconded Mrs. Cihon. **ROLL: Yes, ALL.**

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DAYTON LEGAL BLANK, INC. FORM NO. 10148

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**ADJOURNMENT**

President ProTempore moved to adjourn the May 17, 2011 meeting at 9:00 PM. The next regular scheduled meeting is June 7, 2011 at Canal Fulton City Hall, Council Chambers.

Tammy Charlson, Clerk of Council Linda Zahirsky, President ProTempore

RECORD OF PROCEEDINGS

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CITY OF CANAL FULTON

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held

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May 31, 2011

**SPECIAL COUNCIL MEETING – SENIOR CITIZEN COMMISSION**

President ProTempore Zahirsky called the special council meeting to order at 7:00 PM in Council Chambers of City Hall.

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

**PRESENT:** Linda Zahirsky, Sue Mayberry, Matthew Moellendick and Paul Bagocius.

**ABSENT:** Nellie Cihon and Danny Losch.

**OTHERS PRESENT:** Tammy Charlson, Clerk of Council; Theresa Eaver, Teresa McAvinew, Helen Dittmer, Fran Hatt, Ken Lyons, Carol Lyons, Ralph Jacobs, Wilma Hardgrove, Mary Kocsis, Dorothy Demharter, Chell Rossi, Cyndi Wilson, Bea Weaver, Deanna Lockard and Wilma Charlton.

**OLD/NEW/OTHER BUSINESS**

Mr. Bagocius and Mrs. Zahirsky distributed a copy of their proposed amendments to Chapter 139 of the Canal Fulton, Ohio Code of Ordinances

Proposed Amendments (As submitted by Paul Bagocius): (Handout Attached)

Mr. Bagocius reviewed his outline with those in attendance.

Mr. Bagocius stated when Mr. Fellmeth was chair of the commission; he approved the following amendment and would therefore like them to be added to current bylaws: These bylaws may be amended by the Commission having in mind the goals and needs to the senior community. A quorum vote is necessary for the amending of this document.

Mrs. Zahirsky asked if Mr. Bagocius is calling Chapter 139 bylaws or ordinances.

It was clarified that Chapter 139 is from the ordinance from the City of Canal Fulton and the by-laws are established by the senior center.

Mrs. Zahirsky stated the voting and membership should be part of the by-laws and not the ordinances.

Mrs. Zahirsky stated Codified Ordinances section 139 would have to be changed because it currently just relates to the Commissioners.

Mr. Bagocius stated he thought he was doing what Mr. Fellmeth had requested.

Mrs. Mayberry asked what the ordinance number and year is that created Chapter 139 of the Codified Ordinances because nowhere in it does it make reference to it.

Mrs. Mayberry stated there have been changes to the bylaws in the past and signed by Mr. Fellmeth.

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CITY OF CANAL FULTON

DAYTON LEGAL BLANK, INC. FORM NO. 1014P

Held

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May 31, 2011

Ms. Kocsis stated when she became a commissioner she was given a copy of the by-laws.

Mrs. Zahirsky stated when they make changes that we only make them to our ordinance and the commissioners make changes to their bylaws.

Mrs. Zahirsky stated she has a problem with only using the city newsletter and the center newsletter as a way to let people know of open positions. She stated the city newsletter is only quarterly. She feels it would be better to put in a paper of a general circulation, website and so forth.

Mrs. Zahirsky stated the Mayor shall appoint representatives after receiving names from a cross section of the senior community, business groups and service organizations.

Mr. Moellendick asked about item C. He feels though that the Mayor should fill unexpired terms and then revert back to the rules at the end of the term.

Mrs. Wilson asked when the changes would take effect. It was stated upon passage.

Mr. Jacobs asked what constitutes a quorum. It was stated in the ordinance it stated 2/3 of the commissioners.

Mrs. Kovcis asked about item (e), all elected commissioners must be a member of the Center, it should read, all elected commissioners must be a paid or waived-fees member of the Center for at least one year prior to taking office.

Mr. Moellendick stated they could have someone younger serving on the commission.

Proposed Amendments (As submitted by Linda Zahirsky): (Handout Attached)

Mrs. Zahirsky reviewed her proposal as outlined with those in attendance.

Mrs. Zahirsky stated on 139-04 (Meetings), Mr. Bagocius' version has more flexibility.

Mrs. Zahirsky did not include the finance director doing the audit for the center once a year. She stated this was not part of what they hired him for. If we are going to require that position to do this, they would need to look at an increase in the salary for that position.

Mr. Bagocius asked what the difference is with having the Mayor still making the nominations.

There was discussion on the appointment of the commissioners. It was decided:

The ninth person shall be elected by the commissioner members at their January meeting and the term shall be February 1 through January 31.

Revisions were made to the proposed amendments presented by Mrs. Zahirsky.

It was suggested to have in the ordinance that the commission bylaws shall include membership requirements and election procedures.

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May 31, 2011

Mrs. Zahirsky stated for the meeting dates and times, she would like the commission to address this in their bylaws. She would delete "be held on the first Tuesday of each month"

Mrs. Zahirsky will make the revisions and give council members a copy as soon as she has done. She will email to all members and those wishing to receive a copy by email.

After members have reviewed and given feedback, Mrs. Zahirsky will forward to Mr. Fellmeth for legislation.

**ADJOURNMENT**

Mrs. Zahirsky adjourned the May 31, 2011 special council meeting.

Tammy Charlson, Clerk of Council

Linda Zahirsky, President ProTemp

PROPOSED AMENDMENTS TO CHAPTER 139 OF THE CANAL FULTON, OH CODE OF ORDINANCES

REPLACE CURRENT 139.02 MEMBERSHIP WITH:

(a) The Senior Citizens Commission shall consist of eight persons; four elected by the members [membership defined in 139.02 item (g)] of the Center and four appointed by the Mayor. The Mayor shall appoint Commissioners after soliciting nominees through the City Newsletter and through the Senior Center newsletter. In the event that not enough candidates apply for the elected positions, the Mayor shall appoint a Commissioner for the vacancy, but that position returns to being elected when that position's term expires.

(b) The term of office for each of the Commissioners shall be for two years, whether elected or appointed, except for the phase-in process of electing the four Commissioners as outlined below in item (d).

(c) Vacancies on the Board shall be filled by the Mayor if the original member was appointed [except as noted in item (d)]; and by election if the original member was elected. In both cases, the replacement shall fill the unexpired term of the original appointee.

(d) The three appointed Commissioner positions expiring on 12/31/2011 will be filled through the election process. Two elected positions will expire on 12/31/2013 (two year terms) and one elected position shall expire on 12/31/2012 (one year term). Thereafter, elections shall be for two year terms.

Prior to 12/31/2012, the first opening to occur of an appointed Commissioner shall be filled by the election process. Beginning with appointed positions expiring on 12/31/12, the Mayor shall appoint two Commissioners to a two year term expiring 12/31/14 and two Commissioners to a one year term expiring 12/31/13. The fifth appointed Commissioner (if that position was not already elected) shall be elected for a two year term expiring 12/31/14. Thereafter, appointments and elections shall be for two year terms.

(e) All elected Commissioners must be a member of the Center for at least one year prior to taking office. Membership must be in place at least 60 days prior to voting.

(f) The Commissioners shall establish written voting procedures to implement these bylaws.\* The Director shall be responsible for executing these procedures.

(g) Any person age 55 or over may apply for membership status to the Northwest Stark Senior Citizen Center by completing an application and paying the annual dues as set forth by the Commission at the time of application. For members who join during the year, dues shall be prorated on a quarterly basis. Annual membership renewal dues are to be paid in January of each year. Dues for a member may be waived by the Commissioners upon receipt of a waiver application.

\*Election procedures shall include:

- Open positions are to be posted at the Center and in the Center Newsletter by October 1 (60 days before an election).
- Candidates must submit an application to run for election by November 1 (30 days before an election).
- Ballots are available to members and voting is to occur from December 1 through December 15 (16 days).
- Voting is done by secret ballot and returned ballots are secured in a locked box during the voting process and only opened before a special meeting of the Commissioners to count the votes.
- The Director is responsible for coordinating ballot dissemination so only one ballot goes to each eligible member.
- Members must cast their own ballots. Spouses, family members, or friends may not be given a ballot or vote absentee for a member.
- Members may request a ballot through the mail. Ballots that are mailed must be returned to the Center or mailed with a postmark of December 15 or earlier.
- Should an elected vacancy occur, the Commission shall have 30 days to begin the election process to fill that vacancy and shall adhere to the same timeline in days that are prescribed above.

REPLACE CURRENT 139.03 OFFICERS (A) WITH:

(a) The election of officers to the posts of chairperson, vice chairperson, secretary, and treasurer shall be done by the Commissioners at their first meeting in January. The officers shall take office immediately upon election. Responsibility for conducting business shall fall on the offices in the order stated. The term of office shall be one year. The secretary need not be a member of the Senior Citizens Commission and shall serve at the discretion of the Commission.

REPLACE CURRENT 139.04 MEETINGS WITH:

The Senior Citizens Commission shall hold meetings regularly at least once a month or more frequently as the agenda may dictate. The dates, time, and location of the regularly scheduled meetings for the coming twelve months shall be determined by the Commission at their regular January meeting. Commission meetings shall follow Robert's Rules of Order.

ADD THE FOLLOWING TO CURRENT 139.06 FINANCIAL REQUISITES:

The financial records of the Center shall be audited annually by the Finance Director of the City of Canal Fulton at no charge to the Center.

ADD SECTION 139.10 AMENDMENTS (same language as 1985 amendment):

These By Laws may be amended by the Commission having in mind the goals and needs to the senior community. A quorum vote is necessary for the amending of this document.

**CHART FOR PHASE-IN PROCESS TO APPOINT AND ELECT COMMISSIONERS:**

<u>Position</u>	<u>Term Expires</u>	<u>Elected/Appointed</u>	<u>Term Expires</u>
A	12/11	Elect to 2 yr. term	12/13
B	12/11	Elect to 2 yr. term	12/13
C	12/11	Elect to 1 yr. term	12/12 (and 2 yr. term thereafter)
D	12/12	Elect to 2 yr. term	12/14
E	12/12	Appoint to 1 yr. term	12/13 (and 2 yr. term thereafter)
F	12/12	Appoint to 1 yr. term	12/13 (and 2 yr. term thereafter)
G	12/12	Appoint to 2 yr. term	12/14
H	12/12	Appoint to 2 yr. term	12/14

**Beginning in 2013, this phase-in process will result in two Commissioners elected and two appointed every year thereafter.**

### 139.01 PURPOSE

The Senior Citizens Commission shall survey and publish the needs of the senior citizens and seek the means whereby these needs may be satisfied. This body shall further the good causes of the senior citizens and seek to represent those causes to the political bodies responsible to them. They shall initiate, create and implement programs and practices to meet those needs.

### 139.02 MEMBERSHIP

- (a) The Senior Citizens Commission shall consist of eight persons appointed by the Mayor and one person elected by the eight Commission members. The membership shall comprise a representative cross section of the senior community, business groups and service organizations of Northwest Stark County. The Mayor shall appoint representatives after receiving suggestions offered by local senior clubs and the community. Four of the Commission members shall be ratified by a majority of the dues paying members present at a meeting of the Northwest Stark Senior Citizens Center within 14 days of appointment by the Mayor.
- (b) The term of office for the Commission shall be for two years. Two of the Commission members to be ratified by members of the Center shall serve a term beginning January 1, 2012 and ending December 31, 2014. The remaining two Commission members to be ratified by the members shall serve a term beginning January 1, 2013 and ending December 31, 2015. Appointments shall commence January 1.
- (c) Vacancies on the Board shall be filled by the Mayor and the replacement shall fill the unexpired term of the original appointee. Vacancies filling the position of a Commissioner ratified by members of the Northwest Stark Senior Citizens Center shall also be ratified by the members of the Center within 14 days of appointment.

### 139.03 OFFICERS

- (a) The members of the Commission shall elect the posts of chairman, vice chairman, secretary and treasurer at the first meeting in January and take office immediately. Responsibility for conducting business fall on the offices in the order stated. The term of office shall be for one year. The secretary need not be a member of the Commission and shall serve at the discretion of the Commission.
- (b) The Commission may further select and hire a director charged with the day-to-day operation of the activities of the Senior Center. The term of employment shall coincide with the fiscal year of the Commission. The director shall serve at the discretion and pleasure of the Commission.

#### 139.04 MEETINGS.

The Senior Citizens Commission shall hold meetings regularly at least once a month or more frequently as the agenda may dictate and be held on the first Tuesday of each month. Notice of the meetings shall be posted on the website for the City of Canal Fulton and in the Senior Center. Meetings shall be open to the public and minutes of the meetings shall be made available as a public record.

#### 139.05 VOTING

The affairs of the Senior Citizens Commission shall be conducted as a group in session with two-thirds of the members present to constitute a quorum and a majority vote of those present would be sufficient for passage of motions and necessary legislation. The director of the Senior Center the County Commissioners or their representatives and the Mayor are ex-officio members with no voting power.

#### 139.06 FINANCIAL REQUISITES.

The fiscal year of the Senior Citizens Commission shall be from October 1, to September 30 of each year. All funds and proceeds received by this body from special grants shall be used only to achieve the goals specified in the grant application or foundation request. Funds can only be used for the purposes state by the majority of the Commission and then only to further the good of the seniors in the community. The Commission shall establish annually the dues for membership in the Center. Funds shall be handled either through the Finance Director or by a separate account requiring two signatures, one of the chairman and one of the treasurer.

**Mayor:**  
John Grogan  
**President Pro tem:**  
Linda Zahirsky



**Council Members:**  
Paul Bagocius  
Nellie Cihon  
Danny Losch  
Sue Mayberry  
Matthew Moellendick

## CITY OF CANAL FULTON

### Service Directors Report

**Shut Off Notices:** 36 Shut Off Notices were delivered this past month for non-payment. It is typical that only a few accounts will actually be turned off at the curb stop. The majority will make arrangements with the Utility Billing Clerk to bring their account current.

**Meter Reading:** June 1<sup>st</sup> marks the start of the second quarter meter reading program. It will take approximately 77 man hours to complete this task.

**Customer Service Calls:** The Utility Department completed 103 customer service calls in the first quarter of 2011. This represents approximately 103 man hrs.

**WWTP Screen Compactor:** As you may recall during the 2011 Budget Preparation, it was proposed that an automatic Screen Compactor be installed at the headworks of the Wastewater Treatment Plant. The existing Bar Screens are ineffective in removal of a large portion of material entering the plant. On May 23, 2011, I spoke with Mr. Jim Jones, Stark County Sanitary Engineer concerning this proposed improvement to the Primary Treatment Facilities at the Wastewater Treatment Plant. Mr. Jones was in agreement. I explained to Mr. Jones that I had put together a probable cost estimate of \$150,000.00 and explained that figure could change and I would keep his office informed to any changes. Mr. Jones stated he will budget the County portion or 40% of the project cost thought to be approximately (sixty thousand) \$60,000.00

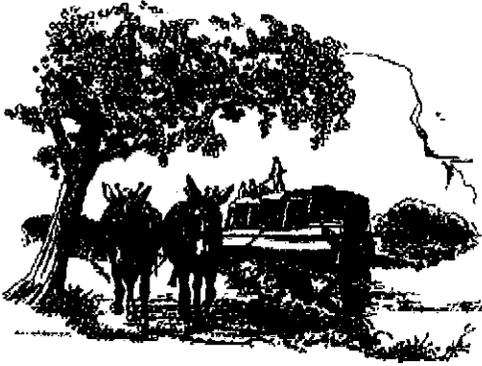
**Storage Building (Old West Side Fire Station) Roof:** Meister Roofing has scheduled the installation of the new roof on the Storage Building (Old West Side Fire Sta) located at 393 Milan St. for Monday June 1, 2011.

**Energy Audit:** The Administration is actively working with Mr. Scott A Strahley, P.E.,C.E.A. with Ohio Rural Community Assistance Program (RCAP) to complete an Energy Audit for our Water and Sewer Facilities. We have received and are in the process of completing an Energy Audit Questionnaire that will be used as a bench mark to see if further study will be economically feasible.

**2011 Water Rate Study:** Just a reminder that the Administration will be meeting with Mr. Josh Eggleston of RCAP concerning the subject matter on June 8, 2011 at 1:00pm.

**Mowing Operations:** John Heddy and his helper, Greg Graves, are to be commended along with John Murphy, Community Service Coordinator, for their efforts in keeping municipal properties mowed and looking very good considering the wet weather season we have experienced this spring. Much of the mowing activity had to be completed in the rain.

The Street Department has completed the spring mowing of road berms.



# **City of Canal Fulton**

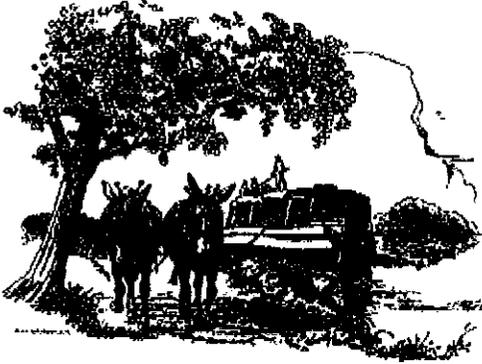
## **Director of Finance**

155 East Market Street, Suite A  
Canal Fulton, Ohio 44614  
(330) 854-6761 Fax (330) 854-6260

### **Finance Director Report to Council**

**June 7, 2011**

1. Finance Department will be hiring Susan Reed as the Income Tax Assistant. Susan has a Master from the University of Akron. She is a part-time accounting instructor for Kent State University – Stark Campus. Susan Reed will be a welcomed addition to our Finance Department.
2. Income Tax Revenue Collections are up 10.25% year-to-date for May 2011 versus May 2010. Please see the attachments for more detailed information and a chart of May YTD from 2005 through 2011.
3. Tonight's Bill Listing includes all expenditures since the last Bill Listing through May 31, 2011.
4. I am requesting the Finance Committee to set a meeting date in early to mid July to discuss appropriations. Currently, I plan to discuss the residual balance of the Elmridge Development Debt Fund, the estimated 2011 year-end balance in the General Obligation Debt Fund, and the old balances in the General Trust Fund and Unclaimed Monies Fund.



# City of Canal Fulton

## Director of Finance

155 East Market Street, Suite A  
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5. It has come to my attention that we can expect to receive official notification in 60 to 90 days from the Ohio Department of Taxation of approval of a 100% property tax exemption for the playground and parking lot Cherry Street starting in tax-year 2011. The 2010 tax-year property taxes paid on these parcels in 2011 were \$2,181.68 and \$420.46, respectively.

However, the same notification should include a rejection of the property tax exemption for two parcels we own on Warwick Drive, because we lease these properties to a farmer. Therefore the property does not qualify for exemption since it is not "used exclusively for a public purpose" under Ohio Revised Code Section 5709.08. The 2010 tax-year property taxes paid on these parcels in 2011 totaled \$2,219.74 while for annual lease revenue under the existing verbal agreement is \$250.

We also lease two of the three Puffenberger Park parcels for a total of \$800 per year under a second verbal agreement. It is unclear whether any property taxes are paid on these parcels since the Stark County Auditor's online property records have incomplete data about the largest Puffenberger Park parcel.

There are an additional five parcels upon which we have paid 2010 tax-year property taxes in an amount totaling \$2,926.96. These five parcels appear to meet the qualifications for 100% property tax exemptions. Property tax exemption applications will be filed for these five parcels later this year.



# **City of Canal Fulton**

## **Director of Finance**

155 East Market Street, Suite A

Canal Fulton, Ohio 44614

(330) 854-6761 Fax (330) 854-6260

I will be contacting the Stark County Auditor in order to obtain additional information regarding the leased parcels on Warwick Drive and at Puffenberger Park to enable the City Manager and I to minimize our 2011 tax-year and prior property tax liability. We to stop the lease of this land no later than January 1, 2012, so that we can apply for 100% property tax exemptions starting with the 2012 tax-year.

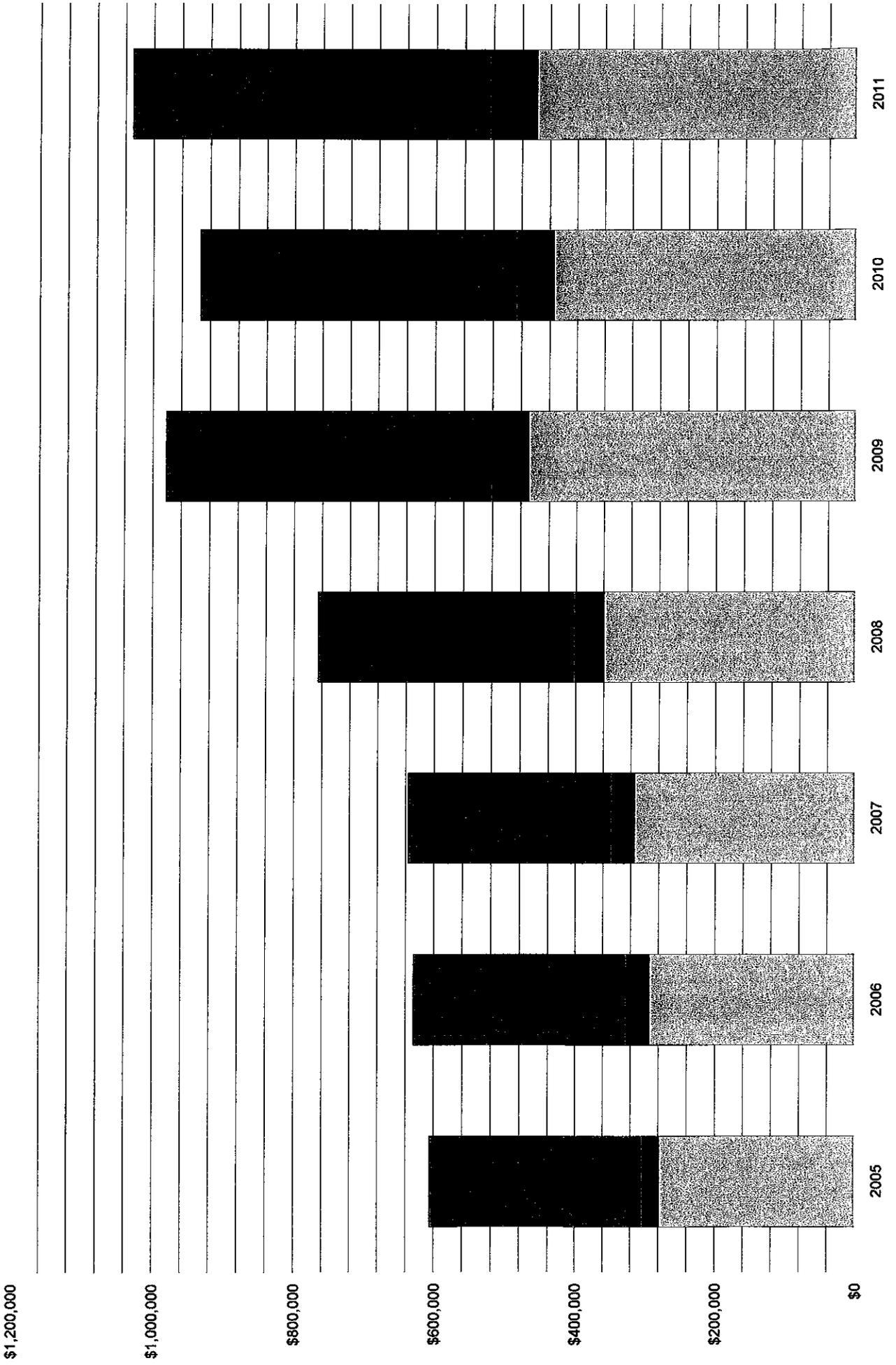
## May 2011 Income Tax Revenue Analysis

Month	Individual Estimates and Returns	Net Profit Estimates and Returns	Payroll Withholdings	Total Collections
May 2011	\$ 20,560.14	\$ 1,565.96	\$ 88,796.09	\$ 110,922.19
May 2010	\$ 18,762.09	\$ 747.39	\$ 77,992.22	\$ 97,501.70
Year to Year Change	\$ 1,798.05	\$ 818.57	\$ 10,803.87	\$ 13,420.49
Percentage Change	9.58%	109.52%	13.85%	13.76%

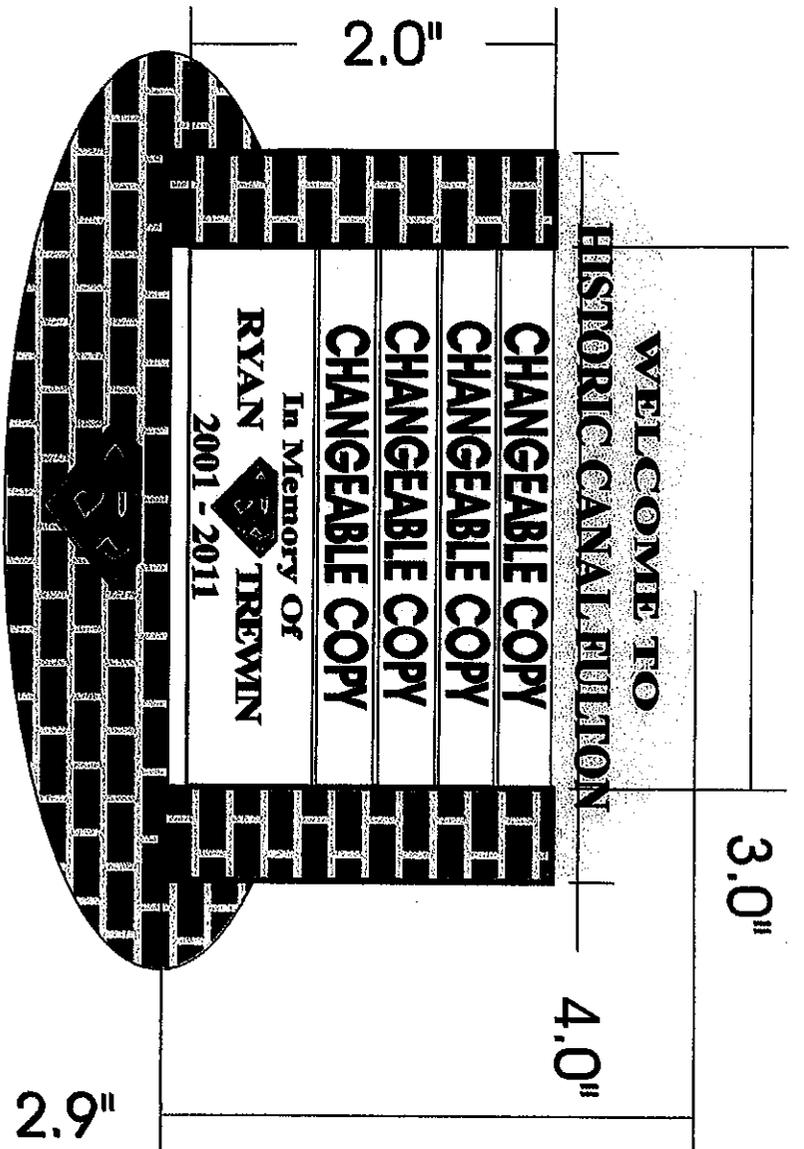
Month	Individual Estimates and Returns	Net Profit Estimates and Returns	Payroll Withholdings	Total Collections
YTD May 2011	\$ 459,052.54	\$ 63,887.89	\$ 506,723.24	\$ 1,029,663.67
YTD May 2010	\$ 434,265.58	\$ 50,436.27	\$ 449,239.99	\$ 933,941.84
Year to Year Change	\$ 24,786.96	\$ 13,451.62	\$ 57,483.25	\$ 95,721.83
Percentage Change	5.71%	26.67%	12.80%	10.25%

May YTD Collections	Individual Estimates and Returns	Net Profit Estimates and Returns	Payroll Withholdings	Total Collections
2005	\$ 278,614.00	\$ 22,686.25	\$ 304,752.08	\$ 606,052.33
2006	\$ 293,012.21	\$ 32,116.51	\$ 303,598.38	\$ 628,727.10
2007	\$ 314,563.32	\$ 31,277.41	\$ 290,695.53	\$ 636,536.26
2008	\$ 359,784.09	\$ 40,751.89	\$ 365,122.04	\$ 765,658.02
2009	\$ 469,229.45	\$ 50,260.51	\$ 461,697.65	\$ 981,187.61
2010	\$ 434,265.58	\$ 50,436.27	\$ 449,239.99	\$ 933,941.84
2011	\$ 459,052.54	\$ 63,887.89	\$ 506,723.24	\$ 1,029,663.67

# YTD Income Tax Collections as of May 31



■ Individual Estimates and Returns ■ Net Profit Estimates and Returns ■ Payroll Withholdings



Scale 1" = 1'

The reader board portion of sign will be 4' x 6' the total OAH is approximately 6'.1 The sign face will be polycarbonate and the cabinet is fabricated using extruded aluminum. Agnew Sign is responsible for reader board sign. Brick work supplied by others.

# RECORD OF ORDINANCES

Davison Legal Blank, Inc.

Form No. 30043

Ordinance No. 6-11

Passed \_\_\_\_\_, 20\_\_\_\_

AN ORDINANCE AMENDING  
THE CODIFIED ORDINANCES OF  
THE GENERAL OFFENSES CODE  
OF THE CITY OF CANAL FULTON,  
OHIO TO ADD CHAPTER 521.11((f)  
AND 521.11(g) STORAGE OF  
CERTAIN MATERIALS PROHIBITED.

WHEREAS, the Council of the City of Canal Fulton, Ohio has recommended that Chapter 521 of the Codified Ordinances of the General Offenses Code of Canal Fulton, Ohio regarding Storage of Certain Materials Prohibited be amended.

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CANAL FULTON OHIO THAT:

Chapter 521.11 Storage of Certain Materials Prohibited is amended to add:

521.11(f) REMOVAL OF REFUSE, RUBBISH, USED BUILDING MATERIALS, MOTOR VEHICLES IN INOPERATIVE CONDITION, AUTOMOBILE PARTS, USED BICYCLES OR PARTS THEREOF AND SCRAP METAL.

In the event the owner or tenant does not remove certain prohibited materials or parts thereof, in accordance with the provisions of this chapter, then the City Manager is authorized and it is declared to be his duty to have enforced the provisions of this chapter, and to cause the removal of same.

521.11(g) ASSESSMENT OF COSTS BY MUNICIPALITY

Whenever any prohibited materials are removed by the Municipality then after the work is done, the Municipality shall give five days' notice by regular mail, to the owner of such lot or parcel of land, at his last known address, to pay the cost of such removal of prohibited materials or parts thereof, which notice shall be accompanied by a statement of the amount of cost incurred, and in the event the same is not paid within thirty days after the mailing of such notice, then the amount shall be certified to the County Auditor for collection the same as other taxes and assessments are collected.

\_\_\_\_\_  
John Grogan, Mayor

ATTEST:

\_\_\_\_\_  
Tammy Charlson, Clerk-of-Council

I, Tammy Charlson, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Ordinance 6-11, duly

# RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 6-11

Passed \_\_\_\_\_, 20\_\_\_\_

adopted by the Council of the City of Canal Fulton, on the date of \_\_\_\_\_.  
2011, and that publication of the foregoing Ordinance was duly made by posting  
true and correct copies thereof at five of the most public places in said  
corporation as determined by Council as follows: Post Office, Public Library,  
Giant Eagle Supermarket, Heritage Square Pharmacy, and entrances to Council  
Chambers each for a period of fifteen days, commencing on the \_\_\_\_ day of  
\_\_\_\_\_, 2011.

\_\_\_\_\_  
Tammy Charlson, Clerk-of-Council

SEF/bp

RECORD OF ORDINANCES

Ordinance No. 7-11

Passed \_\_\_\_\_, 20\_\_\_\_

AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE GENERAL OFFENSES CODE OF THE CITY OF CANAL FULTON, OHIO TO AMEND CHAPTER 521.11(e) STORAGE OF CERTAIN MATERIALS PROHIBITED AND REPEALING ANY ORDINANCE IN CONFLICT THEREWITH.

WHEREAS, the Council of the City of Canal Fulton, Ohio has recommended that Chapter 521 of the Codified Ordinances of the General Offenses Code of Canal Fulton, Ohio regarding Storage of Certain Materials Prohibited be amended.

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CANAL FULTON OHIO THAT:

Chapter 521.11(e) Storage of Certain Materials Prohibited is amended to read:

(e) Penalty. Whoever violates this section is guilty of a misdemeanor of the fourth degree. Each day on which a violation occurs or each repeated violation by the same person shall constitute a separate offense.

\_\_\_\_\_  
John Grogan, Mayor

ATTEST:

\_\_\_\_\_  
Tammy Charlson, Clerk-of-Council

I, Tammy Charlson, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Ordinance 7-11, duly adopted by the Council of the City of Canal Fulton, on the date of \_\_\_\_\_, 2011, and that publication of the foregoing Ordinance was duly made by posting true and correct copies thereof at five of the most public places in said corporation as determined by Council as follows: Post Office, Public Library, Giant Eagle Supermarket, Heritage Square Pharmacy, and entrances to Council Chambers each for a period of fifteen days, commencing on the \_\_\_\_\_ day of \_\_\_\_\_, 2011.

\_\_\_\_\_  
Tammy Charlson, Clerk-of-Council

SEF/bp

# RECORD OF RESOLUTIONS

Dayton Legal Blank, Inc., Form No. 30045

Resolution No. 7-11

Passed \_\_\_\_\_

20\_\_\_\_

A RESOLUTION BY THE COUNCIL  
OF THE CITY OF CANAL FULTON,  
OHIO TO ADOPT FEMA'S FIS, FIRM  
AND NFIP REGULATIONS.

WHEREAS, the Department of Homeland Security's Federal Emergency Management Agency (FEMA) has completed a re-evaluation of flood hazards in the Canal Fulton Community, and

WHEREAS, FEMA has issued a Flood Insurance Rate Map (FIRM) as part of the new Flood Insurance Study (FIS), and

WHEREAS, the City of Canal Fulton is required by federal law to adopt the FIS, FIRM and certain National Flood Insurance Plan (NFIP) regulations as a condition precedent to continued eligibility in the NFIP prior to September 29, 2011.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CANAL FULTON, OHIO, THAT:

The City of Canal Fulton agrees to adopt FEMA's current FIS, FIRM and NFIP regulations and standards incorporated in Section 60.3 attached hereto as Exhibit "A".

\_\_\_\_\_  
John Grogan, Mayor

ATTEST:

\_\_\_\_\_  
Tammy Charlson, Clerk-of-Council

I, Tammy Charlson, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Resolution \_\_\_\_\_-11, duly adopted by the Council of the City of Canal Fulton, on the date of \_\_\_\_\_, 2011, and that publication of the foregoing Resolution was duly made by posting true and correct copies thereof at five of the most public places in said corporation as determined by Council as follows: Post Office, Public Library, Giant Eagle Supermarket, Heritage Square Pharmacy, and entrances to Council Chambers each for a period of fifteen days, commencing on the \_\_\_\_\_ day of \_\_\_\_\_, 2011.

\_\_\_\_\_  
Tammy Charlson, Clerk-of-Council

SEF/bp

## FINAL SUMMARY OF MAP ACTIONS

Community: CANAL FULTON, CITY OF

Community No: 390511

To assist your community in maintaining the Flood Insurance Rate Map (FIRM), we have summarized below the previously issued Letter of Map Change (LOMC) actions (i.e., Letters of Map Revision (LOMRs) and Letters of Map Amendment (LOMAs)) that will be affected when the revised FIRM becomes effective on September 29, 2011.

### 1. LOMCs Incorporated

The modifications effected by the LOMCs listed below will be reflected on the revised FIRM. In addition, these LOMCs will remain in effect until the revised FIRM becomes effective.

LOMC	Case No.	Date Issued	Project Identifier	Old Panel	New Panel
			NO CASES RECORDED		

### 2. LOMCs Not Incorporated

The modifications effected by the LOMCs listed below will not be reflected on the revised FIRM panels because of scale limitations or because the LOMC issued had determined that the lot(s) or structure(s) involved were outside the Special Flood Hazard Area, as shown on the FIRM. These LOMCs will remain in effect until the revised FIRM becomes effective. These LOMCs will be revalidated free of charge 1 day after the revised FIRM becomes effective through a single revalidation letter that reaffirms the validity of the previous LOMCs.

LOMC	Case No.	Date Issued	Project Identifier	Old Panel	New Panel
LOMR-F	99-05-6478A	12/08/1999	DENSHIRE VILLAGE ALLOTMENT NO. 5 - LOT 1744 - 861 MEADOW VIEW DRIVE	3905110001B	39151C0039E
LOMA	03-05-2855A	04/23/2003	DENSHIRE VILLAGE ALLOTMENT NO. 5, LOT 1743; 855 MEADOWVIEW DRIVE	3905110001B	39151C0039E
LOMA	03-05-3612A	07/16/2003	DENSHIRE VILLAGE ALLOTMENT NO 5, LOT 1750; 894 DENSHIRE DRIVE	3905110001B	39151C0039E
LOMA	03-05-5713A	11/21/2003	DENSHIRE VILLAGE ALLOT #5	3905110001B	39151C0039E
LOMA	03-05-5691A	12/10/2003	DENSHIRE VILLAGE ALLOT NO. 5, LOT 1753; 864 DENSHIRE DRIVE NORTHWEST	3905110001B	39151C0039E
LOMA	04-05-1375A	02/06/2004	DENSHIRE VILLAGE, LOT 1719, ALLOT 5; 856 MEADOWVIEW DRIVE	3905110001B	39151C0039E
LOMA	06-05-C373A	09/26/2006	LOT 1748, DENSHIRE VILLAGE ALLOTMENT NO. 5 -- 906 DENSHIRE DRIVE NW (OH)	3905110001B	39151C0039E

## FINAL SUMMARY OF MAP ACTIONS

Community: CANAL FULTON, CITY OF

Community No: 390511

**3. LOMCs Superseded**

The modifications effected by the LOMCs listed below have not been reflected on the Final revised FIRM panels because they are being superseded by new detailed flood hazard information or the information available was not sufficient to make a determination. The reason each is being superseded is noted below. These LOMCs will no longer be in effect when the revised FIRM becomes effective.

LOMC	Case No.	Date Issued	Project Identifier	Reason Determination Will be Superseded
			NO CASES RECORDED	

1. Insufficient information available to make a determination.
2. Lowest Adjacent Grade and Lowest Finished Floor are below the proposed Base Flood Elevation.
3. Lowest Ground Elevation is below the proposed Base Flood Elevation.
4. Revised hydrologic and hydraulic analyses.
5. Revised topographic information.

**4. LOMCs To Be Redetermined**

The LOMCs in Category 2 above will be revalidated through a single revalidation letter that reaffirms the validity of the determination in the previously issued LOMC. For LOMCs issued for multiple lots or structures where the determination for one or more of the lots or structures has changed, the LOMC cannot be revalidated through this administrative process. Therefore, we will review the data previously submitted for the LOMC requests listed below and issue a new determination for the affected properties after the effective date of the revised FIRM.

LOMC	Case No.	Date Issued	Project Identifier	Old Panel	New Panel
			NO CASES RECORDED		

## EXHIBIT "A"

### § 60.3

44 CFR Ch. I (10-1-07 Edition)

§ 60.3 (b), (c), (d), (e) or (f), in which to meet the requirements of the applicable paragraph. If a community has received a FHBM, but has not yet applied for Program eligibility, the community shall apply for eligibility directly under the standards set forth in § 60.3(b). Thereafter, the community will be given a period of six months from the date the Administrator provides the data set forth in § 60.3 (c), (d), (e) or (f) in which to meet the requirements of the applicable paragraph.

(b) A mudslide (i.e., mudflow)-prone community applying for flood insurance eligibility shall meet the standards of § 60.4(a) to become eligible. Thereafter, the community will be given a period of six months from the date the mudslide (i.e., mudflow) areas having special mudslide hazards are delineated in which to meet the requirements of § 60.4(b).

(c) A flood-related erosion-prone community applying for flood insurance eligibility shall meet the standards of § 60.5(a) to become eligible. Thereafter, the community will be given a period of six months from the date the flood-related erosion areas having special erosion hazards are delineated in which to meet the requirements of § 60.5(b).

(d) Communities identified in part 65 of this subchapter as containing more than one type of hazard (e.g., any combination of special flood, mudslide (i.e., mudflow), and flood-related erosion hazard areas) shall adopt flood plain management regulations for each type of hazard consistent with the requirements of §§ 60.3, 60.4 and 60.5.

(e) Local flood plain management regulations may be submitted to the State Coordinating Agency designated pursuant to § 60.25 for its advice and concurrence. The submission to the State shall clearly describe proposed enforcement procedures.

(f) The community official responsible for submitting annual or biennial reports to the Administrator pursuant to § 59.22(b)(2) of this subchapter shall also submit copies of each annual or biennial report to any State Coordinating Agency.

(g) A community shall assure that its comprehensive plan is consistent with

the flood plain management objectives of this part.

(h) The community shall adopt and enforce flood plain management regulations based on data provided by the Administrator. Without prior approval of the Administrator, the community shall not adopt and enforce flood plain management regulations based upon modified data reflecting natural or man-made physical changes.

[41 FR 46975, Oct. 26, 1976. Redesignated at 44 FR 31177, May 31, 1979, as amended at 48 FR 29318, June 24, 1983; 48 FR 44552, Sept. 29, 1983; 49 FR 4751, Feb. 8, 1984; 50 FR 36024, Sept. 4, 1985; 59 FR 53598, Oct. 25, 1994; 62 FR 55716, Oct. 27, 1997]

### § 60.3 Flood plain management criteria for flood-prone areas.

The Administrator will provide the data upon which flood plain management regulations shall be based. If the Administrator has not provided sufficient data to furnish a basis for these regulations in a particular community, the community shall obtain, review and reasonably utilize data available from other Federal, State or other sources pending receipt of data from the Administrator. However, when special flood hazard area designations and water surface elevations have been furnished by the Administrator, they shall apply. The symbols defining such special flood hazard designations are set forth in § 64.3 of this subchapter. In all cases the minimum requirements governing the adequacy of the flood plain management regulations for flood-prone areas adopted by a particular community depend on the amount of technical data formally provided to the community by the Administrator. Minimum standards for communities are as follows:

(a) When the Administrator has not defined the special flood hazard areas within a community, has not provided water surface elevation data, and has not provided sufficient data to identify the floodway or coastal high hazard area, but the community has indicated the presence of such hazards by submitting an application to participate in the Program, the community shall:

(1) Require permits for all proposed construction or other development in

to which the structure was floodproofed, and

(iii) Maintain a record of all such information with the official designated by the community under § 59.22 (a)(9)(iii);

(6) Notify, in riverine situations, adjacent communities and the State Coordinating Office prior to any alteration or relocation of a watercourse, and submit copies of such notifications to the Administrator;

(7) Assure that the flood carrying capacity within the altered or relocated portion of any watercourse is maintained;

(8) Require that all manufactured homes to be placed within Zone A on a community's FHBM or FIRM shall be installed using methods and practices which minimize flood damage. For the purposes of this requirement, manufactured homes must be elevated and anchored to resist flotation, collapse, or lateral movement. Methods of anchoring may include, but are not to be limited to, use of over-the-top or frame ties to ground anchors. This requirement is in addition to applicable State and local anchoring requirements for resisting wind forces.

(c) When the Administrator has provided a notice of final flood elevations for one or more special flood hazard areas on the community's FIRM and, if appropriate, has designated other special flood hazard areas without base flood elevations on the community's FIRM, but has not identified a regulatory floodway or coastal high hazard area, the community shall:

(1) Require the standards of paragraph (b) of this section within all A1-30 zones, AE zones, A zones, AH zones, and AO zones, on the community's FIRM;

(2) Require that all new construction and substantial improvements of residential structures within Zones A1-30, AE and AH zones on the community's FIRM have the lowest floor (including basement) elevated to or above the base flood level, unless the community is granted an exception by the Administrator for the allowance of basements in accordance with § 60.6 (b) or (c);

(3) Require that all new construction and substantial improvements of non-residential structures within Zones A1-

30, AE and AH zones on the community's firm (i) have the lowest floor (including basement) elevated to or above the base flood level or, (ii) together with attendant utility and sanitary facilities, be designed so that below the base flood level the structure is watertight with walls substantially impermeable to the passage of water and with structural components having the capability of resisting hydrostatic and hydrodynamic loads and effects of buoyancy;

(4) Provide that where a non-residential structure is intended to be made watertight below the base flood level, (i) a registered professional engineer or architect shall develop and/or review structural design, specifications, and plans for the construction, and shall certify that the design and methods of construction are in accordance with accepted standards of practice for meeting the applicable provisions of paragraph (c)(3)(ii) or (c)(8)(ii) of this section, and (ii) a record of such certificates which includes the specific elevation (in relation to mean sea level) to which such structures are floodproofed shall be maintained with the official designated by the community under § 59.22(a)(9)(iii);

(5) Require, for all new construction and substantial improvements, that fully enclosed areas below the lowest floor that are usable solely for parking of vehicles, building access or storage in an area other than a basement and which are subject to flooding shall be designed to automatically equalize hydrostatic flood forces on exterior walls by allowing for the entry and exit of floodwaters. Designs for meeting this requirement must either be certified by a registered professional engineer or architect or meet or exceed the following minimum criteria: A minimum of two openings having a total net area of not less than one square inch for every square foot of enclosed area subject to flooding shall be provided. The bottom of all openings shall be no higher than one foot above grade. Openings may be equipped with screens, louvers, valves, or other coverings or devices provided that they permit the automatic entry and exit of floodwaters

- (6) Require that manufactured homes that are placed or substantially improved within Zones A1-30, AH, and AE on the community's FIRM on sites
- (i) Outside of a manufactured home park or subdivision,
  - (ii) In a new manufactured home park or subdivision,
  - (iii) In an expansion to an existing manufactured home park or subdivision, or
  - (iv) In an existing manufactured home park or subdivision on which a manufactured home has incurred "substantial damage" as the result of a flood, be elevated on a permanent foundation such that the lowest floor of the manufactured home is elevated to or above the base flood elevation and be securely anchored to an adequately anchored foundation system to resist floatation collapse and lateral movement.
- (7) Require within any AO zone on the community's FIRM that all new construction and substantial improvements of residential structures have the lowest floor (including basement) elevated above the highest adjacent grade at least as high as the depth number specified in feet on the community's FIRM (at least two feet if no depth number is specified);
- (8) Require within any AO zone on the community's FIRM that all new construction and substantial improvements of nonresidential structures (i) have the lowest floor (including basement) elevated above the highest adjacent grade at least as high as the depth number specified in feet on the community's FIRM (at least two feet if no depth number is specified), or (ii) together with attendant utility and sanitary facilities be completely floodproofed to that level to meet the floodproofing standard specified in § 60.3(c)(3)(ii);
- (9) Require within any A99 zones on a community's FIRM the standards of paragraphs (a)(1) through (a)(4)(i) and (b)(5) through (b)(9) of this section;
- (10) Require until a regulatory floodway is designated, that no new construction, substantial improvements, or other development (including fill) shall be permitted within Zones A1-30 and AE on the community's FIRM, unless it is demonstrated that the cumulative effect of the proposed development, when combined with all other existing and anticipated development, will not increase the water surface elevation of the base flood more than one foot at any point within the community.
- (11) Require within Zones AH and AO, adequate drainage paths around structures on slopes, to guide floodwaters around and away from proposed structures.
- (12) Require that manufactured homes to be placed or substantially improved on sites in an existing manufactured home park or subdivision within Zones A-1-30, AH, and AE on the community's FIRM that are not subject to the provisions of paragraph (c)(6) of this section be elevated so that either
- (i) The lowest floor of the manufactured home is at or above the base flood elevation, or
  - (ii) The manufactured home chassis is supported by reinforced piers or other foundation elements of at least equivalent strength that are no less than 36 inches in height above grade and be securely anchored to an adequately anchored foundation system to resist floatation, collapse, and lateral movement.
- (13) Notwithstanding any other provisions of § 60.3, a community may approve certain development in Zones A1-30, AE, and AH, on the community's FIRM which increase the water surface elevation of the base flood by more than one foot, provided that the community first applies for a conditional FIRM revision, fulfills the requirements for such a revision as established under the provisions of § 65.12, and receives the approval of the Administrator.
- (14) Require that recreational vehicles placed on sites within Zones A1-30, AH, and AE on the community's FIRM either
- (i) Be on the site for fewer than 180 consecutive days,
  - (ii) Be fully licensed and ready for highway use, or
  - (iii) Meet the permit requirements of paragraph (b)(1) of this section and the elevation and anchoring requirements for "manufactured homes" in paragraph (c)(6) of this section.

work, or insect screening intended to collapse under wind and water loads without causing collapse, displacement, or other structural damage to the elevated portion of the building or supporting foundation system. For the purposes of this section, a breakway wall shall have a design safe loading resistance of not less than 10 and no more than 20 pounds per square foot. Use of breakway walls which exceed a design safe loading resistance of 20 pounds per square foot (either by design or when so required by local or State codes) may be permitted only if a registered professional engineer or architect certifies that the designs proposed meet the following conditions:

(i) Breakaway wall collapse shall result from a water load less than that which would occur during the base flood; and,

(ii) The elevated portion of the building and supporting foundation system shall not be subject to collapse, displacement, or other structural damage due to the effects of wind and water loads acting simultaneously on all building components (structural and non-structural). Water loading values used shall be those associated with the base flood. Wind loading values used shall be those required by applicable State or local building standards.

Such enclosed space shall be useable solely for parking of vehicles, building access, or storage.

(6) Prohibit the use of fill for structural support of buildings within Zones VI-30, VE, and V on the community's FIRM;

(7) Prohibit man-made alteration of sand dunes and mangrove stands within Zones VI-30, VE, and V on the community's FIRM which would increase potential flood damage.

(8) Require that manufactured homes placed or substantially improved within Zones VI-30, V, and VE on the community's FIRM on sites

(i) Outside of a manufactured home park or subdivision,

(ii) In a new manufactured home park or subdivision,

(iii) In an expansion to an existing manufactured home park or subdivision, or

(iv) In an existing manufactured home park or subdivision on which a

manufactured home has incurred "substantial damage" as the result of a flood, meet the standards of paragraphs (e)(2) through (7) of this section and that manufactured homes placed or substantially improved on other sites in an existing manufactured home park or subdivision within Zones VI-30, V, and VE on the community's FIRM meet the requirements of paragraph (c)(12) of this section.

(9) Require that recreational vehicles placed on sites within Zones VI-30, V, and VE on the community's FIRM either

(i) Be on the site for fewer than 180 consecutive days,

(ii) Be fully licensed and ready for highway use, or

(iii) Meet the requirements in paragraphs (b)(1) and (e) (2) through (7) of this section.

A recreational vehicle is ready for highway use if it is on its wheels or jacking system, is attached to the site only by quick disconnect type utilities and security devices, and has no permanently attached additions.

(f) When the Administrator has provided a notice of final base flood elevations within Zones AI-30 or AE on the community's FIRM, and, if appropriate, has designated AH zones, AO zones, A99 zones, and A zones on the community's FIRM, and has identified flood protection restoration areas by designating Zones AR, AR/AI-30, AR/AE, AR/AH, AR/AO, or AR/A, the community shall:

(1) Meet the requirements of paragraphs (c)(1) through (14) and (d)(1) through (4) of this section.

(2) Adopt the official map or legal description of those areas within Zones AR, AR/AI-30, AR/AE, AR/AH, AR/A, or AR/AO that are designated developed areas as defined in §59.1 in accordance with the eligibility procedures under §65.14.

(3) For all new construction of structures in areas within Zone AR that are designated as developed areas and in other areas within Zone AR where the AR flood depth is 5 feet or less:

(i) Determine the lower of either the AR base flood elevation or the elevation that is 3 feet above highest adjacent grade; and

(ii) Using this elevation, require the standards of paragraphs (c)(1) through (14) of this section.

(4) For all new construction of structures in those areas within Zone AR that are not designated as developed areas where the AR flood depth is greater than 5 feet:

(i) Determine the AR base flood elevation; and

(ii) Using that elevation require the standards of paragraphs (c)(1) through (14) of this section.

(5) For all new construction of structures in areas within Zone AR/A1-30, AR/AE, AR/AH, AR/AO, and AR/A:

(i) Determine the applicable elevation for Zone AR from paragraphs (a)(3) and (4) of this section;

(ii) Determine the base flood elevation or flood depth for the underlying A1-30, AE, AH, AO and A Zone; and

(iii) Using the higher elevation from paragraphs (a)(5)(i) and (ii) of this section require the standards of paragraphs (c)(1) through (14) of this section.

(6) For all substantial improvements to existing construction within Zones AR/A1-30, AR/AE, AR/AH, AR/AO, and AR/A:

(i) Determine the A1-30 or AE, AH, AO, or A Zone base flood elevation; and

(ii) Using this elevation apply the requirements of paragraphs (c)(1) through (14) of this section.

(7) Notify the permit applicant that the area has been designated as an AR, AR/A1-30, AR/AE, AR/AH, AR/AO, or AR/A Zone and whether the structure will be elevated or protected to or above the AR base flood elevation.

[41 FR 46975, Oct. 25, 1976]

EDITORIAL NOTE: For FEDERAL REGISTER citations affecting §60.3, see the List of CFR Sections Affected, which appears in the Finding Aids section of the printed volume and on GPO Access.

**§ 60.4 Flood plain management criteria for mudslide (i.e., mudflow)-prone areas.**

The Administrator will provide the data upon which flood plain management regulations shall be based. If the Administrator has not provided sufficient data to furnish a basis for these regulations in a particular community,

the community shall obtain, review, and reasonably utilize data available from other Federal, State or other sources pending receipt of data from the Administrator. However, when special mudslide (i.e., mudflow) hazard area designations have been furnished by the Administrator, they shall apply. The symbols defining such special mudslide (i.e., mudflow) hazard designations are set forth in §64.3 of this subchapter. In all cases, the minimum requirements for mudslide (i.e., mudflow)-prone areas adopted by a particular community depend on the amount of technical data provided to the community by the Administrator. Minimum standards for communities are as follows:

(a) When the Administrator has not yet identified any area within the community as an area having special mudslide (i.e., mudflow) hazards, but the community has indicated the presence of such hazards by submitting an application to participate in the Program, the community shall

(1) Require permits for all proposed construction or other development in the community so that it may determine whether development is proposed within mudslide (i.e., mudflow)-prone areas;

(2) Require review of each permit application to determine whether the proposed site and improvements will be reasonably safe from mudslides (i.e., mudflows). Factors to be considered in making such a determination should include but not be limited to (i) the type and quality of soils, (ii) any evidence of ground water or surface water problems, (iii) the depth and quality of any fill, (iv) the overall slope of the site, and (v) the weight that any proposed structure will impose on the slope;

(3) Require, if a proposed site and improvements are in a location that may have mudslide (i.e., mudflow) hazards, that (i) a site investigation and further review be made by persons qualified in geology and soils engineering, (ii) the proposed grading, excavations, new construction, and substantial improvements are adequately designed and protected against mudslide (i.e., mudflow)

# RECORD OF RESOLUTIONS

Dayton Legal Blank, Inc., Form No. 30045

Resolution No. 9-11

Passed \_\_\_\_\_

20\_\_\_\_

A RESOLUTION BY THE COUNCIL OF THE CITY OF CANAL FULTON, OHIO ESTABLISHING AN ESCROW ACCOUNT, FUND 750, FOR THE ACCOUNTING OF SECURITY DEPOSITS.

WHEREAS, it is necessary for the City of Canal Fulton, Ohio to establish an Escrow Account for the accounting of security deposits retained by the City in a custodial capacity.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CANAL FULTON, OHIO, THAT:

Council hereby establishes Fund 750 as the Escrow Account for the accounting of security deposits retained by the City.

\_\_\_\_\_  
John Grogan, Mayor

ATTEST:

\_\_\_\_\_  
Tammy Charlson, Clerk-of-Council

I, Tammy Charlson, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Resolution \_\_\_\_-11, duly adopted by the Council of the City of Canal Fulton, on the date of \_\_\_\_\_, 2011, and that publication of the foregoing Resolution was duly made by posting true and correct copies thereof at five of the most public places in said corporation as determined by Council as follows: Post Office, Public Library, Giant Eagle Supermarket, Heritage Square Pharmacy, and entrances to Council Chambers each for a period of fifteen days, commencing on the \_\_\_\_\_ day of \_\_\_\_\_, 2011.

\_\_\_\_\_  
Tammy Charlson, Clerk-of-Council

SEF/bp

# RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 9-11

Passed \_\_\_\_\_, 20\_\_\_\_

AN ORDINANCE ENACTING AND ADOPTING A SUPPLEMENT TO THE CODE OF ORDINANCES FOR THE CITY OF CANAL FULTON, OHIO, AND DECLARING AN EMERGENCY.

WHEREAS, American Legal Publishing Corporation of Cincinnati, Ohio, has completed the 2010 supplement to the Code of Ordinances of the City of Canal Fulton, which supplement contains all ordinances of a general and permanent nature enacted since the prior supplement to the Code of Ordinances; and

WHEREAS, American Legal Publishing Corporation has recommended the revision or addition of certain sections of the Code of Ordinances which are based on or make reference to sections of the Ohio code; and

WHEREAS, it is the intent of the City of Canal Fulton to accept these updated sections in accordance with the changes of the law of the State of Ohio; and

WHEREAS, it is necessary to provide for the usual daily operation of the municipality and for the immediate preservation of the public peace, health, safety and general welfare of the municipality that this ordinance take effect at an early date;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CANAL FULTON, OHIO, THAT:

Section 1: That the 2010 supplement to the Code of Ordinances of the City of Canal Fulton, Ohio as submitted by American Legal Publishing Corporation of Cincinnati, Ohio, be and the same is hereby adopted by reference as if set out in its entirety.

Section 2: Such supplement shall be deemed published as of the day of its adoption and approval by the City Council and the Clerk of the City of Canal Fulton is hereby authorized and ordered to insert and distribute such supplemental copies of the Code of the Ordinances.

Section 3: This ordinance is declared to be an emergency measure necessary for the immediate preservation of the peace, health, safety and general welfare of the people of this municipality, and shall take effect at the earliest date provided by law.

\_\_\_\_\_  
John Grogan, Mayor

ATTEST:

\_\_\_\_\_  
Tammy Charlson, Clerk of Council

I, Tammy Charlson, Clerk of Council of the City of Canal Fulton, do hereby certify that this is a true and correct copy of Resolution \_\_\_\_\_, duly adopted by the Council of the City of Canal Fulton, on the date of \_\_\_\_\_, 2011, and that publication of the foregoing Resolution was duly made by posting true and correct copies thereof as six of the most public places and in said corporation as determined by Council as follows: Post Office, Public Library, Giant Eagle Supermarket, Heritage Square Pharmacy, and entrances to Council Chambers, each for a period of fifteen days, commencing on the \_\_\_\_\_ day of \_\_\_\_\_, 2011.

\_\_\_\_\_  
Tammy Charlson, Clerk of Council

/tc

# RECORD OF RESOLUTIONS

Dayton Legal Blank, Inc., Form No. 30045

Resolution No. 10-11 Passed \_\_\_\_\_ 20\_\_

**UNDER SUSPENSION  
OF THE RULES**

**A RESOLUTION PROVIDING FOR  
SUPPLEMENTAL APPROPRIATIONS  
WITHIN VARIOUS ACCOUNTS FOR  
THE PURPOSE OF PAYING VARIOUS  
CITY OBLIGATIONS, AND  
DECLARING AN EMERGENCY.**

WHEREAS, it is necessary for the City of Canal Fulton to pay for additional current expenses not anticipated or included in Ordinance 11-10, as the City's 2011 Appropriation Ordinance, and

WHEREAS, it is necessary to adjust appropriations within accounts in the Appropriation to meet these obligations and ensure the timely delivery of services, and

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CANAL FULTON, OHIO, THAT:

**Section 1:** In order to provide for current expense and other expenditures not originally anticipated or included in Ordinance 11-10, the City's 2011 Appropriation Ordinance, Council authorizes supplemental appropriations as follows:

Expense Account	Account Description	Appropriation Changes
541.310.5110	Water- Salaries & Wages	\$67,389.28
541.310.5120	Water - Overtime	\$ 5,500.00
541.310.5212	Water-Employer Pension Contributions	\$ 8,384.50
391.222.5490	County Auditor Fees	\$ 2,000.00
101.120.5580	Mayor & Admin-Professional Memberships	\$ 500.00
101.120.5530	Mayor & Admin -Insurance/Bonding	\$ 263.78
101.120.5492	Mayor & Admin - County RPC	\$ 47.90
101.510.5510	Parks & Rec - Travel & Incidental	\$ 150.00

**Section 2:** This Resolution is hereby determined to be an emergency measure, the immediate passage of which is necessary for the preservation of the public peace, health, safety, and welfare of the City of Canal Fulton, such emergency arising because it is necessary to pay

# RECORD OF RESOLUTIONS

City of Canal Fulton, Inc., Form No. 2004G

Resolution No. 10-11

Passed \_\_\_\_\_, 20\_\_\_\_

various City obligations in various funds, wherefore this Resolution shall take effect and be in full force immediately upon its passage.

\_\_\_\_\_  
John Grogan, Mayor

ATTEST:

\_\_\_\_\_  
Tammy Charlson, Clerk-of-Council

I, Tammy Charlson, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Resolution \_\_\_\_-11, duly adopted by the Council of the City of Canal Fulton, on the date of \_\_\_\_\_, 2011, and that publication of the foregoing Resolution was duly made by posting true and correct copies thereof at five of the most public places in said corporation as determined by Council as follows: Post Office, Public Library, Giant Eagle Supermarket, Heritage Square Pharmacy, and entrances to Council Chambers each for a period of fifteen days, commencing on the \_\_\_\_ day of \_\_\_\_\_, 2011.

\_\_\_\_\_  
Tammy Charlson, Clerk-of-Council

SEF/bp





### RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30013

Ordinance No. 01-11

Passed

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**UNDER SUSPENSION  
OF THE RULES**

**AN ORDINANCE AMENDING  
ORDINANCE 11-10, AND  
PROVIDING FOR THE REPLACEMENT  
OF A TRANSFER OF FUNDS WITH  
AN ADVANCE OF FUNDS FOR THE  
PURPOSE OF PAYING VARIOUS  
CITY OBLIGATIONS, AND  
DECLARING AN EMERGENCY.**

WHEREAS, it is necessary for the City of Canal Fulton to replace transfer of funds included in Ordinance 11-10, as the City's 2011 Appropriation Ordinance, with an advance of funds, and

WHEREAS, it is necessary to adjust appropriations within accounts in the Appropriation to meet these obligations and ensure the timely delivery of services, and

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CANAL FULTON OHIO THAT:

**Section 1:** In order to provide for the replacement of a transfer of funds included in Ordinance 11-10, as the City's 2011 Appropriation Ordinance, with an advance of funds, it is necessary to make an amended appropriation detailed as follows:

- . Rescind the existing authorization for the \$75,000 transfer from the Water Operating Fund (541) to the Water Debt Fund (441), and
- . Establish authorization for a \$75,000 advance from the General Fund (101) to the Water Debt Fund (441).

**Section 2:** This Ordinance is hereby determined to be an emergency measure, the immediate passage of which is necessary for the preservation of the public peace, health, safety, and welfare of the City of Canal Fulton, such emergency arising because it is necessary to pay various City obligations in various funds, wherefore this Ordinance shall take effect and be in full force immediately upon its passage.

\_\_\_\_\_  
John Grogan, Mayor

ATTEST:

\_\_\_\_\_  
Tammy Charlson, Clerk-of-Council

I, Tammy Charlson, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Ordinance 01-11, duly

### RECORD OF ORDINANCES

Davies Legal Blank, Inc.

Form No. 30013

Ordinance No. 11-11

Passed

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adopted by the Council of the City of Canal Fulton, on the date of \_\_\_\_\_, 2011, and that publication of the foregoing Ordinance was duly made by posting true and correct copies thereof at five of the most public places in said corporation as determined by Council as follows: Post Office, Public Library, Giant Eagle Supermarket, Heritage Square Pharmacy, and entrances to Council Chambers each for a period of fifteen days, commencing on the \_\_\_\_\_ day of \_\_\_\_\_, 2011.

Tammy Charlson, Clerk-of-Council

SEF/bp

**RECORD OF RESOLUTIONS**

Dayton Legal Print, Inc., Form No. 30243

Resolution No. 11-11

Passed \_\_\_\_\_

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**A RESOLUTION PROVIDING FOR THE  
TRANSFER OF FUNDS FOR THE  
PURPOSE OF FUNDING THE  
RESERVE FUND.**

**WHEREAS**, it is necessary for the City of Canal Fulton to authorize the transfer of funds in order to provide funding for the Reserve Fund.

**NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE  
CITY OF CANAL FULTON, OHIO, THAT:**

In order to provide funding for the Reserve Fund, Council authorizes a \$65,000.00 transfer from the General Fund (101) to the Reserve Fund (800).

\_\_\_\_\_  
John Grogan, Mayor

**ATTEST:**

\_\_\_\_\_  
Tammy Charlson, Clerk-of-Council

I, Tammy Charlson, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Resolution \_\_\_\_-11, duly adopted by the Council of the City of Canal Fulton, on the date of \_\_\_\_\_, 2011, and that publication of the foregoing Resolution was duly made by posting true and correct copies thereof at five of the most public places in said corporation as determined by Council as follows: Post Office, Public Library, Giant Eagle Supermarket, Heritage Square Pharmacy, and entrances to Council Chambers each for a period of fifteen days, commencing on the \_\_\_\_\_ day of \_\_\_\_\_, 2011.

\_\_\_\_\_  
Tammy Charlson, Clerk-of-Council

SEF/bp

## RECORD OF ORDINANCES

Dayton Legal Plink, Inc.

Form No. 30043

Ordinance No.

12-11

Passed

20

**UNDER SUSPENSION  
OF THE RULES**

**AN ORDINANCE AMENDING  
ORDINANCE 11-10, AND  
PROVIDING FOR THE REPLACEMENT  
OF A TRANSFER OF FUNDS WITH  
AN ADVANCE OF FUNDS FOR THE  
PURPOSE OF PAYING VARIOUS  
CITY OBLIGATIONS, AND  
DECLARING AN EMERGENCY.**

WHEREAS, it is necessary for the City of Canal Fulton to replace transfer of funds included in Ordinance 11-10, as the City's 2011 Appropriation Ordinance, with an advance of funds, and

WHEREAS, it is necessary to adjust appropriations within accounts in the Appropriation to meet these obligations and ensure the timely delivery of services, and

**NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE  
CITY OF CANAL FULTON OHIO THAT:**

**Section 1:** In order to provide for the replacement of a transfer of funds included in Ordinance 11-10, as the City's 2011 Appropriation Ordinance with an advance of funds, Council authorizes the amendment of appropriations as follows:

- . Rescind the existing authorization for the \$75,000 transfer from the General Fund (101) to the Water Debt Fund (441), and
- . Establish authorization for a \$75,000 advance from the General Fund (101) to the Water Debt Fund (441).

**Section 2:** This Ordinance is hereby determined to be an emergency measure, the immediate passage of which is necessary for the preservation of the public peace, health, safety, and welfare of the City of Canal Fulton, such emergency arising because it is necessary to pay various City obligations in various funds, wherefore this Ordinance shall take effect and be in full force immediately upon its passage.

\_\_\_\_\_  
John Grogan, Mayor

ATTEST:

\_\_\_\_\_  
Tammy Charlson, Clerk-of-Council

I, Tammy Charlson, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Ordinance 11, duly

### RECORD OF ORDINANCES

Davison Legal Blank, Inc.

Form No. 30043

Ordinance No. 12-11

Passed \_\_\_\_\_, 20\_\_\_\_

adopted by the Council of the City of Canal Fulton, on the date of \_\_\_\_\_, 2011, and that publication of the foregoing Ordinance was duly made by posting true and correct copies thereof at five of the most public places in said corporation as determined by Council as follows: Post Office, Public Library, Giant Eagle Supermarket, Heritage Square Pharmacy, and entrances to Council Chambers each for a period of fifteen days, commencing on the \_\_\_\_\_ day of \_\_\_\_\_, 2011.

Tammy Charlson, Clerk-of-Council

SEF/bp

## RECORD OF RESOLUTIONS

Dayne Legal Blank, Inc., Form No. 3004E

Resolution No. 12-11

Pasted \_\_\_\_\_

20 \_\_\_\_\_

**UNDER SUSPENSION  
OF THE RULES**

**A RESOLUTION AUTHORIZING THE  
PURCHASE OF A STREET TRUCK  
FROM THE STATE BID LIST TO BE  
FINANCED VIA LEASING, AND  
DECLARING AN EMERGENCY.**

WHEREAS, it is necessary for the City of Canal Fulton to acquire a new snowplow truck for the Street Department, and

WHEREAS, it is necessary to finance the snowplow truck purchase via a lease, and

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CANAL FULTON, OHIO, THAT:

**SECTION 1:** Council authorizes the City to purchase a snowplow truck from the State Bid List vendors for an amount not to exceed \$95,747.00.

**SECTION 2:** Council authorizes the City to enter into a lease agreement with First Merit Bank to finance the purchase of the snowplow truck over a period of five years with the first semi-annual lease payment due in 2012.

**SECTION 3:** This Resolution is hereby determined to be an emergency measure, the immediate passage of which is necessary for the preservation of the public peace, health, safety, and welfare of the City of Canal Fulton, such emergency arising because it is necessary to pay various City obligations in various funds, wherefore this Resolution shall take effect and be in full force immediately upon its passage.

\_\_\_\_\_  
John Grogan, Mayor

ATTEST:

\_\_\_\_\_  
Tammy Charlson, Clerk-of-Council

I, Tammy Charlson, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Resolution \_\_\_\_\_-11, duly adopted by the Council of the City of Canal Fulton, on the date of \_\_\_\_\_, 2011, and that publication of the foregoing Resolution was duly made by posting true and correct copies thereof at five of the most public places in said corporation as determined by Council as follows: Post Office, Public Library,

# RECORD OF RESOLUTIONS

Dayton Legal Mktg, Inc., Form No. 30045

Resolution No. 13-11 Passed \_\_\_\_\_, 20\_\_

**Section 2:** The Clerk of Council be and hereby is authorized and directed to send a certified copy of this Resolution to State Senator Scott Oelslager, State Representative Christina Hagan, and Governor John Kasich.

\_\_\_\_\_  
John Grogan, Mayor

ATTEST:

\_\_\_\_\_  
Tammy Charlson, Clerk-of-Council

I, Tammy Charlson, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Resolution \_\_\_\_-11, duly adopted by the Council of the City of Canal Fulton, on the date of \_\_\_\_\_, 2011, and that publication of the foregoing Resolution was duly made by posting true and correct copies thereof at five of the most public places in said corporation as determined by Council as follows: Post Office, Public Library, Giant Eagle Supermarket, Heritage Square Pharmacy, and entrances to Council Chambers each for a period of fifteen days, commencing on the \_\_\_\_ day of \_\_\_\_\_, 2011.

\_\_\_\_\_  
Tammy Charlson, Clerk-of-Council

SEF/bp



## June 7, 2011 Bill Listing

SPECIAL CHECK REGISTER BANK - 0002 (Firstmerit Bank - General Checking) -  
 City of Canal Fulton 18:31:30 02 Jun 2011 PAGE: 1

Check.	Date.....	Vendor Name.....	Amount.....
042215	05-01-2011	00103 O.P.E.R.S.	
042216	05-01-2011	00103 O.P.E.R.S.	
042217	05-01-2011	00103 O.P.E.R.S.	9472.59
042218	05-01-2011	00399 SBC AMERITECH	77.07
042219	05-01-2011	00399 SBC AMERITECH	76.24
042220	05-01-2011	00399 SBC AMERITECH	28.89
042221	05-01-2011	02348 ACCESS POINT	1675.78
042222	05-01-2011	00033 DOMINION EAST OHIO	3144.93
042223	05-01-2011	00830 GEORGE LUKINAC	300.00
042224	05-01-2011	02125 OHIO DEPT. OF TRANSPORTATION	1202.74
042225	05-01-2011	00399 SBC AMERITECH	
042226	05-01-2011	00399 SBC AMERITECH	1739.37
042227	05-01-2011	02384 AT&T	
042228	05-01-2011	02384 AT&T	1713.99
042229	05-01-2011	00399 SBC AMERITECH	
042230	05-01-2011	00399 SBC AMERITECH	1548.78
042231	05-01-2011	01710 SPEEDWAY SUPERAMERICA	1321.68
042232	05-01-2011	01710 SPEEDWAY SUPERAMERICA	2015.98
042233	05-02-2011	01587 AMERICAN PLANNING ASSOC.	400.00
042234	05-02-2011	02381 Abby Porter	93.22
042235	05-02-2011	02140 BRIAN BAYS	110.00
042236	05-02-2011	02239 CANAL FULTON ELECTRICAL	225.00
042237	05-02-2011	02268 CANAL FULTON GLASSWORKS	800.00
042238	05-02-2011	02106 CANTON CHAIR RENTAL	55.00
042239	05-02-2011	02137 CHRISTOPHER HOOT	150.00
042240	05-02-2011	00486 CTI ENVIRONMENTAL, INC.	2002.63
042241	05-02-2011	02099 City of Solon	120.00
042242	05-02-2011	02244 ELAINE WEITZEL	80.00
042243	05-02-2011	00452 ICMA	549.08
042244	05-02-2011	01654 KRAFT POWER CORPORATION	822.00
042245	05-02-2011	00401 LOGIC	3969.00
042246	05-02-2011	00596 NEXTEL SPRINT COMMUNICATIONS	300.75
042247	05-02-2011	00002 OHIO PLASTICS & SAFETY PROD.	250.00
042248	05-02-2011	00002 OHIO PLASTICS & SAFETY PROD.	250.00
042249	05-02-2011	02082 PHYSIO-CONTROL CORPORATION	3364.80
042250	05-02-2011	00498 QUILL CORPORATION	114.08
042251	05-02-2011	00481 REILLY SWEEPING INC.	3400.00
042252	05-02-2011	02250 SWANK MOTION PICTURES INC.	321.00
042253	05-02-2011	00415 TREASURER OF STATE	100.00
042254	05-02-2011	00404 TRINER OIL CO.	817.44
042255	05-02-2011	00515 VISION SERVICE PLAN - (OH)	702.24
042256	05-02-2011	00458 ZIEGLER TIRE	225.00
042257	05-02-2011	00986 JOHN HATFIELD	300.00
042258	05-03-2011	01516 DOMINO'S PIZZA	50.00
042259	05-03-2011	00102 U. S. POSTMASTER	606.10
042260	05-04-2011	00637 BOWLING GREEN ST. UNIVERSITY	345.00
042261	05-04-2011	00486 CTI ENVIRONMENTAL, INC.	3019.91
042262	05-04-2011	00756 EMERGENCY MEDICAL PRODUCTS INC	295.82
042263	05-04-2011	00002 OHIO PLASTICS & SAFETY PROD.	450.00
042264	05-04-2011	01150 BAIR'S, INC.	54.86
042265	05-04-2011	00499 CARTER LUMBER	452.92
042266	05-04-2011	00450 CITY OF MASSILLON	1915.00
042267	05-04-2011	00031 DI STEFANO INSURANCE AGENCY	100.00
042268	05-04-2011	00526 DONAMARC WATER SYSTEMS COMPANY	28.00

## June 7, 2011 Bill Listing

SPECIAL CHECK REGISTER BANK - 0002 (Firstmerit Bank - General Checking) -  
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Check.	Date.....	Vendor Name.....	Amount.....
042269	05-04-2011	00514 FULTON HARDWARE INC	
042270	05-04-2011	00514 FULTON HARDWARE INC	338.25
042271	05-04-2011	00778 LEK INTERNET SERVICES	150.00
042272	05-04-2011	02139 MAST LEPLEY	274.55
042273	05-04-2011	00849 NORTHWEST AUTO & ATV REPAIR	27.27
042274	05-04-2011	02090 REPOSITORY RETAIL PYMNT. CTR.	580.78
042275	05-04-2011	00800 ST. PAUL STAMP WORKS, INC.	12.69
042276	05-04-2011	02196 STEPHEN MCKINNEY	325.00
042277	05-04-2011	02301 TAMMY CHARLSON	64.32
042278	05-04-2011	01817 TOSHIBA BUSINESS SOLUTIONS	141.14
042279	05-04-2011	01353 VANCES LAW ENFORCEMENT	429.00
042280	05-04-2011	00179 WARWICK CCI COMMUNICATIONS	36.00
042281	05-05-2011	Mary Ann Higgins	250.00
042282	05-05-2011	01444 KAREN HILTBRAND PETTY CASH	196.76
042283	05-05-2011	Non-issued	0.00
042284	05-05-2011	Non-issued	0.00
042285	05-05-2011	Non-issued	0.00
042286	05-05-2011	Non-issued	0.00
042287	05-05-2011	00551 ADVANCE AUTO PARTS	154.58
042288	05-05-2011	01901 BUCK CHEVY	71.55
042289	05-05-2011	02203 C. MASSOUH PRINTING	54.50
042290	05-05-2011	01713 CANAL FULTON PC	794.99
042291	05-05-2011	01443 CANAL FULTON WATER DEPT.	100.00
042292	05-05-2011	00022 CANTON CITY UTILITIES	515.00
042293	05-05-2011	01995 CARTRIDGE WORLD	221.45
042294	05-05-2011	02365 COMDOC	237.50
042295	05-05-2011	00030 D & R SUPPLY, INC.	264.62
042296	05-05-2011	00490 DALE B. KINCAID	408.56
042297	05-05-2011	00225 DOC'S LAWN & GARDEN	70.16
042298	05-05-2011	02105 ERA INC.	52.00
042299	05-05-2011	09000 FINLEY FIRE EQUIPMENT	253.09
042300	05-05-2011	00288 GALL'S, INC.	145.97
042301	05-05-2011	02385 JULIA SAEGER	50.00
042302	05-05-2011	Mary Ann Higgins	104.13
042303	05-05-2011	00538 OH FIRE CHIEFS ASSOC INC	31.25
042304	05-05-2011	00566 OHIO BILLING, INC.	200.00
042305	05-05-2011	00094 OHIO EDISON COMPANY	20.10
042306	05-05-2011	01703 Ohio Muni Joint Self-Ins Pool	
042307	05-05-2011	01703 Ohio Muni Joint Self-Ins Pool	41660.00
042308	05-05-2011	00498 QUILL CORPORATION	521.15
042309	05-05-2011	00630 REAM & HAAGER LABORATORY INC	177.50
042310	05-05-2011	00431 TREASURER STATE OF OHIO - EPA	163.00
042311	05-05-2011	00110 TREASURER, STATE OF OHIO	100.00
042312	05-05-2011	00120 TRUMBULL INDUSTRIES	130.00
042313	05-05-2011	00646 VERIZON WIRELESS	
042314	05-05-2011	00646 VERIZON WIRELESS	
042315	05-05-2011	00646 VERIZON WIRELESS	1815.12
042316	05-05-2011	00129 WORKMAN'S AUTO PARTS	1002.81
042317	05-13-2011	02388 OH Division of Liquor Control	50.00
042318	05-17-2011	09000 JENNIFER ACOMB	25.25
042319	05-17-2011	09000 ROBERT & HEATHER BEICHLER	132.74
042320	05-17-2011	09000 BLIND & SON, LLC	49.48
042321	05-17-2011	09000 JEFF & KENDRA BURGESS	111.69
042322	05-17-2011	09000 JOSHUA CROWDER	12.27

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SPECIAL CHECK REGISTER BANK - 0002 (Firstmerit Bank - General Checking) -  
 City of Canal Fulton 18:31:30 02 Jun 2011 PAGE: 3

Check.	Date.....	Vendor Name.....	Amount.....
042323	05-17-2011	09000 SCOTT DEMKO	5.96
042324	05-17-2011	09000 LINDSAY D FOX	36.74
042325	05-17-2011	09000 DANIEL FREITAG	520.15
042326	05-17-2011	09000 CHRISTOPHER & MELISSA GISSINGE	245.41
042327	05-17-2011	09000 STEVE GRUICH	203.00
042328	05-17-2011	09000 ALISHA HEALEY	251.00
042329	05-17-2011	09000 CHRISTIAN KING	7.15
042330	05-17-2011	09000 MARK & KRISTIN KLINGER	119.03
042331	05-17-2011	09000 MARK & DIPTI LACY	119.15
042332	05-17-2011	09000 A. MARCUS LEMESSURIER	325.00
042333	05-17-2011	09000 STANLEY OLESKY	967.45
042334	05-17-2011	09000 ASHLEY RICHMOND	74.74
042335	05-17-2011	09000 DAVE AND CAROLYN SCHOTT	141.93
042336	05-17-2011	09000 MARLENE WASHBURN	795.80
042337	05-17-2011	09000 STEPHEN & SANDRA WEBER	13.82
042338	05-17-2011	09000 SHAWN YERIAN	32.71
042339	05-17-2011	09000 BRADLEY & JUDITH YOST	87.98
042341	05-18-2011	00406 B & C COMMUNICATIONS	78.58
042342	05-18-2011	02390 BOB ZAHIRSKY	40.00
042343	05-18-2011	02140 BRIAN BAYS	260.00
042344	05-18-2011	02203 C. MASSOUH PRINTING	720.00
042345	05-18-2011	00559 CANAL FULTON GIANT EAGLE 1633	6.50
042346	05-18-2011	02268 CANAL FULTON GLASSWORKS	275.00
042347	05-18-2011	00315 CANTON TRUCK SALES	5.53
042348	05-18-2011	01995 CARTRIDGE WORLD	210.00
042349	05-18-2011	02382 CDJ Consulting	500.00
042350	05-18-2011	00071 CITY OF MASSILLON	6300.00
042351	05-18-2011	00211 CONTROL ASSOCIATES INC	1592.96
042352	05-18-2011	00141 COPECO, INC.	332.00
042353	05-18-2011	00028 CROSS TRUCK EQUIPMENT CO., INC	47.61
042354	05-18-2011	00526 DONAMARC WATER SYSTEMS COMPANY	19.50
042355	05-18-2011	01294 EMERGI-TECH	2652.75
042356	05-18-2011	00036 ENVIRONMENTAL CHEMICAL CORP.	223.00
042357	05-18-2011	00514 FULTON HARDWARE INC	
042358	05-18-2011	00514 FULTON HARDWARE INC	1010.62
042359	05-18-2011	02389 HOWARD DODRILL	69.72
042360	05-18-2011	01460 HUNTINGTON NATIONAL BANK	28925.00
042361	05-18-2011	00733 KAREN HILTBRAND	720.00
042362	05-18-2011	02386 Karen Hiltbrand	15.00
042363	05-18-2011	02042 LEVINSON'S UNIFORMS	144.15
042364	05-18-2011	00537 MASSILLON MUNICIPAL COURT	68.64
042365	05-18-2011	02139 MAST LEPLEY	17.60
042366	05-18-2011	01424 MILLER AND CO.	116.25
042367	05-18-2011	00231 MILLIPORE	475.67
042368	05-18-2011	00783 NORTH CENTRAL LABORATORIES	547.09
042369	05-18-2011	01706 OHIO AUTO SUPPLY	161.87
042370	05-18-2011	00094 OHIO EDISON COMPANY	
042371	05-18-2011	00094 OHIO EDISON COMPANY	
042372	05-18-2011	00094 OHIO EDISON COMPANY	41865.10
042373	05-18-2011	00954 PFUND SUPERIOR SALES CO INC	183.75
042374	05-18-2011	00506 PITNEY BOWES PURCHASE POWER	187.41
042375	05-18-2011	00099 PITTS' FIRE EXTINGUISHER, INC.	111.50
042376	05-18-2011	00498 QUILL CORPORATION	210.57
042377	05-18-2011	02153 Quasar Energy Group, LLC	1262.52

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SPECIAL CHECK REGISTER BANK - 0002 (Firstmerit Bank - General Checking) -  
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Check.	Date.....	Vendor Name.....	Amount.....
042378	05-18-2011	00630 REAM & HAAGER LABORATORY INC	212.50
042379	05-18-2011	00679 REPUBLIC WASTE SERVICES #870	
042380	05-18-2011	00679 REPUBLIC WASTE SERVICES #870	887.35
042381	05-18-2011	01626 ROTO ROOTER	467.00
042382	05-18-2011	00542 SAM'S CLUB	196.05
042383	05-18-2011	00399 SBC AMERITECH	1171.17
042384	05-18-2011	00722 SIRCHE FINGERPRINT LAB INC	160.10
042385	05-18-2011	00709 SLICKER FARMS	65.60
042386	05-18-2011	01817 TOSHIBA BUSINESS SOLUTIONS	17.13
042387	05-18-2011	01353 VANCES LAW ENFORCEMENT	475.30
042388	05-18-2011	00179 WARWICK CCI COMMUNICATIONS	36.00
042389	05-19-2011	01078 THE BANK OF NEW YORK	3780.00
042390	05-20-2011	02270 AMERICAN LEGAL PUBLISHING CO.	216.65
042391	05-20-2011	01510 JEFFERSON LINCOLN INS. CO.	163.80
042392	05-20-2011	01511 MARK COZY	50.39
042393	05-20-2011	02392 Manchester Local Schools	85.00
042394	05-20-2011	02050 OHIO SCHOOL RES. OFFICER ASSOC	850.00
042395	05-20-2011	02277 ROBERT HODGES	106.67
042396	05-20-2011	02272 SHAWN YERIAN	534.80
042397	05-23-2011	00823 ED HARBAUGH	500.00
042398	05-23-2011	00059 J. F. GOOD SUPPLY	679.46
042399	05-23-2011	02386 Karen Hiltbrand	172.58
042400	05-23-2011	01511 MARK COZY	191.13
042401	05-23-2011	02044 MARY ANN HIGGINS	65.38
042402	05-23-2011	00002 OHIO PLASTICS & SAFETY PROD.	15.00
042403	05-23-2011	02145 ROSCOE VILLAGE	109.50
042404	05-23-2011	01672 TAMMY CHARLSON	175.80
042405	05-23-2011	00404 TRINER OIL CO.	1509.29
042406	05-23-2011	00957 USA BLUEBOOK	1718.34
042407	05-23-2011	01715 BELFORD JOHNSON	22.00
042408	05-23-2011	01214 HOMETOWN INSURANCE GROUP, INC	13530.78
042409	05-23-2011	01710 SPEEDWAY SUPERAMERICA	3168.99
042410	05-24-2011	02393 NEOFPA	75.00
042411	05-24-2011	02270 AMERICAN LEGAL PUBLISHING CO.	2373.00
042412	05-24-2011	00557 AUDITOR OF STATE	6619.73
042413	05-24-2011	00499 CARTER LUMBER	147.72
042414	05-24-2011	02302 CITY OF ORRVILLE	1250.00
042415	05-24-2011	01606 CLEMANS-NELSON & ASSOC. INC.	1683.75
042416	05-24-2011	02365 COMDOC	356.00
042417	05-24-2011	00033 DOMINION EAST OHIO	1168.49
042418	05-24-2011	02394 James Ciciora	104.96
042419	05-24-2011	00099 PITTS' FIRE EXTINGUISHER, INC.	36.00
042420	05-24-2011	02047 SAM'S CLUB	136.67
042421	05-24-2011	01817 TOSHIBA BUSINESS SOLUTIONS	91.09
042422	05-24-2011	00515 VISION SERVICE PLAN - (OH)	744.21
042423	05-24-2011	02275 WILSON RACQUET SPORTS	494.17
042424	05-25-2011	09000 BRENT C AUGUST	15.06
042425	05-25-2011	09000 LAURIE LEWIS	223.36
042426	05-25-2011	09000 DAVID AND JENNY MOREHART	76.85
042427	05-25-2011	09000 TERRY AND MICHELLE STEINER	86.07
042428	05-25-2011	09000 PATRICK SWEELY	2685.04
042429	05-31-2011	02348 ACCESS POINT	1624.65
042430	05-31-2011	00551 ADVANCE AUTO PARTS	18.07
042431	05-31-2011	09000 BAKER VEHICLE SYSTEMS	102.08

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SPECIAL CHECK REGISTER BANK - 0002 (Firstmerit Bank - General Checking) -  
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Check.	Date.....	Vendor Name.....	Amount.....
042432	05-31-2011	09000 BAKER VEHICLE SYSTEMS	18.87
042433	05-31-2011	00384 BONDED CHEMICALS INC.	1847.39
042434	05-31-2011	02111 BUTTERBRIDGE STABLES	550.00
042435	05-31-2011	01580 CANAL FULTON HERITAGE SOCIETY	38.00
042436	05-31-2011	01443 CANAL FULTON WATER DEPT.	50.00
042437	05-31-2011	02244 ELAINE WEITZEL	80.00
042438	05-31-2011	02194 EVANS SUPPLY	342.83
042439	05-31-2011	00576 GUTH LABORATORIES INC	27.76
042440	05-31-2011	00152 HACH COMPANY	280.95
042441	05-31-2011	00659 HOME DEPOT CREDIT SERVICES	483.47
042442	05-31-2011	00909 INDEPENDENT PROTECTION SYSTEMS	435.00
042443	05-31-2011	00986 JOHN HATFIELD	300.00
042444	05-31-2011	00401 LOGIC	3969.00
042445	05-31-2011	01739 MATT'S LAWN CARE	115.00
042446	05-31-2011	00596 NEXTEL SPRINT COMMUNICATIONS	306.42
042447	05-31-2011	00103 O.P.E.R.S.	
042448	05-31-2011	00103 O.P.E.R.S.	10035.13
042449	05-31-2011	00092 OHIO DRILLING CO INC	4215.00
042450	05-31-2011	00396 OHIO GFOA	40.00
042451	05-31-2011	00380 OHIO PUMP OF SALEM OHIO	119.40
042452	05-31-2011	01633 PELLINI AND ASSOCIATES LLC	400.51
042453	05-31-2011	00498 QUILL CORPORATION	147.84
042454	05-31-2011	00679 REPUBLIC WASTE SERVICES #870	446.98
042455	05-31-2011	00399 SBC AMERITECH	33.05
042456	05-31-2011	01623 SIEMENS WATER TECH. CORP.	517.00
042457	05-31-2011	00709 SLICKER FARMS	153.00
042458	05-31-2011	01854 UNIFIRST CORPORATION	108.00
042459	05-31-2011	01891 UNIFIRST CORPORATION UNIFORM	187.20
042460	05-31-2011	00646 VERIZON WIRELESS	
042461	05-31-2011	00646 VERIZON WIRELESS	898.74
MG0911	04-30-2011	00041 FIRST MERIT BANK NA	424.44
MG1011	04-30-2011	00041 FIRST MERIT BANK NA	174.07
MG1111	05-31-2011	00041 FIRST MERIT BANK NA	657.65
MG1211	05-31-2011	00041 FIRST MERIT BANK NA	235.37
OM1914	05-11-2011	00777 FIRST MERIT	1374.67
OM1915	05-19-2011	00777 FIRST MERIT	116.00
OM1916	05-25-2011	00777 FIRST MERIT	66006.68
OM1916	05-25-2011	00777 FIRST MERIT	1361.74
OM1917	05-25-2011	00777 FIRST MERIT	37.22
OP1914	05-11-2011	00777 FIRST MERIT	60730.61
OP1915	05-19-2011	00777 FIRST MERIT	9000.00
OP1917	05-25-2011	00777 FIRST MERIT	2792.87
***			417489.61

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SPECIAL CHECK REGISTER BANK - 0005 (**Huntington Bank - Checking**) - City of  
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Check. Date..... Vendor Name..... Amount.....

MH0111	04-30-2011	00162	STARK COUNTY AUDITOR	2707.57
MH0211	04-30-2011	00379	STARK COUNTY HEALTH DEPT	12868.00
MH0311	04-30-2011	00162	STARK COUNTY AUDITOR	544.92
MH0411	05-31-2011	00117	TREASURER OF STATE OF OHIO	83.48

\*\*\* 16203.97

SPECIAL CHECK REGISTER BANK - 0007 (**Firstmerit Bank - Canal Boat Account**) -  
City of Canal Fulton 22:21:04 02 Jun 2011 PAGE: 1

Check. Date..... Vendor Name..... Amount.....

MC0411	04-30-2011	00041	FIRST MERIT BANK NA	11.00
MC0511	05-31-2011	00041	FIRST MERIT BANK NA	41.88

\*\*\* 52.88