

CITY OF CANAL FULTON
CITY COUNCIL MEETING AGENDA
February 7, 2012

1. **CALL TO ORDER**

2. **PLEDGE OF ALLEGIANCE**

3. **ROLL CALL**

4. **PRESENTATION – MATT MOELLENDICK**

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

January 17, 2012

6. **REPORTS OF STANDING COMMITTEES**

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

8. **REPORTS OF ADMINISTRATIVE OFFICERS**

A. Senior Citizen Center

B. Community Service Coordinator

C. Fire Chief

D. Police Chief

Annual Report – (Distribute At Meeting)

E. Engineer/Streets/Public Utilities

Monthly Report

F. Finance Director

Revised Projected 2012 Ending Fund Bal.

G. City Manager

Manager Report (Distribute At Meeting)

H. Report of Mayor

Appt. – Income Tax Review

Meeting Date w/Lawrence Twp.

Change Council Mtg Date to March 7

I. Parks & Recreation Board

J. Law Director

9. **THIRD READINGS**

Ordinance 1-12: An Ordinance Requiring A Public Meeting For Water And Sewer Line Extensions And Notifying Property Owners of Same.

10. **SECOND READINGS** - None

11. **FIRST READINGS**

Ordinance 2-12: An Ordinance Amending Ordinance 37-11 and Providing for Supplemental Appropriations for the Current Expenses and Other Expenditures of the City of Canal Fulton, County of Stark, Ohio for the Fiscal Year Ending December 31, 2012.

Ordinance 3-12: An Ordinance Amending Ordinance 16-11, Rates of Pay for Non-Safety Service Part-Time Employees.

Ordinance 4-12: An Ordinance Amending Ordinance 8-11, Rates of Pay for Canal Boat Employees.

12. **PURCHASE ORDERS & BILLS**

P.O. 7138 to MTech for Utility Line Locator in the Amount of \$3,500.00.

P.O. 7143 (THEN AND NOW) to Stark County Soil & Water Conservation District for 2012 Fee in the Amount of \$3,500.00.

P.O. 7144 (THEN AND NOW) to OR-TEC Sales Inc. for Sludge Press, Parts and Labor in the Amount of \$4,479.00

P.O. 7147 to Bain Enterprises for Portable Auxillary Pump in the Amount of \$7,665.00.

BILLS: \$ None

16. **OLD/NEW/OTHER BUSINESS**

17. **REPORT OF PRESIDENT PRO TEMPORE**

18. **REPORT OF SPECIAL COMMITTEES**

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

20. **ADJOURNMENT**

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COUNCIL MEETING

Mayor Richard Harbaugh called the January 17, 2012 City Council meeting to order at 7:00 PM in Council Chambers at City Hall.

PLEDGE OF ALLEGIANCE

ROLL CALL

Present: Nellie Cihon, Danny Losch, Sue Mayberry, Scott Svab, Linda Zahirsky and Paul Bagocius.

Absent: None

Others Present: Scott Fellmeth, Law Director; Mark Cozy, City Manager; Tammy Charlson, Clerk of Council; Ray Durkee, Fire Chief; William Dorman, Engineer; Douglas Swartz, Interim Police Chief; James Goffe, Finance Director; Mark Petersen, Street Superintendent; Rochelle Rossi, James Deans, Residents; Lester Kamph, Lawrence Township Trustee; Dennis Downing, Canal Fulton Heritage Society; and Joan Porter, Repository.

OATH OF OFFICE

Chief Durkee made a recommendation to hire Timothy May to the Canal Fulton Fire Department as a part-time firefighter. He works at Lawrence Township Fire and has had a physical within the past six months.

Mrs. Zahirsky moved to hire Timothy May to the Canal Fulton Fire, seconded by Mr. Svab. **ROLL: Yes, ALL.**

Interim Chief Swartz made a recommendation to hire Aaron Woods to the Canal Fulton Police Department as a part-time officer. He has a bachelor's degree in criminal justice and science. He worked for Stark County Sheriff's office and has been laid off due to their budget. He currently works for Stark State in the security department.

Mrs. Cihon moved to hire Aaron Woods to the Canal Fulton Police Department, contingent upon passage of his physical, seconded by Mrs. **ROLL: Yes, ALL**

Interim Chief Swartz made a recommendation to change the status of a reserve officer, Nessa Collins, to the status of part-time.

Mrs. Zahirsky moved to change Nessa Collins from reserve officer to part-time officer, seconded by Mr. Losch. **ROLL: Yes, ALL.**

OATH OF OFFICE: Mayor Harbaugh did the oath of office for Timothy May and Aaron Woods.

MURAL PRESENTATION (2012 Historic Fire Station Mural)

Mr. Downing presented an update on the funding they have secured for the mural project and pictures of ideas they would like to put on the

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panels. They will be using a 3-5'x8' panels on the wall, along with circle panels. They would be able to be removed for maintenance of the building. The committee needs an additional \$1,500, manpower labor, and a lift to hang the panels.

Mr. Kamph stated the township also has a vehicle that has a bucket that could be used to assist with the installation of the panels.

There was discussion from the members regarding the amount Mr. Downing was requesting as outlined in his handout as there was a discrepancy in the figures. He was asking for the city to donate an additional \$1,500.00 and the figures depicted that he only needed an additional \$600.00.

Mrs. Zahirsky moved to approve an additional \$600.00 for the project, seconded by Mr. Bagocius. **ROLL: Yes, Mr. Losch, Mrs. Mayberry, Mr. Svab, Mrs. Zahirsky and Mr. Bagocius. No, Mrs. Cihon.**

Mrs. Cihon stated she would like to see more figures come back to council.

CORRECTING/ADOPTING THE RECORD OF PROCEEDINGS

Mrs. Cihon moved to adopt the record of proceedings of January 3, 2012 as amended, seconded by Mrs. Zahirsky. **ROLL: Yes, ALL.**
January 3, 2012

Mr. Svab stated made the following correction:

Page 8 of 12, Ordinance 39-11: Mr. Svab voted no and the record reflected yes.

REPORTS OF STANDING COMMITTEES -

Committee on Committees: Mr. Losch reported the committee met and members were assigned to committees.

Mr. Losch stated he recently attended a park board meeting and they have a great group of people on the committee who are dedicated.

Public Services Committee: Mr. Bagocius moved to have a public service committee meeting on February 7, 2012 at 6:00 PM for the purpose of discussing Milan Township, the trash aggregation program and any other business matters necessary, seconded by Mrs. Mayberry. **ROLL: Yes, ALL.**

Safety Committee: Mr. Bagocius moved to hold a Safety Committee meeting on February 21, 2012 at 6:00 PM for the purpose of discussing the recommendations of a consolidation of the police departments and any other business matters necessary, seconded by Mrs. Zahirsky. **ROLL: Yes, ALL.**

It was requested to have Mr. Cozy send a letter to Lawrence Township Trustees requesting several dates they have available to meet to discuss the recommendations for a joint fire district.

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Personnel/Rules Committee: Mrs. Zahirsky moved to have a Personnel/Rules Committee meeting on January 31, 2012 at 6:00 PM to review the council rules, income tax assistant pay rate, police uniform allowance, canal boat pay ordinance, cell phone policy and vacation time donation to part-time finance/payroll clerk and any other business matters necessary, seconded by Mrs. Cihon. **ROLL: Yes, ALL.**

CITIZENS' COMMENTS - AGENDA MATTERS -

Lester Kamph, Lawrence Township Trustee: Mr. Kamph is asking for council to withdraw the Canal Lands II annexation. He stated they haven't gotten back to the city on Marshallville Road, but they would like for the city to give them a chance to work together and is asking for another six to eight months. They would like to work on a CEDA. An agreement was sent to the city from the township and the city responded back. For some reason, the township did not respond back to the city. He is requesting at this time, for all parties to try to meet on common grounds.

Mrs. Zahirsky directed to Mr. Kamph that if council decides not to withdraw the annexation, does the township realize this is just land along the towpath? This isn't land that would be taking money from the township.

Mr. Kamph stated even if it isn't money, it is just the appearance. He would like to work together with the city and feels it would increase the chances of working with the police and fire.

Mr. Losch stated regarding Marshallville Street, the township wanted a clause in there that would bind the city for the next fifty years regarding annexation. He stated in representing the citizens of Canal Fulton, they can't do that and he wouldn't expect the trustees to do that to their citizens either.

Mrs. Zahirsky stated what the city presented to the township is what the township attorney had originally presented.

Mr. Losch stated he commends Mr. Kamph on his efforts.

Mr. Kamph stated he has word from the township officials that they will work together with the city.

REPORTS OF ADMINISTRATIVE OFFICERS

SENIOR CITIZENS (Nellie Cihon)

Swiss Steak Dinner: The center will host a swiss steak dinner on January 28, 2012, serving from 4:00-6:30 PM. Reservations are needed.

Monthly Luncheon: The monthly luncheon will be held on January 31, 2012, serving from 11:00 AM to 1:00 PM.

Commission Members: Mrs. Cihon stated at the first meeting of the year, the commissions elected new officers as follows: Mr. Lockhart, Chair; Ms. Hardie, Co-Chair; Mr. Bagocius, Treasurer; and Ms. Kocsis as the 9th Commissioner.

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

FIRE CHIEF (Ray Durkee, Fire Chief)

Monthly Report & Year End Report: Chief Durkee reported his Monthly Report and Year End Report were included in the packet.

Mr. Bagocius asked the Chief to provide clarification on some of the codes on the reports at the next meeting.

POLICE DEPARTMENT (Douglas Swartz, Interim Chief)

Monthly Report: Interim Chief Swartz stated the monthly report was included in the packet. He stated December was an usually slow month.

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

Mr. Mayberry reported the following:

Monthly Report: A monthly report was included in the packet.

Utilities Operator C: Mr. Mayberry stated he would like a voice motion for the recommendation of hiring Geoffrey Marchand to the position of Operator C in the Utility Department. He is a licensed operator in training, and once he completes a year of service he will become certified by the Ohio EPA. He took and passed the civil service exam and went through the interview process.

Mrs. Zahirsky moved to hire Geoffrey Marchand as an Operator C in the utility department, seconded by Mrs. Mayberry. **ROLL: Yes, ALL.**

Service Departments: Mr. Mayberry reported that the service departments attend safety training the third Wednesday of each month.

FINANCE DEPARMTENT (James Goffe)

December Financial Report: The December Financial Report is included in the packet.

He stated there have been some 2012 budget revisions. The general fund revenues have been adjusted down due to County Budget Commission announcing decreased Local Government Funds from \$80,000 to estimated \$66,887.

The Canal Boat revenues were adjusted up from \$35,000 to \$40,000 due to final amount of 2011 revenues.

The general fund revenues do not include a possible addition of \$50,000 that would result from two million in income tax revenues. This estimate will be monitored and revised later.

The budget doesn't include the impact of medical insurance premium increase of 4% instead of the budgeted amount of 15%.

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The police department budget does not include the impact of potential cost savings due to department of police chief.

Monthly Report: Mr. Goffe stated the AARP has decided to discontinue providing income tax preparation assistance at the Northwest Senior Center due to the past participation levels. The deadline to apply to host alternative income tax preparation assistance programs is typically June 30 of the preceding year. There will be other locations in the area to assist in income tax preparation assistance.

Senior Citizens Water Rate Discount: Mr. Goffe reported there was an error from the software vendor for the utility billing on when they could implement a change in the water rate codes for individual accounts without affecting the billing calculation for months with estimated usage.

He stated in order to avoid a billing complication, they will need to wait to remove any senior citizen water customer living inside the city that doesn't qualify or submit an application until after an actual meter reading. The next scheduled actual reading is in March. Therefore, they will be delaying the implementation of the change to the senior citizen discount until the April utility bills instead of the March utility bill.

The canal boat operations earned a profit of \$789.66.

Fund Balances: Mr. Goffe stated he credits the \$205,000 of Income Tax revenues in excess of the original revenue estimates and the judicious spending decisions by all city departments for the city-wide increase in fund balances. However, he would continue to urge caution due to the projected 2012 deficits and future capital expenditures beyond 2012.

Mrs. Zahirsky moved that they are in receipt of the December Financial Report and the monthly report, seconded by Mrs. Mayberry. **ROLL: Yes, ALL.**

Volunteer Firefighter's Dependent Fund: The board duties are to supervise the VFDF of fire personnel who are or may become disabled.

Mrs. Mayberry and Mr. Svab volunteered to serve on the board.

Mrs. Zahirsky moved to appoint Mrs. Mayberry and Mr. Svab to serve on the Volunteer Firefighter's Dependent Fund, seconded by Mrs. Cihon. **ROLL: Yes, ALL.**

Mr. Goffe requested a Finance Committee meeting.

Finance Committee: Mrs. Zahirsky moved to hold a Finance Committee meeting on January 31, 2012 at 5:45 PM for the purpose of fulfilling the requirement of the Council Rules, discussion of the appropriations and any other business matters, seconded by Mr. Svab. **ROLL: Yes, ALL.**

Mr. Bagocius asked what the deficit is for the city.

Mr. Goffe stated he is estimating the deficit to be \$100,000.00.

There were questions asked about specific line items in the appropriations and answered by the Finance Director.

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CITY MANAGER (Mark Cozy)

Canal Boat Agreement: A draft copy of the Canal Boat Operation Agreement and Boat Ride/Pricing schedules were included in the packet. Mr. Cozy reported the canal boat operations had a slight profit for the 2011 season according to the finance director.

He would like to have a voice motion authorizing the Mayor and him to sign the agreement.

He stated the auditor would like for the fees for the canal boat fees to be approved through a voice motion.

Mr. Svab stated he feels Mary Ann Higgins has done a great job with the canal boat. He stated to break even is excellent.

Mr. Svab moved for the Mayor and City Manager to sign the agreement for the canal boat operations, seconded by Mrs. Cihon. **ROLL: Yes, ALL.**

Mr. Bagocius complimented Mrs. Higgins and Mr. Cozy for the boat operations breaking even.

Mrs. Zahirsky moved to approve the 2012 prices as presented, seconded Mrs. Mayberry. **ROLL: Yes, ALL.**

Locust/Cherry Intersection Project: Representatives from ODOT met with our administrative staff to cover the projects scope. An environmental study needs to precede the engineering and any right-of-way acquisition. One engineering firm can provide both services. We intend to apply for an OPWC grant for both engineering and the local match for construction. This selection process for an engineer will begin this summer. If additional grants are received, the city's estimated out-of-pocket expenses will be about \$85,000 for a \$1.4M project.

Skate Ramps: The secondary skate ramp location is longer an option. After conferring with Mayor Harbaugh and Dan Mayberry, it was decided to install the skate ramp at the Old School Yard Park. This will be a temporary location until a more permanent location can be established. They are also viewing this as an experiment and the ramp will be removed if it negatively impacts the park or its neighbors.

Mr. Losch suggested some signage informing users this is an experimental project.

Mr. Bagocius suggested contacting the schools to make an announcement about this being an experimental project and will be pulled if abused.

Mr. Cozy stated he has the language from Jackson Parks.

Scenic Railway: The city now has a local point person for the RJ Corman Railroad Group who is based in Dover, Ohio. A meeting will be held in the next couple of weeks to go over the study and discuss the next step towards making a scenic railroad a reality in Canal Fulton. As it turned

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out, the ownership issue that was brought up over the summer would only impact trips south of New Philadelphia.

They also discussed the possibility of bringing the Orrville Railroad Heritage Society's train to Canal Fulton during Canal Days this year. Our RJ Corman contact stated he might be able to work something out for Saturday, July 14. He needs to bring it before his supervisor.

Grant Seminar: Mr. Cozy reported that Mr. Goffe, Interim Chief Swartz and he attended a grant seminar on local government innovation fund mergers, efficiency, and collaboration. The deadline for the grant cycle is March 1, 2012. One of the requirements is an agreement of collaboration between two entities. They will give grants to do feasibility studies and loans on the implementation. The next deadline is in September.

Mrs. Mayberry presented pictures of the St. Helena II showing the trash/destruction that is being done to it. She suggested to possibly cover the boat in the winter months to protect it. She would hate to see the boat go up in smoke one day. Security lights have been added but don't seem to be deterring these problems

REPORT OF MAYOR (Richard Harbaugh)

Milan Township: Mayor Harbaugh stated all is aware that he wants to do away with Milan Township. He stated he keeps hearing that they want to have a fire district and work closer with the police and can't understand why council is dragging their feet in wanting to get the city back into Lawrence Township.

Mayor Harbaugh asked Mr. Petersen if the street department gained anything out of the city forming their own township.

Mr. Petersen stated it was a hindrance because they had to buy equipment. They had to start doing mowing, which required the purchase of a new mower. They had to purchase a paver and they don't have the manpower for it.

Mayor Harbaugh asked Mr. Mayberry if the city benefitted monetarily by forming their own township.

Mr. Mayberry stated this has always been a bone of contention with councils past and present. He said there was a benefit, but they also need to do a better job in tracking the benefit. He thinks if this information was available some years ago, perhaps what occurred may not have occurred. It is a benefit in working with the township, especially in the chip and seal program.

Mr. Mayberry stated the last two or three years they had the program, the city spent about \$45,000 each of those years on materials. We had the labor and trucking. He stated at the same time, the city would do their road inventory. He stated about 80% of the roads at that time were thought to be in very condition. He stated our dollars went so far for materials. Today, when we spend \$35,000 for chip and seal, we don't get a lot of coverage because we are paying a contractor.

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Mr. Petersen stated we are able to get the materials for less than the contractor hauling in.

Mayor Harbaugh gave a copy of cost savings that have occurred because of the collaboration of Lawrence Township and the City working together.

They were also given a copy of Ordinance 22-89, A Regional Council of Government Agreement with Lawrence Township, the Board of Northwest Local School District and the City.

Mrs. Zahirsky stated the township can have the Council agreement. She said we can agree with them to pay \$20,000 to help us and use their equipment. She stated it doesn't require us to spend \$60,000. She stated we don't need to be a part of the township to work with them.

Mayor Harbaugh stated he wanted to remind council when he was campaigning he let the residents of Canal Fulton know that he wanted to put the city back into Lawrence Township. He stated Mrs. Zahirsky had her campaign literature stating that Mr. Harbaugh wanted to tax the people more by putting the city back into Lawrence Township. Everyone was well aware of it and asked if council wanted to go against the wishes of the people of Canal Fulton.

Mr. Losch stated to increase taxes to go back into the township is something that should be up to the people, not council and not just because someone was elected by that. He stated if looked at closely, they will find out that everything that was mentioned today, they could have the agreement without going into the township. He stated there isn't any reason why they can't have this. He is hearing great information, but they are putting this back into the township on top of it. He stated it isn't necessary. He stated there is going to be an increase in taxes and we can't have a voice motion to go back into the township without the people having a say about it.

Mayor Harbaugh stated they did it going out of the township.

Mr. Losch stated they gave the residents back the tax money. He stated there isn't anything to validate how much of the money the township received was used on the roads here and \$6,000 of it went into the Sr. Center. The money the township received went into the general fund of the township and they don't know where the money really went and what the value was. He would like to see the history of it. He would like Mr. Mayberry to pull up the numbers and show council and see if the people of this community are getting their dollars' worth by going back into the township.

Mr. Petersen stated they have to pay a contractor \$110/hr. per man to do grading work, a dump truck is \$68/hr. per man, and \$75/hr. per man for a roller.

Mr. Losch stated you can't compare going outside if you already had an agreement between the two communities. He wants to be able to validate the reasoning. He would like to see this before they move forward.

Mr. Svab stated it wasn't a one way street. The city also helped the township. The city is also spending manpower, fuel and using our trucks.

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It isn't the township helped and left. We also helped them. He stated the problem is that the manpower, fuel and hours and weren't tracked and all we knew was the bottom line was \$60-70,000 of taxpayer money.

Mayor Harbaugh stated it was between \$55-59,000.00.

Mr. Bagocius stated we need to look at the benefits that we may have lost that we could regain. He thought the meeting on February 7, 2012 was for this purpose. He would like the street superintendent and service director to bring the figures to this meeting. He would like to have recommendations on what would need to be done if they go back into Lawrence Township and what the street department and service department would like to see done with that.

Mrs. Mayberry stated she has a newspaper article from the Canton Repository from February 17, 2009, which says after less than a year Milan Township might be dissolved. She stated it went through a memorandum of understanding that was going to be done by Mr. Cozy. She stated apparently someone from the City and Lawrence Township got together to make something happen regarding this. She asked what happened. She stated there was also a meeting on February 4, 2009 with Mrs. Zahirsky, Mr. Harbaugh and Mr. Cozy regarding dissolving Milan Township. She asked why it was done in the first place, the logistics and why was there discussion to dissolve.

Mr. Cozy stated when they were looking at their overall budget and planning at that time, they had information from a conversation with a member of the Stark County Auditor's office if they formed Milan Township that the City would begin collecting the inside millage. He stated they went through the legislative process. He stated the State of Taxation stepped in and said they can't collect the money because there are some people in the city who will be paying it because of the Expedited II annexations that were done. He stated at that point and time, he recommended to the city that they should re-evaluate this because if we can't use the money for paving, which was part of our income strategy, then let's re-visit dissolving Milan Township and working with the Township again. He stated they had a couple of meetings and conversations in which they wanted some accountability for the money and the trustees said no. He stated the process then stopped. He stated basically the thought was there shouldn't be any accountability, it is a township tax and it is their money. He stated at that point and time, the mayor and council allowed the citizens to save on their taxes.

Mayor Harbaugh stated he is trying to save the city money. He stated if council comes up with a plan to get the budget in line, he wants to hear it. He stated this is one of the ways they can save the city some money. He stated there is about 40% in labor and equipment and 60% in material on the contracts.

Mr. Cozy stated Mayor Harbaugh is correct, the city will save money in the budget by dissolving Milan Township. He stated if it goes toward a better relationship with the trustees, this would be another reason why they can look at doing it.

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Mr. Bagocius stated it is very important that they have the information so they are not dragging their feet. He stated he wants Mr. Cozy, Mr. Mayberry and Mr. Petersen present at the Public Service meeting.

Mr. Mayberry stated they can come up with some estimated costs and they are going to have to spend a lot of time in coming up with the numbers and the numbers can always be argued. He feels they can get some reasonable costs, but until they actually do it again and track everything, they won't have firm numbers. He stated they don't want beat up for every dime they come up with, there is going to have to be an understanding that these are estimates.

Mr. Svab agreed. He stated looking at the past in how things were done is why they broke away. This is the reason they need to get a value for our citizens. He thinks if they look to go back into the township, he would like an agreement that specifies what the city would be getting. He stated the township knows they would be getting \$60,000 and the city doesn't have any control and are unable to ask them to write the city a check for the amount, we can only hope there is an iron-clad guaranty that will make sure our residents get an equivalent amount of services or money back for that amount. He stated absent of that, he wouldn't vote for it. He stated this is probably the sole reason they left in the first place. He stated prior to the two years before they dissolved the township; the city wasn't getting any services. We were being fought by annexation problems. Legal fees were being spent by both entities and there wasn't any cooperation. The tax money was not getting funneled back to our residents.

Mr. Kamph stated they would need something in writing on what they are going to get in return. He stated they just need to get together and get along.

Mrs. Zahirsky stated they don't need to dissolve it, they can just agree.

Mr. Cozy stated they can look at what happened in the past, but basically we got out what we put in. He stated if were able to pave whatever we wanted help with. He stated it was all about what we put in. He stated this is on us, not the township. It is on the city for not taking advantage of what they were going to do for us. He said we were only going to do approximately \$15,000 of paving. We didn't do a lot, so we didn't get much return on the investment, but they were there to help the whole time. It is up to us to step out.

Mr. Mayberry stated the township assisted with labor and equipment to haul in fill when the feeder collapsed into Lake Lucerne and the canal flowed backwards and filled Lake Lucerne. Don Schalmo donated clay and a Rigg's Contracting brought equipment in to assist. The canal boat was sitting on the bottom on the canal due to this problem.

Mrs. Mayberry stated the employees get along and it is time for the adults to get along. The people sitting at the council table and administration, trustees, all have to put behind them what happened and get off the pedestals and start working together. She stated if people aren't willing to do that, then they are wasting their time.

Mr. Losch stated there was a road study done by CCI and it should be completed soon. They need to look at it and evaluate where the roads are

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and the necessity. He stated what Mr. Mayberry had just stated about the help on Lake Lucerne, this is what cities do, regardless of the politics behind it.

Mr. Bagocius stated they need to go back to the era of mutual cooperation without penny counting in between.

Canal Lands II Annexation (Voice Motion): He would like a voice motion to withdraw this annexation. He stated 3 members voted on it and this doesn't constitute a quorum. In the charter, it says the majority of council. He stated there are six council members, so it would be the majority of six, not the majority of four.

Mr. Fellmeth stated they had a quorum and it was the majority of the quorum and it was a legal vote.

Mayor Harbaugh stated he disagrees, the charter states the majority of council, not three of four.

Mr. Fellmeth stated he went over this before and has his notes if he would like him to review or he would be happy to discuss it in private. He stated he is not taking a side on the issue; he is just giving a legal opinion because he feels the vote was proper under the circumstances.

Mayor Harbaugh stated he is asking council to withdraw the annexation. He stated there isn't any benefit to the city and if it was going to bring money into the city, he would be all for it. He stated to just annex land just because they can do it, he is opposed to it.

Mr. Bagocius moved for Canal Lands II annexation to be pulled, seconded by Mrs. Mayberry. **ROLL: Yes, Mrs. Mayberry, Mr. Bagocius and Mrs. Zahirsky. No, Mrs. Cihon, Mr. Svab and Mr. Losch. TIE, Mayor Harbaugh YES. Motion passes.**

Mr. Bagocius stated the reason they were initially given for this annexation was because Todd Snitchler made a proposal before the state house for the public entities to have to give consent before a property was to be annexed. He stated this was the main reason for Canal Lands II being annexed by the city at this time and there wasn't any move to do any kind of development with it. He stated he has been told that the bill Mr. Snitchler introduced is dead and no longer being considered by the house and therefore, the main reason they forth this annexation no longer exists. It means it could take place in the future because for the public entities it reverts back to the status quo. He feels for mutual consideration and working together with the Lawrence Township Police and Fire now, and roads in the future, that this would be a good faith step on the city's part to take this off the table now. There isn't a need for it now as was originally presented. He stated we an era of cooperation and he is willing to take that step forward.

Mr. Losch stated this annexation is a strip of land, an average of 100' wide. He stated there is only about 1,300' that is on Erie Street. Therefore, when they start talking about costs, they would be minimal.

Mr. Losch stated if this extends out to Jackson Township line, which this is set up to do; this gives Canal Fulton a whole new partner. He stated they

RECORD OF PROCEEDINGS

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CITY OF CANAL FULTON

Meeting

DAYTON LEGAL BLANK CO., FORM NO. 10148

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have to consider for the future of the possibilities they will have here. They will have two partners.

Mr. Losch stated he knows some of their objective is trying to get along and trying to make something happen here, but he hasn't seen anything on the Lawrence Township side, except for Mr. Kamph being present today. He wants to see more. He stated they already have costs into this annexation. He asked if they just wanted to toss it out for the sake of saying this is not a valuable move. He stated there is value to it; it is just a matter of opinion.

Mayor Harbaugh asked where the value is.

Mr. Losch stated the value is getting out to having new neighbors like Jackson Township. He stated to take a look at Jackson Township's motto "We Make Things Happen". He stated this is what we should be doing here and looking down the road for that.

Mayor Harbaugh stated it is like the Marshallville sewer.

Mr. Losch stated they will see in twenty years that the Marshallville project is going to pay dividends for this city.

Mayor Harbaugh stated maybe in twenty years, but in the meantime the taxpayers are going to suffer.

Mr. Losch stated they need to do something to attract businesses and residents into the city. They are not going to do that by telling them to put their own wells in. They have the Rte. 21 corridor that could support the city down the road and if they don't put infrastructure in that area, where are they going to put it. He has been hearing resident's talk about pushing out on Portage Streets. He stated there are residents that can't get out of their driveways because of traffic. He stated it would make perfect sense to move in that area to alleviate traffic that would be coming through town. He stated this town is going to maintain its quiet, historic town and it's going to remain. This is what people want.

Mr. Losch stated asked if they are going to snub the possibility of getting growth for the sake of getting along with a neighbor that has not in the past eight years put their best foot forward in showing any interest in support of the people of this community.

Mr. Kamph stated he is the only one pushing the police and fire district. He stated if they don't pull back, he is going to walk away from it. He stated they talk about Jackson Township, but they have to work with Lawrence Township too. He thinks the Township needs to get on ball with the City and that is why he is present tonight. He would like Council to give the Trustees a chance. He is asking for six or eight months.

Mr. Kamph asked Mr. Fellmeth if the annexation legislation that Mr. Snitchler introduced had been cancelled.

Mr. Fellmeth stated it has been cancelled.

RECORD OF PROCEEDINGS

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CITY OF CANAL FULTON

DAYTON LEGAL BLANK CO. FORM NO. 1014B

Held

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Mr. Losch stated it feels like a condition being put on by the township, one they have seen in the past. He doesn't want to see this repeating. He is basing this on what he has seen happen in the past.

Mrs. Zahirsky stated she will give the township another 8 months.

Mayor Harbaugh stated for Mr. Cozy to go to the commissioners' office and withdraw the annexation.

Mr. Cozy stated he will have the attorney pull the annexation.

Board of Review – Income Tax (Vacancy): In accordance with the council rules, the Mayor emailed and placed a copy in each council member's mailbox a letter from Mr. Terry Cyphert's request to serve on this committee.

Historic Preservation Commission Appointment: Mayor Harbaugh recommended Mrs. Mayberry to serve on the HPC.

Mr. Bagocius moved to appoint Mrs. Mayberry, seconded by Mr. Svab.
ROLL: Yes, Mrs. Cihon, Mr. Losch, Mr. Svab, Mrs. Zahirsky and Mr. Bagocius.

PARKS & RECREATION BOARD (Joe Schultz, Chair) Not Present

LAW DIRECTOR (Scott Fellmeth) – No Report.

THIRD READINGS

Ordinance 41-11: An Ordinance Amending Ordinance 27-11 Regarding The Administrative Code of the Codified Ordinances of Canal Fulton, Ohio And Repealing Any Ordinance In Conflict Therewith.
Mrs. Zahirsky moved for approval, seconded by Mrs. Cihon. **ROLL: Yes, ALL.**

Resolution 34-11: A Resolution By the Council of The City of Canal Fulton, Ohio, To Apply For Funding Assistance From Ohio Department of Natural Resources.
Mrs. Zahirsky moved for approval, seconded by Mrs. Mayberry. **ROLL: Yes, ALL.**

Mr. Bagocius asked what project this was for.

It was stated this is for the resurfacing of the tennis courts.

SECOND READINGS

Ordinance 1-12: An Ordinance Requiring A Public Meeting For Water and Sewer Line Extensions and Notifying Property Owners of Same.
STANDS AS A SECOND READING

FIRST READINGS - None

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DAYTON LEGAL BLANK CO., FORM NO. 1014B

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PURCHASE ORDERS & BILLS

P.O. 7117 to Victory Waterworks Supply, LLC for Water Meters and Fittings in the Amount of \$5,000.00 Mrs. Cihon moved for approved, seconded by Mrs. Zahirsky **ROLL: Yes, ALL.**

P.O. 7119 to Bureau of Workers Compensation for All Departments in the Amount of \$38,000.00 Mrs. Cihon moved for approval, seconded by Mr. Svab. **ROLL: Yes, ALL.**

P.O. 7120 to Northwest School District for Gasoline and On-Road Diesel for All Departments in the Amount of \$36,000.00. Mrs. Cihon moved for approval, seconded by Mr. Svab. **ROLL: Yes, ALL.**

BILLS: \$364,102.15 Mrs. Cihon moved for approval, seconded by Mrs. Zahirsky **ROLL: Yes, ALL.**

Questions were asked and answered by the finance director.

OLD/NEW/OTHER BUSINESS - None

REPORT OF PRESIDENT PRO TEMPORE (Danny Losch) - None

REPORT OF SPECIAL COMMITTEES - None

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

ADJOURNMENT

Mayor Richard Harbaugh adjourned the January 17, 2012 meeting. The next regular scheduled meeting is February 7, 2012 at Canal Fulton City Hall, Council Chambers.

Tammy Charlson, Clerk of Council Richard Harbaugh, Mayor

Mayor:
Richard Harbaugh
President Pro tem:
Danny Losch



Council Members:
Paul Bagocius
Nellie Cihon
Sue Mayberry
Scott Svab
Linda Zahirsky

CITY OF CANAL FULTON

Service Directors Report February 7, 2012

Downtown Streetscape: Repaired 4 plastic lumber park benches that were deteriorated by sunlight resulting in cracking of the plastic slats. In investigating replacement cost, it was learned that a bench could be rebuilt utilizing treated lumber for a cost savings of \$372.80 per bench.

Firehouse Mural: Attended the Mural Committee meeting held at City Hall on January 30, 2011. A timeline and responsibilities (attached) associated with the proposed project were distributed to those in attendance.

Signage: Inventoried Locust St. for conformance to new sign codes and will be replacing 10 Stop Signs and 10 misc. signs.

P.O. 7143: This purchase order will renew an agreement between Canal Fulton and Stark Soil and Water Conservation District to provide services for compliance with our Ohio EPA issued NPDES Stormwater Permit. Specifically the requirement to monitor construction and post construction site storm water runoff authorized by Ord. 37-09 passed December 15, 2009

Elm Ridge #10 Construction: Continued to supply construction observation on this project. Learned that MH #2 experienced settlement and will require repair. This Office has been in communication with the City Engineers Office, as well as the Contractors Office, concerning this matter. It will be the responsibility of the contractor to provide a solution and repair this deficiency. CTI Environmental will be responsible for reviewing and approving the proposed repair plan.

Steiner Street Sanitary Sewer: This project is near complete. The remaining work includes; Deflection Test, Air Test and Internal Inspection via videotaping. I expect this work to be completed in February, at which time connection can be made by area residents and business.

P.O. 7147: This purchase order, approved by council in the 2012 budget for the sewer department, provides for the purchase of a 3" trash pump for emergency and repair maintenance.



Canal Fulton Heritage Society

116 S. Canal Street
Canal Fulton, OH. 44614
330-854-3808

Rec. 1/30/12
DPM

FIREHOUSE MURAL PROJECT TIMELINE PLAN

JANUARY 3 - 23 -Start Contest, 18 packets mailed to schools by Jan 17th- Confirm participation by telephone and e-mail week

FEBRUARY 6 -Administrative meeting-Order e-bond through Ed Schuman's work place, order paint and pay artists ½ of their salary. City moves skateboard ramp to park. Paint stored at Bud Graham's

FEBRUARY 17-24 - Deadline for contest drawings and paintings be picked up at each school by Karen Elgin or mailed to the library. E-bond arrives at Ed's workplace and they cut circles and drop off all e-bond panels 3 10'x5' with two 5-15 tops off the city garage (firehouse station R.93) to be primed. Cindy and Karen prime panels.

FEBRUARY 30 - Cindy and Karen judge the student's artwork- assign schools to paint the circles.

MARCH 1-2 City Staff drops off Mural circles, picks up paint & brushes from Bud's and delivers it with to the chosen schools

MARCH-May 25 -Students paint circles from assigned images by the artists.

APRIL 2012 - July 2012 - Cindy Kenepp and Karen Elgin begin to paint background panels.

MAY 25, 2010 - Deadline for students circles to be completed & picked up by City staff and stored in Canal Fulton firehouse garage "studio."

June 2012 -City of Canal Fulton staff prepares the wall for the mural with calk, paint it brown and change out the light fixtures above where the mural will be installed.

JULY 201 -Sept. 2012 Cindy and Karen finish painting background of mural. City orders plastic lumber and whatever is needed to install the panels. City coordinates installation.

AUGUST 2012 -City of Canal Fulton Staff attach mural background and circles to Firehouse Wall.

SEPTEMBER 2012 -Dedication Celebration.

IV. Painter's Agreement

VI. Dedication Ceremony

Revised Projected 2012 Ending Fund Balances

Fund #	Fund Name	2012 Beginning Fund Balance	2012 Estimated Revenues	2012 Appropriations	2011 Carryover Encumbrances	Estimated 2012 Ending Fund Balance	Estimated 2012 Change in Fund Balance	Anticipated Changes to Revenue and Expenses versus Current Estimated Revenues and Current Appropriations				Revised Estimated 2012 Ending Fund Balance	Estimated 2012 Change in Fund Balance	
								#1	#2	#3	#4			
101	General Fund	179,292.37	2,222,240.00	2,093,318.00	9,073.67	299,140.70	119,848.33	50,000.00	1,900.00	104,355.02	(129,355.02)	455,395.72	276,103.35	(129,730.02)
200	Income Tax Fund	129,730.02	N/A	General Fund Dept	375.00	129,355.02	(375.00)							
800	Reserve Fund	75,000.00	-	-	-	75,000.00	-					75,000.00	-	-
	General Fund Reporting Unit	384,022.39	2,222,240.00	2,093,318.00	9,448.67	503,495.72	119,473.33	50,000.00	-	(25,000.00)	530,395.72	146,373.33	-	-
201	Street Fund	160,108.98	227,645.51	287,850.00	5,306.00	94,598.49	(65,510.49)		1,800.00			96,398.49	(63,710.49)	(1,519.95)
204	State Highway Fund	13,075.67	18,255.05	17,775.00	2,000.00	11,555.72	(1,519.95)					55,185.50	(7,011.12)	(7,011.12)
206	Motor Vehicle License Tax Fund	62,196.62	67,988.88	75,000.00	-	55,185.50	(7,011.12)					163,139.71	(72,241.56)	(72,241.56)
	Street Department	235,381.27	313,889.44	380,625.00	7,306.00	161,339.71	(74,041.56)	-	-	-	-	163,139.71	(72,241.56)	(72,241.56)
210	Police Fund	91,332.70	1,030,865.00	1,042,025.00	557.16	79,615.54	(11,717.16)		70,000.00	7,500.00		157,115.54	65,782.84	(2,200.00)
213	Enforcement and Education Fund	15,698.03	3,500.00	5,700.00	-	13,498.03	(2,200.00)					13,498.03	(2,200.00)	(2,200.00)
216	Law Enforcement Trust Fund	8,404.17	200.00	7,000.00	-	1,604.17	(6,800.00)					1,604.17	(6,800.00)	(6,800.00)
	Police Department	115,434.90	1,034,565.00	1,054,725.00	557.16	94,717.74	(20,717.16)	-	70,000.00	7,500.00	-	172,217.74	56,782.84	(6,800.00)
222	Fire / EMS Fund	204,118.82	413,000.00	485,025.00	7,675.00	124,418.82	(79,700.00)		200.00			124,618.82	(79,500.00)	(79,500.00)
285	Canal Boat Fund	21,881.54	40,000.00	48,225.00	-	13,656.54	(8,225.00)					13,656.54	(8,225.00)	(8,225.00)
331	Park / Recreation Capital Fund	47,902.78	-	18,000.00	-	29,902.78	(18,000.00)					29,902.78	(18,000.00)	(18,000.00)
381	Downtown Capital Fund	88,204.63	-	5,000.00	2,950.00	80,254.63	(7,950.00)					80,254.63	(7,950.00)	(7,950.00)
391	General Capital Fund	163,053.91	90,750.00	160,700.00	106,700.00	(13,596.09)	(176,650.00)			25,000.00		11,403.91	(151,650.00)	(151,650.00)
471	Elmridge Development Debt Fund						N/A					N/A	N/A	N/A
481	General Obligations Debt Fund	9,338.07	138,000.00	137,525.00	-	9,813.07	475.00			(2,000.00)		7,813.07	(1,525.00)	(1,525.00)
481	Hospitalization / Insurance Fund						N/A					N/A	N/A	N/A
608	Other Governmental Funds	534,499.75	681,750.00	854,475.00	117,325.00	244,449.75	(290,050.00)		200.00	23,000.00		267,649.75	(266,850.00)	(266,850.00)
	Total Governmental Funds	1,269,338.31	4,252,444.44	4,383,143.00	134,636.83	1,004,002.92	(285,335.39)	50,000.00	70,000.00	11,400.00	(2,000.00)	1,133,402.92	(135,935.39)	(135,935.39)
341	Water Capital Fund	45,676.34	89,700.00	82,500.00	-	52,876.34	7,200.00					52,876.34	7,200.00	7,200.00
441	Water Debt Fund	15,218.30	175,500.00	172,507.26	-	18,211.04	2,992.74					18,211.04	2,992.74	2,992.74
541	Water Operating Fund	180,900.17	570,350.00	555,825.00	1,593.59	193,831.58	12,931.41		2,900.00			196,731.58	15,831.41	15,831.41
	Water Utility	241,794.81	835,550.00	810,832.26	1,593.59	264,918.96	23,124.15	-	-	-	-	267,818.96	26,024.15	26,024.15
351	Sewer Capital Fund	397,261.80	5,000.00	87,735.00	36,439.00	278,087.80	(119,174.00)					278,087.80	(119,174.00)	(119,174.00)
451	Sewer Debt Fund	29,703.68	45,062.50	43,543.31	-	31,222.87	1,519.19					31,222.87	1,519.19	1,519.19
551	Sewer Operating Fund	203,061.51	698,987.50	726,375.00	225.00	175,449.01	(27,612.50)		4,700.00			180,149.01	(22,912.50)	(22,912.50)
	Sewer Utility	630,026.99	749,050.00	857,653.31	36,664.00	484,759.68	(145,267.31)	-	-	-	-	489,459.68	(140,567.31)	(140,567.31)
701	General Trust Fund	3,590.72	N/A	Agency Funds Are Not Subject to Budgeting	-	3,590.72	-					3,590.72	-	-
750	Escrow / Security Deposit Fund	5,100.00	-	-	-	5,100.00	-					5,100.00	-	-
780	Unclaimed Monies Fund	2,729.93	-	-	-	2,729.93	-					2,729.93	-	-
	Agency Funds	11,420.65	-	-	-	11,420.65	-	-	-	-	-	11,420.65	-	-
	City-wide Total	2,152,580.76	5,837,044.44	6,051,628.57	172,894.42	1,765,102.21	(387,478.55)	50,000.00	70,000.00	19,000.00	(2,000.00)	1,902,102.21	(250,478.55)	(250,478.55)

Anticipated Changes to Revenue and Expenses versus Current Estimated Revenues and Current Appropriations

- #1 If Income Tax Revenue totals \$2 million in 2012, there would be an additional \$50,000 revenue.
- #2 Low-end estimated of reduced Police payroll expenses due to departure of former police chief.
- #3 Reduced medical insurance premiums due to 4% premium increase instead of anticipated 15% increase.
- #4 Net effect on fund balance of the supplemental appropriations in proposed Ordinance # 2-12

TO THE INCOME TAX REVIEW BOARD

I TERRY CYPHERT OF 749 COLONIAL AVE CANAL FULTON OHIO
WOULD LIKE TO FILL THE VACANT SEAT OF THE CANAL FULTON
INCOME TAX REVIEW BOARD.

854-4344 Home . 806-9531 Cell

Terry Cyphert

Lawrence Township Trustees

5828 Manchester Avenue NW
North Lawrence, Ohio 44666

Lester Kamph, President
Michael Stevens, Vice President
Marvin Hardgrove, Trustee

Cynthia Meisner, Fiscal Officer
E-Mail: lawrencetwp-oh.org
Phone: 330-854-3830
Fax: 330-854-3665

January 24, 2012

Canal Fulton City Council
Mayor Richard Harbaugh
155 Market Street
Canal Fulton, Ohio 44614

RE: CEDA/JEDD Meeting

Dear Mayor Harbaugh and City Council:

The Lawrence Township Trustees would like to meet with Canal Fulton City Council and Mayor Harbaugh to open dialog regarding Joint Economic Development Districts (JEDD) and Cooperative Economic Development Agreements (CEDA).

We have discussed this and would like to know what you might have in mind.

The dates and times we are looking at to meet are Monday, February 13, 2012 or Wednesday February 15, 2012

Please check your schedules and let us know which of these dates are best.

Sincerely,

LAWRENCE TOWNSHIP TRUSTEES

Lawrence Township Trustees
Lester Kamph, President

Michael Stevens, Vice President

Marvin Hardgrove, Trustee

LTT/cb

RECORD OF ORDINANCES

Ordinance No. 1-12

Passed _____, 20____

AN ORDINANCE REQUIRING A PUBLIC MEETING FOR WATER AND SEWER LINE EXTENSIONS AND NOTIFYING PROPERTY OWNERS OF SAME.

WHEREAS, future extensions of water and sewer lines will take place; and

WHEREAS, residents and property owners should be fully informed through a public meeting of such extensions prior to them being built; and

WHEREAS, residents and property owners should be afforded the opportunity to comment on these extensions; and

WHEREAS, property owners directly affected by these water/sewer line extensions should be notified by mail of a public meeting to ensure their awareness of such meeting.

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

SECTION 1: A public meeting (exclusive of City Council meetings) shall be conducted prior to any extension of water or sewer lines within or outside of the City of Canal Fulton.

SECTION 2: Each property owner directly affected (can potentially be hooked up to these lines) by any extension of water or sewer lines by the City of Canal Fulton shall receive notification of a public meeting through regular U.S. mail. Notification shall include the time, date, place of such meetings and the reason for the meeting. A record of such mailings shall be maintained by the Service Director.

Richard Harbaugh, 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 ____-12, duly adopted by the Council of the City of Canal Fulton, on the date of _____, 2012, 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

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 1-12

Passed _____, 20____

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 _____, 2012.

Tammy Charlson, Clerk-of Council

SEF/bp

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 2-12

Passed _____

20____

An Ordinance Amending Ordinance 37-11, and Providing for Supplemental Appropriations for the Current Expenses and Other Expenditures of the City of Canal Fulton, County of Stark, Ohio, for the Fiscal Year Ending December 31, 2012.

WHEREAS, it is necessary for the City of Canal Fulton to authorize additional appropriations for current expenses and other expenditures for the fiscal year ending December 31, 2012, which were not anticipated or included in Ordinance 37-11, as the City's 2012 Appropriation Ordinance, and

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

Section 1: In order to provide for additional current expense and other expenditures of the City of Canal Fulton, Ohio, during the fiscal year ending December 31, 2012, Council authorizes a \$145,000 increase of the appropriations for Capital Costs within the Streets Department of the General Capital Improvement Fund for the purpose of the Wooster Street Storm Water Project funded by an OPWC loan.

General Capital Improvement Fund - Streets Department		Amount
Capital Costs	Previously Approved	65,000.00
Capital Costs	Appropriations Increase	145,000.00
Capital Costs	New Approved Total	<u>210,000.00</u>

Section 2: In order to provide for additional current expense and other expenditures of the City of Canal Fulton, Ohio, during the fiscal year ending December 31, 2012, Council authorizes a \$2,000 increase of the appropriations for Other Operating Costs within the General Obligation Debt Fund for the purpose of the Auditor Fees for the collection of property tax receipts.

General Obligation Debt Fund		Amount
Other Operating Costs	Previously Approved	-
Other Operating Costs	Appropriations Increase	2,000.00
Other Operating Costs	New Approved Total	<u>2,000.00</u>

Section 3: In order to consolidate financial reporting, Council authorizes closing of the Income Tax Fund and the transfer of the remaining balance of the Income Tax Fund, which is approximately \$129,355, to the General Fund.

Section 4: In order to provide adequate resources, Council authorizes the transfer of \$25,000 to the General Capital Improvement Fund from the General Fund.

Section 5: This Ordinance shall take effect and be in full force and effect from and after the earliest period allowed by law.

Richard Harbaugh, Mayor

RECORD OF ORDINANCES

Davton Legal Blank, Inc.

Form No. 30043

Ordinance No. 2-12

Passed _____, 20____

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 _____, 12, duly adopted by the Council of the City of Canal Fulton, on the date of _____, 2012, and that publication of the foregoing Ordinance was duly made by posting true and correct copies thereof as five 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 _____, 2012.

Tammy Charlson, Clerk of Council

RECORD OF ORDINANCES

Ordinance No. 3-12 Passed _____, 20____

AN ORDINANCE AMENDING ORDINANCE
16-11, RATES OF PAY FOR NON-SAFETY
SERVICE PART-TIME EMPLOYEES.

WHEREAS, the Canal Fulton City Council has established rates of pay for part-time employees, and

WHEREAS, adjustments are to be made to their pay, and

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

Section 1: Rates of pay of non-safety services part-time employees shall be established as follows:

	HOURLY RATE		
	<u>YEAR 1</u>	<u>YEAR 2</u>	<u>YEAR 3</u>
Street Department CDL Laborer -- Part-Time	\$11.33	\$11.90	\$12.49
Public Works Laborer -- Part-Time	\$10.08	\$10.59	\$11.12
Casual Laborer	State Minimum Wage	\$ 8.01	\$ 8.42
Summer Works Program	State Minimum Wage	State Minimum Wage	State Minimum Wage
Income Tax Clerical-- Part-Time	\$ 8.32	\$ 9.35	\$10.38
Income Tax Assistant Clerk -- Part-Time	\$11.33	\$11.90	\$12.49
Finance Clerical -- Part-Time	\$ 8.32	\$ 9.35	\$10.38
Payroll & Finance Clerk -- Part-time	\$11.33	\$11.90	\$12.49
Community Service Coordinator	\$11.33	\$11.90	\$12.49
Part-Time Canalway Programs Director	\$11.33	\$11.90	\$12.49
Park Program Coordinator Assistants	\$ 8.32	\$ 9.35	\$10.38

Section 2: All other ordinances inconsistent herewith are repealed.

Section 3: This Ordinance shall take effect and be in full force and effect from and after the earliest period allowed by law.

Richard Harbaugh, 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 _____, 12, duly adopted by the Council of the City of Canal Fulton, on the date of _____, 2012, and that publication of the foregoing Ordinance was duly made by posting true and correct copies thereof as five 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 _____, 2012.

Tammy Charlson, Clerk of Council

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 4-12 Passed _____, 20____

AN ORDINANCE AMENDING ORDINANCE 8-11, RATES OF PAY FOR CANAL BOAT EMPLOYEES.

WHEREAS, the Canal Fulton City Council has established rates of pay for part-time Canal Boat employees, and

WHEREAS, adjustments are to be made to their pay, and

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

Section 1: Rates of pay of part-time Canal Boat employees shall be established as follows:

	HOURLY RATE	
	YEAR 1	YEAR 2
Canal Boat Crew	State Minimum Wage	\$ 8.01
Canal Boat Captains (3)	\$ 9.35	

Section 2: All other ordinances inconsistent herewith are repealed.

Section 3: This Ordinance shall take effect and be in full force and effect from and after the earliest period allowed by law.

Richard Harbaugh, 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 _____, 12, duly adopted by the Council of the City of Canal Fulton, on the date of _____, 2012, and that publication of the foregoing Ordinance was duly made by posting true and correct copies thereof as five of the most public places and in said corporation as determined by Council as follows: Post Office, Public Library, Township Building, Giant Eagle Supermarket, Heritage Square Pharmacy, and entrances to Council Chambers, each for a period of fifteen days, commencing on the _____ day of _____, 2012.

Tammy Charlson, Clerk of Council

PURCHASE ORDER

BILL TO:



City of Canal Fulton
 155 East Market Street, Suite #A
 Canal Fulton, Ohio 44614-1305
 (330) 854-2225 • FAX (330) 854-6913

PO. NUMBER RG007138
 PO. DATE 01/30/12
 DEPARTMENT WATER
 CREATED BY
 VENDOR NO. 02294

DELIVER TO:

CANAL FULTON WATER DEPT
 453 WATER STREET
 CANAL FULTON, OH 44614

VENDOR:

MTECH
 P.O. BOX 22985
 BEACHWOOD, OHIO 44122-0985

ACCOUNT NUMBER	AMOUNT
341.310.5710	\$3,500.00

THE ABOVE PURCHASE ORDER NUMBER MUST APPEAR ON ALL BILLS AND PACKAGES.
 Material on this order is exempted from the Ohio Sales Tax and Federal Excise Taxes.

FEDERAL ID #34-6000498

QUANTITY	UNIT	DESCRIPTION	PRICE / UNIT	AMOUNT
		Utility Line Locator		\$3,500.00
ITEM IS A FIXED ASSET Yes <input type="checkbox"/> No <input type="checkbox"/>			TOTAL:	\$3,500.00

CIRCLE IF APPLICABLE: Now and then P.O. - the purchase was made before approval of P.O. Funds were available then as they are available now.

CLERK'S CERTIFICATE

It is hereby certified that the amount (\$ _____) required to meet the contract, agreement, obligation, payment or expenditure stated in this purchase order has been lawfully appropriated, authorized or directed for such purpose and is in the Treasury or in the process of collection to the credit of the _____ Fund(s), free from any obligation or certification now outstanding.

Finance Director

Date

City Manager

Date

THIS ORDER IS NOT VALID UNLESS SIGNED BY THE FINANCE DIRECTOR AND THE CITY MANAGER

SEE COPY

PURCHASE ORDER

BILL TO:



City of Canal Fulton
 155 East Market Street, Suite #A
 Canal Fulton, Ohio 44614-1305
 (330) 854-2225 • FAX (330) 854-6913

PO. NUMBER: RG007143
 PO. DATE: 02/02/12
 DEPARTMENT: MAYOR. ADMIN
 CREATED BY:
 VENDOR NO.: 00638

DELIVER TO:

CANAL FULTON ADMINISTRATION
 155 E. MARKET ST.
 SUITE #A
 CANAL FULTON, OH 44614

VENDOR:

STARK COUNTY SOIL & WATER
 CONSERVATION DISTRICT
 2650 RICHVILLE DR SE SUITE 103
 MASSILLON, OH 44646

ACCOUNT NUMBER	AMOUNT
101.120.5496	\$3,500.00

THE ABOVE PURCHASE ORDER NUMBER MUST APPEAR ON ALL BILLS AND PACKAGES.
 Material on this order is exempted from the Ohio Sales Tax and Federal Excise Taxes.

FEDERAL ID #34-6000498

QUANTITY	UNIT	DESCRIPTION	PRICE / UNIT	AMOUNT
		2012 Soil & Water Conservation Fee		\$3,500.00
		NOW AND THEN CERTIFICATE I CERTIFY FUNDS FOR THIS PURCHASE WERE AVAILABLE THEN <u>1</u> / <u>31</u> / <u>12</u> AVAILABLE NOW _____ / _____ / _____ SIGNED: THIS THEN AND NOW CERTIFICATE IN EXCESS OF \$3,000 WAS APPROVED BY A MOTION OF CANAL FULTON CITY COUNCIL ON _____ / _____ / _____		
		ITEM IS A FIXED ASSET Yes <input type="checkbox"/> No <input type="checkbox"/>	TOTAL:	\$3,500.00

CIRCLE IF APPLICABLE: Now and then P.O. - the purchase was made before approval of P.O. Funds were available then as they are available now.

CLERK'S CERTIFICATE

It is hereby certified that the amount (\$ _____) required to meet the contract, agreement, obligation, payment or expenditure stated in this purchase order has been lawfully appropriated, authorized or directed for such purpose and is in the Treasury or in the process of collection to the credit of the _____ Fund(s), free from any obligation or certification now outstanding.

Finance Director

Date

City Manager

Date

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FILE COPY

BILL TO:



City of Canal Fulton

155 East Market Street, Suite #A
 Canal Fulton, Ohio 44614-1305
 (330) 854-2225 • FAX (330) 854-6913

PURCHASE ORDER

PO. NUMBER RG007144
 PO. DATE 02/02/12
 DEPARTMENT SEWER
 CREATED BY
 VENDOR NO. 00967

DELIVER TO:

CANAL FULTON ADMINISTRATION
 155 E. MARKET ST.
 SUITE #A
 CANAL FULTON, OH 44614

VENDOR:

OR-TEC SALES INC
 P.O. BOX 170
 BEDFORD, OH 44146

ACCOUNT NUMBER	AMOUNT
551.330.5445	\$4,479.00

THE ABOVE PURCHASE ORDER NUMBER MUST APPEAR ON ALL BILLS AND PACKAGES.
 Material on this order is exempted from the Ohio Sales Tax and Federal Excise Taxes.

FEDERAL ID #34-6000498

QUANTITY	UNIT	DESCRIPTION	PRICE / UNIT	AMOUNT
		Sludge Press Repairs Controller System Belt Scraper Blade Service/Inspection Labor Labor Travel Time & Mileage Miscellaneous Materials		\$2,500.00 \$599.00 \$117.00 \$1,000.00 \$163.00 \$100.00
<p>NOW AND THEN CERTIFICATE I CERTIFY FUNDS FOR THIS PURCHASE WERE AVAILABLE THEN: 1 / 17 / 12 AVAILABLE NOW _____ / _____ / _____ SIGNED:</p> <p>THIS THEN AND NOW CERTIFICATE IN EXCESS OF \$3,000 WAS APPROVED BY A MOTION OF CANAL FULTON CITY COUNCIL ON _____ / _____ / _____</p>				
<p>ITEM IS A FIXED ASSET Yes <input type="checkbox"/> No <input type="checkbox"/></p>			TOTAL:	\$4,479.00

CIRCLE IF APPLICABLE: Now and then P.O. – the purchase was made before approval of P.O. Funds were available then as they are available now.

CLERK'S CERTIFICATE

is hereby certified that the amount (\$ _____) required to meet the contract, agreement, obligation, payment or expenditure stated in this purchase order has been lawfully appropriated, authorized or directed for such purpose and is in the Treasury or in the process of collection to the credit of the _____ Fund(s), free from any obligation or certification now outstanding.

Finance Director

Date

City Manager

Date

THIS ORDER IS NOT VALID UNLESS SIGNED BY THE FINANCE DIRECTOR AND THE CITY MANAGER

PURCHASE ORDER

BILL TO:



City of Canal Fulton
 155 East Market Street, Suite #A
 Canal Fulton, Ohio 44614-1305
 (330) 854-2225 • FAX (330) 854-6913

PO. NUMBER: RG007147
 PO. DATE: 02/03/12
 DEPARTMENT: SEWER
 CREATED BY:
 VENDOR NO.: 02506

DELIVER TO:

CANAL FULTON WASTE WATER
 TREATMENT PLANT
 5500 BUTTERBRIDGE ROAD
 CANAL FULTON, OH 44614

VENDOR:

BAIN ENTERPRISES

ACCOUNT NUMBER	AMOUNT
351.330.5710	\$7,500.00
351.330.5690	\$165.00

THE ABOVE PURCHASE ORDER NUMBER MUST APPEAR ON ALL BILLS AND PACKAGES.
 Material on this order is exempted from the Ohio Sales Tax and Federal Excise Taxes.

FEDERAL ID #34-6000498

QUANTITY	UNIT	DESCRIPTION	PRICE / UNIT	AMOUNT
		Portable Auxillary Pump		\$7,665.00
THIS PURCHASE ORDER IN EXCESS OF \$3,000 WAS APPROVED BY A MOTION OF CANAL FULTON CITY COUNCIL ON _____ / _____ / _____.				
ITEM IS A FIXED ASSET Yes <input type="checkbox"/> No <input type="checkbox"/>			TOTAL:	\$7,665.00

CIRCLE IF APPLICABLE: Now and then P.O. - the purchase was made before approval of P.O. Funds were available then as they are available now.

CLERK'S CERTIFICATE

It is hereby certified that the amount (\$ _____) required to meet the contract, agreement, obligation, payment or expenditure stated in this purchase order has been lawfully appropriated, authorized or directed for such purpose and is in the Treasury or in the process of collection to the credit of the _____ Fund(s), free from any obligation or certification now outstanding.

Finance Director

Date

City Manager

Date

THIS ORDER IS NOT VALID UNLESS SIGNED BY THE FINANCE DIRECTOR AND THE CITY MANAGER

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