

**CITY OF CANAL FULTON  
CITY COUNCIL  
MEETING AGENDA  
MAY 15, 2012**

1. **CALL TO ORDER**

2. **PLEDGE OF ALLEGIANCE**

3. **ROLL CALL**

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

November 1, 2011

May 1, 2012

5. **REPORTS OF STANDING COMMITTEES**

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

7. **REPORTS OF ADMINISTRATIVE  
OFFICERS**

A. Senior Citizen Center

B. Community Service Coordinator

*Written Report Attached*

C. Fire Chief

D. Police Chief

*Written Report Attached*

E. Engineer/Streets/Public Utilities

*Written Report Attached*

F. Finance Director

G. City Manager

*Written Report Attached*

H. Report of Mayor

I. Parks & Recreation Board

*Written Report Attached*

J. Law Director

8. **THIRD READINGS**

**Resolution 7-12:** A Resolution By the Council of the City of Canal Fulton, Ohio Authorizing the Mayor to Petition the Board of stark County Commissioners for a Change of Township Lines

to Dissolve Milan Township and Rejoin Lawrence Township.

**Ordinance 9-12:** An Ordinance By the Council of the City of Canal Fulton, Ohio Amending Ordinance 1-11 Section of Rate of Pay For Various Positions To Allow The Hiring of Up To Six Part Time Police Officers and Repealing Any Ordinance In Conflict Therewith.

**Resolution 9-12:** A Resolution By the Council of the City of Canal Fulton Waiving the Residency Requirement of Administrative Code Section 141.13(b) of the Codified Ordinances of Canal Fulton, Ohio.

**Resolution 10-12:** A Resolution By the Council of the City of Canal Fulton, Ohio to Adopt A Family Medical Leave Policy.

**Ordinance 11-12:** An Ordinance By The Council of the City of Canal Fulton, Ohio Amending Ordinance 1-11 Section of Rates of Pay for various Positions to Realign Certain Positions in the Canal Fulton Fire Department and Repealing Any Ordinance in Conflict Therewith.

9. **SECOND READINGS - None**

10. **FIRST READINGS**

**Ordinance 12-12:** An Ordinance Amending the Codified Ordinances of the General Offenses Code of the City of Canal Fulton, Ohio to Add Chapter 554 Parking Limitations in Residential Areas.

11. **PURCHASE ORDERS & BILLS**

**P.O. 7254** to Stark County Auditor for 1<sup>st</sup> Half 2012 Property Tax Collection Fees in the Amount of \$5,578.75.

**P.O. 7266** to Huntington National Bank for Fire Station Bond Interest Payment Due June 1, 2012 in the Amount of \$27,650.00.

**CITY OF CANAL FULTON  
CITY COUNCIL  
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**P.O. 7268** to Meister Roofing for City Hall Roof  
in the Amount of \$6,550.00.

**BILLS: \$341,083.98**

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

CITY OF CANAL FULTON

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held

November 1, 2011

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## COUNCIL MEETING

President ProTem called the November 1, 2011 City Council meeting to order at 7:00 PM in Council Chambers at City Hall.

## PLEDGE OF ALLEGIANCE

## ROLL CALL

Present: Danny Losch, Sue Mayberry, Matthew Moellendick, Linda Zahirsky, Paul Bagocius and Nellie Cihon (arrived late).

Absent: None

It was stated that Mrs. Cihon was at the Personnel Committee meeting, but left to attend another meeting and will be arriving late.

Mrs. Zahirsky stated Mayor Grogan would be in attendance but would be late due to work and had to pick up his son.

Others Present: Mark Cozy, City Manager; Tammy Charlson, Clerk of Council; Daniel Mayberry, Service Director; Ray Green, Assistant Fire Chief; Douglas Swartz, Lieutenant; James Goffe, Finance Director; Joe Charlson; Cyndi Wilson, Chell Rossi, James Deans and Mike Mouse, Residents; Joan Porter, Repository.

## CORRECTING/ADOPTING THE RECORD OF PROCEEDINGS -

Mr. Bagocius moved to adopt the record of proceedings as amended, seconded by Mr. Moellendick. **ROLL: Yes, ALL.**

Mr. Bagocius made the following amendment:

Page 5, fourth paragraph: change empathy to emphasis

## REPORTS OF STANDING COMMITTEES

Public Service: Mr. Moellendick stated the committee met on October 25, 2011 and reviewed the water rate information at length from RCAP and would like to forward to full council in the form of legislation. It will be on the November 15<sup>th</sup> agenda.

Ordinance 34-11: Mr. Moellendick stated Ordinance 34-11 is on the agenda tonight requiring meetings for water and sewer line extensions and notifying property owners.

Garbage Aggregation: The committee gave the direction to administration to develop a draft contract for the garbage aggregation. Most of the surveys that came back from the newsletter, 75% were in favor of the program.

Finance Committee: The Committee met on October 25, 2011 for further discussion of reviewing reductions they needed to come up with for the budget. According to Mr. Goffe there was a \$391,000 deficit and at the time they met, he had gotten it down to \$296,000. They will be working

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to get further deductions. There were some changes in administrative salary allocation and was universal that they should be cutting the Summer Works Program. Mrs. Zahirsky stated they were down to approximately \$275,000. Mr. Bagocius had made a motion to send it back to department heads for another \$100,000 in cuts and Mrs. Mayberry had seconded that motion.

Mrs. Zahirsky stated they all agreed they needed to meet again the week of November 7, 2011.

Personnel Committee: Mrs. Zahirsky stated the committee met tonight and reviewed the anti-retaliation policy. This should come back at next council meeting with a correction to Exhibit A. It will then have a first reading.

The committee discussed a proposed ordinance on mayoral deduction for missing meetings presented by Mr. Bagocius. Two were in favor of taking to full council, two were not so it didn't pass.

Mr. Moellendick had indicated at the meeting if it came back to the table he would like it to include a provision for if the mayor had to work.

Mrs. Zahirsky stated there is another ordinance for the use of city property. Mr. Bagocius agreed to come back to them on how other cities have come up with the definition of city property. Currently in its broadest definition, it would include city parks and playgrounds which is not what they need. She stated they need to narrow the definition. At the next meeting, Mr. Bagocius will have that for them.

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

**REPORTS OF ADMINISTRATIVE OFFICERS**

***SENIOR CITIZENS (Nellie Cihon)*** - Not Present

Christmas Bazaar: The Christmas Bazaar will be held on November 5, 2011.

Commissioner's Meeting: The commissioners will be holding their next meeting on November 16 at 4:00 PM instead of 3:00 PM.

Cookie Sale: The center will be having a cookie sale in December.

Mr. Bagocius stated he had emailed Ms. Wilson previously. He had heard word and wanted to ask Ms. Wilson because he wasn't sure if it was true or not. He stated someone running for public office has brochures or flyers in the senior center.

Ms. Wilson stated it has always been a policy of the senior center even before Mrs. Cihon was there, if a person is going to come in and help they were able to have their flyers there. She has been checking with several people about the 501(3)(c) to see if they are allowed to do that or not.

Mr. Bagocius stated his concern is the political flyers at the senior center may disqualify them as a tax exempt status.

Mrs. Zahirsky stated every church does.

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Mr. Bagocius stated churches may not do candidates but they do issues.

Ms. Wilson stated it has never been the support of someone, it has been more informative.

Ms. Rossi stated he can't come forward and say that.

Mrs. Zahirsky stated she doesn't have the language here, but it says not substantial.

Ms. Wilson stated they have never come out and said the senior center supports such and such.

Mrs. Zahirsky stated they aren't supporting any candidate.

Ms. Wilson stated they have put them there to be informative to people. It was always a policy, even before Mrs. Cihon, that if one came to the senior center to volunteer your time for swiss steak dinner or other activities, then you are able to come and pass out flyers.

Mr. Bagocius stated during that time he understands. He wanted to know if the flyers were out.

Ms. Wilson asked if he was talking about Mr. Svab's.

Ms. Wilson stated those flyers were out and it was possibly a misunderstanding. She stated they didn't put those flyers out. They were possibly left overs.

Mr. Bagocius asked if they were recalled.

Ms. Wilson stated they aren't there right now.

Mr. Bagocius stated that is the main concern.

Ms. Rossi stated the IRS regulations in their pamphlets against policy stands says that you plainly may have someone come to your organization and even speak about their candidacy as long as you don't declare anything. The group just can't take a stand on the issue. She stated this is the same thing for the library. They have meet the candidates and they never mentioned anyone that they liked or disliked. They treat everyone equally. They are a 501(3)(c) to. She stated she has looked into that for several organizations.

Mr. Bagocius stated the application for the 501(3)(c) specifically says that there will not be.

Ms. Rossi stated it explains exactly what you can and cannot do. She stated what they cannot do is take a stand.

Mr. Cozy stated the property is owned by the city so they need to be sensitive to these issues.

Mr. Mouse stated there were signs out there last Saturday in front of the senior citizen center.

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Ms. Wilson stated there were signs out there because they had a fundraiser for that candidate.

Mr. Mouse stated they can't do a fundraiser under any circumstances. He stated you can't put political signs in front of public property.

Ms. Wilson stated they rented it.... this is just pointless.

Mr. Cozy stated as soon as this was discovered, the signs were pulled.

Mr. Bagocius stated the reason he is bringing it up is because he really thinks the commissioners should have a...

Ms. Wilson stated as she read Mr. Bagocius' email, the way that she got it, she did want to say, no we cannot do that, she put it out to people who knew more that and then they would maybe say politically okay, we can not do this, but until she finds that out she is not going to say, you can not do that.

Mr. Bagocius stated that is why he is asking the commissioners.

Mrs. Zahirsky stated it specifically says, no substantial part of the activities of the corporation shall be the carrying on of propaganda or otherwise participate in or intervene in including publishing and political campaign on behalf of a candidate.

Ms. Wilson stated they have never done this.

Ms. Rossi stated its not substantial part either.

Mrs. Zahirsky stated that is why she thinks he is trying to narrowly read.

Mr. Bagocius stated when they only have one candidates literature.

Ms. Wilson stated there was just not one candidate.

Mrs. Zahirsky stated Mrs. Hershey's was there.

Mr. Bagocius stated it is going to be real hard for him to ever vote for money for the center if they are involved in any kind of political activity.

Ms. Rossi and Ms. Wilson stated they are not.

Mr. Bagocius stated or if they allow political activity to take place on their property. He stated this is all he is saying and they can move on.

Mr. Mouse stated common sense would dictate that the city is not allowed,

Mrs. Zahirsky: alright Mike

Mr. Mouse: to endorse a candidate.

Mrs. Zahirsky: Mike, please.

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Ms. Wilson: The city was not endorsing any candidate.

Mr. Mouse and Mrs. Zahirsky talking at same time: (Mouse) because it was one or your cohorts. (Zahirsky) Mike, please, you are out of order. (Mouse) and because it is one of yours you are going to let it go. (Zahirsky) you are out of order (Mouse) it was Svab's

Ms. Rossi: tell him to leave

Mr. Mouse: it was Svab's being in

Mrs. Zahirsky: (hit the gavel) Mike

Mouse: go ahead pound it again

Zahirsky: Do I have to ask that you be escorted out or will you sit there and be quiet.

Mouse: If you think that is necessary for your campaign you do what you want to do.

Rossi and Wilson: Oh, geeze

Deans: It is not for anyone's campaign, it is common courtesy. Get the hell out.

Mouse: Excuse me, he's allowed to use profanity.

Deans: excuse me, let me clean my act up

Zahirsky: everyone quiet

The room was very noisy at this point.

Mouse: by the way, Dan, Cozy, excuse me, that sign is 100' from the driveway

Rossi: Do you want the door closed

Zahirsky: This wasn't a public works, I am sorry. It wasn't public speaks.

Rossi: Do you want the door closed, Linda.

Zahirsky: No, it is a public meeting.

**POLICE DEPARTMENT (Douglas Swartz, Lt.) – Not Present**

**FIRE CHIEF (Ray Green, Assistant Fire Chief)**

Halloween: The department participated in trick-or-treat and handed out neon necklaces.

Fire: Asst. Chief Green stated there was a kitchen fire over the weekend. It was kept contained.

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

Service Director Report: Mr. Mayberry stated he will be at a meeting on November 2, 2011 at 1:00 PM with the street and utility superintendents and the finance director concerning the 2012 budget and the cuts the finance committee recommended the department heads came up with. He stated at 3:30 Lt. Swartz will be in attendance to talk about the police department.

Mr. Bagocius asked what the emergency generators are used for.

Mr. Mayberry stated they are all for city installations, such as wastewater lift stations, all municipal buildings and the west side fire station. They are for emergency purposes should we experience a power outage.

**FINANCE DEPARMTENT (James Goffe)**

Budget Meeting: Mr. Goffe stated he has a budget meeting on November 2, 2011.

Property Tax: Mr. Goffe stated he has been working on the 9 parcels the city has been paying property tax for this year. He stated they previously had an exemption certificate filed for four of the properties. He found out even though he was told several months ago they should have had a response back, there is now a delay at their office. The preliminary report stated two of the properties will be approved and two will be denied. They are still waiting on the final determination. He stated he recently came across the property deeds for two of the five remaining parcels. He will be filing those applications soon. He is still trying to track down the correct deed for three parcels that are in the flood plain.

Purchase Order: There is one additional purchase order that was omitted from the agenda. It was previously on the agenda but had to be pulled. It will need approved if the appropriation ordinance is approved. on the land and identifying the deeds for said properties.

Questions:

Mr. Bagocius asked about the parcels that were denied.

Mr. Goffe stated there was previously an application for four parcels, two on Warwick, that are being farmed, the playground from the old elementary school and the parking lot where the old township hall presided. The preliminary determination for the parking lot and school lot, is that it will be approved. The two properties being farmed will be declined due to not meeting the necessary criteria. If the land is not being farmed as of January 1, the city will be able to reapply next year.

Mr. Bagocius asked if the current renters are aware that their leases end January 1.

Mr. Goffe stated no. It will be happening very shortly.

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Mr. Bagocius wanted to know if there is any written lease currently.

Mr. Goffe stated his discussion with the lessors for both properties, there is no written lease that he is aware of otherwise. He stated he has found a written lease that was prepared, but doesn't know if it was ever signed.

Mr. Bagocius stated that is the reason they are ending the lease because the rent from the lands is far below the taxes being paid on the properties.

Mr. Goffe stated for the properties on Warwick this is true and the Puffenberger property it is to not jeopardize any tax exempt status that we do have. He stated the revenue for the Warwick property is \$250 and the property taxes are a couple thousand dollars. He stated he will be seeking clarification on the Puffenberger property, as it is his understanding that with the exception of the wooded portion between the fire station and the senior center, the remaining land is exempt but leasing it for farming could possibly jeopardize it in the future.

Mr. Bagocius asked how much rent they are receiving versus the property tax. Mr. Goffe stated on the Puffengerger property there isn't any property taxes that have been assessed. It is exempt and it is \$800 rent.

Mrs. Zahirsky asked if the Warwick property is where the soccer fields are.

Mr. Cozy stated the soccer fields are on Milan.

Mr. Goffe stated it is one of our type II annexations, adjacent to the floodplain.

Mr. Cozy stated we have over 100 acres of land there and only seven acres are farmed and wanted to know if it made any difference.

Mr. Goffe stated what he has been told by the state department of taxation it doesn't make a difference. He stated there are three parcels that he hasn't identified the correct deed. He stated they are in the flood plain.

Mr. Bagocius complimented Mr. Goffe on finding this and taking action.

Mr. Goffe stated at the moment it isn't making much financial difference because until they are approved, we will have to continue to pay the taxes.

Mr. Cozy stated we should get a rebate.

Mr. Goffe stated it is his understanding that once approved, we should get a refund for all they paid since the date of application filed. He stated it is his understanding on the land that is possibly going to be denied due to the farming, they will need to make new application and that is the date that will be used for any refunds.

**CITY MANAGER (Mark Cozy)**

Letter Regarding Issues Related to Oil & Gas Drilling – ODNR: Mr. Cozy stated the letter is in the packet.

Mrs. Zahirsky stated the federal government is looking at the wastewater that will be generated from the fracking for 2014.

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Contracts (3): Mr. Cozy stated has three contractual contracts in the packet. Two are for cleaning contracts and one is for inspections.

Mr. Cozy stated one is for inspections and is a cost savings to the developer. This is something they are trying to do to become more business friendly. It has been a major complaint over the years from developers that the price for inspections is high in Canal Fulton. He stated in Canal Fulton they want accountability and they want an inspector

present. He stated it came to their attention that the original language that was approved a couple meetings ago, they are holding the contractor responsible for anything that occurs on our property. He stated it was further brought to our attention that if we do this, then we are required to have them sign some kind of insurance policy. He made an inquiry to the law director and our insurance provider about this. Our insurance provider said they can probably cover them at no cost. He stated they indicated if it is a low risk and impact contract like cleaning and inspections and the inspector isn't doing anything but watching a job, then the contractor is liable and not the inspector. He stated one person cleans city hall and the other the police department and there really isn't any high responsibility. The insurance company said, they will hold them harmless for any accident that could incur or city property that would be damaged. Any willful act would be a crime and they could be held liable. He stated Mr. Fellmeth drafted new language for the contracts. He stated this helps the contractors. He stated Mr. Fellmeth is not present to explain why he recommended we change the contracts. He stated if council has a problem with the way they are written, they can wait until the next meeting and Mr. Fellmeth can explain as to why he drafted the contract the way he did.

Otherwise, he would like a voice motion to move ahead. He asked if he even needed council's approval to enter into these contracts other than the prices. Mr. Fellmeth felt it was a good idea to bring to council to see what they are doing and to approve them.

Mrs. Mayberry stated the contract for Elaine Weitzel it states City Hall. It should be corrected to read police department.

Mr. Bagocius stated before he could vote, he would personally like to have a letter from the insurance company saying the specific language that is being used, that they will cover it.

Mr. Cozy stated he has an email from them stating that, but not a letter.

Mr. Bagocius asked if they saw the specific language.

Mr. Cozy stated they gave us the language to use.

Mr. Bagocius stated his concern is what the sales persons says and what the company says may be two different things.

Mr. Cozy stated our insurance broker went to the insurance provider to get the information to make sure they would be covered at no extra cost and they got the okay from them and then our broker came back to us and said it was okay to change the contract. He stated they are the ones that made the recommendation initially.

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Mr. Bagocius stated it seems strange to be negligent and for the city to cover it. He stated it doesn't sound right. He stated if they are negligent,

they are going to be covered. He stated there is something wrong with that.

Mr. Cozy stated willful is not covered and we will go after them, it would become a torte issue but with negligent act such as a spill on the floor and creates a stain.

Mr. Cozy stated this is the language they gave him.

Mrs. Zahirsky asked if he wanted to wait until Mr. Cozy printed the email.

Mr. Bagocius stated he personally wants to see that the insurance company, not the broker, has agreed to this language. He stated the company would back up the policy, and broker has no financial interest.

Mrs. Zahirsky asked if anyone else wants to wait or should they go ahead and vote.

Mr. Cozy stated whether they vote or not, he will follow up on this and have it. He stated if an issue comes up where they aren't backing it up, then they can revisit or re-write it. He stated he noticed they have three agreements and they all have the same language and he felt they needed to be consistent with everybody and have a standard contract.

Mr. Losch stated he personally appreciates Mr. Cozy bringing these contracts to council but it's not necessary.

Mr. Cozy stated Mr. Fellmeth recommended he bring them to council.

Mr. Cozy stated he feels it is a good idea as he doesn't know if any of the contracts have been brought to council in the past.

Mrs. Zahirsky stated she didn't think they were.

It was decided to wait until the next meeting to make a motion.

Northwest Stark County Senior Center Renovation – GRANT CDBG: Mr. Cozy submitted an outline of the renovations he will be submitting to Stark County Regional Planning for a grant through CDBG. The monies wouldn't be received and work done until 2013.

Mr. Losch asked if anyone is reaching out to other communities to support the center. He stated they had a list of seniors that attend, as far as Dalton.

Ms. Rossi stated Ms. Wilson had mentioned them to go to the township but doesn't know of any other location.

Mr. Losch stated the township used to give \$6,000 and if the city could do half and the township half and some surrounding communities and try to enroll them to keep the center going.

Ms. Rossi stated she could bring this up to the commissioners.

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**Mayor Grogan is now present at the meeting**

Mrs. Zahirsky moved to submit a grant to CDGB in the amount of \$85,000 for renovations to the senior center, seconded by Mr. Moellendick. **ROLL: Yes, ALL.**

**REPORT OF MAYOR (John Grogan, Mayor)**

Mayor Grogan stated there is a position open on the park board and Mr. Jeff Bowman has been recommended. All members of council received a copy of his resume previously.

**Park Board Appointment:**

Mrs. Zahirsky moved to appoint Mr. Bowman to the Park Board, seconded by Mr. Losch. **ROLL: Yes, ALL.**

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

Canalway Center report was included in packet.

**LAW DIRECTOR (Scott Fellmeth) – Not Present**

Mayor Grogan stated we would do the third readings and the other readings that had emergency language. He stated there are some police officers that are present due to the situation that occurred earlier. They need to take statements at which time they will excuse one council member at a time to go to the office so the statements can be given.

**THIRD READINGS**

**Ordinance 30-11:** An Ordinance Amending Ordinance 11-10 and Providing for Supplemental Appropriations Within Various Accounts for the Purpose of Accounting for Expenses Paid By Other Entities on Behalf of the City of Canal Fulton.

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

**Ordinance 31-11:** An Ordinance Amending Ordinance 11-10 and Providing for Changes to Previously Authorized But Not Yet Executed Transfers.

Mr. Moellendick moved for passage, seconded by Mr. Losch. **ROLL: Yes, ALL.**

**Ordinance 32-11:** An Ordinance Amending Ordinance 11-10 and Providing for Supplemental Appropriations Within Various City Obligations and Declaring an Emergency.

Mr. Losch moved for passage, seconded by Mrs. Zahirsky **ROLL: Yes, ALL.**

**SECOND READINGS**

**Resolution 28-11:** A Resolution Accepting the Amounts and Rates as Determined By the Budget Commission and Authorizing the Necessary Tax Levies and Certifying Them to the County Auditor.

Mr. Bagocius moved for suspension of the rules, seconded by Mrs. Mayberry **ROLL: Yes, ALL.**

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**Reason:** The deadline is November 2, 2011.

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

## **FIRST READINGS**

**Resolution 29-11:** A Resolution By the Council of the City of Canal Fulton, Ohio to Join Stark County Schools' Council of Governments (COG) and Declaring An Emergency.

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

**Reason:** Mr. Cozy stated so we can join the consortium as soon as possible and take advantage of the cost savings.

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

Mr. Bagocius thanked Mr. Cozy for working on this.

Mr. Cozy thanked Mr. Bagocius for bringing this to their attention.

**Ordinance 34-11:** An Ordinance Requiring Public Meetings for Water and Sewer Line Extensions and Notifying Property Owners of Such Meetings.  
**STANDS AS A FIRST READING**

## **PURCHASE ORDERS & BILLS**

**P.O. 6671** to Huntington National Bank for 12/1/2011 Fire Station Bond Payments in the Amount of \$88,925.00.

Mrs. Zahirsky moved for approval, seconded by Mrs. Mayberry. **ROLL: Yes, ALL.**

**P.O. 6644 NOW AND THEN CERTIFICATE** to Canal Fulton PC for Replacement Server for Old Server Damage By Lightning in the amount of \$5,108.95.

Mr. Losch moved for approval, seconded by Mrs. Mayberry. **ROLL: Yes, ALL.**

**P.O. 6654** to CTI Engineers, Inc. for Engineering Service Blanket in the Amount of \$15,000.00.

Mrs. Zahirsky moved for approval, seconded by Mr. Moellendick. **ROLL: Yes, ALL.**

**BILLS: \$ None**

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

**Finance Committee:** Mrs. Zahirsky moved to have a Finance Committee meeting on Monday, November 7, 2011 at 6:00 PM for the purpose of discussing the budget and the meeting will be held at the Canal Fulton Fire Department due to the room being used for the election, seconded by Mr. Bagocius. **ROLL: Yes, ALL.**

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

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**REPORT OF SPECIAL COMMITTEES** - None

Mr. Moellendick gave the following report:

**Pavement Management System Update and CCI's Progress:** The 2011 pavement condition rating has been completed. All city streets have been evaluated and scores have been tabulated. The mapping, reporting and recommendations process is approximately 75% complete.

The following information is preliminary data and is being presented as a snapshot update for progress.

The city maintains approximately 34 miles of street pavement, approximately:

- 75% is asphalt surface; 9% concrete surface; 7% private street not maintained by the city; and 9% brick or composite pavements.

The pavement condition rating resulted in approximately:

- 84% are very good, good and fair and are requiring only crack sealing, minor patching and surface treatments as maintenance.
- 16% are considered problematic (PCR score of 65 or lower) and will require serious consideration regarding future maintenance procedures. However, when looked at against the functional classification, many of these streets are a lower priority (50% are alleys).

Superintendent Mark Petersen and Service Director Dan Mayberry have been very helpful in providing information on past paving and street maintenance projects. This information is currently being evaluated to determine historical costs and streets maintained.

Interestingly, the 2011 Chip Seal Program was cancelled due to construction (temperature) requirements.

Comparing the list of street segments slated for surface maintenance to the PCR scores:

- 36 segments were scheduled to receive a chip seal surface treatment.
- 6 segments showed a PRC score low enough to trigger surfacing criteria. However, these segments were located on Locust Street. Locust Street has a traffic volume of 9,300 ADT & 626 ADTT, both values are well in excess of the recommended limits of the Chip Seal. Additionally, the score indicated that the Surface Distresses have an underlying structural issue.
- 5 segments along Canal Street (Cherry to Lindsay) could have benefitted from Chip Seal maintenance. But again, 3100 ADT Volume is a consideration, being right at the Stark County Engineer's threshold.

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The remaining 25 segments had PCR score well above the trigger for surfacing maintenance. Crack sealing and patching should have been sufficient maintenance for these streets.

The 2011 Chip Seal Program was not mentioned to cast a bad light on Mr. Mayberry and Mr. Petersen, their staff does very well with what they have available to them. My intention was to show council and the administration that without the proper and regularly updated information (information provided by this project), general fund dollars can be spent where there is no need. A regularly updated Pavement Management System provides focus to the street maintenance needs.

Legislation: Mr. Bagocius stated he wanted the minutes to reflect that he submitted an ordinance to Council President ProTem regarding the display of candidate signs on public property and using any city publications for promoting candidates seeking election.

Mayor Grogan stated they are skipping the remainder of the agenda and will be asking for certain people to leave chambers. Ms. Wilson already gave a witness statement and Mrs. Cihon wasn't present for the incident so they were asked to be excused. The remaining are to stay. Officer Barabasch and his partner are in the room.

He stated he didn't want any citizen comments or discussion at this time until there is an opportunity for the officers to dispose the witness statements.

The meeting is concluded at this point.

**ADJOURNMENT**

Mayor John Grogan adjourned the November 1, 2011 meeting. The next regular scheduled meeting is November 15, 2011 at Canal Fulton City Hall, Council Chambers.

Tammy Charlson, Clerk of Council      John Grogan, Mayor

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## COUNCIL MEETING

Mayor Richard Harbaugh called the May 1, 2012 City Council meeting to order at 7:00 PM in Council Chambers at City Hall.

## PLEDGE OF ALLEGIANCE

## ROLL CALL

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

Absent: None

Others Present: Scott Fellmeth, Law Director; Mark Cozy, City Manager; Ray Durkee, Fire Chief; Tammy Charlson, Clerk of Council; John Barabasch, Police Officer; James Goffe, Finance Director; Daniel Mayberry, Service Director; Susan Reed, Employee; James Deans, Rochelle Rossi, Terry Cyphert, and Earl Minks, Residents; Sara Willmott-Batko, NWSSC; and Joan Porter, Repository.

## CORRECTING/ADOPTING THE RECORD OF PROCEEDINGS

Mrs. Zahirsky moved to approve the April 17, 2012 record of proceedings as amended, seconded by Mrs. Cihon. **ROLL: Yes, ALL.**

He asked if this could demonstrate a bias or be perceived by a as such to a competitor.

Mr. Bagocius made the following amendment.

Under Roll Call: His name is listed, but he was absent.

## REPORTS OF STANDING COMMITTEES

Finance Committee: Mrs. Zahirsky stated the committee met and discussed:

Revenue Decrease: The revenue is decreased because of what is going on in Columbus, so they aren't giving us the local government funds and they have decreased the estate taxes to cities and townships. Our revenue is therefore decreased and expenses continue to go up, a lot of which are based on inflation.

Vacation Cash-Out: They looked at if they can possibly of eliminate vacation cash out and just require employees to take vacation without actually giving them additional funds for not taking the vacation.

Community Contributions: There was discussion on contributions for items such as the mural that is going to be put on one of the buildings and the senior center be eliminated as far as coming out of any local funds through the City of Canal Fulton.

Curbside Recycling: There was a discussion on having the curbside recycling bid separately as a revenue stream.

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Law Firm Consolidation: There was discussion on having the law firm consolidated from income tax, prosecutor, HR negotiations and annexations into one firm such as North Canton does at \$50,000 a year for 20 hours a week.

Employment: Mrs. Zahirsky stated they want to look at going back to the police union and discussing the option that they would use part-time officers instead of hiring more full-time officers.

There was a possibility of asking the city manager to go to part-time.

They discussed eliminating over-time.

Gas Aggregation: There was a discussion on the natural gas and dropping out of aggregation.

Purchasing Cooperative Agreement: They discussed that departments are using Eway for supply purchases and the gas cards through the Stark County Schools.

Energy Audit: The committee asked if there was any type of energy audit that can help the city do things cheaper. She stated at one point when they got to the point they couldn't afford it, they turned off the lights.

Lay-Offs: They discussed layoffs in the future if they can't control the spending and get the spending down.

Mr. Deans asked what the deficit is they are trying to make up.

Mr. Goffe stated for the current fiscal year, looking at the official estimated revenues versus the appropriations, the most recent number at the end of March was \$85,000.00 in the non-utility funds. He stated they are looking at the general fund - streets, police, fire, canal boat, capital projects and some of the debt. He stated the larger items they are looking at are a five year forecast. He stated it starts with the 2012 budget, inflation adjust the operating expenses and try to look at what has been underfunded such as the roads, storm water infrastructure and the fact they know they will need to purchase a pumper for the fire department in two years and an ambulance in five years. When those expenses are projected about verses the projected revenue going out and trying to be conservative on the revenue, you don't want to overestimate the revenue and end up in the same situation as Massillon continual problem where they realize they are getting smaller revenue than they anticipated. He is trying to look at how the deficit looks and how they address it, whether it be cutting back on the plan or looking at revenue enhancements. He believes they are not at a final point to make a decision on this yet.

Mr. Bagocius stated that Mrs. Zahirsky had said our revenue for this year is less than it was last year because of the state cut backs. He wanted to know if this is accurate.

Mr. Goffe wanted to know if he was looking at total revenue or the revenue they get from the state.

Mrs. Zahirsky stated she was only discussing revenue from the state.

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Mr. Bagocius asked if he is correct in that the total revenue would be more than the previous year.

Mr. Goffe stated he would have to review and compare. He stated if it is higher, it wouldn't be by much. He stated they in local government money alone, they received approximately \$125,000 last year and were told they will get \$65,000 this year.

Mr. Bagocius stated he wanted an overall number.

Mr. Cozy stated Mr. Goffe didn't budget assuming there was going to be an increase in income tax.

Mr. Goffe stated the original estimate called for \$1.95M, which is what they had revised up the income tax estimate from last year as of the start of October. As of when the calculations were done at the end of March, he has submitted to the county the estimated income tax revenue will go back up to at least \$2M. He stated our last year actual was \$2.25M.

Mr. Cozy asked if he factored that into his anticipated deficit.

Mr. Goffe stated he did. He stated the big two items were that the increase in estimated income tax and expected a portion of the police personnel appropriations that they will not likely have to make either because they have not filled the one full-time position left an officer leaving and reduction in overall budgeted staffing hours from the equivalent of 10.8 full-time officers to trying to operate on the equivalent of 10.

Mr. Losch stated what is puzzling him is there are two full-time officers that are gone and haven't been replaced. He wanted to know what the number would be for the total of all their salaries and their benefits. He stated there is something mysterious and it looks like there should be more than reported.

Mr. Goffe stated he could walk him through the calculation as he has it right now. He stated based upon the delay they are having reviewing the civil service rules, they won't have the one full-time officer that was a member of the union replaced until July 1 and they reduced the over-all staffing from 10.8 to 10 and that the increase in the part-time officers, they only had two of the end of the last year. They now have four part-time officers and with this amount would be equivalent to the other full-time officer they lost with Chief Frisone. He stated the projected savings from those is \$90,000. This is the savings from both full-time positions, netted against the increase in part-time officers.

## **CITIZENS' COMMENTS - AGENDA MATTERS -**

Earl Minks: Mr. Minks asked if the employees that work in town and live out of town are taxed.

It was stated yes.

## **REPORTS OF ADMINISTRATIVE OFFICERS**

### **SENIOR CITIZENS (Sara Willmott-Batko) -**

Swiss Steak Dinner: The next dinner will be held on May 5, 2012, serving from 4:00-6:30 PM. Reservations are required.

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**Plant Sale:** The Center will be hosting a plant sale on May 12.

**Mother's Day Tea:** The Center will be hosting a Mother's Day Tea on May 16, 2012.

**Commissioner's Meeting:** The next commissioner's meeting will be held on May 10, 2012 at 5:00 PM.

**Community Luncheon:** The next luncheon will be held on May 29, 2012.

**COMMUNITY SERVICE (John Murphy, Coordinator) – Not Present**

**FIRE CHIEF (Ray Durkee, Fire Chief)**

**Monthly Report:** The monthly report will be included in the next meeting packet.

**VFW Loyalty Day:** Chief Durkee stated Assistant Chief Green was recognized at the VFW Loyalty Day.

**Training:** Chief Durkee reported the administrative assistant will be attending training sponsored by the Ohio Fire Chief's Association this week.

**POLICE DEPARTMENT (John Barabasch, Officer)**

**D.A.R.E. Graduation:** There were 197 at Northwest Middle School and 15 from Sts. Phillip and James that recently graduated from the D.A.R.E. Program.

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

**Bi-Weekly Report:** Mr. Mayberry stated his monthly report is included in the packet.

**Employment:** Mr. Mayberry stated he would like to request a voice motion to appoint Brian Knickerbocker to the position of seasonal laborer in the utility department for the summer.

Mrs. Zahirsky asked if he was going to be hired and then laid off and rehired through the temporary agency.

Mr. Cozy stated this is seasonal. He won't be through the temporary agency.

Mr. Mayberry stated the position of a part-time worker for the utilities department has been in place and they have discussed how they might utilize that position in the future. Currently, this position is seasonal.

Mr. Cozy stated they anticipate it being year round and will be more hours in the summer and less hours in the winter.

Mrs. Zahirsky moved to appoint Brian Knickerbocker as part-time seasonal in the utility department, seconded by Mrs. Mayberry. **ROLL: Yes, Mrs. Zahirsky, Mr. Bagocius, Mr. Losch, Mrs. Mayberry and Mr. Svab. Abstain, Mrs. Cihon.**

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Mr. Svab stated if they hire him seasonal, he felt this was the reason they were going through the temporary agency because if he gets laid off in the fall/winter, the city wouldn't be subject to unemployment.

Mr. Mayberry stated Mr. Knickerbocker comes to the city employed and suspects he will go back to that employment.

Mr. Cozy stated we don't have any plans to lay him off. He is basically there to augment overtime in the department. He stated the overtime is higher in the summer. They plan to keep him on minimally through the winter and keep him year round. He stated the objective with the temporary service was for the forty-hour a week employees that will work straight 40 hours all summer long and then lay them off. Those are the employees they are hiring through the temporary agency. There is a little additional cost but that is how we protect ourselves in this situation.

Mr. Svab asked if we are going to have to re-budget and appropriate some money.

Mr. Goffe stated when they budgeted for utilities; it was based upon the current full-time staffing plus one part-time at 20 hours year round.

Mr. Svab asked if they were planning to keep him at 20 hours.

Mr. Goffe stated it is his understanding they are going to fluctuate that with more in the summer and less in the winter, leaving 1,040 hours for the year.

Mr. Cozy stated he will average about 25 hours through the year.

Mr. Cozy stated Mr. Knickerbocker ranked in the top three on the civil service exam.

Mr. Cozy stated we do have several individuals close to retirement and our goal is to have a part-time person trained and ready to go as when this happens they have to train personnel to keep the department going. He stated this is the thought process here, as well as saving in overtime, is building a future. He stated this is also another reason they don't want him with a temporary agency, we want him as a city employee.

Milan Township – Lawrence Township: Mr. Mayberry distributed a report he put together relating to the benefits the city received from being part of Lawrence Township. He stated he didn't exaggerate anything in the report. He sees a lot of good of dissolving Milan Township and going back into Lawrence Township.

He hopes they read through the report and call him with any questions.

Dog Park: Mrs. Zahirsky asked when the far entrance of the dog park will be open and the water isn't on as of this date. Mr. Mayberry stated he will check into it and open if possible. He will have the department turn on the water.

Parking Complaint Letter: Mrs. Mayberry asked if council has reviewed the information they received regarding the parking issue on Stonewood Street.

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Mr. Mayberry stated he had recommended this be sent to the safety committee for further review.

Mr. Mayberry stated Mr. Svab had talked with the resident.

Mr. Svab stated he feels there is an issue. Some of the residents can't see getting out of their drives. He stated the vehicle is parking legally, but it is a site distance issue.

Mr. Fellmeth stated he has reviewed the information. He likes Option #2 the best. He would want to make a change from 2 hr. He would like to see it go to committee.

Mrs. Cihon stated they have had issues in the past with boats parked on the curb as well.

Mr. Mayberry stated this same problem will occur again if they don't review this.

Safety Committee: Mr. Bagocius moved for the Safety Committee to meet on May 29, 2012 at 7:00 PM, seconded by Zahirsky. **ROLL: Yes, ALL.**

## **FINANCE DEPARMTENT (James Goffe)**

Purchase Orders: Mr. Goffe stated purchase order #7238 has been added and P.O. 7248 has been revised.

Finance Department Personnel: On Monday, April 30, 2012, I received a two week notice for the resignation of Dezirae Stoker. After a discussion with the Mayor regarding staffing, we are requesting a motion to confirm Susan Reed as Payroll & Finance Clerk, part-time effective Monday, May 14, 2012.

Mr. Goffe stated she has been cross trained to be able to handle payroll. He stated there are more hours in that position. He stated at a minimum they will need to make up the position faster. He believes she is going to be more efficient at the work than the payroll clerk had been. He would like the voice motion for the change in the position effective Monday, May 14, 2012. He stated in addition, talking to the Mayor he does feel it would be better in the long run to combine both the income tax assistant clerk and the payroll and finance clerk into one full-time position. He stated this isn't something for discussion for tonight, but would like to discuss at the next Personnel & Rules Committee meeting.

Mrs. Mayberry moved to confirm Susan Reed as the part-time Payroll & Finance Clerk effective May 14, 2012, seconded by Mr. Svab. **ROLL: Yes, ALL.**

Mr. Svab asked if it would be an increase in pay for the appointment.

Mr. Goffe stated an ordinance was passed recently and it will be the same pay scale. The only difference is rather than her hours being paid from income tax, they will be paid from a combination of the general fund, water, sewer and an increase in her overall hours.

Mr. Bagocius asked if the income tax position would be vacant until something is decided.

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Mr. Goffe stated at this time his recommendation is that they look at merging the two into one.

Mr. Bagocius asked as of the May 14<sup>th</sup> date, it will be vacant.

Mrs. Zahirsky stated no, she will be doing both.

Mr. Cozy asked what the total hours per week will be.

Mr. Goffe stated this hasn't been decided yet. It was stated Dezirae was working 30 hours and Susan was working 20 hours. She was working more during the income tax season.

Mrs. Zahirsky stated the position is going to be full-time immediately.

Mrs. Reed stated the income tax hump is over in her opinion so people aren't coming in to file anymore; they are just playing catch up with the postings from the income tax season, so it is trailing off as far as the bulk of it. She stated doing both for a while and keeping all happy and making sure paychecks are being generated, bills are being paid and bank reconciliations and then focusing other time on whoever needs her time.

Mr. Goffe stated at this time it is a temporary measure, but ideally he would like to have both positions merged into one full-time position. This would need to go through committee for discussion. He stated if this doesn't happen the alternative would be to have time to find an income tax assistant. He stated at the moment they need someone doing payroll. He stated this is a temporary measure at the moment.

Mrs. Reed stated she isn't going to leave income tax high and dry and if Karen needs her to do something it will get done. She stated she will do whatever it takes to do the job.

Mr. Bagocius stated in essence she will be full-time on a temporary basis until a final decision has been made.

Mr. Goffe stated yes. He stated it will be having two separate part-time jobs.

Mayor Harbaugh stated if he is calculating it, they had stated the positions were 30 hours and 20 hours.

Mrs. Zahirsky stated that is what she is thinking.

Mr. Goffe stated in watching their work he is confident Susan is more efficient than our previous payroll clerk. He stated in the long run they are looking at possibly having to move some of the duties currently handled by the payroll and finance clerk in regards to receiving and receipting money possibly to the utility billing clerk. He stated this is an opportunity to look and see how everything needs to be organized. He stated they do need someone in this position at least temporarily.

Mr. Bagocius asked if the hours would not be more than 40 hours a week total.

Mr. Goffe stated yes, otherwise they would be paying time and a half.

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Mr. Bagocius agrees it is a perfect opportunity to reassess the whole configuration.

Mr. Svab asked if payroll was combined with water department at one time.

Mr. Goffe stated at one time it was. He also believes that we are bigger than we were at that time, and they need to take some time and look at the whole thing so they don't make a misstep.

Mr. Goffe stated they will need another finance committee meeting as they didn't through all the discussion earlier.

Mrs. Zahirsky stated she would like to know what the figures are going to be at the end of July on how close we are to what our income is going to be before they make a decision.

Mr. Goffe stated looking at the end of July will give them the best look at what income tax will be.

Mrs. Zahirsky asked what deadline they need to meet to put something on the ballot.

It was stated July would be cutting it close. Legislation would need to be passed to take it to the county auditor.

Mr. Goffe stated since a large part of the five year draft budget is in relation to capital expenditures if they agree or disagree with the proposed capital expenditures.

Mr. Bagocius stated he sees it as one big package because if they can save money in operation and forward that on to capital expenditures, it isn't either or.

Mr. Goffe stated in the 2013 numbers, they have the preliminary engineering work that needs done if they go ahead with the Cherry and Locust Street intersection that would be federally funded, the only way under this budget is they can come up with the money is if they get an OPWC grant for the engineering. He stated there isn't any money to do it out of pocket. This costs on the engineering money being there.

Mr. Cozy stated he doubts we will get.

Mr. Goffe stated are we committed to this as an important enough project and want to make sure we have local funding in the event we don't get grants or we starting to look at it as a project that we do it now. He doesn't know how far we can get the funding pushed back.

Mr. Cozy stated we can attempt the grant. He stated we would know by December.

Mr. Goffe stated these are some of the hard decisions that need made.

Finance Committee Meeting: Mr. Bagocius moved to have a finance committee meeting on May 29, 2012 at 6:00 to discuss the budget, seconded by Mr. Svab. **ROLL: Yes, ALL.**

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Mr. Goffe distributed a packet on information regarding the cost of real estate taxes for Lawrence Township, Canal Fulton/Lawrence Township and Canal Fulton/Milan Township.

Mr. Bagocius asked clarified that according to the handout it would cost \$18.36/yr more than he is currently paying for the inside millage for one year. He stated if they go back into Lawrence Township, it is going to cost a city resident \$18.36 more per year.

Mr. Goffe stated using the current property tax rates, so if there are any new tax levies it would increase it. They do a periodic tri-annual renewal and six year update for property values where they reassess the properties and this could potentially lower the voting millage down.

Mr. Losch wanted to know if anyone has looked at if they go back into the township, the trustees pay is based on budget and population.

Mr. Goffe stated it is based solely on their budget. The state statutes lays on the table depending on the range of their budget, tells the per diem pay for a trustee and the annual salary for a fiscal officer.

Mr. Losch stated with this being said, not knowing what the increase in the budget will be, would that not also dilute what the money the city taxpayers will already be paying. He stated they will get their increase out of that.

Mr. Goffe stated if they are borderline from jumping to one plateau to the next, then yes. He stated we are looking at \$55-56,000.00 total in property taxes. He stated the odds of jumping them from one plateau to another are probably not that great, but if they are on the edge, then yes.

## CITY MANAGER (Mark Cozy)

Trash Aggregation: The opt out letters were mailed April 20<sup>th</sup>. Tammy and I have received about 500 phone calls during the week. Most of our time during the past week has been spent fielding all the calls and questions from residents. Most of the people that I talked to decided not to opt out and are looking forward to saving money. The primary concern for residents was that they didn't feel comfortable making a decision before first seeing the bid prices. So, many people have opted out of the trash aggregation program. I think about half of them will opt back in once they see the cost savings with the trash and recycling program. Most are glad to see that we are offering them a choice.

My conversations with the various trash haulers have continued and I plan to make some more revisions to the bid document before the next council meeting. Some of those include offering a recycling only option to those who want to keep their current trash hauler, accepting alternative proposals for the disposal of street sweepings, and omitting the alternate bids based on the number of participants. I've been told by two of the bidders that tiering the bids according to the number of participants will not affect their bid prices. This was evidenced by the recent bid results from Lakemore, Ohio. The low bid was \$12.10 for unlimited trash service with recycling and they are just a village. I've included it for your review.

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Mr. Cozy stated he has spoken with a lot of residents and most have been very positive. He plans to have the bid book done this week.

Mr. Cozy stated Mrs. Mayberry has emailed him some suggestions for the bid book. He stated he keeps catching items. He stated the boilerplate bid book they received was originally for a construction contract and we are weeding out that language. He stated the deadline to opt out is May 5. He stated the biggest question he is getting from residents is how much is it going to cost. He stated the issue with cost is the bidders aren't going to give us their best number until they go to bid. It is a sealed bid process and they would like to know how many individuals will be in the program when they bid. He stated when talking to the bidders, when he asks what is the difference between a 1,000 customers and 1,500 customers and they are talking about .15-.20 cents per month. For the contractor this is huge and the difference whether they get the bid or not. He stated the prices are probably going to be under \$15/month for the unlimited trash and recycling. The prices will be published in July and the fliers will go out to every one once awarded and residents will have the option to opt back in.

Mr. Cozy stated he is considering put in the bid package is for residents who want to keep their current trash to allow them to get a recycling container only.

The program will not start until October.

Mr. Bagocius asked what the advantage of staying with the old hauler but joining us for recycling.

Mr. Cozy stated if a resident has limited service and you like your hauler and don't want to change, you have the opportunity to keep them and have pricing on the recycling. He stated this was discussed at the finance committee meeting. There is money to be made on recycling. He is curious to how the bids will come for recycling only. He stated if the truck is already coming into town and picking up recyclables, how much would the price be to just do recycling. He stated he would like to see the price and give the citizens a chance to participate in the program.

Mr. Cozy stated they have opportunity to keep old hauler and get recycling. He stated there is money to be made on recycling. He would like to see the price of recycling only.

The city will keep the recycling behind Heritage Square Shopping Center. He stated residents from Lawrence Township use it, as well as those that opt out will probably continue to use it.

Mrs. Mayberry stated if someone isn't going to participate in the city wide trash and then we offer them recycling, there trash pick-up may be on a different day than the city-wide and could be confusing on when to put out their recycle container.

Mr. Cozy stated the trash and recycle pick up are set up for the same day.

Mr. Cozy stated he is going to make the back door trash pick-up more prevalent in the contract.

Mr. Goffe stated in the finance committee meeting, one of the suggestions about potential revenue from recyclables was brought up, he wasn't clear

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on whether they had consensus or something that needed a decision before they did the final bid book as to whether they want to focus on the hauler being able to keep the revenue in order to keep the prices down on whether they want the revenue to come back to the city.

Mr. Cozy stated he wants to pass all the savings on to the citizens. He stated this was the general consensus he received from council was to pass the savings on to the citizens.

Mr. Losch stated there is a value there because recycling people will pay for recycling. He stated another community did the same thing and there rates dropped to \$31.25 a quarter. He wanted to know what they did with their recycling; he wanted to know if this was part of how they got that rate by giving the lowest bidder the recycling program. He stated it would be a good idea to partition it so they can bid independently on it and find out the cost. He stated if they can get someone to purchase and someone to haul, they can still get the basic rate and revenue stream. He stated he was hoping this could be a possibility.

Mr. Cozy stated he would like to meet with Mr. Losch again to flush this out. He stated they also have smaller haulers in town and to give them an opportunity to work with a local recycling company. He stated since we are a small town, they may have a small operator that can handle the recyclables and submit a bid. He stated if they have an opportunity to recycle with a private firm then we might get better prices.

Mr. Losch stated they would have smaller vehicles.

Mr. Bagocius asked if a residential person would be billed separately with the plan the Mr. Losch is proposing, one for trash and one for recycling.

Mr. Cozy stated he isn't going to set it up that way; he wants the hauler to handle it.

Mr. Losch stated it would just be one bill.

Mr. Bagocius stated they said about a small hauler handling recycling and if they keep it separate.

Mr. Cozy stated the large haulers do their own recycling. The smaller haulers can't. If they enter into a business relationship with a recycling company, then they can come to Canal Fulton and pick up the trash and the recycling and they have a place to take it. They would actually be selling the recycling to a recycler.

Mr. Losch stated that is even a possibility of cutting down the rate more. He stated the people could get a super rate on trash removal if it worked that way instead of the city trying create the revenue from the recycling, let the hauler take the money and drop the discount even more. He stated there is a lot of potential it working it this way.

Mr. Bagocius stated he would only have one bill as a customer?

Mr. Cozy and Mr. Losch stated yes. The smaller hauler would handle the recycling on their end.

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Skate Ramps: Mr. Cozy stated there has been discussion regarding the skate ramps over the past several years. He stated he isn't comfortable not having a professional install them. He feels the only way to show diligence in installing these, would be to hire a professional to install them at a cost of approximately \$5,000. The equipment is taking up crucial space. He stated they are having an auction coming up and wanted to know if anyone would be opposed to selling the ramp.

Members felt they don't have the monies to have it installed by a professional.

Mr. Bagocius asked why they don't turn this over to the park board to decide since it was in their budget.

Mr. Cozy stated he has spoken to the chairperson and he doesn't feel they want to spend the money for professional installation.

Mr. Goffe stated he has been told the best place to get response to advertise in the Farm & Dairy. He stated he hasn't contacted them yet to get a price. He feels it will be less expensive as well than the regular newspaper.

Mr. Svab stated it was his understanding that they were to use the .gov website to do the advertising for the auction.

Mrs. Mayberry moved to auction the skate ramp, pending the outcome of discussion between city manager and park board chair regarding them spending their contingency monies to professional install the skate ramp, seconded by Mrs. Zahirsky. **ROLL: Yes, ALL.**

Visitor's Map: Mr. Cozy distributed a copy of a visitors map. There is a map of the city on one side and a list of the businesses on the backside. He stated not all of the businesses are the map. Those listed are those that would be of interest to a visitor coming to Canal Fulton. He is looking at keeping the artwork and printing under \$1,000.00 He stated he is unsure how many he can get printed at this point but would like to get 50 of these in each business. He stated the bulk of the distribution would be the Canalway Center. He will let council know as time progresses.

Mr. Goffe stated he wanted to thank Carl Massouh for bringing this idea to Canal Fulton. He has been very instrumental in putting this map together.

## **REPORT OF MAYOR (Richard Harbaugh)**

Mayor Harbaugh thanked Mrs. Zahirsky for giving some suggestions on reducing the deficit and save the city money. He would like to hear the rest of council come up with some ideas. He stated he came up with an idea and unsure if it will help. He had finance put together last year's legal expenses, which was \$71,480.18. He distributed copies to council. He asked Mr. Fellmeth to review and help save the city some money on legal expenses.

Mr. Fellmeth asked Mr. Goffe to break down the categories and the exact amount that was paid to each entity.

Mr. Goffe gave a break down on the costs for each line item.

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**PARKS AND RECREATION BOARD (Joe Schultz, Chair) - Not Present**

**LAW DIRECTOR (Scott Fellmeth)**

Memorandum of Understanding: Mr. Fellmeth stated he has a MOU from the Stark County Sheriff Department for SWAT team assistance. They can discuss at the next meeting when the chief is present.

Mr. Bagocius asked Mr. Fellmeth is he received his email regarding the voting sheet.

Mr. Fellmeth stated he will state for the record he will stand by the letter that he sent out.

Mr. Fellmeth stated he did prepare a letter for the number of votes required for passage of various motions and legislation and it will be emailed to each member on Wednesday.

**THIRD READINGS - None**

**SECOND READINGS**

**Resolution 7-12:** A Resolution By the Council of the City of Canal Fulton, Ohio Authorizing the Mayor to Petition the Board of Stark County Commissioners for a Change of Township Lines to Dissolve Milan Township and Rejoin Lawrence Township.

**STANDS AS A SECOND READING**

Mr. Bagocius thanked Mr. Mayberry and Mr. Goffe for the information supplied tonight and to contact them if there are questions.

**Ordinance 9-12:** An Ordinance By the Council of the City of Canal Fulton, Ohio Amending Ordinance 1-11 Section of Rates of Pay for Various Positions to Allow the Hiring of Up to Six Part Time Police Officers and Repealing Any Ordinance in Conflict Therewith.

**STANDS AS A SECOND READING**

**Resolution 9-12:** A Resolution By the Council of the City of Canal Fulton Waiving the Resident Requirement of Administrative Code Section 141.13(b) of the Codified Ordinances of Canal Fulton, Ohio.

**STANDS AS A SECOND READING**

**Resolution 10-12:** A Resolution By the council of the City of Canal Fulton, Ohio to Adopt A Family Medical Leave Policy.

**STANDS AS A SECOND READING**

**Ordinance 11-12:** An Ordinance By the Council of the City of Canal Fulton, Ohio Amending Ordinance 1-11 Section of Rates of Pay For Various Positions to Realign Certain Positions in the Canal Fulton Fire Department and Repealing Any Ordinance in Conflict Therewith.

**STANDS AS A SECOND READING**

**FIRST READINGS**

**Resolution 11-12:** A Resolution Granting Approval for County of Marion, Ohio Health Care Facilities Revenue Bonds, Series 2012, A Portion of the Proceeds of Which Will Be Used To Refinance Facilities Owned and

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Operated By United Church Homes, Inc. Located Within the City of Canal Fulton, and Declaring an Emergency.

Mrs. Cihon moved for suspension of the rules, seconded by Mr. Losch. **ROLL: Yes, ALL.**

Mayor Harbaugh asked why Canal Fulton has to be involved with their bonding.

Mr. Fellmeth stated it is a formality of law. He stated if an outside entity wishes to spend bonds within a municipal corporation, the city has to be notified of it. He stated by entering into this resolution we are now notified. He stated it needs passed as an emergency because they need the funding in place by June 1 to retire the present bond they have with Chapel Hill and then to issue new bonds.

Mr. Goffe asked then if this is not using any of the cities bonding capacities.

Mr. Fellmeth stated it doesn't have anything to do with it. We are acknowledging we are being notified that another entity is issuing bonds to cover this facility.

Mayor Harbaugh stated his concern was if something would happen that they would go broke, we would be liable.

Mr. Fellmeth stated there isn't any liability on it for the city. He stated he has talked to the counsel on this in great detail. He stated the original one they requested was an ordinance and he refused. He said it had to be a resolution. They sent sample ordinances and he told them no, so he rewrote it. This is his and he changed it to a resolution that we are acknowledging the issuance of bonds and not accepting liability or any issue on this.

Mr. Fellmeth stated this was passed in 2002 under an ordinance and he changed it to a resolution. This has been done before. This is a reissuance of a 10 year bond.

Mrs. Cihon moved for passage under suspension, seconded by Mrs. Zahirsky **ROLL: Yes, Mrs. Zahirsky, Mrs. Cihon, Mr. Losch and Mr. Svab. No, Mrs. Mayberry and Mr. Bagocius.**

Mr. Bagocius had a question about section 2 and 3. He stated they make it sound like the city is taking the initiative.

Mr. Fellmeth stated that it is required by law that the city be notified. He stated they are asking them to take the initiative to do it and we are not doing it ourselves.

Mr. Bagocius stated the explanation isn't comforting because the legislation states the city requests the county of Marion to do this and the appropriate officers of the City of Canal Fulton are authorized to execute and deliver on behalf of the City of Canal Fulton. He stated it sounds more than just acknowledging it.

Mr. Fellmeth stated we are delivering the record of the resolution.

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Mr. Cozy stated section 1 clarifies it that we are just approving the issuance of bonds by the county of Marion.

Mr. Bagocius asked why we just don't stop there and why do we need the other sections.

Mr. Fellmeth stated there isn't any liability here.

Mr. Bagocius stated he is just asking a question about why we don't just stop at section 1.

Mr. Fellmeth stated this is what they requested. He stated a resolution is merely an expression by us to go ahead and go forward on this. It is not a law.

Mr. Bagocius stated he could support it if they stopped at section 1, but the rest of it sounds like the city is making an initiative and he doesn't want the city to make an initiative.

Mrs. Zahirsky stated before we go into purchase orders and bills she wanted to bring up about a seminar she attended on American's With Disabilities Act. There was an issue about post-offer medical exams. She stated if we have a physician that is doing the post offer medical exams for the city, they cannot put anything in that post-offer physical exam where it asks questions about family medical history. We have to request that physicians remove that from their exams as a result the genetic information bill that was passed in 2008.

Mrs. Zahirsky stated she sent the new forms to the city manager today for the FMLA that has the GINA language on it.

**PURCHASE ORDERS & BILLS**

**P.O. 7242** Dynamerican Septic and Drain for Supersucker for Cleaning #2 Aeration Tank in the Amount of \$6,000.00.

Mrs. Zahirsky moved for approval, seconded by Mrs. Cihon. **ROLL: Yes, ALL.**

**P.O. 7244** Preferred Temporary Services for Contracted Grounds Keeper Two for Approximately Four Months in the Amount of \$20,000.00.

Mrs. Cihon moved for approval, seconded by Mrs. Zahirsky **ROLL: Yes, ALL.**

**P.O. 7248** Tri-C Concrete for Replacement of Slabs of Concrete Roadway in the Amount of \$14,600. 00.

Mrs. Cihon moved for approval, seconded by Mrs. Zahirsky **ROLL: Yes, ALL.**

**P.O. 7238** D & R Supply, Inc. for Asphalt for Patching Roads in the Amount of \$5,000. Mrs. Zahirsky moved for approval, seconded by Mrs. Cihon. **ROLL: Yes, ALL.**

**BILLS: \$None.**

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**OLD/NEW/OTHER BUSINESS**

Mr. Fellmeth asked Mayor what he is looking for him to do with the report he distributed.

Mayor Harbaugh stated to cut the costs for the city.

Mr. Fellmeth stated he is asking for one department to cut itself but not asking any other department to do so.

Mayor Harbaugh asked him what department he is referring to.

Mr. Fellmeth stated legal expenses. He is asking that the costs be cut. He is asking the legal department to cut expenses and not requesting any other department to do so.

Mayor Harbaugh stated he didn't ask him to cut expenses, he asked him to help the city out in reducing legal fees. He asked if there was something wrong with that.

Mr. Fellmeth stated he will look at it.

Mr. Cozy stated he will work with him.

Mrs. Mayberry would like all to keep Mr. Heddy in their thoughts.

Mrs. Mayberry stated she was glad to see Mr. Conkle recovering from his illness.

**REPORT OF PRESIDENT PRO TEMPORE (Danny Losch) – None**

**REPORT OF SPECIAL COMMITTEES - None**

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

Earl Minks, 627 S. Canal Street: Mr. Minks wanted to know if the trash hauler will be asking for fuel surcharge.

Mr. Cozy stated no.

**ADJOURNMENT**

Mayor Richard Harbaugh adjourned the May 1, 2012 meeting. The next regular scheduled meeting is May 15, 2012 at Canal Fulton City Hall, Council Chambers.

Tammy Charlson, Clerk of Council

Richard Harbaugh, Mayor



## City Of Canal Fulton **Community Service Report** **March and April 2012**

### March 2012

- 8 Defendants currently sentenced to Community Service.
- 117 Hours worked by defendants in March.
- 2 Defendants completing their community service.
- 1 Defendants sent back to court for non-compliance.

### April 2012

- 5 Defendants working community service.
- 94 Hours worked by defendants.
- 1 Completing community service.
- 1 Sent back to court for non-compliance.

During the months of March and April 2012, Community Service was busy helping keep city properties maintained. I also helped fill in for John Heady in his absence from mowing for the city. Community service kept the parks clean on a daily basis and worked approximately 60 hours painting the Saint Helena 3 Canal Boat getting it ready for the 2012 season. Future projects include planting downtown flowers and getting the wall on the old fire station ready for the mural project. We are also lining up projects for the SWORD 2012 community service projects.

Respectfully submitted,

John Murphy  
Community Service Coordinator

# REPORTS, ARRESTS, CITATIONS & WARNINGS

April 1, 2012 - April 30, 2012

## OFFENSES

Breaking & Entering and/or Burglary <i>(Includes Attempted)</i>	1
Robbery <i>(Includes Attempted)</i>	0
Theft <i>(Includes bad checks, identity and drive-offs)</i>	13
Domestic <i>(Includes Violence and Disputes)</i>	7
Juvenile Offenses	6
Criminal Mischief / Criminal Damaging	2
Drug Related Offenses	1
Menacing and Aggravated Menacing	2
Vandalism/Property Crimes	3
Harassment <i>(Includes Phone)</i>	4
Alcohol Related	4
Disorderly Conduct	0
Assault	2
Missing Persons	1
Shots Fired	0
Sex Offense	0
Solicitors	1
Stalking	0
Suicide	0
<b>TOTAL OFFENSES</b>	<b>47</b>

## PUBLIC SERVICE

Public Service Calls	19
Disturbance Calls	5
Suspicious Activities <i>(Includes persons, vehicles, circumstances)</i>	14
Assist Lawrence Township Police Department	17
Assist Medical Squad / Fire	11
Assist Other P.D.	1
Alarms	19
911 Hang Ups	11
Attempted Suicide	1
Threats	0
Security Checks	58
Tax Evasions	69
<b>TOTAL PUBLIC SERVICE CALLS</b>	<b>225</b>

## MISCELLANEOUS CALLS

***Includes, but is not limited to:***

lock-outs, animal complaints, fingerprinting, escorts, welfare checks, unwanted subjects, civil matters, loud music, neighbor disputes, disabled vehicles, follow-ups, lost and/or found property, notifications, open doors, trespassing, extra patrol, attempts to serve warrants.

<b>TOTAL MISCELLANEOUS CALLS</b>	<b>76</b>
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## TRAFFIC INCIDENTS:

Speed and/or Assured Clear Distance	6
Stop sign and/or Traffic Signal	2
Juvenile Offense	1
Seat Belt Violation	0
<b>Parking Problems (Total)</b>	<b>4</b>
<i>Parking Citations Issued: 0</i>	
Written Warnings	8
Verbal Warnings	63
Driver's License Violations	4
Registration Violations	2
Failure to Control	1
Wrongful Entrustment	1
OVI	3
Marked Lanes	2
Failure to Yield	0
Failed to Stop at Accident	0
Vehicle Violations	2
Left of Center	1
<b>TOTAL TRAFFIC INCIDENTS:</b>	<b>100</b>

## ACCIDENTS

Property Damage Only:	4
Injuries:	1
Private Property Accident:	3
Hit/Skip Accident	0
<b>TOTAL ACCIDENTS</b>	<b>8</b>

<b>TOTAL CALLS OF SERVICE:</b>	<b>456</b>
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**From all of the above calls, the following numbers represent the amount of arrests that resulted from said call:**

<b>ARRESTS MADE:</b>	12
<b>WARRANTS SERVED:</b>	8
<b>TOTAL</b>	<b>20</b>

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 May 15, 2012

**P.O. 7268 Meister Roofing:** This purchase order in the amount of \$6,550.00 will authorize Meister Roofing to replace the roof on City Hall. A total four estimates were received with this being the lowest and best. The City has worked with Meister Roofing on numerous projects and has always been extremely satisfied.

**P.O. No. 7263:** This purchase order to BSN Sports in the amount of \$1,470.00 will authorize the purchase of two Basketball Goals for Old School Yard Park. This improvement will fully utilize the recreational opportunity of this park.

**P.O. No. 7265:** This purchase order to Ohio Drilling Co. in the amount of \$20,000.00 will authorize the Water Department to contract for cleaning service of # 8 water well.

**P.O. Nos. 7256 and 7257:** These purchase orders in the total amount of \$3,600 will allow the Street Supt. to eliminate a long standing problem for residents on Layden St. in the original Denshire Phase I Subdivision. Downspouts and Basement Sump Pumps discharging at the curb area allows water to freeze during the winter months resulting in severe icing. This project will make several residents in that area very happy.

**RCAP Energy Audit:** Mr. Scott Strahley of the Ohio Rural Community Assistance Program (RCAP) completed a preliminary review of electric use and associated cost information provided by the Canal Fulton Utilities Departments. His conclusion based on the information provided is that the Canal Fulton Water system is "fairly tight" with the average cost per million gallons produced by other communities averaging \$297.35 while Canal Fulton's average is \$179.94 per million gallons.

On the Sewer Department side the average cost for other Communities is \$107.84 per million gallons while Canal Fulton's cost per million gallons is \$471.16. Mr. Staley recommended a Level II Audit of the Wastewater Works however after discussion I requested a proposal for a Level I Audit. I am of the opinion that where there are areas where savings could be recognized there is an anomaly. I want to be sure our expectations for savings are understood compared to capital cost and long term maintenance. I have attached one e-mail exchange for your use.



# City of Canal Fulton

155 East Market Street, Canal Fulton, Ohio 44614  
(330) 854-2225, Ext. 1119 - Fax (330) 854-6913  
Email: [citymgr@cityofcanalfulton-oh.gov](mailto:citymgr@cityofcanalfulton-oh.gov)

## *From the Office of the City Manager*

### City Manager's Report for May 15, 2012

**1. City-wide Trash Hauling:** Phone calls about the program have continued and we have about 400 people opting out of the trash program as I'm typing this. I anticipate that most of these will come back into the program after a bid is awarded and they see the savings.

I've had to re-write much of the bid book as evidenced by all the red type you will see in the emailed version. If any council members want a color version printed, let me know and I'll get one in your mailboxes.

When we received the bid book from New Franklin it was assumed that all we had to do was change it to: reflect Canal Fulton, explain what we want in the program, and change dates and times. As it turned out many of the legalese was for a capital construction contract, not a service agreement. This is what New Franklin used and the bidders merely ignored or made assumptions pertaining to those flaws in the language. So between re-writing and reviewing the bid book and handling the 20 to 30 calls per day this is where the majority of my time has been spent over the last three weeks.

It's been good because I've spent much time getting input from a couple trash haulers and from the Stark-Tusc-Wayne Joint Solid Waste District. The bidders will not like everything that I'm putting in the bid book such as how to handle tires or Christmas trees, or staying with the weekly curbside recycling program and making it accessible to everyone. But they will be satisfied that things are more clearly stated and potential loopholes have been removed. I'm sure there may still be imperfections in the bid-contract language so as you read it please call or email me with your concerns.

One thing I've been able to do is secure the full \$45 per ton rebate for recyclables that are collected in our city. I anticipate that this could amount to \$10,000 per year that can be used to serve our community.

I would like to have Council and Law Director review the bid book one more time before we advertise. This will push back the bidding by one week but we will still be on schedule for the October start of the program. A new schedule is included in my report.

Also, I would like to bring back our licensing requirement for all trash haulers operating in Canal Fulton. And, since we are requiring our aggregate hauler to begin paying city income taxes we should pursue all other haulers to do the same. They will be easier to track and find after we begin our program. This will level the playing field for all haulers operating in Canal Fulton.

**2. Visitors Directory:** I will be bringing updated directories to the Council meeting. We need to decide if we want to provide these to area businesses. After paying C Massouh Printing an art charge we could print enough on our copier to supply the Canalway Center. We are soliciting some area businesses to help pay to print them. Restaurants are being approached about using these as placemats.

Currently we have a quote for \$950 to print 5,000 copies after paying the \$635 art charge. We decided that if we are going to handle mass quantities of these that they should be created in tear off pads with 50 sheets per pad. At the \$950 price that comes out to \$9.50 per pad of 50 sheets. In this way we can give a business a pad of 50 sheets that won't be scattered or damaged before distribution. The Canal Days Committee wants 10,000 of these. The more pads we print the lower the cost per pad. I hope to have more information for us to discuss at the Council Meeting.

**4. FOL 75<sup>th</sup> Anniversary Fundraiser:** The Friends of the Library have scheduled a 75<sup>th</sup> Anniversary Celebration for September 15<sup>th</sup>. They plan to have people dressed in costumes of Wizard of Oz characters there as part of the festivities. They are asking area businesses to sponsor a costume at \$60 each. I gave them \$60 on behalf of the City of Canal Fulton. If each elected official reimburses me \$7.50 that would cover the cost and be most welcome.

**TRASH HAULER VEHICLE INSPECTION FORM**

TRASH COLLECTOR: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

CITY: \_\_\_\_\_ STATE: \_\_\_\_\_ ZIP \_\_\_\_\_

	Satisfactory	Unsatisfactory
4-Way Flasher Lights	_____	_____
Brake Lights	_____	_____
Brakes	_____	_____
Head Lights	_____	_____
Horn	_____	_____
Tires	_____	_____
Turn Signals	_____	_____
Vehicle Compliant with Ohio Law	_____	_____
	YES	NO

Is the name, address, and phone number of the Vendor clearly displayed on both sides of the vehicle, in lettering at least 2" high

\_\_\_\_\_

Has a list of drivers been provided showing names, addresses and license number or SSN to the C.F.P.D. Driving records will be checked as soon as possible to verify that license is valid

\_\_\_\_\_

License Plate No.: \_\_\_\_\_

Please complete this form on each and every vehicle which the vendor intends to license. Give the form to Gail or if the Vendor wishes to complete the transaction immediately then have the Vendor bring the form to Gail. The license fee is \$50.00 annually, per vehicle. License is to be renewed each year between July 1<sup>ST</sup>, and July 30<sup>th</sup>.

INSPECTING OFFICER: \_\_\_\_\_ DATE: \_\_\_\_\_

**FOR ADMINISTRATION USE ONLY**

PAY IN NO.: \_\_\_\_\_ DATE: \_\_\_\_\_ STICKER NO.: \_\_\_\_\_

PROOF OF INSURANCE: \_\_\_\_\_ INSURANCE COMPANY \_\_\_\_\_

**City of Canal Fulton Parks and Recreation and Canalway Center  
Monthly Report for April 2012  
Mary Ann Higgins, Canalway Programs Director**

**Canal Fulton Canalway Center**

- Canalway Center was open on weekends only in April, then daily starting May 1.
- Partnered with CF Lions to offer a youth fishing pole in honor of Joe Wise – winner was Kiersten Lawrence

**Recreation Programming**

**Completed Programs**

- Easter Egg Hunt**, April 7, 300-400 kids attended, sunny, lots of volunteers – successful event.
- Earth Day Grocery Bag Project**, March to April – coordinating with CF Giant Eagle and Mrs. Block, Stinson Art Teacher and the 3<sup>rd</sup>-5<sup>th</sup> graders this year
- Earth Day Tree Give Away** – Went well – gave away 500 trees to Stinson 3<sup>rd</sup> and 4<sup>th</sup> graders and the public. Some given away at the Library and Senior Center.
- Lil' Kickers Soccer Program** Wed, April 25 – May 16, started – have 13 kids in program
- Lock 4 Trout Derby** – April 28, cool morning, attendance down – about 250
- Wildflower Hike**, Tues, May 1 joint program with Stark Parks, 14 attended – went well

**Upcoming programs/cost (besides staffing):**

- Summer Youth Tennis Lessons**, start June 6 and July 11 – received \$839.56 grant money from NEOTA that includes an extra \$250 we can use for the court resurfacing project. We printed and distributed flyers to schools and ordered new balls and racquets for this year. Participant fee is \$33 for 6-class session. There are 3 age groups in both sessions
- Guided Family Bike Ride**, June 12. Joint program with Stark Parks along towpath trail. \$0

**Parks & Recreation - Administration:**

- **Dog Park Choke Collar request** – from park user Deb Holcomb – decision on signs?
- **Eagle Scout Project:** Matt Wilson building message boards for St. Helena & Dog Park
- **Playground repairs:** St. Helena playground post repairs – Dan Mayberry
- **Tennis court resurfacing** - \$250 from NEOTA and Natureworks grant in Oct.
- **Program Publicity:** Depending on the target audience for the event, publicity is posted at: Muhlhauser Park Sign, city website, city newsletter, news releases to area newspapers, starkcountyevents.com, Canton Stark Cty visitors Bureau website, safety center sign, Hatfield sign, CFCC facebook page, OECA, OECC websites,
- **Meetings:** I attended the following meetings: Canalway Federal survey mtg, Olde Canal Days Mtg, Adventures in NEO/Ohio State Tourism mtg, Chamber mtg, canal boat model mtg, boat captain mtg, tour du towpath mtg, Financial mtg with James, Mark, Park Board mtg.

**Other project work**

- Hired 4 new canal boat crew (10 total) started in early May (boat starts May 12)
- Many School groups to ride the boat in May/June now – 16 + charters already scheduled
- Distributing Canal Boat Rack Cards for 2012 public ride and cruise promotion

**Other SRTS examples** (construction and programs implemented) - Christine Surma

**Initial ideas and possible benefits for the NW - Canal Fulton plan** - Ray Gesaman

- Towpath connector trail – students off of road
- Sidewalk along Erie Ave. – very direct
- Education program for students – safety training
- Walking buses - traveling together
- Bicycling training – safety training
- Crossing guard training program – for towpath trail users crossing Erie

**Gathering Public Input** – Mark and Mary Ann

How to make Safe Routes to School successful in NW- Canal Fulton (see following pages for ideas)

- What are some ideas to consider including in the plan?
- How can we encourage students to walk or bike to school?
- How can we encourage parent involvement?
- What are some concerns?
- What are some challenges that students might face biking or walking to school?
- What are some solutions to the concerns and challenges?

**Next Steps:**

**Gather more public input** – put questions on websites, facebook to develop plan that community supports

**Meeting Conclusion** - Thank you to attendees - all want to be kept informed and involved

**Town Hall Meeting Public Input Questions and Answers**

1. What are some ideas to consider including in the plan?

*Bike or walk together in groups*

*Back road trail from Kepler (after further discussion – not feasible)*

*Explore option of using RG Drage students as volunteers*

*Get teachers involved*

*Promote public input period*

*High schoolers helping younger students (as chaperones or crossing guards)*

*Towpath connecting trail*

*Lighting*

*Barrier between the road and a trail or sidewalk*

*Pedestrian light at any crossings*

*Signage*

*Crossing walk training*

*Trailblazer training for schools*

2. How can we encourage students to walk or bike to school?

*Offer incentives like t-shirts or an ice cream social or extra credit*

**APRIL TOTALS - Daily Visitors**

**City of Canal Fulton Canalway Center 2012**

TIME	April 1, 2012		April 7, 2012		April 8, 2012		April 14, 2012		April 15, 2012		April 21, 2012		April 22, 2012		April 28, 2012		HOURLY TOTALS	GROUPS/PRGS in the Ctr or in Park Date Notes	# Attended
	Adults	Kids	Adults	Kids	Adults	Kids	Adults	Kids	Adults	Kids	Adults	Kids	Adults	Kids	Adults	Kids			
10:00	0	0	67	75	0	0	3	0	2	2	12	5	0	0	4	0	179	4/7/12 Easter Egg Hunt	400
11:00	10	2	19	13	0	0	0	0	12	2	1	1	1	2	2	2	66	4/8/12 closed for Easter	
12:00	9	0	13	5	0	0	3	0	8	1	3	2	1	0	0	0	48	4/21/12 Free tree day	
1:00	7	0	13	1	0	0	1	0	12	6	4	1	3	0	1	1	50	4/28/12 Trout Derby	258
2:00	13	0	9	1	0	0	0	0	12	5	1	0	4	0	0	0	48		
3:00	15	3	9	3	0	0	0	0	10	5	3	1	5	0	0	0	54		
4:00	2	0	*	*	*	*	1	*	*	*	*	*	*	*	*	*	3		
5-6pm																	0		
Totals	56	5	130	98	0	0	8	0	56	21	24	10	14	7	3	3	439	* Closed	658

TIME	April 29, 2012		April 30, 2012		HOURLY TOTALS	GROUPS/PRGS in the Ctr or in Park Date Notes	# Attended
	Adults	Kids	Adults	Kids			
10:00	3	1	1	0	5	4/30/12 first weekday open (Mon)	
11:00	6	1	1	0	8		
12:00	6	0	1	0	7		
1:00	21	3	3	0	27		
2:00	5	2	2	0	9		
3:00	35	17	4	1	57		
4:00	*	*	*	*	0		
5-6pm					0		
Totals	76	24	12	1	113		0

Canalway Center Visitor Numbers	
Monthly Total	552
Adult Total	383
Youth Total	169
Daily Total Last Month	0
Daily Total for April 2011	397
Daily Total for April 2010	391
Daily Total for April 2009	532

Open on weekends only 10-4 pm

**RECORD OF RESOLUTIONS**

Dayton Legal Blank, Inc., Form No. 30945

Resolution No.

7-12

Passed

20

A RESOLUTION BY THE COUNCIL OF THE CITY OF CANAL FULTON, OHIO AUTHORIZING THE MAYOR TO PETITION THE BOARD OF STARK COUNTY COMMISSIONERS FOR A CHANGE OF TOWNSHIP LINES TO DISSOLVE MILAN TOWNSHIP AND REJOIN LAWRENCE TOWNSHIP.

WHEREAS, Ohio Revised Code Section 503.07 allows a city to change township lines within the limits of the municipal corporation, and

WHEREAS, The City of Canal Fulton, Ohio may petition the board of county commissioners to change township lines by vote of the majority of the members of the legislative authority.

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

The Mayor of the City of Canal Fulton is authorized to petition the Board of Stark County Commissioners for a change of township lines within the current territorial boundaries of the City to dissolve Milan Township.

The Mayor is further authorized to petition the Lawrence Township, Stark County, Ohio Trustees to rejoin Lawrence Township.

\_\_\_\_\_  
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 Resolution \_\_\_\_-12, duly adopted by the Council of the City of Canal Fulton, on the date of \_\_\_\_\_, 2012, 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 \_\_\_\_\_, 2012.

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

SEF/bp

# RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30041

Ordinance No. 9-12

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

AN ORDINANCE BY THE COUNCIL OF THE CITY OF CANAL FULTON, OHIO AMENDING ORDINANCE 1-11 SECTION OF RATES OF PAY FOR VARIOUS POSITIONS TO ALLOW THE HIRING OF UP TO SIX PART TIME POLICE OFFICERS AND REPEALING ANY ORDINANCE IN CONFLICT THEREWITH.

WHEREAS, The City of Canal Fulton is currently in need of implementing certain fiscal constraints in the budgetary process, and

WHEREAS, the hiring of additional part time police officers would bolster our safety forces and help to alleviate any deficiency.

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

SECTION 1: The City of Canal Fulton agrees to engage and employ up to six (6) part time police officers.

SECTION 2: All other Ordinances inconsistent herewith are repealed.

\_\_\_\_\_  
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 9-12, 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 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 RESOLUTIONS**

Dayton Legal MARKS, Inc., Form No. 30046

Resolution No. 9-12

Passed \_\_\_\_\_

20\_\_\_\_

A RESOLUTION BY THE COUNCIL  
OF THE CITY OF CANAL FULTON  
WAIVING THE RESIDENCY  
REQUIREMENT OF ADMINISTRATIVE  
CODE SECTION 141.13 (b) OF THE  
CODIFIED ORDINANCES OF CANAL  
FULTON, OHIO.

WHEREAS, Section 141.13(b) of the Administrative Code of the Codified Ordinances of Canal Fulton requires the Chief of Police to become a resident of the City within six months after appointment unless this requirement is waived by Council.

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

The City of Canal Fulton agrees to waive the residency requirement of Administrative Code Section 141.13(b) of the Codified Ordinances of Canal Fulton for Chief of Police Douglas Swartz.

\_\_\_\_\_  
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 Resolution \_\_\_\_-12, duly adopted by the Council of the City of Canal Fulton, on the date of \_\_\_\_\_, 2012, 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 \_\_\_\_\_, 2012.

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

SEP/bp

# RECORD OF RESOLUTIONS

Draft Legal Block, Inc., Form No. 20045

Resolution No. 10-12

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

**A RESOLUTION BY THE COUNCIL  
OF THE CITY OF CANAL FULTON,  
OHIO TO ADOPT A FAMILY  
MEDICAL LEAVE POLICY.**

WHEREAS, the Council of the City of Canal Fulton, Ohio wishes to adopt a Family Medical Leave Policy.

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

The City of Canal Fulton hereby adopts a Medical Family Leave Policy (FMLP) pursuant to proposal attached as Exhibit "A".

\_\_\_\_\_  
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 Resolution \_\_\_\_\_-12, duly adopted by the Council of the City of Canal Fulton, on the date of \_\_\_\_\_, 2012, 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 \_\_\_\_\_, 2012.

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

SEF/bp

## EXHIBIT "A"

## CITY OF CANAL FULTON

## FAMILY MEDICAL LEAVE POLICY

PAGE 1 OF 10

## OPTION 2

## POLICY

- A. Family and Medical Leave (FML) is a leave of absence, taken for specified medical or family reasons, during which the Employer shall maintain the employee's health insurance in the same manner as if the employee remained in active pay status. During the leave, employees must continue to pay their share of the premium.
- B. Family Medical Leave Definitions:
1. Spouse: Husband and wife. However, common-law marriages after October 10, 1991, have been abolished by Ohio law. Unmarried domestic partners do not qualify for FML to care for their partner.
  2. Parent: The biological parent or person standing in place of a parent to the employee when the employee was a child. "In-laws" are not included.
  3. Child: A biological, adopted, foster, or stepchild; a legal ward; or a child of a person who is standing in loco parentis, who is under eighteen (18) years of age or eighteen (18) years of age or older and incapable of self-care because of a mental or physical disability.
  4. Serious Health Condition: An illness, injury, impairment or physical or mental condition which involves inpatient care or continuing treatment.
  5. Continuing Treatment: Continuing treatment by a health care provider which includes at least one of the following:
    - a. a period of incapacity for more than three (3) consecutive days which requires subsequent treatment relating to that condition on two (2) or more occasions within thirty (30) days of the first day of incapacity or on one (1) occasion which results in a regimen of continuing treatment; the first (or only) in-person treatment must take place within seven (7) days of the first day of incapacity;
    - b. incapacity due to pregnancy;
    - c. a period of incapacity or treatment due to a chronic serious health condition, which may be episodic but includes periodic visits (at least two [2] a year) to a health care provider and continues over an extended period of time;

**CITY OF CANAL FULTON**  
**FAMILY MEDICAL LEAVE POLICY** **PAGE 2 OF 10**  
**OPTION 2**

- d. any period of incapacity which is permanent or long term, due to a condition for which treatment may not be effective;
  - c. any period of absence due to receiving multiple treatments, e.g., after surgery, accident or for a condition which, if left untreated, would result in absence of three (3) consecutive days.
6. Health Care Provider: Either: 1) a doctor of medicine or osteopathy who is authorized to practice medicine or surgery by the state in which the doctor practices; or 2) any other person determined by the Secretary of State to be capable of providing health care services.
  7. Intermittent Leave: Leave taken in separate blocks of time due to a single qualifying reason.
  8. Reduced Leave Schedule: Leave that reduces an employee's usual number of working hours per work week or work day.
  9. Active Duty: The term "active duty" means duty under a call or order to active duty under a provision of law referred to in section 101(a)(13)(B) of title 10, United States Code.
  10. Contingency Operation: The term "contingency operation" has the same meaning given such term in section 101(a)(13) of title 10, United States Code.
  11. Covered Servicemember: The term "covered servicemember" means a member of the Armed Forces, including a member of the National Guard or Reserves, who is undergoing medical treatment, recuperation, or therapy, is otherwise in outpatient status, or is otherwise on the temporary disability retired list, for a serious injury or illness.
  12. Outpatient Status: The term "outpatient status," with respect to a covered servicemember, means the status of a member of the Armed Forces assigned to:
    - a. a military medical treatment facility as an outpatient; or

**CITY OF CANAL FULTON**  
**FAMILY MEDICAL LEAVE POLICY** **PAGE 3 OF 10**  
**OPTION 2**

- b. a unit established for the purpose of providing command and control of members of the Armed Forces receiving medical care as outpatients.
13. Next of Kin: The term "next of kin," used with respect to an individual, means the nearest blood relative of that individual.
14. Serious Injury or Illness: The term "serious injury or illness," in the case of a member of the Armed Forces, including a member of the National Guard or Reserves, means an injury or illness incurred by the member in the line of duty on active duty in the Armed Forces that may render the member medically unfit to perform the duties of the member's office, grade, rank, or rating.
15. Qualifying Exigency: The term includes short notice deployment, military events, child care and school activities, financial and legal arrangements, counseling, rest and recuperation, post-deployment activities, and additional activities negotiated between employers and employees.
- C. Eligible employees: Employees who have been employed by the Employer for a total of at least twelve (12) months and who have completed at least 1,250 hours of actual service with the Employer during the previous twelve (12) month period will be eligible for FML. Periods of leave such as vacation, sick leave, unpaid leave of absence, FML, etc. do not count toward the 1,250 hours of actual service.
- D. Employees Not Covered: The following employees are not entitled to FML: elected officials; personal staff, policy-making appointees, or immediate legal advisors to elected officials serving in the unclassified service; unclassified employees of Employer; bona fide volunteers; independent contractors; etc.
- E. Entitlement to Leave: Eligible employees will be entitled to a total of twelve (12) work weeks of FML during a rolling twelve (12) month period measured forward from the date on which an employee begins Family or Medical Leave. Employees may take the leave for any of the following reasons:
1. Birth of a child of the employee and to care for a newborn child;
  2. Placement of a child with the employee by way of adoption or foster care;
  3. To care for the spouse, child, parent or one who stood in place of a parent of the employee, if that person has a serious health condition;

## CITY OF CANAL FULTON

## FAMILY MEDICAL LEAVE POLICY

PAGE 4 OF 10

## OPTION 2

4. Because of serious health conditions that make the employee unable to perform any of the essential functions of the employee's job; or
  5. Because of any qualifying exigency arising out of the fact that the spouse, or a son, or a daughter, or parent of the employee is on active duty (or has been notified of an impending call or order to active duty) in the Armed Forces in support of a contingency operation.
- F. Expiration of Entitlement: The entitlement to leave for a birth or placement of a son or daughter shall expire at the end of the 12-month period beginning on the date of such birth or placement.
- G. Servicemember Family Leave: An eligible employee who is the spouse, son, daughter, parent, or next of kin of a covered servicemember shall be entitled to a total of twenty-six (26) work weeks of leave during a 12-month period to care for the servicemember. The leave described in this paragraph shall only be available during a single 12-month period.
- During the single 12-month period described above, an eligible employee shall be entitled to a combined total of twenty-six (26) work weeks of leave.
- H. Use of Paid Leave: Employees are required to use available paid leave [i.e., accrued vacation, holidays, personal leave, sick leave (if applicable) etc.] prior to being granted unpaid FML. The combined period of leave, including paid leave and FML, shall run concurrently and shall not exceed the total of twelve (12) work weeks (or twenty-six [26] work weeks in the case of Servicemember Family Leave) provided during the designated twelve (12) month period. Sick leave shall only be used if the employee or family member has an illness or injury that qualifies for use of sick leave in accordance with the Sick Leave Policy herein.
- I. Further Unpaid Leave of Absence: In the event of the continuation, reoccurrence or onset of a serious health condition after the employee has exhausted the twelve (12) work weeks of leave, the employee may request an unpaid leave of absence in accordance with the applicable policy herein.
- J. Husband and Wife: In general, in a case in which a husband and wife, both employed by the Employer, request leave due to the birth or placement of a child, the total number of workweeks of FML to which both employees are entitled shall be limited to twelve (12) work weeks during the designated twelve (12) month period.

**CITY OF CANAL FULTON**  
**FAMILY MEDICAL LEAVE POLICY** **PAGE 5 OF 10**  
**OPTION 2**

The aggregate number of work weeks of leave to which both that husband and wife may be limited to is twenty-six (26) work weeks during the single 12-month period when the leave is:

1. Servicemember Leave; or
  2. a combination of Servicemember Leave and leave due to the birth or placement of a child as described above or to care for an employees parent with a serious health condition.
- K. Intermittent/Reduced Leave Schedule: Leave due to the serious health condition of the employee or the employee's spouse, child or parent or Servicemember Leave can be taken intermittently or on a reduced leave schedule when medically necessary. In all other cases, it may only be taken intermittently with permission of the Employer. It is the employee's obligation to schedule appointments and/or treatment so not to disrupt the operations of the Employer. The Employer may require an employee taking leave in this manner for planned medical treatments to transfer temporarily to an alternative position which has equivalent pay and benefits but better accommodates the recurring periods of leave.

FML due to the birth or placement with the employee of a child shall not be taken on an intermittent or reduced leave schedule which would reduce the usual number of hours per workweek or per workday.

- L. Seniority: An employee granted FML will continue to accrue seniority during FML.
- M. Restoration/Fitness-for-Duty: When an employee returns from FML, he/she will be restored to the position held by the employee when the leave began or a similar position with equivalent pay and benefits. The Employer may require that the employee's physician certify that the employee is able to perform the essential functions as a condition of return to employment. Where reasonable job safety concerns exist, up to once every thirty (30) days, employers may now request a fitness-for-duty certification before allowing an employee to return to work from intermittent leave.
- N. Failure to Return:
1. If the employee fails to return from the leave, the employee shall reimburse the City for the total insurance premium paid by the City during any

**CITY OF CANAL FULTON**  
**FAMILY MEDICAL LEAVE POLICY** **PAGE 6 OF 10**  
**OPTION 2**

time the employee was on an unpaid leave of absence, unless the failure to return is due to:

- continuation, recurrence, or onset of a serious health condition; or
- other circumstances beyond the employee's control.

In such a case, the Employer may require medical certification. If an employee fails to provide certification or an adequate excuse, the employee shall be liable for the total insurance premium paid by the City.

2. If an employee does not report to work or request and receive further approved leave after the applicable FML expires, the employee will be absent without approved leave and will be subject to disciplinary action.

#### **PROCEDURE**

- A. The Employer shall post written notice of employees' rights under the FMLA and their ability to file a complaint.
- B. Notice Obligations: The Employer is required to provide employees with a general notice about the FMLA, an eligibility notice, a rights and responsibilities notice, and a designation notice.
  1. General notice requirements: An employer must inform its employees of their rights under the FMLA in its Personnel Policy Manual or through a general notice provided to employees at the time of hire. The general notice will be provided by furnishing a copy of this entire policy and the relevant Form(s) to the employee. The Employer will also provide notice to employees on FML of any policy change(s). All forms can be found at <http://www.dol.gov/federalregister/PdfDisplay.aspx?DocId=21763>.
  2. Eligibility notice: Within five (5) business days after an employee requests FML leave or the employer determines that the leave may be FML-qualified, the employer must notify the employee of his or her right to take FML leave. If the employer determines that the leave is not covered by the FMLA, the notice must inform the employee of that fact and provide at least one reason for the determination. In addition to the Notice of Eligibility, the Employer will provide the employee with a Notice of "Rights and Responsibilities."

## CITY OF CANAL FULTON

## FAMILY MEDICAL LEAVE POLICY

PAGE 7 OF 10

## OPTION 2

3. Designation notice: Within five (5) business days, the Employer must notify an employee whether or not an employee's leave has been designated as FML.
- D. Employee's Notice Responsibility: Eligible employees shall follow the employer's usual and customary procedures for reporting an absence, absent unusual circumstances.

Eligible employees requiring FML shall notify the Employer not less than thirty (30) days prior to the date such leave is to begin by completing the written application for FML.

However, where the need for leave is not foreseeable thirty (30) days in advance, the employee shall complete the FML Application Form and provide as much advance notice as practicable. Leave forms shall be submitted to the employee's immediate supervisor who shall forward them to the City Manager.

In any case in which the necessity for Servicemember Family Leave is foreseeable, whether because the spouse, or a son, daughter, or parent, of the employee is on active duty, or because of notification of an impending call or order to active duty in support of a contingency operation, the employee shall provide such notice to the employer as is reasonable and practicable.

Where an employee has no valid excuse for a delay in notice, the Employer may delay the leave until thirty (30) days after the notice has been received.

E. Initial Certification:

1. Employees must provide the Employer with certification of the condition from the health care provider in cases involving serious health conditions and attach the certification to the application for leave.
2. Upon receipt of the certification, the Employer may, at its expense, require the employee to obtain a second opinion from a health care provider selected by the Employer. The Employer will not seek additional information from the initially certifying practitioner.
3. If the second opinion differs from the first, the Employer may, at its expense, require the employee to submit to a third examination by a health care provider jointly selected by the Employer and the employee. This third opinion shall be final and binding.

**CITY OF CANAL FULTON**  
**FAMILY MEDICAL LEAVE POLICY** **PAGE 8 OF 10**  
**OPTION 2**

4. If the certification is insufficient, the Employer must indicate the precise information lacking and allow the employee one (1) week to provide additional information.
- F. Subsequent Certification for Serious Health Condition:
1. Thirty (30) day rule. An employer may request recertification no more often than every thirty (30) days and only in connection with an absence by the employee, unless paragraphs (2) or (3) of this section apply.
  2. More than thirty (30) days. If the medical certification indicates that the minimum duration of the condition is more than thirty (30) days, an employer must wait until that minimum duration expires before requesting a recertification, unless paragraph (3) of this section applies. For example, if the medical certification states that an employee will be unable to work, whether continuously or on an intermittent basis, for forty (40) days, the employer must wait forty (40) days before requesting a recertification. In all cases, an employer may request a recertification of a medical condition every six (6) months in connection with an absence by the employee. Accordingly, even if the medical certification indicates that the employee will need intermittent or reduced schedule leave for a period in excess of six (6) months (e.g., for a lifetime condition), the employer would be permitted to request recertification every six (6) months in connection with an absence.
  3. Less than thirty (30) days. An employer may request recertification in less than thirty (30) days if:
    - a. The employee requests an extension of leave;
    - b. Circumstances described by the previous certification have changed significantly (e.g., the duration or frequency of the absence, the nature or severity of the illness, complications) or
    - c. The employer receives information that casts doubt upon the employee's stated reason for the absence or the continuing validity of the certification.

## CITY OF CANAL FULTON

## FAMILY MEDICAL LEAVE POLICY

PAGE 9 OF 10

## OPTION 2

4. The employee shall provide the requested recertification at the employee's expense within fifteen (15) calendar days unless this time limit is not practicable. Certifications not provided within this time limit without adequate excuse may invalidate the FML.
- G. Certification for Leave Taken Because of a Qualifying Exigency: An employer may require that leave for any qualifying exigency specified in this section be supported by a certification from the employee that sets forth the following information:
1. A statement or description, signed by the employee, of appropriate facts regarding the qualifying exigency for which FML is requested. The facts must be sufficient to support the need for leave. Such facts should include information on the type of qualifying exigency for which leave is requested and any available written documentation which supports the request for leave; such documentation, for example, may include a copy of a meeting announcement for informational briefings sponsored by the military, a document confirming an appointment with a counselor or school official, or a copy of a bill for services for the handling of legal or financial affairs;
  2. The approximate date on which the qualifying exigency commenced or will commence;
  3. If an employee requests leave because of a qualifying exigency for a single, continuous period of time, the beginning and end dates for such absence;
  4. If an employee requests leave because of a qualifying exigency on an intermittent or reduced schedule basis, an estimate of the frequency and duration of the qualifying exigency; and
  5. If the qualifying exigency involves meeting with a third party, appropriate contact information for the individual or entity with whom the employee is meeting (such as the name, title, organization, address, telephone number, fax number, and e-mail address) and a brief description of the purpose of the meeting.
- II. Certification for Covered Servicemember Leave: When leave is taken to care for a covered servicemember with a serious injury or illness, an employer may require an employee to obtain a certification completed by an authorized health care provider of the covered servicemember.

**CITY OF CANAL FULTON**  
**FAMILY MEDICAL LEAVE POLICY** **PAGE 10 OF 10**  
**OPTION 2**

- I. Employee's Failure to Pay Insurance Premium: Upon commencement of FML, the Employer shall continue the employee's health insurance as if the employee was not on leave. However, the Employer's obligation shall cease if the employee is more than thirty (30) days late in tendering his/her share of the premium, unless COBRA has been elected. The Employer shall provide the employee written notice by mail fifteen (15) days prior to ceasing the premium payment.

Original Adoption Date: \_\_\_\_\_ Revision Date: \_\_\_\_\_

**RECORD OF ORDINANCES**

Dayton Legal Blank, Inc.

Form No. 30011

Ordinance No. 11-12

Passed \_\_\_\_\_

20\_\_\_\_

AN ORDINANCE BY THE COUNCIL OF THE CITY OF CANAL FULTON, OHIO AMENDING ORDINANCE 1-11 SECTION OF RATES OF PAY FOR VARIOUS POSITIONS TO REALIGN CERTAIN POSITIONS IN THE CANAL FULTON FIRE DEPARTMENT AND REPEALING ANY ORDINANCE IN CONFLICT THEREWITH.

WHEREAS, the Council of the City of Canal Fulton has determined that there is a need to realign certain departmental positions in the Canal Fulton Fire Department.

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

**SECTION 1:** Rates of pay of part-time safety forces employees shall be established as follows:

<u>FIRE DEPARTMENT</u>	<u>PER YEAR</u>
Chief	\$15,000.00
Assistant Chief	\$ 6,500.00
Captain (2)	\$ 4,000.00
Licutenant (3)	\$ 2,000.00
Training Officer	\$ 1,625.00

**SECTION 2:** All other Ordinances inconsistent herewith are repealed.

\_\_\_\_\_  
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 \_\_\_\_\_ 2012, duly

### RECORD OF ORDINANCES

<small>Dayton Legal Blank, Inc.</small>		<small>Form No. 30043</small>
<i>Ordinance No.</i>	<u>11-12</u>	<i>Passed</i> _____ 20____
<p>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 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.</p>		
<p>Tammy Charlson, Clerk-of-Council</p>		
<p>SEF/bp</p>		

**RECORD OF ORDINANCES**

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No.

12-12

Passed

20

AN ORDINANCE AMENDING  
THE CODIFIED ORDINANCES OF  
THE GENERAL OFFENSES CODE  
OF THE CITY OF CANAL FULTON,  
OHIO TO ADD CHAPTER 554  
PARKING LIMITATIONS IN  
RESIDENTIAL AREAS.

WHEREAS, the Council of the City of Canal Fulton, Ohio has recommended that the General Offenses Code of the City of Canal Fulton, Ohio be amended to create parking limitations in residential areas.

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

CODIFIED ORDINANCES OF CANAL FULTON  
PART FIVE GENERAL OFFENSES

## CHAPTER 554

## Parking Limitations in Residential Areas

554.01 Parking Limitations in Residential Areas  
554.99 Penalty

## 554.01 Parking Limitations in Residential Areas

Travel Trailers, motor homes, pick-up campers, folding tent trailers, boats or boat trailers and similar recreational vehicles, equipment shall not be parked on streets or alleys in any district where residences are a permitted use, for a period of time exceeding twelve (12) hours. The storage of such equipment shall be subject to the following requirements:

- (a) Such recreational equipment shall be stored behind the building line and shall not be stored within a required side and/or rear yard setback restriction.
- (b) Not more than one (1) piece of recreational equipment shall be permitted to be stored outside on a parcel containing a single family or two-family dwelling. For the purpose of this section, a boat stored on a boat trailer shall be deemed one piece of equipment. For multi-family uses, an area shall be designated for outdoor storage of recreational equipment and shall be limited in an area to accommodate no more than one (1) piece of recreational equipment for each fifteen (15) dwelling units.
- (c) Recreational equipment shall not be occupied or used for living, sleeping, housekeeping, storage of business purposes.
- (d) Sale of Motor Homes, Boats and Trailer
  - (1) Motor Vehicles, boats and trailers may be displayed within the front or side yards, provided no more than one (1) item is displayed at any time and

## RECORD OF ORDINANCES

Dayton Legal Blank, Inc.		Form No. 3003A
Ordinance No. <u>12-12</u>	Passed _____	20__
<p>that such displayed item is placed no nearer to the edge of the roadway pavement than twenty (20') feet;</p> <p>(2) No more than two (2) signs, each of which shall not exceed two (2) square feet in area, may be displayed for the such item upon or in the motor vehicle, boat, trailer, motorcycle or motor home;</p> <p>(3) Any such motor vehicle, boat, or trailer displayed for sale must be in operating condition and capable of being immediately moved under its own power if self-propelled, or if not self-propelled, by towing by ordinary means available upon the premises.</p> <p style="text-align: center; margin: 20px 0;"><b>CHAPTER 554.99 - PENALTY</b></p> <p style="text-align: center;">Whoever violates this section is guilty of a minor misdemeanor on a first offense and a fourth degree misdemeanor on each subsequent offense.</p> <p style="text-align: right; margin-right: 100px;">_____ Richard Harbaugh, Mayor</p> <p>ATTEST:</p> <p style="margin-left: 20px;">_____ Tammy Charlson, Clerk-of-Council</p> <p>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 <u>12</u>, 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 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.</p> <p style="margin-left: 20px; margin-top: 20px;">_____ Tammy Charlson, Clerk-of-Council</p> <p style="margin-left: 20px; margin-top: 20px;">SEF/bp</p>		

**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**

RO. NUMBER: RG007254  
 RO. DATE: 04/30/12  
 DEPARTMENT: FINANCE  
 CREATED BY:  
 VENDOR NO.: 00162

**DELIVER TO:**

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

**VENDOR:**

STARK COUNTY AUDITOR

ACCOUNT NUMBER	AMOUNT
101.130.5490	\$4,197.47
481.130.5490	\$1,381.28

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
		1ST HALF 2012 PROPERTY TAX COLLECTION FEES		\$5,578.75
		NOW AND THEN CERTIFICATE I CERTIFY FUNDS FOR THIS PURCHASE WERE AVAILABLE THEN <u>4 / 6 / 12</u> AVAILABLE NOW <u>4 / 30 / 12</u> SIGNED: <i>James Selfe</i> 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:	\$5,578.75

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

**CLERK'S CERTIFICATE**

It is hereby certified that the amount (\$ 5,578.75 ) 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 101 / 481 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

**BILL TO:**

**PURCHASE ORDER**



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

P.O. NUMBER      RG007266  
 P.O. DATE        05/10/12  
 DEPARTMENT     FINANCE  
 CREATED BY  
 VENDOR NO.      01460

**DELIVER TO:**

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

ACCOUNT NUMBER	AMOUNT
481.130.5890	\$27,650.00

**VENDOR:**

HUNTINGTON NATIONAL BANK  
 CORP. TRUST DEPT. EA4E63  
 7 EASTON OVAL  
 COLUMBUS, OHIO 43219

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
		FIRE STATION BOND INTEREST PAYMENT DUE ON JUNE 1, 2012		
		SERIES 2006-01 BONDS		\$13,887.50
		SERIES 2006-02 BONDS		\$13,762.50
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:	\$27,650.00

**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**

I hereby certified that the amount (\$ \_\_\_\_\_) required to meet the contract, agreement, obligation, payment or expenditure stated in this purchase order has been fully 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 \_\_\_\_\_

**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: RG007268  
PO. DATE: 05/11/12  
DEPARTMENT: MAYOR. ADMIN  
CREATED BY:  
VENDOR NO.: 01221

**DELIVER TO:**

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

ACCOUNT NUMBER	AMOUNT
391.120.5730	\$6,550.00

**VENDOR:**

MEISTER ROOFING  
7232 VAN BUREN ROAD  
CLINTON, OH 44216

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
		CITY HALL ROOF		\$6,550.00
<b>ITEM IS A FIXED ASSET</b>				
			<b>TOTAL:</b>	<b>\$6,550.00</b>

**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**

FILE 005

## April 2012 Bill Listing

SPECIAL CHECK REGISTER BANK - 0002 - (Firstmerit Bank - General Checking) -  
 City of Canal Fulton 12:24:12 10 May 2012 PAGE: 1

Check.	Date.....	Vendor Name.....	Amount.....
044017	04-03-2012	00774 1ST RESPONDER NEWSPAPER	20.00
044018	04-03-2012	02348 ACCESS POINT	
044019	04-03-2012	02348 ACCESS POINT	1816.30
044020	04-03-2012	00399 AT&T	34.58
044021	04-03-2012	00399 AT&T	212.47
044022	04-03-2012	00399 AT&T	504.59
044023	04-03-2012	02384 AT&T	
044024	04-03-2012	02384 AT&T	789.93
044025	04-03-2012	01713 CANAL FULTON PC	64.99
044026	04-03-2012	01492 CANTON CHAMBER OF COMMERCE	20.00
044027	04-03-2012	00526 DONAMARC WATER SYSTEMS COMPANY	22.50
044028	04-03-2012	00659 HOME DEPOT CREDIT SERVICES	198.00
044029	04-03-2012	00986 JOHN HATFIELD	300.00
044030	04-03-2012	00733 KAREN HILTBRAND	450.00
044031	04-03-2012	00554 LAKE BUSINESS PRODUCTS	93.32
044032	04-03-2012	00401 LOGIC	4301.00
044033	04-03-2012	00596 NEXTEL SPRINT COMMUNICATIONS	215.85
044034	04-03-2012	00103 O.P.E.R.S.	
044035	04-03-2012	00103 O.P.E.R.S.	
044036	04-03-2012	00103 O.P.E.R.S.	10367.32
044037	04-03-2012	02521 OHIO ASSOC OF PARLIAMENTARIANS	100.00
044038	04-03-2012	00094 OHIO EDISON COMPANY	
044039	04-03-2012	00094 OHIO EDISON COMPANY	17930.23
044040	04-03-2012	00506 PITNEY BOWES GLOBAL FINANCIAL	165.00
044041	04-03-2012	00498 QUILL CORPORATION	82.38
044042	04-03-2012	00679 REPUBLIC WASTE SERVICES #870	489.69
044043	04-03-2012	00722 SIRCHE FINGERPRINT LAB INC	80.26
044044	04-03-2012	02498 STAR2STAR COMMUNICATIONS	58.20
044045	04-03-2012	02498 STAR2STAR COMMUNICATIONS	
044046	04-03-2012	02498 STAR2STAR COMMUNICATIONS	246.95
044047	04-03-2012	02498 STAR2STAR COMMUNICATIONS	21.45
044048	04-03-2012	02498 STAR2STAR COMMUNICATIONS	32.70
044049	04-03-2012	02498 STAR2STAR COMMUNICATIONS	20.70
044050	04-03-2012	00404 TRINER OIL CO.	618.31
044051	04-03-2012	00646 VERIZON WIRELESS	
044052	04-03-2012	00646 VERIZON WIRELESS	855.96
044053	04-04-2012	02518 STAPLES ADVANTAGE	65.99
044054	04-04-2012	09001 STEPHEN T BAGLIA	53.92
044055	04-04-2012	09001 TERESA MARIE BROWN	173.02
044056	04-04-2012	09001 RICHARD & JOYCE CARMANY	75.00
044057	04-05-2012	09001 KIMBERLY DONATELLI	172.92
044058	04-04-2012	09001 JUSTIN S ELDER	42.41
044059	04-04-2012	09001 LIANA EVRARD	80.47
044060	04-04-2012	09001 JUANITA M HAMMER	37.88
044061	04-04-2012	09001 ASHLEE HARING	167.03
044062	04-04-2012	09001 AARON AND JESSICA HEATH	25.28
044063	04-04-2012	09001 FLOYD E HERSHEY	385.23
044064	04-04-2012	09001 CHARLES & STACY HOWE	177.99

## April 2012 Bill Listing

SPECIAL CHECK REGISTER BANK - 0002 - (Firstmerit Bank - General Checking) -  
 City of Canal Fulton 12:24:12 10 May 2012 PAGE: 2

Check.	Date.....	Vendor Name.....	Amount.....
044065	04-04-2012	09001 DANIEL O JARVIS	2146.44
044066	04-04-2012	09001 GRETA F KUHL	9.60
044067	04-04-2012	09001 ERIC SUZIE A LAWThER	7.25
044068	04-04-2012	09001 MARK E MCDONALD	338.04
044069	04-04-2012	09001 DAVID MICHAELS	657.41
044070	04-04-2012	09001 SETH NEALE	22.67
044071	04-04-2012	09001 EMMA REINART	23.83
044072	04-04-2012	09001 SCOTT & MARCI ROSS	86.45
044073	04-04-2012	09001 NATALIE SPRADLING	65.32
044074	04-04-2012	09001 DONNA L SPRAGUE	327.84
044075	04-04-2012	09001 SUSAN TARRY	21.29
044076	04-04-2012	09001 ELISABETH A THOMAS	68.77
044077	04-04-2012	09001 JIM VAROUHAS	126.36
044078	04-04-2012	09001 DAVID WALIGORSKI	5.29
044079	04-04-2012	09001 DANIEL WOLFE	321.60
044080	04-09-2012	00399 AT&T	471.33
044081	04-09-2012	00399 AT&T	83.08
044082	04-09-2012	00399 AT&T	1154.49
044083	04-09-2012	00557 AUDITOR OF STATE	6054.00
044084	04-09-2012	01785 BAKER VEHICLE SYSTEMS INC.	42.85
044085	04-09-2012	00637 BOWLING GREEN ST. UNIVERSITY	425.00
044086	04-09-2012	02203 C. MASSOUH PRINTING	1160.00
044087	04-09-2012	02239 CANAL FULTON ELECTRICAL	130.00
044088	04-09-2012	00559 CANAL FULTON GIANT EAGLE 1633	3.57
044089	04-09-2012	01713 CANAL FULTON PC	52.97
044090	04-09-2012	00649 CARGILL, INC	3554.98
044091	04-09-2012	01596 CROWN HEATING AND COOLING	494.74
044092	04-09-2012	00030 D & R SUPPLY, INC.	228.39
044093	04-09-2012	01787 D.A.R.E. CATALOG	478.98
044094	04-09-2012	00225 DOC'S LAWN & GARDEN	63.39
044095	04-09-2012	01705 DYNAMERICAN SEPTIC AND DRAIN	650.00
044096	04-09-2012	00756 EMERGENCY MEDICAL PRODUCTS INC	122.40
044097	04-09-2012	02105 ERA INC.	53.17
044098	04-09-2012	00039 FINLEY FIRE EQUIPMENT	47.93
044099	04-09-2012	00288 GALLS	150.97
044100	04-09-2012	00778 LEK INTERNET SERVICES	150.00
044101	04-09-2012	01424 MILLER AND CO.	118.25
044102	04-09-2012	00101 OH POLICE & FIRE PENSION FUND	10735.05
044103	04-09-2012	00566 OHIO BILLING, INC.	680.00
044104	04-09-2012	00002 OHIO PLASTICS & SAFETY PROD.	492.00
044105	04-09-2012	01703 Ohio Muni Joint Self-Ins Pool	
044106	04-09-2012	01703 Ohio Muni Joint Self-Ins Pool	44113.00
044107	04-09-2012	02082 PHYSIO-CONTROL CORPORATION	2979.96
044108	04-09-2012	00099 PITTS' FIRE EXTINGUISHER, INC.	88.30
044109	04-09-2012	00630 REAM & HAAGER LABORATORY INC	18.00
044110	04-09-2012	01900 REEDS TOWING INC.	200.00
044111	04-09-2012	00842 THE REPOSITORY GATEHOUSE MEDIA	77.23
044112	04-09-2012	02272 SHAWN YERIAN	50.00

## April 2012 Bill Listing

SPECIAL CHECK REGISTER BANK - 0002 - (Firstmerit Bank - General Checking) -  
 City of Canal Fulton 12:24:12 10 May 2012 PAGE: 3

Check.	Date.....	Vendor Name.....	Amount.....
044113	04-09-2012	02498 STAR2STAR COMMUNICATIONS	112.75
044114	04-09-2012	02498 STAR2STAR COMMUNICATIONS	656.80
044115	04-09-2012	02402 STEVEN A. GINELLA JR	2439.00
044116	04-09-2012	01854 UNIFIRST CORPORATION	
044117	04-09-2012	01854 UNIFIRST CORPORATION	
044118	04-09-2012	01854 UNIFIRST CORPORATION	148.62
044119	04-09-2012	01891 UNIFIRST CORPORATION UNIFORM	
044120	04-09-2012	01891 UNIFIRST CORPORATION UNIFORM	
044121	04-09-2012	01891 UNIFIRST CORPORATION UNIFORM	302.30
044122	04-09-2012	01663 WATEROUS COMPANY	91.90
044123	04-09-2012	00129 WORKMAN'S AUTO PARTS	
044124	04-09-2012	00129 WORKMAN'S AUTO PARTS	
044125	04-09-2012	00129 WORKMAN'S AUTO PARTS	
044126	04-09-2012	00129 WORKMAN'S AUTO PARTS	394.52
044127	04-09-2012	00458 ZIEGLER TIRE	241.63
044128	04-10-2012	09001 MATTHEW AND MELISSA BILLE	159.50
044129	04-10-2012	09001 ANGELA BLANTON	158.76
044130	04-10-2012	09001 RICHARD D CASTEEL	180.00
044131	04-10-2012	09001 NICOLE COOPERIDER	212.97
044132	04-10-2012	09001 DAMON DILORENZO	57.46
044133	04-10-2012	09001 HELEN DITTMER	36.80
044134	04-10-2012	09001 BRIAN E GLASS	406.20
044135	04-10-2012	09001 SCOTT AND AMANDA HOUSTON	467.99
044136	04-10-2012	09001 SONYA KLEIN	52.15
044137	04-10-2012	09001 DEAN AND RUTH KOCHER	173.00
044138	04-10-2012	09001 CHARLES & SHARON KOLLER	129.00
044139	04-10-2012	09001 BRYAN LINDIC	187.40
044140	04-10-2012	09001 TERESA A LUTTRELL	20.00
044141	04-10-2012	09001 CRYSTAL MURPHY	56.98
044142	04-10-2012	09001 KHAILING NEOH	125.32
044143	04-10-2012	09001 JAMES & DONNA MARIE PELLIKAN	13.93
044144	04-10-2012	09001 PEGGY J PREM	48.19
044145	04-10-2012	09001 SHEILA RUTT	31.53
044146	04-10-2012	09001 TIMOTHY SAYLOR	8.22
044147	04-10-2012	09001 CITY OF MASSILLON	325.00
044148	04-10-2012	09001 PAUL TROPEA	47.41
044149	04-10-2012	09001 KEVIN WARRENE	889.07
044150	04-19-2012	00006 AKRON BEACON JOURNAL	333.00
044151	04-19-2012	02026 AMERICAN WINDOW CLEANING CO.	150.00
044152	04-19-2012	00406 B & C COMMUNICATIONS	165.56
044153	04-19-2012	02040 BREATHING AIR SYSTEMS INC.	15.00
044154	04-19-2012	02111 BUTTERBRIDGE STABLES	550.00
044155	04-19-2012	01443 CITY OF CANAL FULTON	50.00
044156	04-19-2012	01606 CLEMANS-NELSON & ASSOC. INC.	1319.98
044157	04-19-2012	00028 CROSS TRUCK EQUIPMENT CO., INC	38.74
044158	04-19-2012	00033 DOMINION EAST OHIO	
044159	04-19-2012	00033 DOMINION EAST OHIO	1304.08
044160	04-19-2012	02244 ELAINE WEITZEL	80.00

## April 2012 Bill Listing

SPECIAL CHECK REGISTER BANK - 0002 - (Firstmerit Bank - General Checking) -  
 City of Canal Fulton 12:24:13 10 May 2012 PAGE: 4

Check.	Date.....	Vendor Name.....	Amount.....
044161	04-19-2012	00756 EMERGENCY MEDICAL PRODUCTS INC	472.79
044162	04-19-2012	01514 JACKSON TWP. FIREFIGHTERS	365.00
044163	04-19-2012	01510 JEFFERSON LINCOLN INS. CO.	
044164	04-19-2012	01510 JEFFERSON LINCOLN INS. CO.	163.80
044165	04-19-2012	01511 Mark Cozy	21.64
044166	04-19-2012	01517 NANCY LAWSON	24.55
044167	04-19-2012	02516 NATECHEZ SHOOTING SUPPLIES	319.89
044168	04-19-2012	00180 NORTHWEST LSD	1631.23
044169	04-19-2012	00246 ODJFS (OHIO DEPT OF JOB AND	296.87
044170	04-19-2012	00340 OHIO ASSOC. CHIEFS OF POLICE	690.00
044171	04-19-2012	00002 OHIO PLASTICS & SAFETY PROD.	492.00
044172	04-19-2012	02082 PHYSIO-CONTROL CORPORATION	380.80
044173	04-19-2012	00498 QUILL CORPORATION	541.65
044174	04-19-2012	02153 Quasar Energy Group, LLC	1760.22
044175	04-19-2012	00647 SHAMROCK COMPANY	4368.99
044176	04-19-2012	01710 SPEEDWAY SUPERAMERICA	2221.90
044177	04-19-2012	01817 TOSHIBA BUSINESS SOLUTIONS	247.75
044178	04-19-2012	02440 THE FIRE STORE	135.96
044179	04-20-2012	02113 BUCKEYE PUMPS, INC.	265.94
044180	04-20-2012	02446 JAMES GOFFE	207.32
044181	04-23-2012	00022 CANTON CITY UTILITIES	515.00
044182	04-23-2012	00450 CITY OF MASSILLON	1880.00
044183	04-23-2012	02365 COMDOC	117.51
044184	04-23-2012	00756 EMERGENCY MEDICAL PRODUCTS INC	138.52
044185	04-23-2012	00804 J.A. SEXAUER INC	260.01
044186	04-23-2012	00629 MASSILLON CABLE INC	184.95
044187	04-23-2012	00630 REAM & HAAGER LABORATORY INC	225.50
044188	04-23-2012	00481 REILLY SWEEPING INC.	3500.00
044189	04-23-2012	00542 SAM'S CLUB	199.98
044190	04-24-2012	00542 SAM'S CLUB	156.69
044191	04-25-2012	00096 OH ASSOC OF PUBLIC TREASURERS	90.00
044192	04-27-2012	02446 JAMES GOFFE	42.68
044193	04-27-2012	00828 JOHN HEDDY	220.69
044194	04-30-2012	09001 DANIEL S ATHA	458.36
044195	04-30-2012	09001 AVALON TRANSPORTATION SERVICES	1316.58
044196	04-30-2012	09001 MARSHA BIGHAM	536.66
044197	04-30-2012	09001 BIRNEY & NANCY BOYD	184.63
044198	04-30-2012	09001 DAVID & JULIE BUENO	782.31
044199	04-30-2012	09001 C & J DOLLSHOP & HOSPITAL, INC	9.90
044200	04-30-2012	09001 ASHLEY M FLEMING	10.93
044201	04-30-2012	09001 ASHLEY B FUOTE	36.13
044202	04-30-2012	09001 SPENCER & NICOLE M GEORGE	40.40
044203	04-30-2012	09001 ADAM GONZALEZ	14.93
044204	04-30-2012	09001 BRIANA L GONZALEZ	8.61
044205	04-30-2012	09001 DUANE AND BARBARA HIMLER	43.17
044206	04-30-2012	09001 REV KENNETH & SANDRA HUTCHINSO	38.24
044207	04-30-2012	09001 ANDREW & NANCY KEPLEY	29.08
044208	04-30-2012	09001 PATRICK & VANNA KING	98.01

## April 2012 Bill Listing

SPECIAL CHECK REGISTER BANK - 0002 - (Firstmerit Bank - General Checking) -  
City of Canal Fulton 12:24:13 10 May 2012 PAGE: 5

Check.	Date.....	Vendor Name.....	Amount.....
044209	04-30-2012	09001 SANDRA J KOCAR	14.81
044210	04-30-2012	09001 LIBERTY TAX SERVICE	8.00
044211	04-30-2012	09001 GARRY & ELIZABETH LIGHT	82.51
044212	04-30-2012	09001 PAUL MALAGRIDA	314.69
044213	04-30-2012	09001 PAUL & SHERRY MILINKOVICH	254.00
044214	04-30-2012	09001 BRADFORD MILLER	740.79
044215	04-30-2012	09001 LILLIAN MILLS	38.46
044216	04-30-2012	09001 WALTER & SANDRA K NORMAN	1439.95
044217	04-30-2012	09001 COURTNEY SANDMANN	35.73
044218	04-30-2012	09001 THOMAS & SHANNON STACY	211.76
044219	04-30-2012	09001 DAVID STEWART	59.00
044220	04-30-2012	09001 DAVID SWEET	14.75
044221	04-30-2012	09001 RYAN SZILAGYI	34.16
044222	04-30-2012	09001 UNITED INDEPENDENT AGENCY	144.00
044223	04-30-2012	09001 CHASE WEBB	50.73
044224	04-30-2012	09001 LISA WHITE	10.27
044225	04-30-2012	09001 PATRICIA WHITE	21.35
044226	04-30-2012	09001 KAYLA ANN YOUNG	26.96
044227	04-30-2012	02099 CITY OF SOLON	60.00
044228	04-30-2012	Non-issued	0.00
044229	04-30-2012	00551 ADVANCE AUTO PARTS	83.65
044230	04-30-2012	00399 AT&T	62.88
044231	04-30-2012	00399 AT&T	96.80
044232	04-30-2012	00399 AT&T	169.69
044233	04-30-2012	02381 Abby Porter	29.90
044234	04-30-2012	02040 BREATHING AIR SYSTEMS INC.	915.20
044235	04-30-2012	02203 C. MASSOUH PRINTING	355.00
044236	04-30-2012	02106 CANTON CHAIR RENTAL	56.75
044237	04-30-2012	01816 CANTON DATA PRINT INC.	487.11
044238	04-30-2012	01443 CITY OF CANAL FULTON	150.00
044239	04-30-2012	00486 CTI ENGINEERS, INC.	1353.21
044240	04-30-2012	01787 D.A.R.E. CATALOG	1227.32
044241	04-30-2012	02495 ENGER AUTO SERVICE MASSILLON	1168.00
044242	04-30-2012	00514 FULTON HARDWARE INC	
044243	04-30-2012	00514 FULTON HARDWARE INC	576.58
044244	04-30-2012	01214 HOMETOWN INSURANCE GROUP, INC	
044245	04-30-2012	01214 HOMETOWN INSURANCE GROUP, INC	15694.99
044246	04-30-2012	01218 HUMANA DENTAL	
044247	04-30-2012	01218 HUMANA DENTAL	1738.29
044248	04-30-2012	00909 INDEPENDENT PROTECTION SYSTEMS	295.00
044249	04-30-2012	00831 JEFF BOAK	80.00
044250	04-30-2012	00973 MELISSA KOSCO	107.96
044251	04-30-2012	01511 Mark Cozy	65.54
044252	04-30-2012	00094 OHIO EDISON COMPANY	16.71
044253	04-30-2012	00556 PRIDE HEATING & COOLING	75.00
044254	04-30-2012	00724 PUBLIC AGENCY TRAINING COUNCIL	295.00
044255	04-30-2012	00498 QUILL CORPORATION	654.59
044256	04-30-2012	02104 S.A. COMUNALE CO. INC.	640.00

## April 2012 Bill Listing

SPECIAL CHECK REGISTER BANK - 0002 - (Firstmerit Bank - General Checking) -  
 City of Canal Fulton 12:24:13 10 May 2012 PAGE: 6

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

044257	04-30-2012	02498 STAR2STAR COMMUNICATIONS	
044258	04-30-2012	02498 STAR2STAR COMMUNICATIONS	255.20
044259	04-30-2012	02498 STAR2STAR COMMUNICATIONS	169.00
044260	04-30-2012	02498 STAR2STAR COMMUNICATIONS	18.70
044261	04-30-2012	02498 STAR2STAR COMMUNICATIONS	16.20
044262	04-30-2012	02498 STAR2STAR COMMUNICATIONS	28.95
044263	04-30-2012	02402 STEVEN A. GINELLA JR	205.50
044264	04-30-2012	02301 TAMMY CHARLSON	171.35
044265	04-30-2012	02528 TIFFANY PARKER	50.00
044266	04-30-2012	01817 TOSHIBA BUSINESS SOLUTIONS	19.12
044267	04-30-2012	02210 TRI COUNTY CLERKS ASSOC.	10.00
044268	04-30-2012	00404 TRINER OIL CO.	581.98
044269	04-30-2012	00646 VERIZON WIRELESS	
044270	04-30-2012	00646 VERIZON WIRELESS	1381.81
044271	04-30-2012	02422 VIDACARE CORPORATION	217.01
044272	04-30-2012	00515 VISION SERVICE PLAN - (OH)	
044273	04-30-2012	00515 VISION SERVICE PLAN - (OH)	762.77
M12020	04-03-2012	00102 U. S. POSTMASTER	533.96
M12021	04-01-2012	00041 FIRSTMERIT BANK NA	91.21
M12022	04-13-2012	00041 FIRSTMERIT BANK NA	92.63
M12023	04-02-2012	00041 FIRSTMERIT BANK NA	437.85
M12024	04-20-2012	01135 DEER CREEK CONFERENCE CENTER	163.00
M12026	04-13-2012	02526 TASC (TOTAL ADMINISTRATIVE	450.00
M12028	04-27-2012	02449 PRESS+	1.50
M12029	04-30-2012	00162 STARK COUNTY AUDITOR	5578.75
OM1966	04-30-2012	00158 INTERNAL REVENUE SERVICE	1276.30
OM1967	04-30-2012	00158 INTERNAL REVENUE SERVICE	1441.97
OP1966	04-10-2012	02350 GROSS PAYROLL	58741.56
OP1967	04-24-2012	02350 GROSS PAYROLL	66537.37
***			328041.32

SPECIAL CHECK REGISTER BANK - 0007 - (Firstmerit Bank - Canal Boat Account) -  
 City of Canal Fulton 12:24:52 10 May 2012 PAGE: 1

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

M12025	04-23-2012	00041 FIRSTMERIT BANK NA	24.95
***			24.95

## April 2012 Bill Listing

SPECIAL CHECK REGISTER BANK - 0005 - (Huntington Bank - Checking) - City of  
Canal Fulton 12:30:08 10 May 2012 PAGE: 1

Check. Date.....	Vendor Name.....	Amount.....
M12027 04-06-2012	00379 STARK COUNTY HEALTH DEPT	13017.00
***		13017.00

SPECIAL CHECK REGISTER BANK - 0008 - (Paypal) - City of Canal Fulton  
12:56:24 10 May 2012 PAGE: 1

Check. Date.....	Vendor Name.....	Amount.....
M12030 04-30-2012	02405 PayPal	0.71
***		0.71

**Total Expenditures from All Bank Accounts: \$341,083.98**