

CITY OF CANAL FULTON
CITY COUNCIL MEETING AMENDED AGENDA
February 18, 2014

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. ROLL CALL
4. REPORTS OF STANDING COMMITTEES
5. CITIZENS' COMMENTS – AGENDA MATTERS
(Five Minutes per Individual – No Yield)
6. CORRECTING & ADOPTING THE RECORD OF PROCEEDINGS
 - December 4, 2014
7. REPORTS OF ADMINISTRATIVE OFFICERS
 - o Senior Citizens
 - o Community Service – Written Report
 - o Fire Chief – Written Report
 - o Police Chief – Written Report
 - o Engineer/Streets/Public Utilities - Report
 - o Finance Director – January Financials
 - o City Manager – Report
 - Voice Motion Teamsters Contract
 - o Report of Mayor
 - TIRC Appt – Bob Schaeffer
 - Civil Service Appt – Ron Fallert
 - Planning Commission Appts – Don Schwendliman & John Workman
 - Historical Planning Commission Appts – Hal Hardie and John Workman
 - o Parks & Recreation Board
 - o Law Director

8. THIRD READINGS

Resolution 1:14: A Resolution by the Council of the City of Canal Fulton, Ohio to Enter into an Agreement with CTI Engineers, Inc. to Provide Professional Engineering Services for the Locust Street Sanitary Sewer and Waterline Extension and Declaring an Emergency.

9. SECOND READINGS

Ordinance 2-14: An Ordinance Amending Ordinance 31-13, and Providing for Changes to Previously Authorized but Not Yet Executed Transfers

10. FIRST READINGS

Resolution 3-14: A Resolution By the Council of the City of Canal Fulton, Ohio to enter into a

Memorandum of Understanding for the Technical Assistance Between the City for Canal Fulton and the Stark County, Ohio Soil and Water Conservation District.

Ordinance 5-14: An Ordinance Amending Ordinance 9-13, Rates of Pay for Full-time Non-bargaining Employees, and Repealing Any Ordinances in Conflict Therewith.

Resolution 4-14: A Resolution by the Council of the City of Canal Fulton Ohio to enter into a Contract with the City of Massillon, Ohio Law Department Providing for Prosecution of Criminal and Traffic Offenders in the Massillon Municipal Court and Performance of Other Related Traffic and Criminal Legal Services for Canal Fulton, Ohio and Declaring an Emergency

Ordinance 6-14: An Ordinance Amending Ordinance 31-13, and Providing for Supplemental Appropriations for the Current Expenses and Other Expenditures of the City of Canal Fulton, County of Stark, Ohio, for the Fiscal Year Ending December 31, 2014.

11. P.O.s

P.O. 9164: to Stryker Medical Co. in the amount of \$31,604.32 for Powered Lift Cots \$7,901.08 Local Match and 23,703.24 Ohio BWC Grant City's Match to Ohio Bureau of Worker's

P.O. 9151: to Cargill, Inc. in the amount of \$20,000.00 for Road Salt

P.O. 9153: to Huntington National Bank in the Amount of \$45,906.25 for Northwest Schools Waterline

12. BILLS - \$325,637.91

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

RECORD OF RESOLUTIONS

Digby Legal Blank, Inc., Item No. 3005

Resolution No. 4-14

Passed _____

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UNDER SUSPENSION OF THE RULES

A RESOLUTION BY THE COUNCIL OF THE CITY OF CANAL FULTON, OHIO TO ENTER INTO A CONTRACT WITH THE CITY OF MASSILLON, OHIO LAW DEPARTMENT PROVIDING FOR PROSECUTION OF CRIMINAL AND TRAFFIC OFFENDERS IN THE MASSILLON MUNICIPAL COURT AND PERFORMANCE OF OTHER RELATED TRAFFIC AND CRIMINAL LEGAL SERVICES FOR CANAL FULTON, OHIO AND DECLARING AN EMERGENCY.

WHEREAS, the City of Canal Fulton, Ohio has sought a proposal for performance of various prosecutorial services, and

WHEREAS, the City of Massillon, Ohio has submitted a contractual proposal for same that is acceptable to the City.

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

SECTION 1:

The City of Canal Fulton, Ohio agrees to enter into a contract with the City of Massillon Ohio Law Department providing for prosecution of criminal and traffic offenders in the Massillon Municipal Court and performance of other related traffic and criminal legal services for the City of Canal Fulton for the period of February 1, 2014 through and including January 31, 2015 pursuant to agreement attached as Exhibit "A" and incorporated by reference herein.

SECTION 2:

This Resolution is hereby determined to be an emergency measure necessary for the immediate reservation of the public peace, health, safety and welfare of the City of Canal Fulton and necessary to provide timely criminal and traffic prosecution in the Massillon Municipal Court. Wherefore,

RECORD OF RESOLUTIONS

Official Legal Blue Ink Form No. 10048

Resolution No. _____

Passed _____

20

this resolution shall take effect and be in full force immediately upon its passage.

Richard Harbaugh, Mayor

ATTEST:

Teresa Dolan, Clerk-of-Council

I, Teresa Dolan, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Resolution 14 duly adopted by the Council of the City of Canal Fulton, on the date of 2014 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 _____, 2014.

Teresa Dolan, Clerk-of-Council

SEJ/bp

AGREEMENT

THIS AGREEMENT effective February 1, 2014 through January 31, 2015, between the CITY OF CANAL FULTON and the CITY OF MASSILLON LAW DEPARTMENT, (MLD) sets forth the following responsibilities and mutual benefits. Accordingly, MLD agrees to prosecute criminal and traffic offenders in the Massillon Municipal Court, perform other related traffic and criminal legal services for Canal Fulton and maintain specific responsibility for:

1. Municipal Cases via City Ordinances /ORC (Titles 29 & 45);
2. Private citizens complaints and affidavits for violations under ORC Titles 29 & 45;
3. Informal Prosecutor conferences for bad checks, domestic disputes, neighborhood disturbances, and other appropriate circumstances as the MLD determines;
4. Review search warrants when appropriate or upon request;
5. Assist with and direct Misdemeanor/Felony summons/warrants when appropriate;
6. Issue subpoenas when appropriate (trials/hearings in Massillon Municipal Court);
7. Participate in Court pre-trials, trials, pleas and felony preliminary hearings to conclusion as required and scheduled by Massillon Municipal Court;
8. Prosecute traffic/criminal offenders by trial (judge/magistrate/jury) to conclusion as necessary. Objections to Magistrate Decisions are part of this contract included in basic compensation below. Appeals of trial court decisions to a higher court are not included in this Agreement;
9. Coordinate with crime victims to explain their rights under law and secure their attendance when defendants are arraigned for issuance of TPO's, plus attendance at pre-trials, pleas and trial and coordinate restitution when appropriate; and
10. Serve as liaison between The Massillon Municipal Court and the Canal Fulton Police Department.
11. **BASIC COMPENSATION:** The City of Canal Fulton will pay the City of Massillon Twenty-Five Thousand Two Hundred Dollars (\$25,200.00) for the one (1) year Agreement. The amount shall be paid in twelve (12) monthly payments of Two Thousand One Hundred and 00/100 Dollars (\$2100.00) commencing on February 1, 2014 and payable on the 1st of each month thereafter.

- 12. TERM: THIS AGREEMENT is subject to termination at will by the CITY OF CANAL FULTON or the CITY OF MASSILLON LAW DEPARTMENT upon written notice by U.S. CERTIFIED MAIL, effective thirty (30) days after receipt.

EXECUTED ON DATE INDICATED BELOW:

MASSILLON CITY
LAW DEPARTMENT

CITY OF CANAL FULTON

PERICLES G. STERGIOS
Director of Law

BY: _____ DATE: _____
 CITY MANAGER

BY: _____ DATE: _____
 DIRECTOR OF FINANCE

BY: _____ DATE: _____
 CLERK OF COUNCIL

DATE: _____

6-14

An Ordinance Amending Ordinance 31-13, and Providing for Supplemental Appropriations for the Current Expenses and Other Expenditures of the City of Canal Fulton, County of Stark, Ohio, for the Fiscal Year Ending December 31, 2014.

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, 2014, which were not anticipated or included in Ordinance 31-13, as the City's 2014 Appropriation Ordinance, and

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

Section 1: In order to appropriate a grant received from the Ohio Bureau of Workers Compensation for powered cots for the Fire Department, Council authorizes the following appropriation increase.

General Capital Improvement Fund			
Category	Previously Approved	Change	New Appropriations
Capital Costs - Fire Department	56,500.00	23,704.00	80,204.00

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

Richard Harbaugh, Mayor

ATTEST:

Teresa Dolan, Clerk of Council

I, Teresa Dolan, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Ordinance _____, 2014, duly adopted by the Council of the City of Canal Fulton, on the date of _____, 2014, and that publication of the foregoing Ordinance was duly made by posting true and correct copies thereof as five of the most public places and in said corporation as determined by Council as follows: Post Office, Public Library, Giant Eagle Supermarket, Heritage Square Pharmacy, and entrances to Council Chambers, each for a period of fifteen days, commencing on the _____ day of _____, 2014.

Teresa Dolan, Clerk of Council

BILL TO:



City of Canal Fulton

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

DELIVER
TO:

CANAL FULTON FIRE DEPT
155 EAST MARKET ST
CANAL FULTON, OH 44614

PURCHASE ORDER

P.O. NUMBER **RG009164**
P.O. DATE **02/18/14**
DEPARTMENT **FIRE/EMS**
CREATED BY
VENDOR NO. **01674**

VENDOR:

STRYKER MEDICAL CO.
P.O. BOX 93308
CHICAGO, ILLINOIS 60673-3308

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 # 34-5000498

ACCOUNT NUMBER	AMOUNT
391.210.5730	\$31,604.32

QUANTITY	UNIT	DESCRIPTION	PRICE / UNIT	AMOUNT
		POWERED LIFT COTS \$7,901.08 - LOCAL MATCH \$23,703.24 - OHIO BWC GRANT THIS PURCHASE ORDER IN EXCESS OF \$3,000 WAS APPROVED BY A MOTION OF CANAL FULTON CITY COUNCIL ON ____ / ____ / ____		\$31,604.32
		TOTAL:		\$31,604.32

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.

FISCAL OFFICER'S CERTIFICATE

I hereby certified that the amount required to meet the contract, agreement, obligation, commitment 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 appropriate Fund(s), free from any obligation or certification now outstanding.

Finance Director

Date

City Manager / Mayor

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

Date