

AGENDA

CANFIELD CITY COUNCIL

June 15, 2022-5:30 P.M.

FRANCIS J. McLAUGHLIN MUNICIPAL BUILDING

1. Call to Order.
2. Pledge of Allegiance.
3. Roll Call: Quorum is Present - Meeting is in Session.
4. Proclamations & Presentations.
5. Approval of Minutes.
6. Reading of Communications.
7. Reports of Committees, Boards, Mayor’s Report, City Manager, Finance Director, Chief of Police, Zoning Inspector and Public Works Superintendent.
8. Public questions from residents (or representative) related to the above referenced reports. Questions may be limited to three (3) minutes.
9. Recognition of Persons Desiring to Appear Before Council.

10. OLD BUSINESS

Note: After each item is placed on the table for action, public comments from residents (or representative) as to that business item are received. May be limited to three (3) minutes per person and thirty (30) minutes total.

11. NEW BUSINESS

Note: After each item is placed on the table for action, public comments from residents (or representative) as to that business item are received. May be limited to three (3) minutes per person and thirty (30) minutes total.

- A. An Ordinance Declaring Surplus Property and Authorizing its Disposal.

Description:

When it is determined that certain vehicles or equipment are no longer useful to, or needed by the City, Council must declare the item(s) as surplus and authorize the disposal of the items.

The ordinance being considered declares the following items as surplus and authorizes their disposal by means of an auction to be administered by Roman Auctioneers.

<u>ITEM</u>	<u>QUANTITY</u>
4 Way Street Light	2
Light wood writing desk	3
Metal Utility Desk	3
Wood Corner Desk	1
Black Metal Desk	1
Large Wooden Executive Desk	1
Large Wooden Executive Credenza	1
Metal File Cabinet 4 drawer	5
Metal File Cabinet 5 drawer	1

60" John Deere HD PTO driven broom	1
Vicon Hopper	1
Industrial Push Leaf Blower	1
Demco Industrial Pesticide Spray System PTO Driven 60 gal	1
Peerless pump Industrial pump/motor	1
¾" 300ft sewer cleaning hose for jet truck new in packing container	1
Push lawnmowers	6
Water Chain Pipe Cutter	1
Onan Electric Generator	1

Action Needed:
Approval of Ordinance declaring surplus property and authorizing its disposal.

Attachment(s):
Ordinance declaring surplus property and authorizing its disposal

Public Comments

- B. An **Ordinance** Providing That Charter Amendments Shall Be Submitted To The Electors Of The City Of Canfield For Adoption Or Rejection At The Regular Municipal Election To Be Held On November 8, 2022, Pursuant To Section 11.03 Of The Charter Of The City Of Canfield And Article 18, Section 9 Of The Constitution Of Ohio, To Amend Sections Of The Charter.

Description:
During the 2018 Charter Review Commission, the suggestion to stagger Council member terms was made, however the Council elected at the time not to present that particular Charter Amendment to the voters during the November 2019 due to a number of other amendments being proposed that made changes to the number and term of Councilmembers. Further, during the events that led up to the proposed Charter amendments from the November 2021 election, Council has deemed it appropriate to propose Charter Amendments to be put forth to the electors for adoption or rejection at the November 2022 Election.

Pursuant to Section 11.03 of the Charter of the City of Canfield and Article 18, Section 9 Of The Constitution Of Ohio, the proposed Charter Amendments shall be submitted to the electors of the City of Canfield for consideration of the following:

Section 3.01 – Number and Term
Councilmembers may serve up to a maximum of four (4) consecutive terms including those completed as of November, 2023. At the November 2023 election Councilmembers shall be elected to staggered terms of two (2), three (3) and four (4) years.

Section 11.03 – Amendments to the Charter
*This Charter may be amended as provided by **Article XVIII, Section 9** of the Constitution of Ohio and only upon petitions as required under such section prepared, circulated and submitted by individuals who have resided in the City for at least five (5) years.*

Action Needed:
First reading of Ordinance providing that Charter Amendments shall be submitted to the electors of the City of Canfield for adoption or rejection at the November 8, 2022 regular municipal election.

Attachment(s):
Ordinance Providing That Charter Amendments Shall Be Submitted To The Electors Of The City Of Canfield For Adoption Or Rejection At The Regular Municipal Election To Be Held On November 8, 2022, Pursuant To Section 11.03 Of The Charter Of The City Of Canfield And Article 18, Section 9 Of The Constitution Of Ohio, To Amend Sections Of The Charter.

- C. An **Ordinance** Limiting the Discharge, Ignition or Explosion of Fireworks in the City of Canfield, Ohio, Amending Canfield Codified Ordinance Section 1519.04 and Declaring an Emergency.

Description:

The state of Ohio General Assembly enacted House Bill 172 (H.B. 172) in February 2022. This legislation, which goes into effect on July 1, 2022 allows the discharge of fireworks in the state of Ohio on certain days and times during the year. The City of Canfield currently has a prohibition on the discharge of fireworks within City limits. After a review of our current legislation, the newly enacted legislation by the General Assembly and in consultation with the Police and Fire Departments, the decision was made to amend our current fireworks legislation.

This ordinance amends section 1519.04 "Fireworks" to limit the discharge of fireworks in the City of Canfield to the following days and times:

4th of July (July 4th) – between the hours of 8:00 am until 11:00 pm.

New Years Day (January 1st) – between the hours of 8:00am until 11:00 pm.

Action Needed:

Approval of Ordinance limiting the discharge, ignition or explosion of fireworks in the City of Canfield, Ohio, by amending Canfield Codified Ordinance section 1519.04.

Attachment(s):

Ordinance limiting the discharge, ignition or explosion of fireworks in the City of Canfield, Ohio, by amending Canfield Codified Ordinance section 1519.04.

Public Comments.

- D. A **Resolution** Allowing the City of Canfield to Apply for Federal Surface Transportation Block Grant Program (STBG) Funds Programmed by the Eastgate Regional Council of Governments to Improve East Main Street (Phase 1).

Description:

The Federal Surface Transportation Block Grant Program (STBG) makes funds available to public entities to address a number of transportation related projects. The Eastgate Regional Council of Governments administers these funds on behalf of the Federal Government. The City of Canfield desires to apply for and potentially utilize the available funds in FY 2027 for various improvements to East Main Street (St. Rt. 224) from Hillside Drive east to the City Limits.

This resolution authorizes the City of Canfield to apply for the Federal STBG Funds for the conceptual designed improvements to East Main Street from Hillside Drive to Talsman Drive for an estimated project cost of \$10,746,000.

Action Needed:

Approval of Resolution allowing the City of Canfield to apply for Federal STBG Funds programmed by Eastgate Regional Council of Governments to improve East Main Street.

Attachment(s):

Resolution allowing the City of Canfield to apply for Federal STBG Funds programmed by Eastgate Regional Council of Governments to improve East Main Street.

STBG Project Application & Engineer's Estimated Costs

Public Comments

- E. A **Motion** Authorizing the City Manager of The City of Canfield to Enter into A Memorandum of Understanding (MOU) For A Joint Resurfacing Program.

Description:

The City of Canfield, through our engineer's (ms consultants) have been in discussions with other public entities on the possibility of entering into a cooperative bidding process for the purposes of a joint resurfacing program. The City of Canfield will partner with the City of Struthers, the Village of Poland, and the Township of Poland in a joint resurfacing program this year. The City of Canfield, with the assistance of our City Engineer will be the lead agency on the joint resurfacing program. In order to satisfy the requirements and define certain terms of this joint program, a Memorandum Of Understanding (MOU) is required from each participating agency.

This motion authorizes the City Manager to enter into an MOU for a joint resurfacing program with the aforementioned other public entities.

Action Needed:

Approval of motion authorizing the City Manager to enter into an MOU for a joint resurfacing program with the aforementioned other public entities.

Attachment(s):

Motion authorizing the City Manager to enter into an MOU for a joint resurfacing program with the aforementioned other public entities.

Memorandum of Understanding (Canfield City, Struthers, Poland Village, Poland Township)
Public Comments.

- 12. Council Comments.
- 13. Adjournment

Introduced by: _____
First Reading: _____

ORDINANCE

**AN ORDINANCE DECLARING SURPLUS PROPERTY
AND AUTHORIZING ITS DISPOSAL**

WHEREAS, the City Manager has recommended that certain equipment/ office furniture are no longer needed by the City; and

WHEREAS, Council desires to declare the following equipment/ office furniture surplus and dispose of it.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CANFIELD, OHIO:

Section 1: The following Items are hereby declared surplus:

ITEM	QUANTITY
4 Way Street Light	2
Light wood writing desk	3
Metal Utility Desk	3
Wood Corner Desk	1
Black Metal Desk	1
Large Wooden Executive Desk	1
Large Wooden Executive Credenza	1
Metal File Cabinet 4 drawer	5
Metal File Cabinet 5 drawer	1
60" John Deere HD PTO driven broom	1
Vicon Hopper	1
Industrial Push Leaf Blower	1
Demco Industrial Pesticide Spray System PTO Driven 60 gal	1
Peerless pump Industrial pump/motor	1
¾" 300ft sewer cleaning hose for jet truck new in packing container	1
Push lawnmowers	6
Water Chain Pipe Cutter	1
Onan Electric Generator	1

Section 2: The City Manager is hereby authorized to dispose of the listed equipment/office furniture by online auction, in accordance with the applicable City of Canfield Ordinances.

Section 3: That this Ordinance and all deliberations relating to the passage of this Ordinance were held in open meetings of this Council, all pursuant to Section 121.22 of the Ohio Revised Code and Section 3.11 of the Ohio Revised Code.

PASSED IN COUNCIL THIS _____ DAY OF _____ A.D., 2022

PRESIDENT OF COUNCIL

ATTEST:

CLERK OF COUNCIL

CERTIFICATION OF PUBLICATION

I, the undersigned Clerk of Council of the City of Canfield, Ohio, hereby certify that the foregoing Ordinance was posted in a prominent place at the Municipal Building, Canfield, Ohio for seven continuous days, to-wit:

CLERK OF COUNCIL

APPROVED AS TO FORM:

MUNICIPAL ATTORNEY

Auction Items

	Item	Qty				
	4 way street light	2				
	Light wood writing desk	3				
	Metal utility desk	3				
	Wood corner desk	1				
	Black metal desk	1				
	Large wooden executive desk	1				
	Large wooden executive credenza	1				
	Metal file cabinet 4 drawer	5				
	Metal file cabinet 5 drawer	1				
	60" John Deere HD PTO driven broom	1				
	Vicon hopper	1				
	Industrial push leaf blower	1				
	Demco industrial pesticide spray system PTO driven 60 gal	1				
	Peerless pump Industrial pump/motor	1				
	3/4" 300ft sewer cleaning hose for jet truck new in packing container	1				
	Push lawnmowers	6				
	Water Chain Pipe Cutter	1				
	Onan Electric Generator	1				

ONLINE ONLY AUCTION SALE AGREEMENT

Date: 5.27.22

1. I (We) hereby grant unto **GEORGE ROMAN AUCTIONEERS, LTD.** of 22 W. Main St. Canfield, Ohio 44406 the exclusive right and authority to advertise, promote, and sell the following personal property described in the schedule attached hereto and made a part hereof at PUBLIC ONLINE ONLY AUCTION ending on the 16 day of JUNE, 2022 at 3:00 AM/PM

2. Said PUBLIC ONLINE ONLY AUCTION of personal property shall be conducted at 11845 City of MAHoning, County of MAHoning, State of OHIO.

2A. PERSONAL PROPERTY AUCTIONS: Owner agrees that the payment terms of the auction shall include a 15% buyer's premium retained by auctioneer.

3. Owner hereby represents that Owner has legal rights and full power to convey said personal property to the purchaser(s) and that said personal property is free and clear of all liens, attachments and encumbrances except as listed below. Note: The failure to identify all secured creditors is fraud against Auctioneer and criminal conversion against said creditor. The following is a complete list of Owner's secured/unsecured open accounts payable:

Name of Creditor	Address	Amount	Description of Items
_____	_____	_____	_____
_____	_____	_____	_____

4. This contract is made in compliance with the Ohio Auction Law and the Bulk Transfer requirements of the Uniform Commercial Code and is a true and complete statement of all creditors and amounts and all other business names and addresses used.

5. I (We) agree to pay **GEORGE ROMAN AUCTIONEERS, LTD.** a commission of 10% percent of the gross proceeds of such sale of Personal Property with a minimum commission of \$1,000.00

I (We) agree not to sell or remove any of such property from premises after date of this contract. I (We) agree to pay **GEORGE ROMAN AUCTIONEERS, LTD.** 50% commission of auctioneer determined value for any items removed from the auction after the date of this agreement.

6. Said Public Auction shall be conducted as a: **(INITIAL ONE)**

☐ RESERVE AUCTION. A RESERVE AUCTION means an auction in which the seller or an agent of the seller reserves the right to establish a stated minimum bid, the right to reject or accept any or all bids, or the right to withdraw the real or personal property at any time prior to the completion of the auction by the auctioneer. Each lot has a minimum bid of \$1.00 unless noted in additional terms (#19). Further, if disclosed to the other bidders, the owner may bid on his own items.

☒ ABSOLUTE AUCTION. An ABSOLUTE AUCTION means an auction of personal property to which all of the following apply:

- The property is sold to the highest bidder without reserve.
- The auction does not require a minimum bid.
- The auction does not require competing bids of any type by the seller or an agent of the seller.
- The seller of the property cannot withdraw the property from auction after the auction is opened and there is public solicitation or calling for bids.
- Except for current tax obligations, easements, or restrictions of record of the seller, there are no liens or encumbrances on the property in favor of any other person. OR Every holder of a lien or encumbrance, by execution of the auction contract or other written agreement provided to the auctioneers, agrees to the absolute auction without regard to the amount of the highest bid or to the identity of the highest bidder. OR A financially sound person, firm, trust, or estate, by execution of the auction contract or other written agreement provided to the auctioneers, guarantees the complete discharge and satisfaction of all liens and encumbrances, as applicable, immediately after the absolute auction or at the closing without regard to the amount of the highest bid or to the identity of the highest bidder.
- The seller of the personal property at the time of advertising and at the time of the absolute auction has a bona fide intention to transfer ownership of the property to the highest bidder regardless of the amount of the highest bid and without reliance on any agreement that a particular bid or bid level be attained in order to transfer the property.

☐ ESTATE AUCTION. An ESTATE AUCTION means the auction of personal property of a person. This Estate Auction shall be conducted as an Absolute Auction in accordance to the definitions listed above. I hereby affirm that I am the fiduciary appointed by the _____ County Probate Court of the Trust for _____, Probate Case Number _____.

7. Owner agrees to pay the following expenses: Advertising, MAXIMUM OF \$100

8. I (We) agree to allow **GEORGE ROMAN AUCTIONEERS, LTD.**, their employees, and assignees the right to bid at this auction. I (We) also acknowledge that it is the policy of **GEORGE ROMAN AUCTIONEERS, LTD.**, to treat an associates bid as if the bidder was not an associate but simply another potential bidder. I (We) acknowledge that the auctioneer is at all times to act as an agent of the seller.

9. I (We) agree to allow **GEORGE ROMAN AUCTIONEERS, LTD.**, the right to negotiate private sales of unsold items which were previously offered for sale at the auction for a period of 24 hours after the close of the auction. The proceeds of any such sale will be combined with the proceeds from the auction.

10. Owner authorizes Auctioneer to collect the proceeds from the sale of the items of personal property sold and to deposit these proceeds within 72 hours of receipt in Auctioneer's escrow account. Auctioneer is further authorized to disburse from the escrow accounts necessary to satisfy the above mentioned liens, attachments, encumbrances, and accounts and any other amounts necessary to discharge any valid lien, attachment, encumbrance, or account of which they have notice. In the event the validity of any such lien, attachment, encumbrance, or accounts is disputed by Owner or other interested parties, the amount involved shall be held in escrow or paid into court by Auctioneer until validity is judicially or otherwise finally determined. Any interest earned on escrowed funds will accrue to the benefit of Auctioneer.

Owner Initials _____ Owner Initials _____

11. I (We) agree that auctioneers commission and all expenses incurred for advertisement, promotion and of conducting said Auction as above agreed, shall be first paid from the proceeds realized from said auction before the payment and satisfaction of any of the above described items or encumbrances. Auctioneer will disburse to Owner an itemized account of all property sold and the net proceeds from the Auction within 15 business days from the date of the Auction. Auctioneer is not financially responsible for checks received by them for payment of items sold. Auctioneer is not financially responsible for the collection of monies for items of personal property sold.
12. I (We) agree to indemnify and save harmless **GEORGE ROMAN AUCTIONEERS, LTD.**, and its employees against any and all claims, demands, action or causes of action whatsoever in any manner arising by the execution of this contract.
13. I (We) agree to allow **GEORGE ROMAN AUCTIONEERS, LTD.**, their employees, and assignees the right to accept ABSENTEE BIDS at this auction. ABSENTEE BIDDING means a method by which a potential purchase authorized a proxy to place on behalf of the potential purchaser a written or oral bid to and auctioneers or auction firm or an agent of an auctioneer or auction firm. I (We) also acknowledge that it is the policy of **GEORGE ROMAN AUCTIONEERS, LTD.**, to treat an absentee bid as if the potential purchaser was actually at the auction and therefore **GEORGE ROMAN AUCTIONEERS, LTD.**, will not artificially inflate the gavel price to reach the potential purchaser's maximum bid.
14. Owner is responsible for any unsold or remaining items after the auction.
15. **The Auctioneer does not guarantee any final selling prices on items sold for the Owner.** Pre-auction estimates and appraisals are not guarantees of selling prices. Owners agree that the Auctioneer is held harmless against any claims arising from the final selling price for items sold at auction. The Owners agree that the auctioneer has final say as to lots, quantities and groupings for items to be sold. Lots/groupings are sold and created at the auctioneer's discretion. Items sold may not have detailed descriptions on the auction listing sheets. Descriptions on any/all items sold may not match to expected descriptions of the Owners. The Auctioneer is not responsible for any description errors or omissions.
16. Binding Arbitration: The parties agree that they will use their best efforts to amicably resolve any dispute arising out of or relating to this agreement. Any controversy, claim, or dispute that cannot be so resolved shall be settled by final binding arbitration. Any such arbitration shall be conducted in MAHONING County, Ohio, unless otherwise mutually agreed upon by the parties. Within fifteen (15) days after the commencement of the arbitration, each party shall select one person to act as arbitrator, and two arbitrators so selected shall select a third arbitrator within ten (10) days of their appointment. Each party shall bear its own costs and expenses and an equal share of the third arbitrator's expenses and the administrative fees of arbitration.
17. It is agreed by and between the parties to this contract that this contract represents a complete integration of the intentions of the parties hereto. Negotiations or agreements held prior to or contemporaneous with the execution of this contract, which are not specifically included or mentioned herein, shall be null and void and have no effect hereupon.
18. I (We) have read the foregoing contract and agree to the conditions hereof: no modification of this agreement shall be effective unless made in writing and signed by the parties hereto. I (We) hereby acknowledge receipt of a copy of this agreement and attached schedule.
19. Additional terms: _____

20. It is agreed that the contract shall be binding upon the undersigned, and the separate heirs, administrators, executors, assigns and successors in interest of the undersigned.
21. **GEORGE ROMAN AUCTIONEERS, LTD.** is licensed by the Ohio Department of Agriculture and the Commonwealth of Pennsylvania and bonded to the state of Pennsylvania. Any person aggrieved as a result of the licensee's actions may initiate a claim against the auction Recovery Fund created in Section 4707.25 of the Ohio Revised Code.
22. In witness whereof the parties have hereto executed this contract in duplicate on this _____ day of _____, 20____.

Owner Signature: _____ Phone: _____

Check payable to: _____

Address: _____

Email: _____

Auctioneer Signature: _____ Phone 330.533.4071

George Roman Auctioneers, LTD.
www.georgeromanauctioneers.com

ONLINE AUCTION

CITY OF CANFIELD SURPLUS

We will offer for sale at an online only public auction the following assets now located at:

**11845 MAHONING AVE. (RT. 18)
NORTH JACKSON, OH 44451**

**ONLINE BIDDING ENDS:
THURSDAY, JUNE 16, 2022 @ 3:00 PM**

FEATURING: JOHN DEERE 60 HEAVY DUTY BROOM, PTO DRIVEN. PEERLESS PUMP MODEL 5300 WITH 125HP 3PH ELECTRIC MOTOR. ONAN 7500W GENERATOR, NATURAL GAS. VICON BROADCASTER. TOKO AIR HAMMER, MODEL TPB-30. DEMCO 60 GALLON SPRAYER, PTO DRIVEN. NEW ROLL OF WATER HOSE, 3/4" X 300', FOR JET TRUCK. (2) FOUR WAY TRAFFIC LIGHTS. TRAFFIC CAUTION LIGHT. PLUS ROTARY MOWERS, BLOWER. SEVERAL FILE CABINETS AND DESKS. ALSO SELLING SOME OTHER CONSIGNED TOOLS AND RELATED ITEMS.

FOR COMPLETE CATALOG AND TO BID, GO TO:

www.GeorgeRomanAuctioneers.com or www.Proxibid.com/romanauctions

PICK UP: By appointment only! Monday, June 20, 2022 from 9:00 am to 1:00 pm. A link will be included on invoice to schedule appointment.

TERMS: 15% Buyer's premium. Visa and Master Card only. Bidding closes for the first 5 items at 3:00 PM then 5 items per minute thereafter until the last item is sold.



GEORGE ROMAN AUCTIONEERS, LTD.

"A Third Generation Family Business"

George Roman III Ronald Roman, CAI Christopher Roman, CNE
22 W. Main St., Canfield (330) 533-4071



ChIntroduced by: _____
First Reading: _____

ORDINANCE

**AN ORDINANCE PROVIDING THAT CHARTER AMENDMENTS
SHALL BE SUBMITTED TO THE ELECTORS OF THE CITY OF CANFIELD
FOR ADOPTION OR REJECTION AT THE REGULAR MUNICIPAL ELECTION
TO BE HELD ON NOVEMBER 8, 2022, PURSUANT TO SECTION 11.03
OF THE CHARTER OF THE CITY OF CANFIELD AND ARTICLE 18, SECTION 9
OF THE CONSTITUTION OF OHIO, TO AMEND SECTIONS OF THE CHARTER.**

WHEREAS, the Council of the City of Canfield desires to amend the Charter of the City of Canfield, and

WHEREAS, the Council of the City of Canfield, desires to submit Charter Amendments to the electors for adoption or rejection at the regular Ohio municipal election to be held on November 8, 2022 in the City of Canfield.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CANFIELD, OHIO:

Section 1: That Charter Amendments shall be submitted to the electors of the City of Canfield for adoption or rejection at the regular Municipal Election to be held on November 8, 2022, pursuant to Section 11.03 of the Charter of the City of Canfield and Article 18, Section 9 of the Constitution of the State of Ohio as follows:

To Amend §3.01 of the Charter regarding the Terms of Councilmembers to provide that Councilmembers will serve in the manner provided below:

SECTION 3.01 NUMBER AND TERM

The legislative powers of the Municipality except as otherwise provided by this Charter and the Constitution of the State of Ohio, shall be vested in a council of five (5) members consisting of the Mayor and four (4) persons elected from the Municipality at large.

Councilmembers may serve up to a maximum of four (4) consecutive terms including those completed as of November, 2023. At the November 2023 election Councilmembers shall be elected to staggered terms of two (2), three (3) and four (4) years as follows:

- i. The two (2) councilmembers elected who received the greatest number of votes at the November 2023 election shall serve terms of four (4) years.
- ii. The councilmember elected who received the next highest number of votes shall serve a three (3) year term.
- iii. The councilmember elected who received the fourth highest number of votes shall serve a term of two (2) years.

Thereafter, commencing at the November 2025 election and thereafter, all elected Councilmembers shall serve terms of four (4) years. A Councilperson will be eligible for election to any office after an intervening term. The mayor shall be elected in a manner provided by Section 3.05 of this Charter.

Members of Council shall take office January 1 of the year following their election and shall serve until the expiration of their term of office and until their successors are elected and qualified. If for any reason a member of Council shall fail to qualify for office within forty-five (45) days and

after January 1 of the year following his election, a vacancy shall be deemed to exist and such vacancy shall be filled in the manner provided in Section 3.14 of this Charter.

To Amend §11.03 of the Charter to require that only citizens of the City of Canfield for 5 years can initiate Charter Amendments.

SECTION 11.03 AMENDMENTS TO CHARTER

This Charter may be amended as provided by **Article XVIII, Section 9** of the Constitution of Ohio and only upon petitions as required under such section prepared, circulated and submitted by individuals who have resided in the City for at least five (5) years.

Section 2: That the amendments in Section 1 above shall be effective January 1, 2023, provided said provisions are adopted by the electors at the regular Municipal Election to be held on November 8, 2022, in the City of Canfield, Ohio

Section 3: The Clerk of Council is hereby directed to certify the foregoing proposed amendment to the Board of Elections of Mahoning County, Ohio for submission to the electors of the City of Canfield as provided by law.

Section 4: It is recommended that the amendments herein proposed shall be designated on the ballot by its descriptive title as set forth herein. The adoption of such amendment by its descriptive title shall have the effect of adopting the amendment in full, as proposed by Ordinance. Form of the ballot to be used in submitting the provisions of said amendment by its descriptive title at the regular Municipal Election shall be as follows:

Section 5: That the Board of Elections of Mahoning County, Ohio shall certify to the Council of the City of Canfield the results of the vote upon said amendments, and if said amendment is approved by the majority of the electors voting thereon, it shall become a part of the Charter of the Municipality of Canfield as hereinbefore set forth.

Section 6: Upon Certification to the Council by the Board of Elections of Mahoning County, Ohio, that the amendments proposed in this Ordinance shall have been approved by a majority of the electors voting thereon, it shall be the duty of the Clerk of Council to certify a copy of said amendment to the Secretary of the State of Ohio, as required by the Constitution of the State of Ohio.

Section 7: That the Clerk of Council is hereby directed to publish the passage of the proposed amendments pursuant to Article XVIII, Section 9, of the Constitution of the State of Ohio and Section 731.21.1 of the Ohio Revised Code.

Section 8: That this Ordinance and all deliberations relating to the passage of this Ordinance were held in open meetings of this Council, all pursuant to Section 121.22 of the Ohio Revised Code and Section 3.11 of the Charter of the Municipality of Canfield.

PASSED IN COUNCIL THIS _____ DAY OF _____ A.D., 2022.

PRESIDENT OF COUNCIL

ATTEST:

CLERK OF COUNCIL

Certification of Publication

I, the undersigned Clerk of Council of the City of Canfield, hereby certify that the foregoing Ordinance was posted in a prominent place at the Municipal Building, Canfield, Ohio for seven continuous days, to-wit:

_____.

CLERK OF COUNCIL

APPROVED AS TO FORM:

MUNICIPAL ATTORNEY

Introduced by: _____

First Reading: _____

**AN ORDINANCE LIMITING THE DISCHARGE,
IGNITION OR EXPLOSION OF FIREWORKS
IN THE CITY OF CANFIELD, OHIO,
AMENDING CANFIELD CODIFIED ORDINANCE SECTION 1519.04
AND DECLARING AN EMERGENCY**

WHEREAS, the Ohio General Assembly recently enacted H.B. 172 allowing individuals to discharge, ignite or explode fireworks on private property on certain days of the year, and

WHEREAS, H.B. 172 provides that municipalities can choose to limit or ban the discharge, ignition and explosion of fireworks otherwise permitted pursuant to H.B. 172, and

WHEREAS, the Council of the City of Canfield has determined that it is in the best interest of the City to limit the discharge, ignition and explosion of fireworks otherwise permitted pursuant to H.B. 172.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Canfield, Mahoning County, Ohio as follows:

Section 1. The discharge, ignition or explosion of fireworks otherwise permitted by H.B. 172 is hereby limited to the 4th of July and New Years Day within the City.

Section 2. That Canfield Codified Ordinance Section 1519.04 is hereby amended to read as follows:

1519.04 POSSESSION, SALE OR DISCHARGE PROHIBITED; EXCEPTIONS.

(a) Except on January 1st and July 4th from 8:00 am until 11:00 pm, on their own property, no person shall possess fireworks in this Municipality or no person shall possess for sale or sell fireworks in this Municipality at any time, except a licensed manufacturer of fireworks as authorized by Ohio R.C. 3743.02 to 3743.08, a licensed wholesaler of fireworks as authorized by Ohio R.C. 3743.15 to 3743.21, a shipping permit holder as authorized by Ohio R.C. 3743.40, an out-of-state resident as authorized by Ohio R.C. 3743.44, a resident of this State as authorized by Ohio R.C. 3743.45, or a licensed exhibitor of fireworks as authorized by Ohio R.C. 3743.50 to 3743.55 and Section 1519.02 and except as provided in Section 1519.05.

(b) Except as provided in Section 1519.05, licensed exhibitors of fireworks authorized to conduct a fireworks exhibition pursuant to Ohio R.C. 3743.50 to 3743.55 and Section 1519.02, and except on January 1st and July 4th from 8:00 am until 11:00 pm on their own property, no person shall discharge, ignite or explode any fireworks in this Municipality.

(c) No person shall use in a theater or public hall, what is technically known as fireworks showers, or a mixture containing potassium chlorate and Sulphur.

(d) No person shall sell fireworks of any kind to a person under eighteen years of age. No person under eighteen years of age shall enter a fireworks sales showroom unless that person is accompanied by a parent, legal guardian,

or other responsible adult. No person under eighteen years of age shall touch or possess fireworks on a licensed premises without the consent of the licensee. A licensee may reject any person from a licensed premises that is in any way disruptive to the safe operation of the premises.

(e) Except as otherwise provided in Ohio R.C. 3743.44, no person, other than a licensed manufacturer, licensed wholesaler, licensed exhibitor, or shipping permit holder, shall possess 1.3 G fireworks.

(f) Notwithstanding anything to the contrary contained herein, no person may possess, control, use, ignite or discharge any fireworks while under the influence of intoxicating beverages or controlled substances.

Section 3. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public, health, safety and welfare and for the reasons stated herein.

Section 4. That this Ordinance and all deliberations relating to the passage of this Ordinance were held in open meetings of this Council, all pursuant to Section 121.22 of the Ohio Revised Code and Section 3.11 of the Charter of the Municipality of Canfield

PASSED IN COUNCIL THIS _____ day of _____, 2022.

PRESIDENT OF COUNCIL

ATTEST:

CLERK OF COUNCIL

Certification of Publication

I, the undersigned Clerk of Council of the City of Canfield, Ohio, hereby certify that the foregoing Ordinance was posted in a prominent place at the Municipal Building, Canfield, Ohio for seven continuous days, to wit:_____.

CLERK OF COUNCIL

APPROVED AS TO FORM:

MUNICIPAL ATTORNEY

Introduced By: _____

First Reading: _____

RESOLUTION

A RESOLUTION ALLOWING THE CITY OF CANFIELD TO APPLY FOR FEDERAL SURFACE TRANSPORTATION BLOCK GRANT PROGRAM (STBG) FUNDS PROGRAMMED BY THE EASTGATE REGIONAL COUNCIL OF GOVERNMENTS TO IMPROVE EAST MAIN STREET (PHASE 1).

WHEREAS, the East Main Street Improvements (Phase 1) is needed to reduce congestion and improve safety along East Main Street (US 224) between Hillside Drive and Fairground Boulevard; and

WHEREAS, the importance to relieve congestion in this principal artery and improve safety along East Main Street (US 224) is imperative to the City of Canfield; and

WHEREAS, the East Main Street Improvements -Phase 1 will widen East Main Street and add turning lanes and new traffic signals.

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CANFIELD, STATE OF OHIO:

SECTION 1: That the City of Canfield is hereby authorized to apply for Federal Surface Transportation Block Grant Program (STBG) Funds programmed by the Eastgate Regional Council of Governments for the East Main Street Improvement (Phase 1), consisting of a conceptual design to Widen East Main Street to construct a left turn lane at Talsman Drive, extend two lanes in each direction further west to allow for a future signal at Manor Hill Drive and add new traffic signals at Hillside Drive and Talsman Drive in FY 2027 for the estimated cost of \$10,746,000.

SECTION 2: That the City of Canfield acknowledges and understands the Eastgate “Funding Policy Guidelines” and confirms to the best of its knowledge that the information contained in the project application is accurate, that it intends to diligently pursue that project, and that a local share is required in the amount of Two-Million One-Hundred Forty-Nine Thousand dollars (\$2,149,000.00) to match federal funds.

SECTION 3. That this Resolution and all deliberations relating to the passage of this Resolution were held in open meetings of this Council, all pursuant to Section 121.22 of the Ohio Revised Code and Section 3.11 of the Charter of the Municipality of Canfield.

SECTION 4. This Resolution is hereby declared an emergency measure necessary for the immediate preservation of the public peace, health, safety convenience and welfare of the City of Canfield and the inhabitants thereof, for the reason that the legislation is required as part of the application that was submitted on April 1, 2022.

PASSED IN COUNCIL THIS _____ DAY OF _____ A, D., 2022.

PRESIDENT OF COUNCIL

ATTEST:

CLERK OF COUNCIL

Certification of Publication

I, the undersigned Clerk of the City of Canfield, Ohio, hereby certify that the foregoing Resolution was posted in a prominent place at the Municipal Building, Canfield, Ohio for seven continuous days, to-wit: _____

_____.

CLERK OF COUNCIL

APPROVED AS TO FORM:

MUNICIPAL ATTORNEY

Eastgate Regional Council of Governments
Surface Transportation Block Grant Program - Project Application Form

Project Sponsor				
Name:		Title:		
Phone:		Email:		
Address:				
Project Information				
Name:				
Location: <i>(city, village, etc.)</i>		Length:		
Termini:				
Local / ODOT Let:		Functional Class:		
Purpose and Need:				
Project Description:				
Anticipated Project Schedule				
Project Milestone	Month	Calendar Year		
Legislation with ODOT				
Environmental Clearance				
RW Plans Complete				
RW Acquired				
Construction Plans Complete				
Project Award				
Anticipated Funding Requirements				
Project Phase	Funding Source	Estimated Cost	Fiscal Year	Percent
PE Environmental	<i>Local (20% min)</i>			
	<i>STBG (80% max)</i>			
	<i>Other</i>			
PE Detailed Design	<i>Local (20% min)</i>			
	<i>STBG (80% max)</i>			
	<i>Other</i>			
Right of Way	<i>Local (20% min)</i>			
	<i>STBG (80% max)</i>			
	<i>Other</i>			
Construction <i>(including inspection)</i>	<i>Local (20% min)</i>			
	<i>STBG (80% max)</i>			
	<i>Other</i>			

E. MAIN STREET IMPROVEMENTS - PHASE 1, PLANNING LEVEL ESTIMATE
City of Canfield
March 2022

Roadway				
Description	Grand Total	Unit	Unit Cost	Total
CLEARING AND GRUBBING	1	LUMP	\$6,000.00	\$6,000.00
EXCAVATION	5,400	CY	\$22.00	\$118,800.00
EMBANKMENT	2,800	CY	\$15.00	\$42,000.00
CURB AND GUTTER	4,800	FT	\$20.00	\$96,000.00
Roadway Subtotal				\$262,800.00

Erosion Control				
Description	Grand Total	Unit	Unit Cost	Total
EROSION CONTROL	1	LUMP	\$50,000.00	\$50,000.00
BMPs	1	LUMP	\$100,000.00	\$829,100.00
SEEDING AND MULCHING	2,400	SY	\$3.00	\$7,200.00
Erosion Control Subtotal				\$886,300.00

Drainage				
Description	Grand Total	Unit	Unit Cost	Total
STORM SEWER SYSTEM	2,800	FT	\$280.00	\$784,000.00
UNDERDRAINS	8,600	FT	\$12.00	\$103,200.00
Drainage Subtotal				\$887,200.00

Roadway				
Description	Grand Total	Unit	Unit Cost	Total
FULL-DEPTH PAVEMENT	4,400	SY	\$95.00	\$418,000.00
MILL AND FILL	110,000	SF	\$1.95	\$214,500.00
MOUNTABLE MEDIANS	1	LUMP	\$50,000.00	\$50,000.00
DRIVEWAYS	22	EA	\$2,000.00	\$44,000.00
SIDEWALK REMOVED	24,000	SF	\$2.00	\$48,000.00
SIDEWALK	2,400	SY	\$25.00	\$60,000.00
Pavement Subtotal				\$834,500.00

Maintenance of Traffic				
Description	Grand Total	Unit	Unit Cost	Total
MAINTENANCE OF TRAFFIC	1	LUMP	\$200,000.00	\$200,000.00
Maintenance of Traffic Subtotal				\$200,000.00

Traffic				
Description	Grand Total	Unit	Unit Cost	Total
SIGNING-MARKING	1	LS	\$75,000.00	\$75,000.00
SIGNAL	2	EA	\$175,000.00	\$350,000.00
Traffic Subtotal				\$425,000.00

Structures				
Description	Grand Total	Unit	Unit Cost	Total
RETAINING WALL	3000	SF	\$150.00	\$450,000.00
Structures - Traffic Signal Subtotal				\$450,000.00

Roadway Lighting				
Description	Grand Total	Unit	Unit Cost	Total
LIGHTING POLES	34	EA	\$11,500.00	\$391,000.00
LIGHTING CONTROL CENTER	1	EA	\$6,000.00	\$6,000.00
Roadway Lighting Subtotal				\$397,000.00

Utilities				
Description	Grand Total	Unit	Unit Cost	Total
SEWER LINES	1300	LF	\$500.00	\$650,000.00
Utilities				\$650,000.00

Miscellaneous				
Description	Grand Total	Unit	Unit Cost	Total
CONSTRUCTION LAYOUT STAKES	1	LUMP	\$15,000.00	\$15,000.00
FIELD OFFICE	12	MONTH	\$2,500.00	\$30,000.00
MOBILIZATION	1	LUMP	\$20,000.00	\$20,000.00
Miscellaneous Subtotal				\$65,000.00

Project Summary	Subtotal
Roadway	\$262,800
Erosion Control	\$886,300
Drainage	\$887,200
Pavement	\$834,500
Maintenance of Traffic	\$200,000
Traffic Control - Signing and Pavement Marking	\$425,000
Structures	\$450,000
Roadway Lighting	\$397,000
Utilities	\$650,000
Miscellaneous	\$65,000
Total	\$5,058,000

Contingency (30%)	\$1,517,000
-------------------	-------------

Design (18%)	\$910,000
--------------	-----------

Construction Management (10%)	\$506,000
-------------------------------	-----------

Right of Way	\$654,000
--------------	-----------

Sub Total (2021 costs)	\$8,645,000
------------------------	-------------

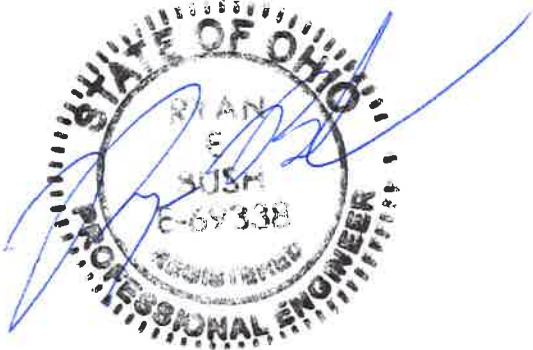
Inflation Adjustment to FY2027 (24.3%)	\$2,101,000
--	-------------

Grand Total (FY 2027)	\$10,746,000
-----------------------	--------------

Estimate completed by:



ms consultants, inc.
engineers, architects, planners



Introduced by: _____

Motion No. _____

MOTION

A MOTION AUTHORIZING THE CITY MANAGER OF THE
CITY OF CANFIELD TO ENTER INTO A
MEMORANDUM OF UNDERSTANDING (MOU) FOR
A JOINT RESURFACING PROGRAM

WHEREAS, the City Council desires to enter into an agreement with Struthers, Poland Village and Poland Township on a collaborative communities resurfacing program; and

WHEREAS, the City of Canfield desires to enter into an agreement in the form and manner of the Memorandum of Understanding ("MOU") attached hereto.

NOW, THEREFORE BE IT MOVED BY THE COUNCIL OF THE CITY OF CANFIELD, STATE OF OHIO:

Section 1: That the Council of the City of Canfield authorizes the City Manager to enter into the attached MOU between Struthers, Poland Village and Poland Township on a collaborative communities resurfacing program.

Section 2: This Motion and all deliberations relating to the passage of this Motion were held in open meetings of this Council, all pursuant to Section 121.22 of the Ohio Revised Code and Section 3.11 of the Charter of the Municipality of Canfield.

PASSED IN COUNCIL THIS _____ DAY OF _____, 2022.

CLERK OF COUNCIL

Certification of Publication

I, the undersigned Clerk of Council of the City of Canfield, Ohio, hereby certify that the foregoing Motion was posted in a prominent place at the Municipal Building, Canfield, Ohio for seven continuous days, to wit: _____

CLERK OF COUNCIL

APPROVED AS TO FORM:

MUNICIPAL ATTORNEY

**MEMORANDUM OF UNDERSTANDING
BETWEEN THE COUNCILS OF
CANFIELD CITY, STRUTHERS, POLAND TOWNSHIP AND POLAND VILLAGE
REGARDING THE 2022 JOINT RESURFACING PROGRAM**

This agreement is entered by and between the City of Canfield (hereinafter referred to as "Canfield", the City of Struthers (hereinafter referred to as "Struthers"), and the Village of Poland (hereinafter referred to as "Poland") and Poland Township ("Poland Township").

Canfield desires to resurface "SEE ATTACHED" roads in Canfield, Ohio; Struthers desires to resurface "SEE ATTACHED" in Struthers, Ohio; Poland desires to resurface "SEE ATTACHED" in Poland Village, Ohio and Poland Township desires to resurface "SEE ATTACHED" (hereinafter referred to as "Project".)

Ohio Revised Code 5535.08 (C)(1) provides "[i]n nonemergency situations, any political subdivision having authority to construct, reconstruct, resurface, improve, repair, and maintain roads or streets may enter into an agreement, under terms agreeable to all parties, with any other political subdivision having that authority to obtain or provide road or street construction, reconstruction, resurfacing, improvement, repair, or maintenance services. The cost, if any, of services obtained under the agreement may be paid from general fund moneys of the political subdivision receiving the services or from any other funds available for the repair and maintenance of roads or streets within that political subdivision".

Whereas, the aggregation of the collaborating Communities resurfacing program into a single bid package is expected to be mutually beneficial to all participating parties, and the parties desire to enter into an agreement for the joint bidding of the Project and for the allocation of cost.

Each party shall participate in the drafting and approval of the bid documents at their own respective costs and shall share equally in the costs of advertisements and other costs related to the advertising and bidding of the Project.

Struthers, Poland, and Poland Township authorize Canfield to be the lead agent for the Project, and Canfield is authorized to bid the Project on behalf of all parties with the bid opening to be publicly held at the Canfield City Administration Building located at 104 Lisbon Street, Canfield, Ohio 44406. Struthers, Poland and Poland Township shall promptly provide Canfield with information sufficient to advertise the Project.

The work to be performed on Canfield's roads, Struthers roads, Poland's roads, and in Poland Township shall be bid by Canfield as separate bid schedules and projects for each party.

The basis of award for the Project shall be the lowest and best bid, based on the combined sum of bids for all four parties.

ms consultants, inc., serving as a mutual consultant to all participating parties, shall review bids and provide an opinion as to the apparent low bidder and an itemized bid tabulation of all submitted bids to each party.

Based on the documentation provided by ms consultants, inc., Canfield, Struthers, Poland, and Poland Township shall each award the bid to the lowest and best bidder via legislation and enter into separate individual Contracts with the awarded Contractor within thirty (30) days of the bid opening so as not to delay the start of project construction.

Each party shall issue their own separate Notice to Proceed to the Contractor. The Contractor, via the prepared Bidding Documents, shall be responsible for providing each party with their own respective Bid Guaranty and Performance Bond and Maintenance Bond.

The respective party shall provide sufficient funds for the labor and material required for the improvements to be constructed within their jurisdiction.

Should a party desire to utilize an inspector for the supervision and approval of the work to be performed, the inspector shall be at the respective party's sole cost and expense.

Provided that the work has been completed to each party's satisfaction, each party shall pay to the Contractor their respective share after submission of an invoice and proper documentation by the Contractor(s). No party shall be responsible for the payment obligations of another party.

Nothing contained herein shall shift liability for maintenance and repair of the roads and nothing contained herein shall be deemed to be an acceptance by a party of another party's improvements.

All parties represent, warrant, and agree that they will comply with all applicable laws, rules and regulations including, but not limited to Ohio's competitive bidding and prevailing wage laws.

THEREFORE this agreement will be binding on and inure to the benefit of the parties and their respective administrators, legal representatives, successors, and assigns when permitted by this agreement. This agreement constitutes the sole and only agreement of the parties and supersedes any prior understanding or written or oral agreements between the parties respecting the subject matter hereof. This agreement may only be amended by the prior written agreement of all parties.

IN WITNESS WHEREOF, the parties caused this agreement to be executed by their respective officers with the intent to be legally bound thereby.

CITY OF CANFIELD

CITY OF STRUTHERS

WADE CALHOUN, CITY MANAGER

CATHERINE CERCONE MILLER, MAYOR

Approved as to Form: _____

Approved as to Form: _____

POLAND VILLAGE

TOWNSHIP OF POLAND

TIMOTHY SICAFUSE, MAYOR

NAME

Title

Approved as to Form: _____

Approved as to Form: _____

MINUTES
CANFIELD CITY COUNCIL
PUBLIC HEARING
JUNE 1, 2022-5:00 P.M.

The meeting was called to order by John Morvay, President of Council. The Clerk called the roll to which a quorum responded as follows: Mr. Dragish, Mr. Morvay and Mr. Neff.

Absent: Mr. Nacarato and Mr. Tieche. *Note: Mr. Tieche entered at 5:03 P.M.

An Ordinance Amending Ordinance 1973-44 Rezoning Lot 1185 at 580 W. Main Street from "M" Manufacturing to "B-2" General Commercial.

This was advertised in the Vindicator on May 7, 2022.

MR. MORVAY: Could you brief us on this please?

MR. CALHOUN: If you recall, a couple of months ago, we went through the various rezones as part of the Comprehensive Plan suggesting future land use. So, basically, we look at our map as it currently exists today and make appropriate adjustments for zoning to make it more conducive for what is actually happening vs what it was originally zoned. We'll see that in a few of these other ones or change zoning to align with the comprehensive plan, in the event that it could be zoned something else. In this case, Lot 1185, more commonly known at 580 W. Main. We're rezoning it from "M" Manufacturing to "B-2" General Commercial. It sits within a number of General Commercial other zoned properties. Being the only "M" Manufacturing property makes it that spot zoning that you try to avoid when you look at overall comprehensive zoning for the City of Canfield. The intent of this is to be in line with the Comprehensive Plan but also to address the spot manufacturing zone that is currently at 580 W. Main Street.

MR. MORVAY: Council, any questions about this Ordinance?

MR. NEFF: The property right now is overgrown. Is it still in the Church's name?

ZONING INSPECTOR: That's not the property. This is FPS Roofing.

MR. NEFF: I'm sorry.

ZONING INSPECTOR: That one is in the Church's name. I have to contact him.

MR. MORVAY: Residents any comments? Hearing none, we'll adjourn this meeting.

PRESIDENT OF COUNCIL

ATTEST:

CLERK OF COUNCIL

MINUTES

CANFIELD CITY COUNCIL
PUBLIC HEARING
JUNE 1, 2022- 5:05 P.M.MR.

The meeting was called to order by John Morvay, President of Council. The Clerk called the roll to which a quorum responded as follows: Mr. Dragish, Mr. Morvay, Mr. Neff and Mr. Tieche.

Absent: Mr. Nacarato.

An Ordinance Amending Ordinance 1973-44 Rezoning Lot 2986 at 374 Newton Street from "M" Manufacturing to "B-2" General Commercial.

This was advertised in the Vindicator on May 7, 2022

MR. MORVAY: Wade can you brief us?

MR. CALHOUN: Another rezone to align our future land use map with what is currently in place vs what it has historically been zoned. In this case, 374 Newton Street; which is the outdoor storage facility at the corner of Newton and Railroad. Historically, it's been zoned manufacturing. Going through the Comprehensive Plan and future land use map activity it should be currently zoned B-2 Commercial and also moving forward, in the event that it ever changes into something different than what it currently is being used for, B-2 General Commercial would fit within the adjacent zoning properties within the area.

MR. MORVAY: Council any questions? Hearing none. Residents, any questions? Hearing none. This meeting is adjourned.

PRESIDENT OF COUNCIL

ATTEST:

CLERK OF COUNCIL

MINUTES
CANFIELD CITY COUNCIL
PUBLIC HEARING
JUNE 1, 2022- 5:10 P.M.

The meeting was called to order by John Morvay, President of Council. The Clerk called the roll to which a quorum responded as follows: Mr. Dragish, Mr. Morvay, Mr. Neff and Mr. Tieche.

Absent: Mr. Nacarato. Note: Mr. Nacarato entered the meeting at 5:11 P.M.

An Ordinance Amending Ordinance 1973-44 Rezoning the Preserve Plat 2 Lots 2499 to 2528 and Preserve Blvd. Lots 2598 to 2603 from R-5 (3 to 4 family residential) to R-3 (Single Family).

This was advertised in the Vindicator on May 7, 2022.

MR. MORVAY: Wade, can you brief us on this please?

MR. CALHOUN: A little bit different than the first two. In this case, Preserve Blvd. which is a residential development just off Palmyra Road to the west, originally was zoned R-5 which is 3 to 4 residential type dwellings. I believe it was intended to be developed in that fashion, however all the homes that ended up being built on those specific lots are single family, which would fall in line with an R-3 zoning designation would be. In order to align with what is actually happening and taking place in the city, and what should be in the future also, so somebody can't come and buy a lot and put up a 3 to 4 family home dwelling, we're rezoning it to comply with what is currently happening and also what we want that area to be in the future, which is single family residential housing.

MR. MORVAY: Council any questions? Hearing none. Residents any questions?

Mr. John Amicone of 60 Morningview Circle was sworn in by Mr. Morvay.

MR. AMICONE: John Amicone, 60 Morningview Circle. I go with one family dwelling.

ATTY. FORTUNATO: So, you're in favor of the change?

MR. AMICONE: Yes.

MR. MORVAY: If it goes through tonight, it will be a one family dwelling.

MR. CALHOUN: So, R-3 doesn't necessary designate that it will be a 3-family dwelling. R-3 is our designation that's it's a single family dwelling but it's different than R-1 or R-2 in lot sizes,

setback and different things. The number in the R doesn't designate how many family dwellings are possible to be on that lot. It's just a type of single-family dwelling.

MR. JOHN AMICONE: Thank you.

MR. MORVAY: Anybody else? Yes, sir.

Mr. Gary DiTullio was sworn in by Mr. Morvay.

MR. GARY DITULLIO: Gary DiTullio, 39 Morningview Circle. Did somebody bring this forward with an intent?

MR. MORVAY: Wade could address this but we've just been going through our Strategic Planning and our Comprehensive Plan and kind of cleaning up. Maybe you could expound on that.

MR. CALHOUN: In 2019, we went through the Comprehensive Plan which looks at the entire city, zoning, transportation, parks and recreation, we examine the entire city. Part of that is called a Future Land Use Mapping activity. You look at our current zoning map which is the colored map on the wall. What is the property currently zoned at? What is it being used for? Is it appropriate? In the future, if that zoning were to change, what should it be? So, we're kind of implementing some of those future land use map activities, implementation suggestions. We're kind of taking them in pieces. So, the first thing we looked at was rezoning some properties to what should be residential office. A couple of months back to did some rezoning of properties to R-O. Now we're looking at some of these other areas residential, manufacturing and they may not necessarily fit and need to align with what the suggestion should be, either today and also moving forward. It's an activity generated by City Council, indirectly through our comprehensive planning process.

MR. GARY DITULLIO: I applaud you for looking into that deeply, enough that you're actually looking at this in the city. I totally agree with what you're doing, zoning it to single family. Thank you.

MR. TIECHE: This is the area that were talking about this area in brown. By changing that, this will all end up being an orange color. It will reflect what's there.

MR. GARY DITULLIO: Thank you very much.

MR. MORVAY: Anybody else? We'll adjourn this meeting.

PRESIDENT OF COUNCIL

ATTEST:

CLERK OF COUNCIL

MINUTES
CANFIELD CITY COUNCIL
REGULAR MEETING
JUNE 1, 2022-5:30 P.M.

The meeting was called to order by John Morvay, President of Council, followed by the Pledge of Allegiance. The Clerk called the roll to which a quorum responded as follows: Mr. Dragish, Mr. Morvay, Mr. Nacarato, Mr. Neff and Mr. Tieche.

Staff present: Christine Stack-Clayton, Finance Director; Charles Colucci, Chief of Police; Mike Cook, Zoning Inspector; and John Rapp, Public Works Superintendent.

Under Presentations & Proclamations:

MR. MORVAY: Mayor, I'm going to turn the meeting over to you because I believe you have a Proclamation for us.

I

MAYOR DRAGISH:

Whereas, Daryl "Jim" Duffett was born on June 7, 1922 in Clyde, Ohio; and

Whereas, Daryl "Jim" Duffett married the love of his life, Louise W. Welther, on December 13, 1952. Louise passed on May 10, 2000; and

Whereas, Daryl "Jim" and Louise had two children, daughter Jayne, and son James. He has four grandchildren, Brian, Lauren, Benjamin, and Zachary; and

Whereas, Daryl "Jim" Duffett has been a resident of Canfield since 1953. He has been an exemplary citizen for the Canfield community as he volunteered to build the seats at Cardinal Stadium and the fields at McCune Park. He was elected to the original Canfield Charter Commission and was a Charter Member of the Lord of Life Lutheran Church where he was active in their "Operation Blessing"; and

Whereas, Daryl "Jim" Duffett is a decorated World War II Navy Seabee who fought in the Pacific on Iwo Jima, Okinawa, and Ie Shima. He was on a Navy warship slated for the invasion of Japan when President Truman dropped the bomb. He is a proud Navy Veteran and a member of the American Legion and VFW; and

Whereas, Daryl "Jim" Duffett is a retired crane operator and is still a member of Operating Engineers Local 66; and

Whereas, Daryl "Jim" Duffett will be 100 years old on June 7, 2022, and has distinguished himself as a kind, friendly, and beloved Canfield citizen and Navy Veteran.

Now, Therefore I, Don Dragish, Jr., Mayor of the City of Canfield, State of Ohio, do hereby salute and honor Daryl "Jim" Duffett on this special occasion of his 100th Birthday! I hereby proclaim June 7, 2022 as:

“DARYL “JIM” DUFFETT DAY”

HEREUNTO SET MY HAND AND IN WITNESS THEREOF, I CAUSE
THE SEAL OF THE CITY OF CANFIELD TO BE AFFIXED.

Don Dragish, Jr., Mayor

DARYL “JIM” DUFFETT: Thank you.

Under **MINUTES**, the Minutes from the Strategic Planning Work Session on May 11, 2022 and the Minutes from the Regular Council Meeting on May 18, 2022 were approved as presented.

Under **READING OF COMMUNICATIONS:**

MR. TIECHE: I don't have anything in writing but I have had several people ask me what we might be able to do with raising the manholes along East and West Main Street and some of them on South Broad Street. I avoid them because I know they're there. I have had a lot of complaints about them.

MR. NEFF: I didn't have anything in writing but I did have communication from several voters who asked that I bring up assault weapons again and ask that council be concerned and if there is anything we can do symbolically. The concern is for both assault weapons and for armor piecing. I think it's a threat to our police department. I will talk to Atty. Fortunato whether there is something symbolic that we can do.

MR. DRAGISH: I had some people that I talked to. I don't know what we can do about the streetlights but it was brought to my attention. The light at Palmyra and 224, from Palmyra turning left onto 224, is a very quick signal. I know school is going to be out now but during school, one car gets through and it keeps backing up.

MR. CALHOUN: That's a state light. We'll reach out to ODOT.

MR. DRAGISH: I figured it would give you some time until school starts back up again.

MR. CALHOUN: We'll definitely reach out to them.

MR. DRAGISH: Thanks.

MR. NACARATO: I have no communications.

MR. MORVAY: The only thing I have is, John, I want to thank you because I had some brush and it seems like I put it out and I didn't know if we were still picking up or not but I turned around and it was gone. Thank you.

PUBLIC WORKS SUPERINTENDENT: I'll pass that on.

MR. MORVAY: It's very nice to keep our city clean and picked up like that. I wanted to thank you. With that, I'll go to Wade.

MR. CALHOUN: I don't. Just a reminder to check the website for the Calendar of Events. We have our normal Monday night concerts. On June 11, we have Safety Day-Police, Fire, Sheriff, EMS, OUPS, I think there is a slate of activities for kids to do. Then we got various activities going on this summer.

Under **REPORTS** of Committees, Boards, Mayor's Report, City Manager, Finance Director, Chief of Police, Zoning Inspector and Public Works Superintendent.

MR. TIECHE: I'll have a report at our next meeting for the Parks Board.

MR. NEFF: The same with Planning & Zoning, we haven't met this month yet.

MR. DRAGISH: I have nothing.

MR. NACARATO: Design Review has not met this month. I'll have a report next meeting.

MR. MORVAY: I personally sit on the Fire District. Last month we had 201 calls. Of the 201 calls, 113 were transports in our ambulance. Two of those were COVID. It's just another example for our guys seeing a need for an ambulance service in this community. We developed it and you can see that the majority of our calls are now transports. There is definitely a need for it. It's a strong service that we provide to the citizens of Canfield City and also the Township. You know, both the City and the Township pay taxes into the Fire District. The District services both the township and the city. We're planning on continuing this and making it stronger. Our guys are well trained. Kudos, to our Fire District.

PUBLIC WORKS SUPERINTENDENT: Good evening. I have a lot of good stuff going on. We had a contractor in and we replaced about 80 feet of 12" storm line over on Verdant. That project has been completed. The pipe had failed underneath the road, so we had a temporary closure. It's well worth it. We have to go back and do some restoration there with the blacktop and the yards. It will get done in the next month.

We had a contractor on Willow Way replacing about 50 foot of 30" steel pipe, once again, it failed. It's turning out really nice. Mr. Nacarato has been bearing with us, while we travel in the right of way on each side of his yard. We appreciate your patience with us.

MR. NACARATO: They did a fantastic job on it. I'm very happy that it's done.

PUBLIC WORKS SUPERTINTENDENT: Laurel Hills had a detention pond over flow. Kind of how a dam flows down into a creek. That had failed half way through. It was in danger of breaching that area. We had that replaced. We have to get back in there and do some restoration but I think it turned out really nice.

We had 11 ft. of sanitary sewer repaired over at the Glenview and Deer Trail intersection. The clay pipe was cracked on top. It created a huge sink hole there, that needed some attention quickly.

Brush Pick-Up, we've swept all the zones for the past two months. Every zone has gotten at least two full weeks of brush pick-up. One full week of attention, per month. With extra time at the end, they

would do a complete sweep of the town. I think, tomorrow, we're also going to do a complete sweep of the town. If you got any, put it out tonight. They'll be out tomorrow to get it. Hopefully, we don't get hit too bad with a storm tonight.

We completed our Lead and Copper Testing. We were required this year to do 80 samples. Forty samples were the first half through June. Those are completed, so we have 40 more to do; until December. We submitted that to the EPA. We also submitted our annual CCR (Consumer Confidence Report)

Everbrite swept all the streets. That is completed. We got that done right before Memorial Day.

MR. DRAGISH: Can I interrupt you for a moment. There was street sweeping done?

PUBLIC WORKS SUPERINTENDENT: Yes.

MR. DRAGISH: I just thought of it. There was a person who said something about dust from Star on Herbert. I was telling them at we were in the process of cleaning the streets, but I don't know if that was before or after.

PUBLIC WORKS SUPERINTENDENT: Unfortunately, out there once you go through it, it's going to come right back. They were in and swept all the streets.

MR. DRAGISH: That's fine.

PUBLIC WORKS SUPERINTENDENT: Bradford water line, the water line replacement is going great. They've already replaced 2,228 feet of 6" PVC Line, they have 818 to go, for a total of 3,046 will be replaced. They are moving very quickly. They're doing a great job. I think everybody is happy over there. They're losing some of their yards right now, but they'll be restored soon.

We're continuing with the water meter replacements. They're going very well, too. We just kind of sneak them in, in-between other things we're doing. We have a schedule set up and that's working out also. It really helps the meter reading with the time we spend on meter reading. That's all I have for tonight.

MR. MORVAY: Wow! You guys are busy.

MR. TIECHE: John, just an observation. Coming back into town today, S. Broad Street had a couple piles of brush.

PUBLIC WORKS SUPERINTENDENT: Thank you.

FINANCE DIRECTOR: The April Check Register will be added to the website tomorrow. The State Auditor Staff arrived today to start our 2021 Audit. He will be here for the next several weeks, in and out, they have some other audits that they need to finish up. They'll be back and forth for a while. We've been selected by the Ohio Bureau of Workers Comp to have an Audit from them for premiums paid in 2021. I'm not sure when they will be arriving.

ZONING INSPECTOR: For the month of May, we issued 40 permits for a total valuation of \$524,259.00. The bulk of that being a new house on Lake Wobegon, a new street out there. Plans are being submitted for another house, right next to that one. The street will be open soon. The street signs are in, we sign off on that and that street will be open. Also, I sent roughly, 30 letters for grass, so far this year. Luckily, none of them are coming in to see Mr. Dragish at this time. I also received an application for the dance studio up on Manor Hill. It's an \$800,000 building they are putting up.

CHIEF OF POLICE: Good evening. Not much to report tonight. Safety Day, the boss already covered that. That's June 11th?

MR. CALHOUN: Yes.

CHIEF OF POLICE: From 4 to 7. I'd like to thank Mike Kubitza and the rest of the members from the American Legion for keeping that tradition alive in honoring the fallen. You guys did a great job.

I just want to highlight something that our officers did and our FOP, came together and did. There was a less fortunate child whose bike was stolen from an apartment complex on Fairground Blvd. We took the call, talked to the little boy, talked to the mother and we decided to utilize our FOP Funds and replace his bike because we're not going to get it back. It was a little Paw Patrol Bike. We were able to deliver it to him last week and he was pretty pumped up about it. We also got a cable lock and a helmet.

It's not like me to bring this up, it's typically not my style, but my and family and I had the opportunity to go see Top Gun and it was excellent.

MR. DRAGISH: Did you happen to see it in Austintown?

CHIEF OF POLICE: Boardman.

MR. MORVAY: Our Clerk already told us that she did not have a report. I'll will go to Atty. Fortunato.

ATTY. FORTUNATO: I'll reserve my comments for Executive Session.

MR. CALHOUN: I just have a few things. Just to follow-up on John comments on the Bradford Water Line, we took a field trip today on some of those projects that are going on. I've been so busy in the office, I haven't gotten out. It was nice to get out and see all the work that is being done. One story to share from Kirila Contracting who is doing that Bradford Water Line and has fantastic in working with the city with any issues we experience. We get phone calls from residents. They address anything that needs to be done on site. The inspector is out there in daily communications with John. Just that customer service mindset. Let us know if you need anything. There was one particular resident that had a brick driveway. As they looked at it, of course if you saw cut through it, lay the pipe, dig, you're going to have to relay all of those individual bricks. They made the decision to actually bore under the driveway at no additional cost to the City. That's the type of service that we're getting from the contractor that was awarded the bid. We talk about lowest and best bid, knowing that, the best part is sort of specific to what we want, need and expect in the City of Canfield. It's always good to share when we do have a vendor that understands that. Another vendor that we worked closely with on the Sanitary Sewer Line that we ran out west on 224. I mentioned last time there was a depression that sort of opened up on 224 in front of Material Sciences. There has since been in place two metal plates. We met with them on site to talk about tackling the repair of that project. We believe it to be the settling of the

sanitary sewer trench that was dug. There is that spot and one a little bit further down in front of Dollar General. Those will be addressed. We're just in the process of coordinating when that will be. Of course, it will require a temporary shutdown of 224 to allow uninterrupted repair of that. They sawcut the road, backfill, repair and put everything back together. We had explored, replacing, there is an old 6" line that runs out there. There are a few service connections still tied onto that 6" line. We walked it and showed them everything, John and myself and our Public Works guys and they worked up a proposal on doing that in conjunction with opening up the street. As of now, that waterline abandonment project is too cost prohibitive for us to do, so unfortunately, we're not able to kill those two birds with one stone, like we wanted to. We're going to have to hold off on doing anything that we want to do but just keep in mind that we'll probably moving forward look at that to add to our slate of projects to improve our water system overall.

Mark has been in contact with the Canfield Local School Districts Attorney in working out the details on the obtainment of a permanent and temporary easement for the underground retention storage that will be installed on the Canfield High School property. It's the eastern most soccer field in close proximity to Sawmill Creek. That is in conjunction with the FEMA Ohio EMA Grant that we are doing the total improvement for the Sawmill Creek Drainage Project plus the upsizing of piping and detention basins on Bradford and Briarcliff Drive. So, we're hopeful that, that will come in line with a lot of the other stuff with the project. We've had to adjust some things, obviously design change with that underground detention. So, our city engineers, MS Consultants, is working through the Ohio EMA and then FEMA requirements to propose those new design changes. As we progress through that, we anticipate, hopefully, I say this every year, that project will start next spring, as long as there isn't any other additional changes needed. We don't anticipate that. We're pretty close to getting that final design now that we got all the pieces lined up.

As a follow-up to the last mention, our MOU for the annual resurfacing that we're going to do in conjunction with some other communities, the City of Struthers, Poland Village and Poland Township, Mark drafted an MOU, the City Engineer has shared that with the other communities. All those communities also utilize the services of MS Consultants. There is a little bit of cohesiveness that's happening. We do anticipate that being on next agenda for city council consideration which would be on June 15th.

The items that we have on the agenda tonight, we'll go through as we address those. That's all I have in terms of my report.

MR. MORVAY: Council questions for these reports?

MR. TIECHE: Wade, the underground retention basin at the school, is that going to eliminate the need for retention in the backyards along Bradford Drive?

MR. CALHOUN: Yes. So, if you recall back in November we had our public meeting on the conceptual design proposal; which would include a lot of easement obtainment from various private residents both access and retention areas in and behind properties in close proximity to Sawmill Creek. The feedback from that meeting was look somewhere else for it. We immediately, pivoted and talked to the engineers to see if it would be feasible. We had talked early on about something on school property but it being above ground, an open detention area. Obviously, we had serious considerations and conversations with the school. In talking with the engineers, the cost is substantially more for the underground storage but in utilizing the FEMA Grant money, with our new storm water fees, we're able

to hopefully fully fund the project. We're still at a funding gap that our engineers are pinpointing right now. Then we'll proceed with some sort of funding plan. That would eliminate the need to infringe on other people's property and only install a detention area on the school property.

MR. MORVAY: Wade, I'm going to joggle your mind a minute. Sheri Brown on Kirk Street, it was raining rather hard and I asked you to go by and look at that. Was there anything there?

MR. CALHOUN: John actually went out that day and looked at it. I'll let him answer that question. His mind is less joggled than mine.

PUBLIC WORKS SUPERINTENDENT: I went out on-site, right after you had spoken to Wade. The entrance to her driveway is low, there was water pooling at the end of her driveway. The catch basin was completely clear and the water was flowing as it should.

MR. MORVAY: She thought there was something wrong with the catch basin.

PUBLIC WORKS SUPERINTENDENT: I even stopped and talked to the neighbor next door and he said everything looked as it should.

MR. MORVAY: I appreciate it. Thank you.

MR. NEFF: I wanted to ask Mike, when I was in to Dollar General the other day, I asked them if they could do a better job of policing the outside of their building. It's very littered with litter, cigarette butts, and weeds and so forth. I guess the retention pond they have, there is nothing we can do about the cattails and ...

ZONING INSPECTOR: No, it's completely natural. I check the outside.

MR. NEFF: Thank you.

MR. MORVAY: I'll open it up to residents. Questions on Reports.

Under **Questions on Reports** from Residents:

MR. MICCHIA: Good evening, Frank Micchia, 220 Glenview. Wade, in regard to this underground storage, do we have any idea at this point which water streams will be directed into those underground storage tanks?

MR. CALHOUN: Sawmill Creek.

MR. MICCHIA: The elevations are okay that the water would flow into those underground storage tanks?

MR. CALHOUN: If the engineer's have designed it to be as such, I'm going to trust the engineers.

MR. MICCHIA: I hope so. Water flows downhill. I'm not sure that those elevations are such that the water.....

ATTY. FORTUNATO: Those engineer's might know that.

MR. MICCHIA: They are the one's that planned the retention ponds behind Garwood.

MR. MORVAY: Thank you.

Under Persons Desiring to Appear Before Council:

MR. MICCHIA: Frank Micchia, 220 Glenview. I think we all agree that recycling is both environmentally and economically a good idea. South of the city, we have many recycle bins. From my experience, more often than not, when I go there, these things are jammed full. It's a struggle to get something in them. This is not a city responsibility but I'd like to get this on the record anyway. Maybe the city can intercede with whoever is responsible for these things and get them emptied.

MR. DRAGISH: I believe they're moving them.

MR. MICCHIA: The issue is, they're not being emptied often enough or there is not enough of them. It's really difficult to get something into them. They need to be emptied on a timely basis. Many citizens avail themselves of the opportunity to recycle and it shouldn't be a struggle to get something in them. If there is anything the city can do to talk to whoever empties these things, I think will be a benefit to all.

MR. TIECHE: I think Wednesdays they are emptied.

MR. DRAGISH: You can go to the Township Meeting and request. It's in the township.

MR. MORVAY: I've never had an issue.

MR. DRAGISH: I've heard they're going to be moving. They're looking for other properties.

MR. MORVAY: On the list, I have Mike Kubitza. By the way, Mike, fantastic job the other day and I appreciate you doing that.

MR. MIKE KUBITZA: Thank you. Mike Kubitza, 262 Fairview. I just wanted to thank Council, Mayor Dragish, Wade and Assistant Chief Weamer for participating in our Memorial Day Program. Prior to the pandemic, we kind of revised the program a little bit. It was repetitive for years and years. We tried to update it a little bit. So, we only have one member from Council and one member from Township. But we still enjoy everyone participating. Anthony. Chuck didn't make it this year. I just wanted to thank you for participating. Thank you.

MR. MORVAY: Thank you, Mike.

MR. DRAGISH: Mike, it was a great event. I'm proud to be a part of it.

MR. MORVAY: At this time, I have nobody else on my list but I'll entertain anyone. Kathryn, anything?

KATHRYN YOUNG: Kathryn Young, 570 Barbcliff. It's directed towards the Mayor. You had questioned Frank about some of the things that he says up here at the podium. For years, he's been coming to the meetings. You were on Council as well. Then you stopped coming to the meetings in-between. Often, some of his opinions, do voice the opinions of other members of the city. One of them was, you questioned about the school, Frank had said, the school, they were planning on putting it out at Red

Gate. He wasn't the only one who questioned the distance. I had several others say, well, it's so close to the Library and we just built the Library. So, there were other people voicing the same opinion. I do appreciate having a voice as well as being able to exchange.

MR. DRAGISH: I did say, I do want the exchange. I do appreciate that. I only mentioned it because it was brought up and specifically thrown out there, so I answered it. That's the only reason why I came back and said what I said.

KATHRYN YOUNG: But it wasn't just Frank.

MR. DRAGISH: The reason why I didn't come to those meetings in-between was because I had two young children, babies. I wasn't able to make it.

MR. MORVAY: Anybody else? Hearing none.

Under **OLD BUSINESS:**

ITEM A: An Ordinance Amending Ordinance 1973-44 Rezoning Lot 1185 at 580 W. Main Street from "M" Manufacturing to "B-2" General Commercial.

MR. MORVAY: As per the provisions of Section 4.05 of the Charter of the City of Canfield, I move that Council dispense with the requirement of a full reading of the proposed Ordinance and authorize reading by title only.

MR. NACARATO: Second.

ROLL CALL ON MOTION:

5 Votes-Yes

0 Votes-No

Motion passes.

MR. TIECHE: Mr. President, I have an Ordinance Amending Ordinance 1973-44 Rezoning Lot 1185 at 580 W. Main Street from "M" Manufacturing to "B-2" General Commercial. I move for passage.

MR. DRAGISH: Second.

MR. MORVAY: Wade, I know we had a public hearing on this but can you just brief us.

MR. CALHOUN: As I explained in the public hearing about the comprehensive plan and an activity known as the Future Land Use Mapping, where you go through and look at the current zoning, historical zoning and then look at what the future zoning could potentially be for various properties. We're at the phase 2 of this. The first one, we did a couple months back which addressed some residential/office rezones that were done in and around the city. These ones are more focused on what we perceive to be spot zoning, particularly with the manufacturing that exists in this particular property at 580 West Main Street to rezone it to a B-2 Commercial Zoning; which is conducive to the surrounding properties are all zoned B-2. This one is the only zoned manufacturing property. Historically, it's always been zoned manufacturing. To the best of our knowledge and Council Member Tieche may be able to help our knowledge a little bit. We don't believe it was ever used as a manufacturing type of use. So, given the

historical nature of the property and the intent moving forward, this was brought forth, as a council generated, indirectly through our Comp. Plan suggestions to rezone this particular property from manufacturing to B-2 General Commercial. The Planning & Zoning Commission discussed this item and recommended approval at both their April 14th meeting and their May 12th meeting. As I mentioned, they recommended approval of this rezone for this particular property.

MR. MORVAY: Council questions? Hearing none. Public questions? Hearing none.

ROLL CALL ON ORDINANCE:	5 Votes-Yes
	0 Votes-No
	Ordinance passes.
	Ordinance 2022-31.

ITEM B: An Ordinance Amending Ordinance 1973-44 Rezoning Lot 2986 at 374 Newton Street from "M" Manufacturing to "B-2" General Commercial.

MR. MORVAY: As per the provisions of Section 4.05 of the Charter of the City of Canfield, I move that Council dispense with the requirement of a full reading of the proposed Ordinance and authorize reading by title only.

MR. TIECHE: Second.

ROLL CALL ON MOTION:	5 Votes-Yes
	0 Votes-No
	Motion passes.

MR. NEFF: Mr. President, I have an Ordinance Amending Ordinance 1973-44 Rezoning Lot 2986 at 374 Newton Street from "M" Manufacturing to "B-2" General Commercial. I move for passage.

MR. NACARATO: Second.

MR. MORVAY: Wade, again, please.

MR. CALHOUN: Same explanation as the first one. IN particular, this rezone deals with the address of 374 Newton Street; which is the corner of Newton Street and Railroad Street, more commonly known as Buckeye Storage. Historically, it's never been manufacturing. It was zoned manufacturing. This one is also being rezoned from Manufacturing to B-2 General Commercial; which fits in and around that area. It actually transitions as you progress south down Railroad from the B-2 Commercial to a Manufacturing zone.

MR. MORVAY: Council questions? Hearing none. Residents questions? Hearing none.

ROLL CALL ON ORDINANCE:	5 Votes-Yes
	0 Votes-No
	Ordinance passes.
	Ordinance 2022-32.

ITEM C: An Ordinance Amending Ordinance 1973-44 Rezoning the Preserve Plat 2 Lots 2499 to 2528 and Preserve Blvd Lots 2598 to 2603 from R-5 (3 to 4 Family Residential) to R-3 (Single Family Residential).

MR. MORVAY: As per the provisions of Section 4.05 of the Charter of the City of Canfield, I move that Council dispense with the requirement of a full reading of the proposed Ordinance and authorize reading by title only.

MR. DRAGISH: Second.

ROLL CALL ON MOTION:

5 Votes-Yes

0 Votes-No

Motion passes.

MR. DRAGISH: Mr. President, I have an Ordinance Amending Ordinance 1973-44 Rezoning the Preserve Plat 2, Lots 2499 to 2528 and Preserve Blvd Lots 2598 to 2603 from R-5 (3 to 4 Family Residential) to R-3 (Single Family Residential). I move for passage.

MR. NEFF: Second.

MR. MORVAY: Wade, could you brief us on this, please.

MR. CALHOUN: The same general explanation regarding the origination of the rezoning; which came from the Comprehensive Plan and the Future Land Use Map Activity. This particular rezone deals with a few of the lots in the Preserve subdivision; which is located off of North Palmyra. They were historically zoned R-5 meaning they are allowed to have 3 to 4 residential dwellings. The development was built-out as single family. In what we examined, the lots conform to the R-3 designation, single family residential property. It's what they were developed as, it's what they will remain. There is no multi-family dwelling within the vicinity, other than the PUD, which is Lakeview Circle. This in compliance with all of those things mentioned we're proposing the rezoned for the plats and lots mentioned from an R-5 to an R-3. We did have 2 residents at the public hearing, that I believe were on Morningview Circle that spoke in favor of these rezones and sort of looking forward to making sure that it remains that single family residential type atmosphere in that neighborhood.

MR. MORVAY: Council questions? Hearing none. Resident questions? Hearing none.

ROLL CALL ON ORDINANCE:

5 Votes-Yes

0 Votes-No

Ordinance passes.

Ordinance 2022-33.

Under **NEW BUSINESS:**

ITEM A: An Ordinance Authorizing Entering into an Agreement between the City of Canfield and IGS Energy for an (Opt-Out) Natural Gas Aggregation Program.

MR. MORVAY: As per the provisions of Section 4.05 of the Charter of the City of Canfield, I move that Council dispense with the requirement of two readings of the proposed Ordinance and authorize adoption of the same upon its first reading.

MR. NACARATO: Second.

ROLL CALL ON MOTION:

5 Votes-Yes

0 Votes-No

Motion passes.

MR. MORVAY: As per the provisions of Section 4.05 of the Charter of the City of Canfield, I move that Council dispense with the requirement of a full reading of the proposed Ordinance and authorize reading by title only.

MR. DRAGISH: Second.

ROLL CALL ON MOTION:

5 Votes-Yes

0 Votes-No

Motion passes.

MR. NACARATO: Mr. President, I have an Ordinance Authorizing Entering into an Agreement between the City of Canfield and IGA Energy for an (Opt-Out) Natural Gas Aggregation Program. I move for passage.

MR. TIECHE: Second.

MR. MORVAY: Wade, can you brief us on this new piece of business?

MR. CALHOUN: As council and the public recalls, our previous natural gas aggregate supplier for the City of Canfield filed for bankruptcy in April of 2022. This forced every aggregate customer into the retail market for natural gas supplier services. Our Energy Broker, Tom Bellish with Buckeye Energy has been diligently working since that filing to get us into a new aggregate program. Unfortunately, with the volatility of the current natural gas market, it has been a painstaking process that we either touch base weekly, if not a couple times during the week to strategize on what the best path moving forward is for the city. On his recommendations, right now because of the volatility, there is not a lot of suppliers that are willing to commit long-term or commit to a fixed price, right off the bat, given the volatility in the market. What we have before us is an agreement with IGS Energy that when Mr. Bellish solicited the proposals, showing them what we had and what we're looking to get into, he is recommending that we enter this agreement with IGS Energy for a 3-year master agreement, the first 6 months of that 3-year agreement is at the variable market rate. So, whatever the New York Stock Exchange (NYMEX) rate is for that day, I guess they do it by month, is what they charge for energy. What they also is, there is a retail supplier add-on to that variable rate. So, we just got word yesterday and it's in the draft agreement that is in your packet, the reason why it's a draft agreement is because there is still prices to be filled in. The retail add-on rate as of right now is .144 Ccf in addition to whatever the variable rate would be for that month that the distributor of the gas is charging to the retail side; which in this case our distributor is Columbia Gas. IGS will be our supplier. Beginning October 1, 2022, if this agreement is approved and we sign, will start the 3-year master agreement. The first 6 months will be that variable rate, plus the add-on of .144 Ccf's. Beginning in April of 2023 billing cycle, we will have a fixed price, plus

that retail add-on. The fixed price, it's called, right to determine the natural gas rate or retail rate from our standpoint. So, between now and August 1st, our energy broker will look at locking in what that fixed price will be from April 2023 through September 2025. Right now, the Columbia Gas rate this month for the variable rate is at 1.0558 per Ccf. Just to give everybody some context, our previous aggregate was .46; which is essentially is 46 cents per Ccf. The volatility in the market as almost tripled from the filing of bankruptcy in April until now. Because the futures market is also speculating that it's going to be well over a dollar per Ccf as we go into the winter, when people are using gas, Mr. Bellish believes this is our best bet and will hopefully be able to strike a good fixed price sometime between now and August 1st. By entering into this agreement, it gives Mr. Bellish the ability to work exclusively with IGS in securing that rate whenever we decide to enact that fixed price rate. It locks us in to that variable for the first 6 months. So, if it's approved, then we will lock in that price before August 1st. Once that aggregate is locked in, that's when the communication goes out to all of our residents informing them of the new aggregate program, what the fixed price will be and explaining the program overall. We usually give those 2-month lead time, so if anybody wants to either sign up or opt-out of the program, then they have between August and October 1st, to do so. The current rate was 1.06. When I spoke to Tom yesterday, Cincinnati just locked in their aggregate and it was 1.11 per Ccf. What I've told sort of everybody and anybody that I can talk to is, be ready for some really, really high gas bills this winter. Whatever you paid last year, it's probably going to be triple for the same gas usage, especially in Canfield, we were paying .46 and we're going to be paying upwards of, I think it's .80. So, right now, the fixed price is sitting at about .66 cents, plus the .14 cent add-on. So, hopefully, we'll only double what our energy aggregate was for the winter from this year to last year. If you stay in the variable market that can upwards to 1.06 to 1.20 per Ccf.

MR. MORVAY: Wade, when we found out that our energy supplier went bankrupt, some of us went out and secured our own contract. Now, this is an opt-out program, will we be automatically put into this? How will that work?

MR. CALHOUN: If you selected to go with another energy provider you will have to terminate and cancel with the current energy provider and opt-in to signing up for this program. Where, if a resident was in the aggregate and did nothing, and is currently at the variable rate in the market, they will be automatically opted in, when we restart that program. If like yourself and myself and a couple other people have sought temporary relief in securing a 2- or 3-month fixed price from another provider, they will just have to make sure when they get those notifications from, it's going to come from IGS Energy but it will be City of Canfield on the envelope and it will have our Logo and it informs them of the aggregate program, they will need to take action, if they are happy with the terms that we've provided them, if they're happy playing the variable rate market game, they're more than welcome to do that.

MR. MORVAY: Thank you. Council questions? Hearing none. Residents, questions?

MR. MICCHIA: Frank Micchia, 220 Glenview. In regard to the gas issue, from my experience, the gas bill consists of two parts, one part is for the use of the pipeline, that's Columbia Gas. The other part is for the gas supplier. From my experience it's about 50/50. If I had a \$100 bill about half of it goes to Columbia Gas for the use of their pipeline. The other half is for the gas itself. This increase is going to impact the half of your gas bill that goes to the supplier. I don't know if Columbia Gas is going to increase the pipeline charge or not. Going from a half a cent per Ccf to \$1.00 per Ccf will impact that one half of the gas bill. It's still going to go up. Fortunately, we are in the summer months where our gas usage is lower. Once we get to the winter months, that's when you'll notice the increase of the gas bill. Thank you.

MR. MORVAY: Residents, questions? Hearing none,

ROLL CALL ON ORDINANCE:

5 Votes-Yes
0 Votes-No
Ordinance passes.
Ordinance 2022-34.

ITEM B: A Resolution Authorizing the City Manager to Execute Contracts and Act as Chief Executive Officer for the Ohio Departmental Protection Agency H2Ohio Grant Program.

MR. MORVAY: As per the provisions of Section 4.05 of the Charter of the City of Canfield, I move that Council dispense with the requirement of two readings of the proposed Resolution and authorize adoption of the same upon its first reading.

MR. TIECHE: Second.

ROLL CALL ON MOTION:

5 Votes-Yes
0 Votes-No
Motion passes.

MR. MORVAY: As per the provisions of Section 4.05 of the Charter of the City of Canfield, I move that Council dispense with the requirement of a full reading of the proposed Resolution and authorize reading by title only.

MR. DRAGISH: Second.

ROLL CALL ON MOTION:

5 Votes-Yes
0 Votes-No
Motion passes.

MR. TIECHE: Mr. President, I have a Resolution Authorizing the City Manager to Execute Contracts and Act as Chief Executive Officer for the Ohio Environmental Protection Agency H2Ohio Grant Program. I move for passage.

MR. NEFF: Second.

MR. MORVAY: Wade could you brief us on this Resolution.

MR. CALHOUN: This is something that I mentioned at the last council meeting. The city was fortunate enough to apply for, and be awarded \$50,000, as part of Governor DeWine's H2Ohio Grant Program; which allocates 1.4 million dollars in grant funding to eligible public water systems across the State of Ohio. As part of the Asset Management Program, identifying lead service, mapping lead services lines and keeping an inventory of lead service lines, this program is made available to all public water systems. In relation to the automated metering program, that we're installing in every customers home over the next 3 to 5 years, we are also doing that assessment inventory and potentially mapping of any lead services lines that are present in the City of Canfield. The application that was submitted explained that every time we're going into replace a meter, Public Works crews are documenting what the service

line connections are in and around the home, so that if anything is identified as lead, we can put it in our GIS Mapping System and then as part of the total Asset Management System. We were fortunate enough to get that award; which is a max distribution for each individual public water system; which is \$50,000. What this grant will help do is essentially offset personnel costs within our water fund for \$50,000. John has guys that tracks the time they spent and what was identified. So, when he funnels that information to Christine, in applying for that reimbursement from Ohio EPA, we'll have it documented, who it was, their time spent and accumulate \$50,000 probably pretty quickly, in terms of the activities that we're going to do over the next 3 to 5 years. We've already been doing it. We couldn't apply for funds in the past, they had to be after the award was given. So, that's what we're doing. We're going to easily get \$50,000 worth of expenses. Part of the requirement of the grant is to have legislation from the governing body authorizing the execution of the contracts. That's what this Resolution does.

MR. MORVAY: Thank you, Wade.

MR. MORVAY: Council questions? Hearing none. Resident questions? Hearing none.

ROLL CALL ON RESOLUTION:

5 Votes-Yes
0 Votes-No
Resolution passes.
Resolution 2022-05.

ITEM C: A Motion Authorizing the City Manger of the City of Canfield to Enter into A Memorandum of Understanding (MOU) with Universal Development Enterprises, Inc.

MR. MORVAY: As per the provisions of Section 4.05 of the Charter of the City of Canfield, I move that Council dispense with the requirement of a full reading of the proposed Motion and authorize reading by title only.

MR. NACARATO: Second.

ROLL CALL ON MOTION:

5 Votes-Yes
0 Votes-No
Motion passes.

MR. NEFF: Mr. President, I have a Motion Authorizing the City Manager of the City of Canfield to Enter into A Memorandum of Understanding (MOU) with Universal Development Enterprises, Inc. We move for passage.

MR. DRAGISH: Second.

MR. MORVAY: Mr. Calhoun, can you explain to use what we're doing here with this Motion.

MR. CALHOUN: Awhile back the City was approached by Mr. Anderson of Universal Development Enterprises in relation to a proposed development that was going to be potentially installed on North Palmyra Road, currently located in Canfield Township. Some unique situations presented themselves.

Again, Township property, there is Mahoning County Sanitary Engineers have a lift station out there. There is no water. The closest water is the City's water that runs on North Palmyra. So, over the course of a few months, in talks with Mr. Anderson and legal counsel, and ourselves and our legal counsel, them talking to us, the Township, we basically, all parties agreed, that it's in the best interest of the Canfield Community to set up the allowance, like we have in the past, which is the City of Canfield providing water and sewer services to a development outside of the city; which is known as an extra-territorial user. In this case, per Sections 921.07 of our Sanitary Sewer Ordinance and Section 925.02 of our Water Ordinance, it requires that in the event that the city does provide extra-territorial users with water and sewer that it can only be done through an agreement. That's what the MOU is with Mr. Anderson and Universal Development Enterprises, is the agreement to allow the city to provide water and sewer services to his proposed development. Mr. Anderson and Mr. Thompson, his legal counsel are here, in the audience if there are any questions from council.

MR. MORVAY: Council questions?

MR. TIECHE: There is a (inaudible) in this section that says there cannot be any requirement for annexation in the future. Does that in any way preclude the development from applying for annexation and by doing so it would remove their extra territorial fees. Is that correct?

ATTY. FORTUNATO: Yes, I read that. I think that's correct Mr. Tieche. The agreement contemplates that the city would not require the owners to annex. If they so chose down the road, they certainly could annex.

ATTY. MICHAEL THOMPSON: Michael Thompson representing Universal Enterprises, 214 S. Main Street, Poland. That is our understanding as well. It would not prohibit. This thing goes to a condo association down the road and they decide they want to down the road, it certain doesn't prohibit it. You simply would not be requiring us or requiring them to do so.

MR. MORVAY: The additional extra territorial water fees will apply?

MR. CALHOUN: Correct. Per city ordinance both for water and sewer the extra territorial rates will apply to this development. Just for point of reference, the sanitary sewer and water lines will both run up Ivy Lane and connect into our points of connection on North Palmyra.

MR. TIECHE: I have a question about that. Why do we run pressure main up one side and water line up the other and then crisscross them?

MR. CALHOUN: There is an existing sanitary sewer that is on one of the sides of the street. That is the Mahoning County, Chidester that has sanitary sewer that runs to the lift station, owned and operated by the Mahoning County Sanitary Engineer's Office. That existing manhole is where they're crossing the street to then tie in and run the line the rest of the way.

MR. TIECHE: Doesn't that create, in my mind, from an operator, why do you run a water line part way up and then switch it over.

ATTY. MICHAEL THOMPSON: If I can address that Mr. Tieche, in addition the MOU provides that these are approximate locations for these things. Of course, there is a bit of a negotiation involved with the Township if they control the right of way. So, we actually revised this MOU just before it was presented

to you to allow that these are approximate locations for the lines, with the final locations to be reached by mutual agreement. So, giving you an element of control over the final locations.

MR. TIECHE: You understand what my concern is.

ATTY. MICHAEL THOMPSON: I do, but I'm not the engineer. He's not here today.

MR. DRAGISH: Is this the first time we're doing this or do we have another similar existing agreement?

ATTY. FORTUNATO: We have done this in the past.

MR. TIECHE: We have this situation on Herbert Road in areas, when they were in the township and water and sewer lines were to the township. So, you've got that circumstance as well. The one on West Main Street is in the same situation.

MR. CALHOUN: We've done this in the past, sort of similar in the area that we're talking about. Back then, the Mahoning County Agreement was that we provide the water and sewer but it was a direct bill by Mahoning County Sanitary Engineer's, give us a deduct that we take off as a passthrough. Ultimately, it all ends up going to Mahoning County Sanitary Engineer. There is a similar situation at the Phoenix Plaza. They're getting water from the city, they're a direct feed into our sanitary sewer system; which passes through and goes to Mahoning County, then a direct bill from Mahoning County. In conversations with Mr. Anderson and Legal Counsel, we were trying to come up with the most feasible, easiest way for future residents to not get 3 bills from 3 different utility providers, whether it's water, sewer, sanitary and storm water. We believe, in their efforts being the go between, between the city, the township and talking with the county, it's agreed that this is the best proposal for the future residents of this development to have water and sewer from the city, as an extra territorial user, the township still retains control over the PUD itself.

ATTY. FORTUNATO: This probably won't be in the township, some of you may remember Mr. Anderson in the City. Some of you may have been on Council when Mr. Anderson developed Hunter's Woods in the City. I don't think we had one problem with Mr. Anderson and Universal Development at that time. When Mike called me about this and Atty. Thompson called me about this, the city has had a good relationship with Universal. We've never had any issues with their developments in the past.

ATTY. MICHAEL THOMPSON: One of the luxuries of representing Universal and I'll talk about them like they're not here, they do have a track record that I can refer to. Clingan Crossing, the Pointe at Evans Lake and Hunter's Woods in the City. I can prove that they do good work.

MR. NEFF: Is there anything in the MOU that would curtail, or be an impediment to, at some distant future time there can be one Canfield?

ATTY. FORTUNATO: No. There shouldn't be anything in there at impedes that. We do have language that prevents anybody from tying in to what we're doing within this development and extending it.

ATTY. MICHAEL THOMPSON: I would clarify that. It wouldn't prohibit them, down the road to agree to, but nothing in this agreement obligates you to allow someone else to. These people on Ivy Lane, I don't think are on city water. They could come to you later and want to tap in. The water is right there in the flower bed.

MR. CALHOUN: No other entity or individual, Universal Development could extend lines further out and provide services through the development because they are getting them from the City.

MR. TIECHE: Who maintains the water line and sanitary sewer line?

ATTY. MICHAEL THOMPSON: Once they are done, they are turned over to the city and the county, dedicated.

ATTY. FORTUNATO: We're receiving the fees for the services and part of those fees encompass maintenance.

ATTY. MICHAEL THOMPSON: The next step for Universal, if this is approved, is to get the use of the right-of-way approved, through the county and the township. That would already be taken care of before lines get dedicated.

MR. MORVAY: Any other comments? Hearing none.

ROLL CALL ON MOTION:

5 Votes-Yes

0 Votes-No

Motion passes.

Motion 2022-11.

ITEM D: A Motion to Authorize the City Manager to Apply for F-1 and F-2 Permits as applicable from the Ohio Department of Commerce/Division of Liquor Control for Family Fun Night on August 18, 2022 and Fall Fest on September 24, 2022.

MR. MORVAY: As per the provisions of Section 4.05 of the Charter of the City of Canfield, I move that Council dispense with the requirement of a full reading of the proposed Motion and authorize reading by title only.

MR. NACARATO: Second.

ROLL CALL ON MOTION:

5 Votes-Yes

0 Votes-No

Motion passes.

MR. DRAGISH: Mr. President, I have a Motion to Authorize the City Manager to Apply for F-1 and F-2 Permits as applicable from the Ohio Department of Commerce/Division of Liquor Control for Family Fun Night on August 18, 2022 and Fall Fest on September 24, 2022. I move for passage.

MR. NACARATO: Second

MR MORVAY: Mr. Calhoun, could you brief us on this Motion.

MR. CALHOUN: Like we've done in the past, Ohio Revised Code Section 43.0320 dictates how F Type Permits are treated in the State of Ohio. F Permits are temporary in nature that can be utilized by non-profit organizations, such as churches, institutions, municipalities for special functions that they host. In

the City of Canfield some of our summer events have featured the sale and distribution of alcoholic beverages, most notable our family fun night; which is music, food trucks and beer. Our Fall Fest, also includes a number of activities with families but also an element that allows people to purchase and responsibly consume alcoholic beverages. What we've decided in the past, rather than give carte blanche authority to go ahead and apply for these things whenever they're needed, we always bring it to City Council for the approval, for each of the individual events that we plan on serving alcoholic beverages at. In this particular case the F-1 is a beer only type permit. F-2 allows for beer and wine. The reason why we're getting approval for both as applicable is depending on what happens with the demolition of the Village Green Gazebo we may have to shift our events to another location on the Village Green that may allow us to have an F-2 Permit; which would be allowed to have wine spirits for sale. Right now, we hold most of our event in and around the gazebo which is in the district that has an F-1 Permit currently, there is no F-2 type permits. There is nobody in that district that has a permit to sell wine for on premises consumption. The process is, you have to have an application in 30 days prior to your event; which is why we doing it now in June, so when we apply July for the August 18th event, we can get it 30 days ahead of the event, they go through the process and verify that where we're holding the event has the active, appropriate liquor permit. That comes back to us. There is a fee involved, I believe it's \$60.00. What this motion does is authorize the application to be submitted for the two main events; which would be the family fun night on August 18th and Fall Festival that we have scheduled for September 24th. Both on the Village Green. Specific locations are yet to be determined.

MR. DRAGISH: Would it be possible, like how we've done stuff for signage, we've said from this date to this date. Would it be possible, in the future to get it to like, July to September? That whole period of time so we can utilize other weekends and other organization to come in and utilize other weekends. If we want to do more events, can we do it from one time period to another?

MR. CALHOUN: I'll check into it. It's my understand that the F Type Permits are temporary in nature. Typically, they're 3-day duration. The longest F Permit you can get is maybe 4 days. If that includes a Sunday. I think what you're talking about is, the City of Youngstown has done it on a permanent basis with the Phelps Street where they closed it off. The City of Columbiana is doing it on a temporary basis; which are known as Downtown Outdoor Refreshment Areas or DORA's. If we were, like Columbiana did is designate a temporary DORA. It would name the Village Green as a temporary DORA and it gives Council the authority to say, what events or what period of time we will allow for a DORA to take place. A DORA is really just having vendors, food trucks, beverages that people can purchase and then consume in an outdoor area and not have necessarily the fear or worry that we will have public intoxication because they're walking around with a beverage. That is something we can explore as far as some of the revitalization of the Village Green depending on what starts to hopefully happen on the Village Green.

MR. DRAGISH: I just look forward to seeing, if these events are going well, we keep doing more events, it might be applicable for us to stretch it out.

MR. CALHOUN: I think in that case, we would definitely explore a DORA type option.

MR. TIECHE: Are we sure that we ought to (City Council) be requesting authorization to sell liquor on our Village Green? The second question is, isn't there a requirement in the code that says if you are selling liquor or beer or wine within 500 feet of a church, school, Library, those kinds of facilities, that you have to provide those facilities a letter explaining what it is and allowing them to make a presentation, if they want to?

ATTY. FORTUNATO: Those are only for the permit liquor licenses. For example, Angenetta's.

MR. TIECHE: It doesn't say per liquor license.

ATTY. FORTUNATO: That's always been my impression, Mr. Tieche. I'd have to look at that.

MR. TIECHE: Those are two concerns that I have. I guess the main issue is, should we as members of the city be authorizing a liquor license, as opposed to, if we get some development in and around the Village Green, then they have the authority to do that. I just don't know that we need to initiate it. My opinion.

MR. MORVAY: Council any other questions? Hearing none. Residents?

KATHRYN YOUNG: Kathryn Young, 570 Barbcliff. As in the past, I've always questions, because every year you have to ask for it, I still feel that when you call it a family fun night, you don't need alcohol to have fun. If you're exploring using the other side of the Green you can potentially have spirituous liquor. Is that like Rum and Coke?

MR. CALHOUN: It's hard liquor. So, the F-2 Permit covers beer, wine and spirits. Never has the City or staff proposed that we serve spirits on the Village Green.

KATHRYN YOUNG: Like I said, I don't think you need it to have a fun time.

MR. MORVAY: Anybody else? Hearing none.

ROLL CALL ON MOTION:

4 Votes-Yes
1 Vote-No (Mr. Tieche)
Motion passes.
Motion 2022-12.

MR. MORVAY: That concludes our business. We're going to be going into Executive Session. When we come out we will not be taking any action. If you want to stick around, you're move than welcome.

MR. NEFF: Mr. Chairman, I have a Motion to go into Executive Session pursuant to Ohio Revised Code Section 121.22 G (2) to consider the purchase of property for public purposes. I move for passage.

MR. TIECHE: Second

ROLL CALL ON MOTION:

5 Votes-Yes
0 Votes-No
Motion passes.

Council convened into Executive Session at 6:44 P.M.

Council reconvened from Executive Session at 7:06 P.M.

MR. DRAGISH: I'll make a Motion to adjourn.

MR. NACARATO: Second.

ROLL CALL ON MOTION:

5 Votes-Yes

0 Votes-No

Motion passes.

Meeting is adjourned. Time: 7:07 P.M.

ATTEST:

PRESIDENT OF COUNCIL

CLERK OF COUNCIL