

CITY OF CANAL FULTON
COUNCIL MEETING AGENDA
May 7, 2024

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

4. WORK SESSION

Stark County Health Department- *Todd Ascani*

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

6. CORRECTING & ADOPTING THE RECORD OF PROCEEDINGS

April 16, 2024 Council Meeting Minutes

7. REPORTS OF ADMINISTRATIVE OFFICERS

Senior Citizens

Community Service

Fire Chief-

Police Chief- *Civil Service Rules (VM)*

Engineer

Streets

Public Utilities

Planning/Zoning

Finance Director-

City Manager-

Mayor

Economic Dev. Director

Parks Director

Law Director-

8. THIRD READINGS

Ordinance 4-24: AN ORDINANCE CREATING CHAPTER 909: TEMPORARY STREET CLOSURES AND REPEALING ANY ORDINANCES IN CONFLICT THEREWITH.

Resolution 7-24: A RESOLUTION DECLARING IT NECESSARY TO LEVY AN ADDITIONAL 1.6 MILL TAX LEVY FOR THE PURPOSE OF PAYING FOR FIRE DEPARTMENT OPERATING AND CAPITAL EXPENSES FOR THE CITY OF

CANAL FULTON, OHIO PURSUANT TO OHIO REVISED CODE SECTIONS 5705.19(I) AND 5705.191, AND REQUESTING THE STARK COUNTY FISCAL OFFICER TO CERTIFY THE TOTAL CURRENT TAX VALUATION OF THE CITY AND THE DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED BY THAT LEVY.

9. SECOND READINGS

Resolution 9-24: A RESOLUTION OF THE CITY OF CANAL FULTON APPROVING SALE OF OBSOLETE PERSONAL PROPERTY

Resolution 11-24: A RESOLUTION OF THE CITY OF CANAL FULTON APPROVING THE SIXTH AMENDMENT TO THE 1997 CONTRACT FOR JOINT STAFFING AND FIRE SERVICES BETWEEN LAWRENCE TOWNSHIP AND THE CITY OF CANAL FULTON

10. FIRST READINGS

***Resolution 12-24:** A RESOLUTION OF THE CITY OF CANAL FULTON ESTABLISHING THE UNCERTIFIED PATROL OFFICER POSITION PAY RATE

Ordinance 5-24: An Ordinance Amending Ordinance 23-23, and Providing for Changes to Previously Authorized Appropriations.

"\$32,000.00 to account for Fire equipment purchases and training paid for by grants".

11. P.O.s

P.O. MV015434 to MV Asphalt in the amount of \$10,000 for Asphalt

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P.O. RG015423 to Canton Data Print
in the amount of \$6,595.51 for Spring
2024 Your Community News

P.O. RG015454 to John Jones
Chrysler Dodge Inc. in the amount of
\$22,500 for Durango Suv.

12. BILLS

13. OLD/NEW/OTHER BUSINESS

**14. REPORT OF PRESIDENT PRO
TEMPORE**

15. REPORT OF SPECIAL COMMITTEES

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

17. ADJOURNMENT

**CITY OF CANAL FULTON
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CALL TO ORDER

Mayor Schultz called the meeting to order at 6:00 p.m.

PLEDGE OF ALLEGIANCE

ROLL CALL

Council members present- Sue Mayberry, Doug Morgan, Scott Svab, Mark Cozy, Eric Whittington, and Mayor Schultz

City staff present- Economic Development Director and Clerk of Council, Alyssa Bettis; City Manager, Dan Bucher, Jr.; Finance Director, Bill Rouse; Police Chief, Sara Wilson; Service Director, Gary Hosking; Fire Chief, Shawn Yerian

Others present – Greg Santos, Joan Porter, Jacob Bostic

A motion was made to excuse Jeanann VanDenberg by Scott Svab

Second by Sue Mayberry

All Council members vote yes. Motion approved.

SWEAR IN

Fire Department- Jacob Bostic

A motion was made to accept the swear- in of Jacob Bostic by Sue Mayberry

Second by Eric Whittington

All Council members vote yes. Motion approved.

WORK SESSION

No work session.

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

No Comments.

CORRECTING & ADOPTING THE RECORD OF PROCEEDINGS

April 2, 2024 Council Meeting Minutes

A motion was made to approve the April 2, 2024 Council Meeting Minutes by Scott Svab

Second by Doug Morgan

All Council members vote yes. Motion approved.

REPORTS OF ADMINISTRATIVE OFFICERS

Senior Citizens- Mayor Schultz attended the Swiss steak dinner at the Senior Center.

Community Service- No report.

Fire Chief- Chief Yerian reports that they recently taught a CPR class for St. Phillips and James. The Fire Department will have a sprinkler outreach program on May 15th from 6:00 – 8:00 p.m. at the Safety Center.

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Chief Yerian asks for a voice motion from Council to accept the State Fire Marshall Equipment grant for \$2,7100.00. This will help the Fire Department purchase lighting for their trucks.

A motion was made to accept the State Fire Marshall Grant by Mark Cozy

Second by Eric Whittington

All Council members vote yes. Motion approved.

Chief Yerian reports that all of our federal grants have been submitted. Mayor Schultz asks Chief Yerian if there has been any progress with Adam Signs on putting Lawrence Township on the sign. Chief Yerian says they are waiting for better weather.

Police Chief- Monthly Report

Chief Wilson says she received a resignation notice from Hunter Anthony effective this Saturday. This coincides with the closing of our current application period and test.

Chief Wilson says the Eclipse event went really well and there were no major incidents.

Chief Wilson asks that Resolution 8-24, an agreement for the LOGIC Board, pass at the next meeting per their request. There is minor language change.

Ms. Mayberry asks about the sale of obsolete property, are they all going to be destroyed. Mr. McCallion says the Ohio Revised Code has a provision on how to get rid of items. One of the provisions says if you want to do it by internet auction, you have to have a resolution with an itemized list attached. The provided list is everything we intend to sell on govdeals.com, if it does not sell then it will be destroyed.

Engineer- No report.

Streets- Mr. Hosking reports that the Street Department has been working on patching, ditching and street repairs. Mr. Ferrebee has received all the salt that was on the list to be order.

Public Utilities- The Utility Department has been busy with testing at the sewer plant.

Planning/Zoning- There is a Board of Zoning Appeals meeting this month.

Finance Director- March Financial Report

Mr. Rouse reports that the March Income tax collections were down 1.5% compared to March of last year. Mr. Rouse says he believes this is a timing issue. Income tax is still up 3% from last year.

A motion was made to approve the March Financial Report by Doug Morgan

Second by Scott Svab

All Council members vote yes. Motion approved.

City Manager- Mr. Bucher thanks Stark Parks, the Schalmo Family YMCA, and The Canal Fulton Library for partnering with us for the total solar eclipse event. The Wild Yoga Studio had a yoga class during the event.

Resolution 10-24, this is in conjunction with the ODNR grant we received to build the new road. Mr. Bucher asks Council to pass this legislation under first reading in order to receive our reimbursement.

Mr. Bucher says everyone received an email about the street project bidding. The lowest bidder was Karvo, our Engineer is comfortable moving forward.

A motion was made to approve Karvo as lowest and best bidder for the 2024 street paving project by Sue Mayberry

Second by Scott Svab

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All Council members vote yes. Motion approved.

Mayor- Mayor Schultz says the city used to have a commission on disabilities. The commission fell apart during COVID. The purpose of the commission is to identify and make sure we are meeting the needs of the special needs people in our community. Mayor Schultz says the people from Echoing Ridge reached out in hopes to get the commission active again. The next meeting is 3:30 p.m. on May 2nd at City Hall.

National Day of prayer is May 2nd. The first prayer is at the Mulhauser gazebo at noon. The second meeting is at the St. Helena amphitheater at 7:00 p.m.

There is a Memorial Day dinner and concert on May 26th. The free dinner is at 6:00 p.m.

You can get tickets for the dinner at City Hall.

Mayor Schultz will be at the high school on May 10th working with the STEAM students who are considering an engineering career. We are using the water tower project we have in progress. The students are tasked with reviewing the engineering plans and cost.

The Fire Levy Campaign Committee is fully formed. The account is set up at Apple Creek Bank. Mayor Schultz says the goal is \$1000 for purchasing signs and door knockers.

JC Films is making a movie about the life of Brian Ziegler, a former Northwest basketball player. Brian was injured in a car accident and has an inspirational story. Brian also wrote a book.

Economic Dev. Director- Chamber Luncheon is April 25th. Timothy Dimoff is the speaker and the topic is AI.

We still have solar eclipse shirts at City Hall for \$10.

Parks Director- Bird house making class is April 24th at the Canalway Center.

There is a pickle ball camp on May 6th and May 7th.

Canalway Center is now open on the weekends. We have started to rent the paddle boats.

The St. Helena III will be taken out of the dry-dock after the Trout Derby.

Law Director- Mr. McCallion requests a brief executive session to discuss pending litigation.

THIRD READINGS

Resolution 6-24: A Resolution by the Council of the City of Canal Fulton, Ohio Establishing the Skyview Waterline Loan Program

A motion was made to approve Resolution 6-24 by Mark Cozy

Second by Eric Whittington

Ms. Mayberry apologizes. Ms. Mayberry says when this was first on the agenda she indicated that it was mentioned to be an easement and not a loan program. Ms. Mayberry says she did not pick up the document that was passed out in the executive session, which states it would be a loan program.

Ms. Mayberry asks if Aqua Ohio is involved in this. Mayor Schultz says no. Aqua Ohio does a lot more of this than we do, Mr. Dylewski reached out to them to determine what the market rate is for an easement of this size.

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Ms. Mayberry asks how many homes are involved in this loan program. Mayor Schultz says 15 or 16. They are all in city limits. Mr. Bucher met with one property owner who is not interested at all, they are happy with their well. Ms. Mayberry asks how we handle this. Mayor Schultz says when the property sells the new owners will be responsible.

Ms. Mayberry asks how the development of the land by the water tower is going, the Lockhart property. Ms. Mayberry asks how many homes will be built and how will we extend water and sewer to them. Mayor Schultz says the preliminary plan called for 128 homes. Ms. Mayberry says she thought it was 5 acre houses. Mayor Schultz says, no, that is what was auctioned originally.

Ms. Mayberry asks if this has gone through the Planning Commission. Mayor Schultz says, yes, we zoned it residential. Ms. Mayberry asks if they will be charged full tap in fees. Mayor Schultz says correct. Mayor Schultz says he has heard rumors that Mr. Lockhart wants to rezone 12 acres for commercial use. This would have to come back to the Planning Commission. Ms. Mayberry asks how many houses. Mayor Schultz says the original plan called for 128. Ms. Mayberry asks how much the land is for each home. Mayor Schultz says he guesses it would be \$60,000 - \$70,000. Ms. Mayberry clarifies that these will be homes. Mayor Schultz says, yes, that is how it is zoned.

All Council members vote yes, Motion approved.

SECOND READINGS

Ordinance 4-24: AN ORDINANCE CREATING CHAPTER 909: TEMPORARY STREET CLOSURES AND REPEALING ANY ORDINANCES IN CONFLICT THEREWITH.

Resolution 7-24: A RESOLUTION DECLARING IT NECESSARY TO LEVY AN ADDITIONAL 1.6 MILL TAX LEVY FOR THE PURPOSE OF PAYING FOR FIRE DEPARTMENT OPERATING AND CAPITAL EXPENSES FOR THE CITY OF CANAL FULTON, OHIO PURSUANT TO OHIO REVISED CODE SECTIONS 5705.19(I) AND 5705.191, AND REQUESTING THE STARK COUNTY FISCAL OFFICER TO CERTIFY THE TOTAL CURRENT TAX VALUATION OF THE CITY AND THE DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED BY THAT LEVY.

FIRST READINGS

Resolution 8-24: A RESOLUTION BY THE COUNCIL OF THE CITY OF CANAL FULTON, OHIO TO ENTER INTO AN AGREEMENT WITH LOCAL ORGANIZED GOVERNMENTS IN COOPERATION (L.O.G.I.C.)

A motion was made to suspend the rules on Resolution 8-24 by Mark Cozy

Second by Scott Svab

All Council members vote yes. Motion approved.

A motion was made to pass Resolution 8-24 under suspension by Mark Cozy

Second by Scott Svab

All Council members vote yes. Motion approved.

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Resolution 9-24: A RESOLUTION OF THE CITY OF CANAL FULTON APPROVING SALE OF OBSOLETE PERSONAL PROPERTY

Resolution 10-24: A RESOLUTION BY THE COUNCIL OF THE CITY OF CANAL FULTON, OHIO TO ENTER INTO AN AGREEMENT WITH THE OHIO DEPARTMENT OF NATURAL RESOURCES FOR CAPITAL IMPROVEMENT COMMUNITY PARK PASS THROUGH GRANT

A motion was made to suspend the rules on Resolution 10-24 by Mark Cozy

Second by Scott Svab

All Council members vote yes. Motion approved.

A motion was made to pass Resolution 10-24 under suspension by Doug Morgan

Second by Scott Svab

All Council members vote yes. Motion approved.

Resolution 11-24: A RESOLUTION OF THE CITY OF CANAL FULTON APPROVING THE SIXTH AMENDMENT TO THE 1997 CONTRACT FOR JOINT STAFFING AND FIRE SERVICES BETWEEN LAWRENCE TOWNSHIP AND THE CITY OF CANAL FULTON

P.O.s

P.O. RG015413 to Clark, Schaeffer & Hackett in the amount of \$26,000.00 for 2023 Financial Audit

P.O. RG015420 to Ohio Drilling Co. Inc. in the amount of \$30,000 for Clean Well #7

P.O. RG015407 to Holderbaum Sewer & Drain, INC. in the amount of \$8,500 for Pull & Reinstall Brick Relay Base at Locust and Market

A motion was made to approve all Purchase orders by Doug Morgan

Second by Mark Cozy

All Council Members vote yes. Motion approved.

BILLS

March Invoices- \$839,511.36

A motion was made to approve the March Invoices by Scott Svab

Second by Doug Morgan

All Council members vote yes. Motion approved.

OLD/NEW/OTHER BUSINESS

No report.

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REPORT OF PRESIDENT PRO TEMPORE

No report.

REPORT OF SPECIAL COMMITTEES

No report.

CITIZENS COMMENTS – Open Discussion (Five Minute Rule)

Gary Hosking

VFW Post 9795

Mr. Hosking says they are in the process of changing the Memorial Day Parade to start at 9:00 a.m. on May 27th.

The VFW is bringing back the steak and pork chop dinner on the third Saturday of every month.

ADJOURNMENT

A motion was made to adjourn to executive session at 6:40 p.m. to discuss pending litigation by Scott Svab

Second by Mark Cozy

All Council members vote yes. Motion approved.

A motion was made to return to regular session at 6:45 p.m. by Doug Morgan

Second by Sue Mayberry

All Council members vote yes. Motion approved.

A motion was made to dismiss the lawsuit against the Boaks by Scott Svab

Second by Mark Cozy

All Council members vote yes. Motion approved.

Meeting adjourned

RECORD OF ORDINANCES

GOVERNMENT FORMS & SUPPLIES 844-224-3338 FORM NO. 30043

Ordinance No. 4-24

Passed _____, 20____

AN ORDINANCE CREATING CHAPTER 909: TEMPORARY STREET CLOSURES AND REPEALING ANY ORDINANCES IN CONFLICT THEREWITH.

WHEREAS, the Council of the City of Canal Fulton wishes to create an ordinance to address temporary street closures.

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

Chapter 909 of the Codified Ordinances, Temporary Street Closures, is hereby created as described in Exhibit A.

Joseph A. Schultz, Mayor

ATTEST:

Alyssa Bettis, Clerk of Council

I, Alyssa Bettis, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Ordinance _____, 24, duly adopted by the Council of the City of Canal Fulton, on the date of _____, 2024, and that publication of the foregoing Ordinance was duly made by listing same on the City's website and by posting true and correct copies thereof at three of the most public places in said corporation as determined by Council as follows: Canal Fulton Post Office, Canal Fulton Public Library and Canal Fulton City Hall, each for a period of fifteen days, commencing on the _____ day of _____, 2024.

Alyssa Bettis, Clerk of Council

STREET CLOSURE ORDINANCE

A. This section shall apply to all special events or temporary street or sidewalk closures to be conducted within the city.

B. Definitions.

1. For purposes of this section, a “temporary street or sidewalk closure” shall mean any special event or similar occurrence to be conducted within any portion of a street or sidewalk located within the limits of the City, to which all owners, residents, and tenants of properties situated on or within the area give their written consent, which is solely sponsored by such owners, residents, and tenants, and is not for any commercial or advertising purposes or for profit.
2. For purposes of this section, a “special event” shall mean a block party, festival, parade, celebration, concert, neighborhood gathering, road race, picnic, sale, or any other large party or gathering that is advertised or promoted to others which requires a temporary street or sidewalk closure.
3. Any special event or temporary street or sidewalk closure authorized in whole or in part by the City for municipal purposes, including but not limited to events of general civic or public nature, is exempt from this section.

C. Permit Required.

1. It shall be unlawful for a person in any way to advertise, promote, solicit, induce participation in, or otherwise control, organize, or arrange for, a special event or temporary street or sidewalk closure unless a permit has first been issued by the City Manager.
2. No person shall violate the terms of a permit issued in accordance this section, nor participate in any permitted activity under this section over the objection of the permittee.
3. No person without a valid permit under this section shall interfere with the progress with, or orderly conduct of, a special event or temporary street or sidewalk closure in any manner.

D. Application for a Permit. An application for a permit for a special event or temporary street or sidewalk closure shall be provided as a form by the City Manager and shall contain all of the following information to be completed by the applicant:

1. The name, residential and business address, and phone number of each person and organization sponsoring a special event or temporary street or sidewalk closure.
For an organization, the application shall contain such information for:
 - i. The president, chairman, or otherwise highest-ranking officer of the organization, and
 - ii. All persons having a position of management or control in such organization who are or will be engaged in advertising, promoting, soliciting, inducing participation in, or otherwise controlling, organizing, or arranging for, such special event or temporary street or sidewalk closure;
2. The date(s) and time(s), listed by hour, of such special event or temporary street or sidewalk closure;
3. The block(s), street(s), address(es), or intersection(s) in which such special event or temporary street or sidewalk closure will occur;
4. The estimated number of persons who will participate in or otherwise attend such special event or temporary street or sidewalk closure;
5. The purpose of the special event or temporary street or sidewalk closure;
6. Whether parking is requested to be restricted or prohibited during the special event or temporary street or sidewalk closure;
7. Whether charity, gratuity, or offerings will be solicited to or accepted by participants, or whether sales of food, beverages, merchandise, or any other good will occur;
8. Whether alcoholic beverages will be sold, served, or otherwise provided to participants. If applicant's answer is in the affirmative, then a copy of any permit to disperse alcohol or application for such permit pursuant to R.C. Chapter 4301 shall accompany the permit application;
9. The written consent of each of the owners, residents, and tenants of properties situated on or within the block(s), street(s), address(es), or intersection(s) in which such special event or temporary street or sidewalk closure will occur; and
10. Any other information that the City Manager deems reasonably necessary to carry out his or her duties under this section.

- E. Fees. A nonrefundable fee to cover the administrative costs of processing the permit shall be paid to the City by the person applying for the permit at the time of filing the application. The City Manager shall determine the amount any permit fee(s).
- F. Time of Filing. The application shall be filed with the City Manager no later than fourteen (14) days prior to the scheduled date of such special event or temporary street or sidewalk closure. Failure to within this period is sufficient grounds for denial of a permit.
- G. Litter Collection. Applicants shall provide for the collection and removal of all trash, garbage, and litter caused or arising out of such special event or temporary street or sidewalk closure.
- H. Hold Harmless. Applicants shall agree to indemnify and hold harmless the City and its councilmen, boards, commissions, officers, employees, and agents from all lawsuits, actions, damages, or legal claims to which the City may be subject to resulting from, arising out of, or caused by such special event or temporary street or sidewalk closure and any activities permitted in connection therewith. Applicants shall agree to solely assume the defense and liability of, and will pay the costs of, any such lawsuits, actions, damages, or legal claims as described herein.
- I. Conditions for Issuance of a Permit. Any permit granted under this section may contain conditions reasonably calculated to minimize any dangers or hazards at risk to pedestrian or vehicular traffic and to the public health, safety, tranquility, and welfare. Such conditions include, but are not limited to, changes in time, duration, number of participants, location, or sound.
- J. Standard for Issuance of a Permit. A permit may be issued by the City Manager upon his or her consideration of the application and from other information which may otherwise be obtained, and all the following conditions exist at the time the permit is issued:
 - 1. The applicant has not knowingly and with intent to deceive made any false, misleading, or fraudulent statements of material fact in the application for a permit or in any other documents required pursuant to this section, nor has the applicant procured fraud or unlawful action in obtaining all requirements of the application for a permit;

2. The applicant successfully completes the application in accordance with the standards provided in this section, pays any fee required in advance, and agrees to any other conditions that are imposed in the issued permit;
3. The time, duration, size, and location of the special event or temporary street or sidewalk closure will not substantially disrupt the orderly or safe movement of pedestrian or vehicular traffic, nor unduly disrupt the health, safety, tranquility, or welfare of citizens within the City;
4. The special event or temporary street or sidewalk closure will not unduly disrupt or interfere with the orderly operation of parks, hospitals, churches, schools, or other public and quasi-public institutions in the City;
5. The special event or temporary street or sidewalk closure will not unduly disrupt or interfere with the regular operation, undertaking, or activity of businesses, organizations, firms, storefronts, or other private enterprises in the City;
6. The special event or temporary street or sidewalk closure is of such nature as to comply with the law and morals of the City and any other specified goals or purposes deemed reasonably necessary by the City;
7. The special event or temporary street or sidewalk closure is of such nature that it will not require the diversion of so great a number of police officers of the City so as to prevent normal police protection of the city, nor unduly interfere with the movement of any emergency personnel or equipment en route to such emergencies within the City;
8. The applicant reasonably and in good faith informs all persons listed in subsection D of this section and all persons otherwise participating in such special event or temporary street or sidewalk closure of the terms and conditions of such issued permit and all the applicable laws thereto; and
9. The special event or temporary street or sidewalk closure will not conflict with or interfere with another special event or temporary street or sidewalk closure for which a permit has been granted or any City-sponsored event, function, or occurrence.

K. Notice of Issuance or Denial. Written notice of the issuance or denial of a permit shall be provided within ten (10) days of receipt of an application, or as soon as possible if

received less than fourteen (14) days in advance of the proposed date of the special event or temporary street or sidewalk closure. If a permit is denied, the written notice shall state the reason(s) for denial, which may include any reason deemed necessary by the City Manager or the City, notwithstanding these provisions.

- L. Revocation of Permit. Any permit for a special event or temporary street or sidewalk closure may be revoked by the City Manager at any time upon his or her reasonable determination that the health, safety, tranquility, morals, laws, or welfare of the public or property is at risk by any reason, including but not limited to emergency, disaster, calamity, disorder, riot, traffic conditions, violation of this section or of any specific permit terms and conditions, or undue burden of public services. Notice of revocation of a permit shall be delivered in writing to at least one person named upon the permit by personal service or by certified mail, or either orally, in writing, by personal contact or service, or by telephone if such special event or temporary street or sidewalk closure has commenced and it is reasonable in ensuring prompt notice. Continuance of such special event or temporary street or sidewalk closure after such notice of revocation has been delivered is unlawful.
- M. Reservations of the City. It is the exclusive authority of the City to issue, deny, or revoke any permit under this section, and may limit or expand the circumstances, conditions, and standards of issuing a permit under this section. A permit issued under this section is ultimately subject to those certain terms and conditions specified by the City Manager in the issued permit, notwithstanding these provisions.
- N. Penalty. Whoever violates any provision of this section is guilty of a Fourth Degree Misdemeanor (M4).

RECORD OF RESOLUTIONS

BEAR GRAPHICS 800-325-6094 FORM NO. 30045

Resolution No. 7-24 Passed _____, 20____

A RESOLUTION DECLARING IT NECESSARY TO LEVY AN ADDITIONAL 1.6 MILL TAX LEVY FOR THE PURPOSE OF PAYING FOR FIRE DEPARTMENT OPERATING AND CAPITAL EXPENSES FOR THE CITY OF CANAL FULTON, OHIO PURSUANT TO OHIO REVISED CODE SECTIONS 5705.19(I) AND 5705.191, AND REQUESTING THE STARK COUNTY FISCAL OFFICER TO CERTIFY THE TOTAL CURRENT TAX VALUATION OF THE CITY AND THE DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED BY THAT LEVY.

WHEREAS, this Council finds that the amount of taxes which may be raised within the ten-mill limitation by levies on the current tax duplicate will be insufficient to provide an adequate amount for the necessary requirements of the City and that it is necessary to levy an additional 1.6 mill tax in excess of that limitation for the purpose of paying for Fire Department operating and capital expenses for the City; and

WHEREAS, in accordance with Division (B) of Section 5705.03 of the Revised Code, in order to submit the question of a tax levy pursuant to Sections 5705.19(I) and 5705.191 of the Revised Code, this Council must request that the Stark County Fiscal Officer certify (i) the total current tax valuation of the City and (ii) the dollar amount of revenue that would be generated by the proposed levy; and

WHEREAS, in accordance with Division (B) of Section 5705.03 of the Revised Code, upon receipt of a certified copy of a resolution of this Council declaring the necessity of the tax, stating its purpose, whether it is an additional levy or a renewal or a replacement of an existing tax, and the section of the Revised Code authorizing its submission to the electors, and requesting such certification, the Stark County Fiscal Officer is to certify the total current tax valuation of the City and the dollar amount of revenue that would be generated by the proposed levy;

NOW, THEREFORE, BE IT ORDAINED BY THE Council of the City of Canal Fulton, Stark County, Ohio, not less than two-thirds of all members elected thereof concurring, that:

Section 1: This Council hereby finds, determines and declares that the amount of taxes which may be raised within the ten-mill limitation by levies on the current tax duplicate will be insufficient to provide an adequate amount for the necessary requirements of the City, that it is therefore necessary to levy an additional 1.6 mill ad valorem property tax outside of the ten-mill limitation for the purpose of paying for Fire Department operating and capital expenses for the City, for a period of five years, and that it intends to submit the question of that additional levy to the electors of the City at an election on November 5, 2024 as authorized by Sections 5705.19(I) and 5705.191 of the Revised Code. If approved, that 1.6 mill tax would be first levied in tax year 2025, for first collection in calendar year 2026.

Section 2: This Council requests the Stark County Fiscal Officer to certify to it both (i) the total current tax valuation of the City and (ii) the dollar amount of revenue that would be generated by the additional levy specified in Section 1.

Section 3: The Clerk of Council is directed to deliver a certified copy of this Resolution to the Stark County Fiscal Officer.

RECORD OF RESOLUTIONS

BEAR GRAPHICS 800-325-8094 FORM NO. 30045

Resolution No.

7-24

Passed

, 20

Section 4:

This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in an open meeting of this Council and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Joseph A. Schultz, Mayor

ATTEST:

Alyssa Bettis, Clerk of Council

I, Alyssa Bettis, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Ordinance _____, 24, duly adopted by the Council of the City of Canal Fulton, on the date of _____, 2024, and that publication of the foregoing Ordinance was duly made by listing same on the City's website and by posting true and correct copies thereof at three of the most public places in said corporation as determined by Council as follows: Canal Fulton Post Office, Canal Fulton Public Library and Canal Fulton City Hall, each for a period of fifteen days, commencing on the _____ day of _____, 2024.

Alyssa Bettis, Clerk of Council

RECORD OF RESOLUTIONS

BEAR GRAPHICS 800-325-8094 FORM NO. 30045

Resolution No. 9-24 Passed _____, 20____

RESOLUTION NO. 2024-XXX

A RESOLUTION OF THE CITY OF CANAL FULTON APPROVING SALE OF OBSOLETE PERSONAL PROPERTY

WHEREAS, the City of Canal Fulton is a municipal corporation under the laws of the State of Ohio; and

WHEREAS, the City police department is in possession of personal property that is no longer needed for municipal purposes, and is otherwise obsolete and not needed by the City; and

WHEREAS, a list of the obsolete property is set forth in the list attached hereto as Exhibit A;

WHEREAS, the City desires to sell or dispose of the property on the list attached hereto as Exhibit A as authorized by ORC 721.15;

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

1. The equipment and personal property on the list attached hereto as Exhibit A is obsolete, not needed, and unfit for public use.
2. The City Manager is authorized to sell the property on Exhibit A by internet auction.
3. The internet auction shall be conducted on GovDeals.com pursuant to their standard terms and conditions of sale, but in no event shall the property be open for bidding for less than ten (10) days.
4. The City Manager, working with the Chief of Police, will determine whether a minimum price will be required for any property.
5. The City Manager is authorized to discard or salvage any property on Exhibit A that does not sell at auction.
6. The City Manager is authorized to execute all documents consistent with this Resolution, including executing any contracts with GovDeals.com to conduct the auction. To the extent that any exemptions are necessary under the City Ordinances and contracting procedures to effectuate the Resolution, they shall be deemed approved by the adoption of this Resolution.
7. It is found and determined that all formal actions of City Council relating to the adoption of this Resolution were adopted in an open meeting of City Council in compliance with all legal requirements.
8. Upon adoption of this Resolution the City Manager is directed to publish notice of the internet auction as required by ORC 721.15(D).

ADOPTED by the City Council and APPROVED by the Mayor this ____
day of
____, 2024.

CITY OF CANAL FULTON

RECORD OF RESOLUTIONS

BEAR GRAPHICS 800-325-8084 FORM NO. 30045

Resolution No. 9-24 Passed _____, 20____

ATTEST:

Joseph Shultz, Mayor

Alyssa Bettis, City Clerk

APPROVED AS TO FORM:

Alex J. McCallion, Law Director

RESOLUTION NO. 2024-XXX
1

4887-3677-7654, v.

Canal Fulton Police Department

Address: 1165 Locust St, Canal Fulton, OH 44614

Phone: (330) 854-2211



Destruction Notice - To Be Destroyed Items

- **5 TAZER x26 Holsters (Black)**
- **3 TAZER x26's Handles**
 - SN: X00-266274
 - SN: X00-473763
 - SN: X00-755314
- **7 TAZER Batteries**
 - SN: E18810704
 - SN: E18109419
 - SN: E18683440
 - SN: E18810701
 - SN: E191394YA
 - SN: E18109382
 - SN: No Serial Number Listed
- **1 Konica Minolta Bizhub C224E Printer**
 - Model Number: C302300
 - SN: ASC4011003787
- **2 Dell Hard Drives with Wires**
 - TH-0C1294-17971-394-79SL
 - TH-0FD828-17971-89P-BAVM
- **1 Whalen Lightbar (Red/Blue)**
 - SN: 151897
- **2 VECON Code 3 Control Modules**
 - SN: JJ00998165
 - SN: PAV001619
- **2 Watchguard Unit Combo with Dash Cam & Light**
 - SN: DV10-169561
 - SN: RX090905160

Canal Fulton Police Department

Address: 1165 Locust St, Canal Fulton, OH 44614

Phone: (330) 854-2211



Destruction Notice - To Be Destroyed Items

- **3 Gamber Johnson Computer Mounts**
 - SN: 07610AZU009
 - SN: 27010AZU026
 - SN: 07610AZU035

- **1 Python 3 Radar Unit Combo with Antenna**
 - SN: PYT831002911

- **1 PBT CMI Intoxilyzer S-D2**
 - SN: 108043

- **2 Intoxilyzers (No Manufacturer Printed)**
 - SN: 1241642
 - SN: 1227889

- **11 MPH Radar Units**
 - SN: BEN653010583
 - SN: BEN653010582
 - SN: BEE930001383
 - SN: BEE6640003026
 - SN: BEE664004970
 - SN: BEN653008711
 - SN: BEN653013655
 - SN: BEN653023822
 - SN: REM969002875
 - SN: BEN653013654
 - SN: REM971000694

Canal Fulton Police Department

Address: 1165 Locust St, Canal Fulton, OH 44614

Phone: (330) 854-2211



Destruction Notice - To Be Destroyed Items

- **1 NETGEAR Firewall Device**
 - SN: 1DF26B10020E
- **2 Linksys CISCO WiFi Device**
 - SN: VAM57U0JRA
 - SN: 10E10J03213700
- **1 CISCO Firewall Device**
 - SN: 809074844
- **1 Sony Audio Recorder**
 - SN: 5131016
- **1 Office Connect Device**
 - SN: LK2G570010664
- **4 Panasonic Toughbook Laptops**
 - SN: 9LKYA03534
 - SN: 8BKYA09407
 - SN: 7DKYA08407
 - SN: 8DKYA27049
- **1 DVD Player**
 - Model Number: LH-20A1HX
 - No S/N
- **4 Dell Keyboards**
- **3 Watchguard Systems**
 - SN: RX100511823
 - SN: 417100
 - SN: 468647

Canal Fulton Police Department

Address: 1165 Locust St, Canal Fulton, OH 44614

Phone: (330) 854-2211



Destruction Notice - To Be Destroyed Items

- **5 Motorola Radios (Model Number : D43LRA7PA5BK)**

- SN: 778TRGC754
- SN: 778TRGC730
- SN: 778TRGC858
- SN: 778TRGC899
- SN: 778TSW0572

- **Motorola P110 Portable Radio**

- *No Serial Number Specified*

- **6 Motorola Portable Radio Chargers**

- **10 Motorola Portable Radio Batteries**

- **2 Motorola PR400's Portable Radios**

- *No Serial Number Specified*

- **5 Motorola P200 Portable Radios With Mics**

- SN: 792TRGB639
- SN: 792TRGB633
- SN: 792TRGB640
- SN: 792TRGB632
- SN: 792TRGB625

- **1 Motorola HT600 Portable Radio**

- SN: 651ASQ2059

Canal Fulton Police Department

Address: 1165 Locust St, Canal Fulton, OH 44614

Phone: (330) 854-2211



Destruction Notice - To Be Destroyed Items

Officer Taking Property: Sgt. Lance Priest #8

Officer Signature: _____

Sgt. Lance Priest #8

Agency Head: Chief Sara Wilson #33

Agency Head Signature: _____

RECORD OF RESOLUTIONS

BEAR GRAPHICS 800-325-8094 FORM NO. 30045

Resolution No. 11-24 Passed _____, 20____

RESOLUTION NO. 2024-XXX

A RESOLUTION OF THE CITY OF CANAL FULTON APPROVING THE SIXTH AMENDMENT TO THE 1997 CONTRACT FOR JOINT STAFFING AND FIRE SERVICES BETWEEN LAWRENCE TOWNSHIP AND THE CITY OF CANAL FULTON

WHEREAS, the City of Canal Fulton is a municipal corporation under the laws of the State of Ohio; and

WHEREAS, the City has previously entered into a Contract with the Township of Lawrence for staffing and fire services, including five amendments thereto, with the most recent amendment titled the Fifth Amendment to The 1997 Contract For Joint Staffing and Fire Services Between Lawrence Township and The City Of Canal Fulton, dated April 1, 2013; and

WHEREAS, the City Council deems it appropriate and in the best interests of the City to execute a Sixth Amendment to The 1997 Contract For Joint Staffing and Fire Services Between Lawrence Township and The City Of Canal Fulton ("Sixth Amendment");

WHEREAS, a copy of the Sixth Amendment is attached to this Resolution as Exhibit A.

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

1. The Sixth Amendment to The 1997 Contract For Joint Staffing and Fire Services Between Lawrence Township and The City Of Canal Fulton is authorized and approved.
2. The City Manager is authorized to execute all documents consistent with this Resolution, including the Sixth Amendment. To the extent that any exemptions are necessary under the City Ordinances and contracting procedures to effectuate the Sixth Amendment, they shall be deemed approved by the adoption of this Resolution.
3. It is found and determined that all formal actions of City Council relating to the adoption of this Resolution were adopted in an open meeting of City Council in compliance with all legal requirements.

ADOPTED by the City Council and APPROVED by the Mayor this ____
day of
____, 2024.

CITY OF CANAL FULTON

Joseph Shultz, Mayor

ATTEST:

RECORD OF RESOLUTIONS

BEAR GRAPHICS 800-325-8094 FORM NO. 30045

Resolution No. 11-24 Passed _____, 20____

Alyssa Bettis, City Clerk

APPROVED AS TO FORM:

Alex J. McCallion, Law Director

RESOLUTION NO. 2024-XXX
5638, v. 1

4876-9547-

RECORD OF RESOLUTIONS

BEAR GRAPHICS 800-325-8094 FORM NO. 30045

Resolution No. 12-24 Passed _____, 20____

RESOLUTION NO. 2024-XXX

A RESOLUTION OF THE CITY OF CANAL FULTON ESTABLISHING THE UNCERTIFIED PATROL OFFICER POSITION PAY RATE

WHEREAS, the City of Canal Fulton is a municipal corporation under the laws of the State of Ohio; and

WHEREAS, the City Council previously deemed it appropriate and in the best interests of the City to create the position of an Uncertified Patrol Officer; and

WHEREAS, the City intends to permit the Police Department to hire uncertified patrol officers, who will then attend the police academy as employees of the City and become certified police officers for the City upon graduation; and

WHEREAS, this resolution is intended to establish the weekly pay rate for the Uncertified Patrol Officer Position.

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

1. The City hereby authorizes the paid position of an uncertified patrol officer at a weekly rate of \$971.20 per week; and
2. The Uncertified Patrol Officer Position is not eligible for overtime; and
3. The Police Department is authorized to advertise the position in accordance with the Rules and Regulations of the Civil Service Commission of the City of Canal Fulton; and
4. The Police Department is authorized to hire uncertified patrol officer(s) with the intent of those employees attending the police academy and becoming certified police officers.

ADOPTED by the City Council and APPROVED by the Mayor this 2nd day of April, 2024.

CITY OF CANAL FULTON

Joseph Shultz, Mayor

ATTEST:

Alyssa Bettis, City Clerk

APPROVED AS TO FORM:

Alex J. McCallion, Law Director

RESOLUTION NO. 2024-XXX

1

4870-7152-6321, v.

RECORD OF ORDINANCES

GOVERNMENT FORMS & SUPPLIES 844-224-3338 FORM NO. 30043

Ordinance No. 5-24

Passed _____, 20____

An Ordinance Amending Ordinance 23-23, and
Providing for Changes to Previously Authorized
Appropriations.

WHEREAS, it is necessary for the City of Canal Fulton to authorize additional appropriations for current expenses and other expenditures for the fiscal year ending December 31, 2024, which were not anticipated or included in Ordinance 23-23, as the City's 2024 Appropriation Ordinance, and

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

Section 1: City Council authorizes the Finance Director to increase the appropriations in the Fire/EMS Fund (#222) by \$32,000.00 to account for equipment purchases and training paid for by grants.

Fund/Department	Previously Approved	Change	New Appropriation
Fire/EMS Fund #222			
Fire/EMS Fund (222.210.5715)	\$314,450.00	\$32,000.00	\$346,450.00

Section 2: This Ordinance shall take effect and be in full force and effect from and after the earliest period allowed by law.

Joseph A. Schultz, Mayor

ATTEST:

Alyssa Bettis, Clerk of Council

I, Alyssa Bettis, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Ordinance _____, 24, duly adopted by the Council of the City of Canal Fulton, on the date of _____, 2024, and that publication of the foregoing Ordinance was duly made by listing same on the City's website and by posting true and correct copies thereof at three of the most public places in said corporation as determined by Council as follows: Canal Fulton Post Office, Canal Fulton Public Library and Canal Fulton City Hall, each for a period of fifteen days, commencing on the _____ day of _____, 2024.

Alyssa Bettis, Clerk of Council

**City of Canal Fulton**

155 East Market Street,
Canal Fulton, Ohio 44614
330-854-2225

PURCHASE ORDER**P.O. NUMBER** MV015434**REQUISITION****P.O. DATE** 04/24/2024**REQUEST BY** TM**TERMS** NO**VENDOR #** 02769

ACCOUNT	AMOUNT
391.360.5730	#####

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

TO: M.V. ASPHALT
FOR PATCHING AND PAVING ROADS

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

FEDERAL ID # 34-60000498

QUANTITY	UNIT	DESCRIPTION	PRICE / UNIT	AMOUNT
		ASPHALT		\$10,000.00

THIS PURCHASE ORDER IN EXCESS OF
\$5,000 WAS APPROVED BY A MOTION OF
CANAL FULTON CITY COUNCIL ON
____ / ____ / ____.

TOTAL: \$10,000.00**FISCAL OFFICER'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 or authorized or directed for such purpose and is in the Treasury or in process of collection to the credit of the appropriate fund(s), free from any obligation or certification now outstanding.

Finance Director DATE

City Manager/Mayor DATE

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

**City of Canal Fulton**

155 East Market Street,
Canal Fulton, Ohio 44614
330-854-2225

PURCHASE ORDER**P.O. NUMBER RG015423****REQUISITION****P.O. DATE 04/15/2024****REQUEST BY TM****TERMS NO****VENDOR # 01816**

ACCOUNT	AMOUNT
101.120.5320	\$6,595.51

DELIVER TO: **CANAL FULTON ADMINISTRATION**
155 E. MARKET ST.
SUITE #A
CANAL FULTON, OH 44614

TO: **CANTON DATA PRINT INC.**
2617 CLEVELAND AVE. NW

CANTON, OHIO 44709-3307

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

FEDERAL ID # 34-60000498

QUANTITY	UNIT	DESCRIPTION	PRICE / UNIT	AMOUNT
		SPRING 2024 YOUR COMMUNITY NEWS		\$6,595.51

THIS PURCHASE ORDER IN EXCESS OF
\$5,000 WAS APPROVED BY A MOTION OF
CANAL FULTON CITY COUNCIL ON
____/____/____.

TOTAL: \$6,595.51**FISCAL OFFICER'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 or authorized or directed for such purpose and is in the Treasury or in process of collection to the credit of the appropriate fund(s), free from any obligation or certification now outstanding.

Finance Director DATE

City Manager/Mayor DATE

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

**City of Canal Fulton**

155 East Market Street,
Canal Fulton, Ohio 44614
330-854-2225

PURCHASE ORDER**P.O. NUMBER** RG015454**REQUISITION****P.O. DATE** 05/02/2024**REQUEST BY** TM**TERMS** NO**VENDOR #** 03672

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

TO: JOHN JONES CHRYSLER DODGE INC
1735A N. GARDNER LANE
PO BOX 100
CORYDON, IN 47112

ACCOUNT	AMOUNT
393.210.5710	#####

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

FEDERAL ID # 34-60000498

QUANTITY	UNIT	DESCRIPTION	PRICE / UNIT	AMOUNT
		DURANGO SUV		\$22,500.00

THIS PURCHASE ORDER IN EXCESS OF
\$5,000 WAS APPROVED BY A MOTION OF
CANAL FULTON CITY COUNCIL ON
____ / ____ / ____.

TOTAL: \$22,500.00**FISCAL OFFICER'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 or authorized or directed for such purpose and is in the Treasury or in process of collection to the credit of the appropriate fund(s), free from any obligation or certification now outstanding.

Finance Director DATE

City Manager/Mayor DATE

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

