## **AGENDA**

#### CANFIELD CITY COUNCIL

July 13, 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.

A. An <u>Ordinance</u> 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 7.08 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 \_\_\_\_\_\_ years.

#### **Action Needed:**

Approval 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.

**Public Comments** 

#### 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 (Gazebo) and Authorizing It's Disposal.

#### Description:

When it is determined that certain vehicles, equipment or other assets 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.

In this particular case, the Rotary Club of Canfield through Rotary Foundation grants, as well as other funding sources will be demolishing the current gazebo and will rebuild a replica that will be larger and have more sustainable materials as well as sound and lighting upgrades.

The ordinance being considered declares the Canfield Village Green Gazebo as surplus and authorizes its disposal by mean of demolition.

#### **Action Needed:**

Approval of an ordinance declaring surplus property (Gazebo) and authorizing its disposal.

## Attachment(s)

Ordinance declaring surplus property and authorizing its disposal.

Public Comments.

B. An **Ordinance** Authorizing the City Manager to Enter into a Contract for the Purchase, Installation and Grinding of Asphaltic Concrete (Street Paving) and to Declare said Ordinance an Emergency.

# Description:

Staff has worked with our City Engineer's in preparing and bidding the 2022 Resurfacing Program projects. The 2022 Street Resurfacing Program consisted of a list of streets considered as the "base bid" and a list of individual streets to be considered alternatives outlined below:

| Street Name                      | Amount       |
|----------------------------------|--------------|
| Oak Tree (Base Bid)              | \$92,551.25  |
| Preserve (Base Bid)              | \$102,145.00 |
| Willow Way (Base Bid)            | \$37,723.75  |
| Miscellaneous Repairs (Base Bid) | \$43,400     |
| Millbrook (Alternate)            | \$76,718.50  |
| Greenmont (Alternate)            | \$123,122.25 |
| Total Base Bid                   | \$275,820.00 |
| Total Alternate(s)               | \$199,840.75 |

In order to optimize bid pricing, the 2022 Street Resurfacing Program was performed in cooperation with the City of Struthers and the Poland Township. Advertisement for bids were published in the Vindicator on June 21<sup>st</sup> and June 28<sup>th</sup>. The bid opening was conducted on July 6<sup>th</sup>. There was a total of three (3) firms that bid on the 2022 Annual Resurfacing program with the apparent low bidder being Lindy Paving.

This Ordinance authorizes the City Manager to enter into a contract with Lindy Paving. for the 2022 Canfield Resurfacing Project for an amount not to exceed \$275,820.00. This consists of the base streets with no alternatives.

This Ordinance is being passed as an emergency in order to coordinate with the participating communities in a timely manner.

#### Action Needed:

Approval of Ordinance authorizing City Manager to enter into a contract with Lindy Paving for the 2022 Canfield Resurfacing Project.

## Attachment(s):

Ordinance authorizing City Manager to enter into a contract with Lindy Paving for the 2022 Canfield Resurfacing Project.

Engineer's Award Recommendation Letter

**Bid Tabulation** 

**Public Comments** 

C. A <u>Resolution</u> Authorizing the City Manager to Submit Applications and to Execute Contracts and Act as Chief Executive Officer for the Ohio Department of Natural Resources Nature Works Grant Program.

## Description:

Staff has completed the application for the Ohio Department of Natural Resources ("ODNR")-NatureWorks Grant Program for the Fai Park Bike Playground/Skills Course Project.

The due date for this application is July 15, 2022, there is a requirement as part this application packet that the governing body (Canfield City Council) of the entity applying for the grant must pass a resolution authorizing the filing of the application and obligating the funds for the project submitted.

# Action Needed:

Approval of resolution authorizing the filing of the application for the ODNR NatureWorks Grant

#### Attachment(s):

Resolution authorizing the City Manager to file an application with the ODNR-NatureWorks Grant Program.

Public Comments.

- 12. Council Comments.
- 13. Adjournment

| Introduced 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), 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 other councilmembers elected shall serve terms of two (2) years.

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 quality 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 \_\_\_\_year(s)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 \_\_\_\_\_year(s).

**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.  |
|------------------------|----------|--------------|
|                        | PRESIDEN | T OF COUNCIL |
| ATTEST:                |          |              |
| CLERK OF COUNCIL       |          |              |

# <u>Certification of Publication</u>

| 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:  |
|--|
| <u>ORDINANCE</u>   |
| AN ORDINANCE DECLARING SURPLUS PROPERTY (GAZEBO) AND AUTHORIZING ITS DISPOSAL  |
| WHEREAS, the City Manager has recommended that certain items are no longer useful to the city; and   |
| WHEREAS, Council desires to declare the following item surplus and dispose of it.  |
| NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CANFIELD, OHIO:   |
| Section 1: The following Item is hereby declared surplus:  |
| ITEM   |
| Canfield Village Green Gazebo  |
| 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 THISDAY OFA.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   |                  |

| Introduced by:  |
|---|
| First Reading.  |
| AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT FOR THE PURCHASE, INSTALLATION AND GRINDING OF ASPHALTIC CONCRETE (STREET PAVING) AND TO DECLARE SAID ORDINANCE AN EMERGENCY  EREAS, the Council of the City of Canfield has determined that streets within the City d to be periodically resurfaced; and  EREAS, specifications for said resurfacing have been prepared; and  EREAS, bids have been received; and  EREAS, Council now deems it to be in the best interest of the City to award a contract for street repairs and resurfacing.  M, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CANFIELD, OHIO:  Section 1: The City Manager is hereby authorized to enter into a contract with Lindy ing for the purchase, installation and grinding of asphaltic concrete as detailed in their attached hereto and contingent upon the City of Struthers and the Township of Poland roval, pursuant to the Memorandum of Understanding previously approved by the ies.  Section 2: The said authorization shall not exceed a cost of \$983,135.50  Section 3: That this Ordinance and all deliberations relating to the passage of this inance were held in open meetings of this Council, all pursuant to Section 121.22 of the or Revised Code and Section 3:11 of the Charter of the Municipality of Canfield.  Section 4: This Ordinance is hereby declared to be an emergency measure necessary the preservation of public peace, health and safety of the inhabitants of the City of field, Ohio. Said emergency exists by reason of the fact that it is necessary to coordinate in the participating communities in a timely manner.                                 |
| AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT FOR THE PURCHASE, INSTALLATION AND GRINDING OF ASPHALTIC CONCRETE (STREET PAVING) AND TO DECLARE SAID ORDINANCE AN EMERGENCY  WHEREAS, the Council of the City of Canfield has determined that streets within the City need to be periodically resurfaced; and  WHEREAS, specifications for said resurfacing have been prepared; and  WHEREAS, bids have been received; and  WHEREAS, Council now deems it to be in the best interest of the City to award a contract the street repairs and resurfacing.  NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CANFIELD, OHIO:  Section 1: The City Manager is hereby authorized to enter into a contract with Lin Paving for the purchase, installation and grinding of asphaltic concrete as detailed in their bid attached hereto and contingent upon the City of Struthers and the Township of Polan approval, pursuant to the Memorandum of Understanding previously approved by the parties.  Section 2: The said authorization shall not exceed a cost of \$983,135.50  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 Charter of the Municipality of Canfield.  Section 4: This Ordinance is hereby declared to be an emergency measure necess for the preservation of public peace, health and safety of the inhabitants of the City of Canfield, Ohio. Said emergency exists by reason of the fact that it is necessary to coordin with the participating communities in a timely manner. |
| TO ENTER INTO A CONTRACT FOR THE PURCHASE, INSTALLATION AND GRINDING OF ASPHALTIC CONCRETE (STREET PAVING)  |
| •   |
| WHEREAS, specifications for said resurfacing have been prepared; and  |
| WHEREAS, bids have been received; and   |
| WHEREAS, Council now deems it to be in the best interest of the City to award a contract for the street repairs and resurfacing.  |
| NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CANFIELD, OHIO:  |
| Paving for the purchase, installation and grinding of asphaltic concrete as detailed in their bid attached hereto and contingent upon the City of Struthers and the Township of Poland approval, pursuant to the Memorandum of Understanding previously approved by the   |
| •   |
| Ordinance were held in open meetings of this Council, all pursuant to Section 121.22 of the   |
| for the preservation of public peace, health and safety of the inhabitants of the City of Canfield, Ohio. Said emergency exists by reason of the fact that it is necessary to coordinate  |
| PASSED IN COUNCIL THISDAY OFA.D., 2022.   |
|   |

PRESIDENT OF COUNCIL

ATTEST:

CLERK OF COUNCIL

# **CERTIFICATION OF PUBLICATION**

| ,                                 | f Council of the City of Canfield, Ohio, here<br>ted in a prominent place at the Municipal |   |
|-----------------------------------|--|---|
| Ohio for seven continuous days, t | o-wit:   | • |
|                                   |  |   |
|                                   | CLERK OF COUNCIL   |   |
| APPROVED AS TO FORM:              |  |   |
| MUNICIDAL ATTORNEY                |  |   |

# ms consultants, inc.

engineers, architects, planners

333 East Federal Street Youngstown, Ohio 44503-1821 p 330.744.5321 f 330.744.5256



July 7, 2022

Mr. Wade Calhoun City of Canfield 104 Lisbon Street Canfield, Ohio 44406

RE: 2022 Street Improvement Project Bid Opening, July 6, 2022

Dear Mr. Calhoun:

As you are aware, the City of Canfield (Part #1), City of Struthers (Part #2), and Poland Village (Part #3) combined to jointly bid the 2022 Street Improvement Project. Bids were received on July 7, 2022. Based upon review of the bid documents, ms consultants, inc. recommends award of the project to the apparent low bidder, Lindy Paving, Inc. with a total base bid amount of Nine Hundred Eighty-Three Thousand One Hundred Thirty Five Dollars and 50/100 (\$983,135.50). The basis of award, per the bidding documents, was the total sum of Parts #1-#3, consisting of the base bid streets for each community.

|                                       |                  | Base Bid           |                 |                |
|---------------------------------------|------------------|--------------------|-----------------|----------------|
| <u>Contractor</u>                     | Part #1-Canfield | Part #2- Struthers | Part #3- Poland | Total Bid      |
| Lindy Paving, Inc.                    | \$275,820.00     | \$466,315.00       | \$241,000.50    | \$983,135.50   |
| Barbicas Construction                 | \$286,240.00     | \$511,952.00       | \$262,470.00    | \$1,060,662.00 |
| R.T. Vernal Paving & Excavating, Inc. | \$434,475.00     | \$552,120.00       | \$309,150.00    | \$1,295,745.00 |

The City of Canfield included two alternate streets as part of the bid. The apparent low bidder, Lindy Paving, Inc., provided the following bid amounts for the alternate streets:

#### Part #1- Canfield Alternate Bid

| Alternate Street               | <u> Alternate Bid</u> |
|--------------------------------|-----------------------|
| Alternate #1- Millbrook Street | \$76,718.50           |
| Alternate #2- Greenmont        | \$123,122.25          |

The City of Canfield's grand total of award to Lindy Paving, Inc. for Part 1- Base Bid Only is \$275,820.00. Any combination of alternate streets may be awarded at the City's discretion based upon availability of funds. This grand total does not include award of the alternate streets.

Upon review of the low bidder's submittal, the required items appear to be complete and satisfy the requirements detailed in the Instructions to Bidders. One mathematical error was found on the bid form. Lindy Paving, Inc. correctly calculated the sub-total base bid for each part but when compiling the total base bid amount on the bid form, accidentally included the alternate streets for Canfield in the base bid total. This issue was reviewed at the bid opening in the presence of representatives from the City of Canfield, ms consultants, inc., Lindy Paving, and Barbicas Construction. All parties came to the conclusion that this was an accidental error as the sub-totals for each community's base bid were accurately shown on the bid form. The total base bid amount for Lindy Paving was then corrected on the bid tab.

All required documents and signatures are provided. In reviewing the Bidder's Qualifications submitted with the bid, Lindy Paving, Inc. demonstrates the knowledge, ability, and experience to complete the work in this contract.

Sincerely,

Steve Preston, P.E. Project Manager

Steve Presto

cc: File: 61-20618

#### BID TABULATION

PROJECT CLIENT: City of Carifield, Struthers, Village of Poland BIOS RECEIVED: 7/6/2022
PROJECT DESCRIPTION: 2022 Street Improvements BIOS TABULATED: 7/6/2022



| ROJECT CLIENT:                         |              | 2022 Street Improvements  | -                             |               |                  |                 |                  |                 |                           | TABULATED:      | 7/6/2022      |                 |               |                 |               | ms              |
|--|--------------|---|-------------------------------|---------------|------------------|-----------------|------------------|-----------------|---------------------------|-----------------|---------------|-----------------|---------------|-----------------|---------------|-----------------|
|  |              |   | -                             |               |                  |                 |                  |                 |                           | -               |               |                 |               |                 |               |                 |
| NGINEER'S PROJ. NO. NGINEER'S ESTIMATE |              | 61-20618<br>\$1,100,000.00  | Lindy Paving Barbicas Constru |               | Construction Co. | R               | R. T. Vernal     | C               | ntractor D                |                 | ontractor E   |                 | ntractor F    |                 |               |                 |
| IGINEER'S ESTIMATE                     |              | \$1,100,000.00  | -                             | Lindy Faving  |                  | Barbicas        | Construction Co. | Paving 8        | Paving & Excavating, Inc. |                 | itractor D    |                 | itractor E    | Co              | itractor F    |                 |
| ITEM<br>NO.                            | EST.<br>QTY. | ITEM<br>Description   | UNIT                          | UNIT<br>PRICE |                  | TOTAL<br>AMOUNT | UNIT<br>PRICE    | TOTAL<br>AMOUNT | UNIT<br>PRICE             | TOTAL<br>AMOUNT | UNIT<br>PRICE | TOTAL<br>AMOUNT | UNIT<br>PRICE | TOTAL<br>AMOUNT | UNIT<br>PRICE | TOTAL<br>AMOUNT |
| t 1- Base Bid - City of C              | Canfield     |   |                               |               |                  |                 |                  |                 |                           |                 |               |                 |               |                 |               |                 |
| k Tree Drive                           | _            |   |                               |               |                  |                 |                  |                 |                           |                 |               |                 |               |                 |               |                 |
| 254                                    | 6,000        | Pavement Planing, Asphalt Concrete, Full Width, 1.5 inches, as per Plan | SY                            | \$ 2.         | .15 \$           | 12,900.00       | \$ 4.00          | \$ 24,000.00    | \$ 3.00                   | \$ 18,000.00    |               | \$ -            |               | \$ -            |               | \$              |
| 407                                    | 600          | Tack Coat   | GAL                           | \$ 3.7        | 75 \$            | 2,250.00        | \$ 3.00          | \$ 1,800.00     | \$ 5.00                   | \$ 3,000.00     |               | \$ -            |               | \$ -            |               | \$              |
| 441                                    | 275          | Asphalt Concrete Surface Course, Type 1 (448), PG64-22, as per Plan.    | CY                            | \$ 247.2      | 25 \$            | 67,993.75       | \$ 240.00        | \$ 66,000.00    | \$ 320.00                 | \$ 88,000.00    |               | \$ -            |               | \$ -            |               | \$              |
| 202                                    | 75           | Curb and Gutter Removed   | LF                            | \$ 48.0       | .00 \$           | 3,600.00        | \$ 10.00         | \$ 750.00       | \$ 65.00                  | \$ 4,875.00     |               | \$ -            |               | \$ -            |               | \$              |
| 609                                    | 75           | Combination Curb and Gutter, ODOT Type 2                                | LF                            | \$ 66.        | 10 \$            | 4,957.50        | \$ 30.00         | \$ 2,250.00     | \$ 95.00                  | \$ 7,125.00     |               | \$ -            |               | \$ -            |               | \$              |
| 642                                    | 20           | Stop Line, Type A with Glass Beads (740.09)                             | LF                            | \$ 5.         | .00 \$           | 100.00          | \$ 8.00          | \$ 160.00       | \$ 15.00                  | \$ 300.00       |               | s -             | 1             | s -             |               | \$              |
| 642                                    | 75           | Crosswalk Line, Type A with Glass Beads (740.09)                        | LF                            | \$ 10.0       | .00 \$           | 750.00          | \$ 10.00         | \$ 750.00       | \$ 30.00                  | \$ 2,250.00     |               | \$ -            |               | s -             |               | \$              |
|  |              | Subtotal  |                               |               | \$               | 92,551.25       |                  | \$ 95,710.00    |                           | \$ 123,550.00   |               | s -             |               | s -             |               | \$              |
| eserve Blvd.                           | 1            |   |                               |               |                  |                 |                  |                 | 1                         |                 |               |                 |               |                 |               |                 |
| 254                                    |              | Pavement Planing, Asphalt Concrete, Full Width, 1.5 inches, as per Plan | SY                            |               | .15 \$           | 16,447.50       |                  |                 |                           |                 |               | \$ -            |               | s -             |               | \$              |
| 407                                    | 765          | Tack Coat   | GAL                           | \$ 3.7        |                  | 2,868.75        | \$ 3.00          | \$ 2,295.00     | \$ 5.00                   | \$ 3,825.00     |               | \$ -            |               | \$ -            |               | \$              |
| 441                                    | 335          | Asphalt Concrete Surface Course, Type 1 (448), PG64-22 as per Plan      | CY                            | \$ 247.2      | 25 \$            | 82,828.75       | \$ 240.00        | \$ 80,400.00    | \$ 320.00                 | \$ 107,200.00   |               | \$ -            |               | \$ -            |               | \$              |
|  |              | Subtotal  | ı                             |               | \$               | 102,145.00      |                  | \$ 113,295.00   |                           | \$ 133,975.00   |               | \$ -            |               | \$ -            |               | \$              |
| low Way (Between 2021                  |              |   | Т                             |               |                  |                 |                  |                 | 1.                        |                 |               |                 |               |                 |               |                 |
| 254                                    | -            | Pavement Planing, Asphalt Concrete, Full Width, 1.5 inches, as per Plan | SY                            |               | .15 \$           | 5,805.00        |                  |                 |                           |                 |               | \$ -            |               | \$ -            |               | \$              |
| 407                                    | 270          | Tack Coat   | GAL                           |               | .75 \$           | 1,012.50        |                  |                 |                           |                 |               | \$ -            |               | \$ -            |               | \$              |
| 441                                    | 125          | Asphalt Concrete Surface Course, Type 1 (448), PG64-22 as per Plan      | CY                            | \$ 247.2      | 25 \$            | 30,906.25       | \$ 240.00        |                 |                           |                 |               | \$ -            |               | \$ -            |               | \$              |
|  |              | Subtota   |                               |               | \$               | 37,723.75       |                  | \$ 41,610.00    |                           | \$ 49,450.00    |               | \$ -            |               | \$ -            |               | \$              |
| scellaneous Repairs, as                |              |   | SY                            | \$ 76.0       | 00 0             | 30,400.00       | \$ 70.00         | \$ 28,000.00    | \$ 200.00                 | s 80.000.00     |               | s -             |               | s -             | $\overline{}$ |                 |
| 252                                    | 400          | Pavement Repair   |                               |               | _                |                 |                  |                 |                           |                 |               | <u> </u>        | +             | •               |               | •               |
| 611                                    | 5            | Manhole, Adjusted to Grade  | EA                            | \$ 1,400.0    | _                | 7,000.00        | \$ 600.00        | \$ 3,000.00     | \$ 4,000.00               | \$ 20,000.00    |               | \$ -            | +             | •               |               | •               |
| 611                                    | 5            | Catch Basin, Adjusted to Grade  | EA                            | \$ 1,200.0    | 00 \$            | 6,000.00        | \$ 925.00        |                 | \$ 5,500.00               |                 |               | \$ -            | <u> </u>      | \$ -            |               | \$              |
|  |              | Subtotal  | <u> </u>                      |               | \$               | 43,400.00       |                  | \$ 35,625.00    |                           | \$ 127,500.00   |               | \$ -            |               | \$ -            |               | \$              |
|  |              | TOTAL AMOUNT BASE BID -   | CANFIELD:                     |               | \$               | 275,820.00      |                  | \$ 286,240.00   |                           | \$ 434,475.00   |               | \$ -            |               | \$ -            |               | \$              |
| rt 1- Alternate Street Re              |              | Canfield  |                               |               |                  |                 |                  |                 |                           |                 |               |                 |               |                 |               |                 |
| ernate No. 1- Millbrook S              | _            |   | T .                           |               | _                |                 |                  |                 |                           |                 |               |                 |               |                 |               |                 |
| 254                                    | 5,000        | Pavement Planing, Asphalt Concrete, Full Width, 1.5 inches, as per Plan | SY                            |               | .15 \$           | 10,750.00       |                  |                 |                           |                 |               | \$ -            |               | \$ -            |               | \$              |
| 407                                    | 500          | Tack Coat   | GAL                           | \$ 3.7        |                  | 1,875.00        | \$ 3.00          |                 | \$ 5.00                   |                 |               | \$ -            |               | s -             |               | \$              |
| 441                                    | 220          | Asphalt Concrete Surface Course, Type 1 (448), PG64-22 as per Plan      | CY                            | \$ 247.2      | _                | 54,395.00       |                  |                 |                           |                 |               | \$ -            |               | \$ -            | 4             | \$              |
| 202                                    | 85           | Curb and Gutter Removed   | LF                            | \$ 48.0       | 00 \$            | 4,080.00        | \$ 10.00         | \$ 850.00       | \$ 65.00                  | \$ 5,525.00     |               | s -             |               | s -             |               | \$              |
| 609                                    | 85           | Combination Curb and Gutter, ODOT Type 2                                | LF                            | \$ 66.        | 10 \$            | 5,618.50        | \$ 30.00         | \$ 2,550.00     | \$ 95.00                  | \$ 8,075.00     |               | \$ -            |               | \$ -            |               | \$              |
|  |              | Subtotal Alternate No. 1  |                               |               | \$               | 76,718.50       |                  | \$ 77,700.00    |                           | \$ 101,500.00   |               | \$ -            |               | \$ -            |               | \$              |
| ernate No. 2-Greenmont                 | t Drive      |   |                               |               |                  |                 |                  |                 |                           |                 |               |                 |               |                 |               |                 |
| 254                                    | 8,200        | Pavement Planing, Asphalt Concrete, Full Width, 1.5 inches, as per Plan | SY                            | \$ 2.         | .15 \$           | 17,630.00       | \$ 4.00          | \$ 32,800.00    | \$ 3.00                   | \$ 24,600.00    |               | s -             |               | s -             |               | \$              |
| 407                                    | 820          | Tack Coat   | GAL                           | \$ 3.7        | 75 \$            | 3,075.00        | \$ 3.00          | \$ 2,460.00     | \$ 5.00                   | \$ 4,100.00     |               | \$ -            |               | \$ -            |               | \$              |
| 441                                    | 375          | Asphalt Concrete Surface Course, Type 1 (448), PG64-22 as per Plan      | CY                            | \$ 247.2      | 25 \$            | 92,718.75       | \$ 240.00        | \$ 90,000.00    | \$ 320.00                 | \$ 120,000.00   |               | s -             | 1             | s -             |               | \$              |
| 202                                    | 85           | Curb and Gutter Removed   | LF                            | \$ 48.0       | .00 \$           | 4,080.00        | \$ 10.00         | \$ 850.00       | \$ 65.00                  | \$ 5,525.00     |               | \$ -            | 1             | \$ -            |               | \$              |
| 609                                    | 85           | Combination Curb and Gutter, ODOT Type 2                                | LF                            | \$ 66.        | _                | 5,618.50        |                  |                 |                           | l               |               | \$ -            | +             | \$ -            |               | \$              |
|  |              |   | -                             | +             | ÷                | .,              |                  |                 |                           |                 |               |                 |               |                 |               |                 |
|  |              | Subtotal Alternate No. 2  | :                             |               | s                | 123,122.25      | 1                | \$ 128,660.00   |                           | \$ 162,300.00   |               | s -             |               | s -             |               | \$              |

#### BID TABULATION



| PROJECT CLIENT:<br>PROJECT DESCRIPTION:  | -<br>-<br>-   | City of Canfield, Struthers, Village of Poland<br>2022 Street Improvements | -<br>-    |               |                 |               |                 |               |                 | 7/6/2022<br>7/6/2022 |                 |               |                 |               | ms              |
|--|---------------|--|-----------|---------------|-----------------|---------------|-----------------|---------------|-----------------|----------------------|-----------------|---------------|-----------------|---------------|-----------------|
| ENGINEER'S PROJ. NO. ENGINEER'S ESTIMATE   | -             | 61-20618<br>\$1,100,000.00   |           | Line          | ly Paving       | Barbicas Cor  | estruction Co.  |               |                 | Co                   | ntractor D      | c             | ontractor E     | Cont          | tractor F       |
| ITEM<br>NO.  | EST.<br>QTY.  | ITEM<br>Description  | UNIT      | UNIT<br>PRICE | TOTAL<br>AMOUNT | UNIT<br>PRICE | TOTAL<br>AMOUNT | UNIT<br>PRICE | TOTAL<br>AMOUNT | UNIT<br>PRICE        | TOTAL<br>AMOUNT | UNIT<br>PRICE | TOTAL<br>AMOUNT | UNIT<br>PRICE | TOTAL<br>AMOUNT |
| Part 2 - Base Bid - City of S  | Struthers     |  |           |               |                 |               |                 |               |                 |                      |                 |               |                 |               |                 |
| Marcia   Fall   Marcia   Fal |               |  |           |               |                 |               |                 |               |                 |                      |                 |               |                 |               |                 |
| 254  | 6,900         | Pavement Planing, Asphalt Concrete, Full Width, 1.5 inches, as per Plan    | SY        | \$ 2.60       | \$ 17,940.00    | 4.00 \$       | 27,600.00       | \$ 2.00       | \$ 13,800.00    |                      | \$ -            |               | \$ -            | :             | ş -             |
| 407  | 690           | Tack Coat  | GAL       | \$ 3.75       | \$ 2,587.50     | 3.00 \$       | 2,070.00        | \$ 5.00       | \$ 3,450.00     |                      | \$ -            |               | s -             | :             | -               |
| 441  | 290           | Asphalt Concrete Surface Course, Type 1 (448), PG64-22 as per Plan         | CY        | \$ 238.00     | \$ 69,020.00    | 240.00 \$     | 69,600.00       | \$ 300.00     | \$ 87,000.00    |                      | \$ -            |               | \$ -            | 5             | \$ -            |
|  |               | Subtotal   |           |               | \$ 89,547.50    | \$            | 99,270.00       |               | \$ 104,250.00   |                      | \$ -            |               | \$ -            | :             | \$ -            |
| West Creed   |               |  |           |               |                 |               |                 |               |                 |                      |                 |               |                 |               |                 |
| 254  | 11,400        | Pavement Planing, Asphalt Concrete, Full Width, 1.5 inches, as per Plan    | SY        | \$ 2.60       | \$ 29,640.00    | 4.00 \$       | 45,600.00       | \$ 2.00       | \$ 22,800.00    |                      | \$ -            |               | s -             | :             | \$ -            |
| 407  | 114           | Tack Coat  | GAL       | \$ 3.75       | \$ 427.50       | 3.00 \$       | 342.00          | \$ 5.00       | \$ 570.00       |                      | \$ -            |               | s -             | :             | \$ -            |
| 441  | 500           | Asphalt Concrete Surface Course, Type 1 (448), PG64-22 as per Plan         | CY        | \$ 238.00     | \$ 119,000.00   | 240.00 \$     | 120,000.00      | \$ 300.00     | \$ 150,000.00   |                      | \$ -            |               | \$ -            |               | -               |
| 611  | 1             | Manhole Adjusted To Grade  | EA        | \$ 1,700.00   | \$ 1,700.00     | 600.00 \$     | 600.00          | \$ 4,000.00   | \$ 4,000.00     |                      | \$ -            |               | \$ -            |               | -               |
| 642  | 1             | Crosswalk Lines at intersections of Creed and Fifth Street (both lines)    | LS        | \$ 750.00     | \$ 750.00       | 500.00 \$     | 500.00          | \$ 2,000.00   | \$ 2,000.00     |                      | \$ -            |               | \$ -            |               | -               |
|  |               | Subtotal   |           |               | \$ 151,517.50   | \$            | 167,042.00      |               | \$ 179,370.00   |                      | \$ -            |               | \$ -            | :             | -               |
| Prospect (Lowellville Road   | d to Haywood  | 1)   |           |               |                 |               |                 |               |                 |                      |                 |               |                 |               |                 |
| 254  | 7,500         | Pavement Planing, Asphalt Concrete, Full Width, 1.5 inches, as per Plan    | SY        | \$ 2.60       | \$ 19,500.00    | 4.00 \$       | 30,000.00       | \$ 2.00       | \$ 15,000.00    |                      | \$ -            |               | \$ -            | 1             | -               |
| 407  | 750           | Tack Coat  | GAL       | \$ 3.75       | \$ 2,812.50     | 3.00 \$       | 2,250.00        | \$ 5.00       | \$ 3,750.00     |                      | \$ -            |               | \$ -            | 1             | -               |
| 441  | 320           | Asphalt Concrete Surface Course, Type 1 (448), PG64-22 as per Plan         | CY        | \$ 238.00     | \$ 76,160.00    | 240.00 \$     | 76,800.00       | \$ 300.00     | \$ 96,000.00    |                      | \$ -            |               | \$ -            |               | -               |
| 611  | 2             | Manhole Adjusted To Grade  | EA        | \$ 1,700.00   | \$ 3,400.00     | 600.00 \$     | 1,200.00        | \$ 4,000.00   | \$ 8,000.00     |                      | s -             |               | s -             | 5             | \$ -            |
|  |               | Subtotal   |           |               | \$ 101,872.50   | \$            | 110,250.00      |               | \$ 122,750.00   |                      | \$ -            |               | \$ -            | :             | \$ -            |
| Como Street (Garfield Stre   | eet to Argonn | e)   |           |               |                 |               |                 |               |                 | •                    |                 |               |                 |               |                 |
| 254  | 4,200         | Pavement Planing, Asphalt Concrete, Full Width, 1.5 inches, as per Plan    | SY        | \$ 2.60       | \$ 10,920.00    | 4.00 \$       | 16,800.00       | \$ 2.00       | \$ 8,400.00     |                      | \$ -            |               | \$ -            | :             | -               |
| 407  | 420           | Tack Coat  | GAL       | \$ 3.75       | \$ 1,575.00     | 3.00 \$       | 1,260.00        | \$ 5.00       | \$ 2,100.00     |                      | s -             |               | s -             | :             | -               |
| 441  | 175           | Asphalt Concrete Surface Course, Type 1 (448), PG64-22 as per Plan         | CY        | \$ 238.00     | \$ 41,650.00    | 240.00 \$     | 42,000.00       | \$ 300.00     | \$ 52,500.00    |                      | \$ -            |               | s -             | 5             | -               |
| 611  | 1             | Manhole Adjusted To Grade  | EA        | \$ 1,700.00   | \$ 1,700.00     | 600.00 \$     | 600.00          | \$ 4,000.00   | \$ 4,000.00     |                      | s -             |               | s -             |               | -               |
|  |               | Subtotal   |           |               | \$ 55,845.00    | \$            | 60,660.00       |               | \$ 67,000.00    |                      | s -             |               | s -             | :             | -               |
| Woodbine Avenue (Chestr  | nut to SR 616 | )  |           |               |                 |               |                 |               |                 |                      |                 |               |                 |               |                 |
| 254  | 5,100         | Pavement Planing, Asphalt Concrete, Full Width, 1.5 inches, as per Plan    | SY        | \$ 2.60       | \$ 13,260.00    | 4.00 \$       | 20,400.00       | \$ 2.00       | \$ 10,200.00    |                      | s -             |               | s -             |               | s -             |
| 407  | 510           | Tack Coat  | GAL       | \$ 3.75       | \$ 1,912.50     | 3.00 \$       | 1,530.00        | \$ 5.00       | \$ 2,550.00     |                      | \$ -            |               | \$ -            |               | \$ -            |
| 441  | 220           | Asphalt Concrete Surface Course, Type 1 (448), PG64-22 as per Plan         | CY        | \$ 238.00     | \$ 52,360.00    | 240.00 \$     | 52,800.00       | \$ 300.00     | \$ 66,000.00    |                      | s -             |               | s -             |               | -               |
|  |               | Subtotal   |           |               | \$ 67,532.50    | \$            | 74,730.00       |               | \$ 78,750.00    |                      | \$ -            | ]             | s -             |               | -               |
|  |               | TOTAL AMOUNT BASE BID - S'   | TRUTHERS: |               | \$ 466,315.00   | \$            | 511,952.00      |               | \$ 552,120.00   |                      | \$ -            |               | \$ -            |               | s -             |

#### BID TABULATION BIDS RECEIVED: PROJECT CLIENT: City of Canfield, Struthers, Village of Poland 7/6/2022 PROJECT DESCRIPTION: 2022 Street Improvements BIDS TABULATED: 7/6/2022 ENGINEER'S PROJ. NO. 61-20618 R. T. Vernal Paving & Excavating, Inc. ENGINEER'S ESTIMATE \$1,100,000.00 Lindy Paving Barbicas Construction Co. Contractor D Contractor E

| ITEM<br>NO.  | EST.<br>QTY.    | ITEM<br>Description  | UNIT       | UNIT<br>PRICE |           | TOTAL<br>AMOUNT | UNIT<br>PRICE |           | TOTAL<br>AMOUNT           | UNIT<br>PRICI |   | TOTAL<br>AMOUNT | UNIT<br>PRICE | TOTAL<br>AMOUNT | UNIT<br>PRICE | TOTAL<br>AMOUNT | UNIT<br>PRICE | TOTAL<br>AMOUNT |
|--|-----------------|--|------------|---------------|-----------|-----------------|---------------|-----------|---------------------------|---------------|---|-----------------|---------------|-----------------|---------------|-----------------|---------------|-----------------|
| Part 3 - Base Bid - Villa                                | ige of Poland   |  |            |               |           |                 |               |           |                           |               |   |                 |               |                 |               |                 |               |                 |
| College Street (SR 170                                   | to Lee Street)  |  |            |               |           |                 |               |           |                           |               |   |                 |               |                 |               |                 |               |                 |
| 254  | 4,400           | Pavement Planing, Asphalt Concrete, Full Width, 1.5 inches           | SY         | \$ 2.6        | \$        | 11,660.00       | \$ 4.0        | .00 \$    | 17,600.00                 | \$            | 3.00 \$                                   | 13,200.00       |               | s -             |               | s -             |               | \$ -            |
| 407  | 440             | Tack Coat  | GAL        | \$ 3.79       | 5 \$      | 1,650.00        | \$ 3.0        | .00 \$    | 1,320.00                  | \$            | 5.00 \$                                   | 2,200.00        |               | s -             |               | \$ -            |               | \$ -            |
| 441  | 200             | Asphalt Concrete Surface Course, Type 1 (448), PG64-22 (1.5 inches)  | CY         | \$ 236.00     | \$        | 47,200.00       | \$ 240.0      | .00 \$    | 48,000.00                 | \$ 3          | 00.00 \$                                  | 60,000.00       |               |                 |               |                 |               |                 |
| 632  | 1               | Replacement of Detector Loop   | LS         | \$ 1,350.00   | \$        | 1,350.00        | \$ 1,800.0    | .00 \$    | 1,800.00                  | \$ 2,0        | 00.00 \$                                  | 2,000.00        |               | s -             |               | s -             |               | \$ -            |
|  |                 | Subtotal   | ı          |               | \$        | 61,860.00       |               | \$        | 68,720.00                 |               | \$  | 77,400.00       |               | \$ -            |               | \$ -            |               | \$ -            |
| Nesbitt Drive (SR 170                                    | to Diana Drive) |  |            |               |           |                 |               |           |                           |               |   |                 |               |                 |               |                 |               |                 |
| 254  | 4,000           | Pavement Planing, Asphalt Concrete, Full Width, 1.5 inches           | SY         | \$ 2.69       | 5 \$      | 10,600.00       | \$ 4.0        | .00 \$    | 16,000.00                 | \$            | 3.00 \$                                   | 12,000.00       |               | s -             |               | \$ -            |               | \$ -            |
| 407  | 400             | Tack Coat  | GAL        | \$ 3.75       | 5 \$      | 1,500.00        | \$ 3.0        | .00 \$    | 1,200.00                  | \$            | 5.00 \$                                   | 2,000.00        |               | \$ -            |               | \$ -            |               | \$ -            |
| 441  | 183             | Asphalt Concrete Surface Course, Type 1 (448), PG64-22 (1.5 inches)  | CY         | \$ 236.0      | \$        | 43,188.00       | \$ 240.0      | .00 \$    | 43,920.00                 | \$ 3          | 00.00 \$                                  | 54,900.00       |               |                 |               |                 |               |                 |
| 632  | 1               | Replacement of Detector Loop   | LS         | \$ 1,350.00   | \$        | 1,350.00        | \$ 1,800.0    | .00 \$    | 1,800.00                  | \$ 2,0        | 00.00 \$                                  | 2,000.00        |               | s -             |               | s -             |               | \$ -            |
|  |                 | Subtotal   | ı          |               | \$        | 56,638.00       |               | \$        | 62,920.00                 |               | \$  | 70,900.00       |               | s -             |               | s -             |               | \$ -            |
| Riverside Drive (SR 1                                    | 0 to US224)     |  |            |               |           |                 | ı             |           |                           |               |   |                 |               |                 |               |                 |               |                 |
| 254  | 2,700           | Pavement Planing, Asphalt Concrete, Full Width, 1.5 inches           | SY         | \$ 2.65       | 5 \$      | 7,155.00        | \$ 4.0        | .00 \$    | 10,800.00                 | \$            | 3.00 \$                                   | 8,100.00        |               | s -             |               | s -             |               | \$ -            |
| 441  | 125             | Asphalt Concrete Surface Course, Type 1 (448), PG64-22 (1.5 inches)  | CY         | \$ 236.0      | \$        | 29,500.00       | \$ 240.0      | .00 \$    | 30,000.00                 | \$ 3          | 00.00 \$                                  | 37,500.00       |               | s -             |               | s -             |               | \$ -            |
| 407  | 270             | Tack Coat  | GAL        | \$ 3.79       | 5 \$      | 1,012.50        | \$ 3.0        | .00 \$    | 810.00                    | \$            | 5.00 \$                                   | 1,350.00        |               |                 |               |                 |               |                 |
| 632  | 1               | Replacement of Detector Loop - 2 Total                               | LS         | \$ 2,700.0    | \$        | 2,700.00        | \$ 3,600.0    | .00 \$    | 3,600.00                  | \$ 4,0        | 00.00 \$                                  | 4,000.00        |               | s -             |               | s -             |               | s -             |
|  |                 | Subtotal   | 1          |               | \$        | 40,367.50       |               | \$        | 45,210.00                 |               | \$  | 50,950.00       |               | s -             |               | \$ -            |               | \$ -            |
| Centennial Drive (Hill                                   | Drive to Dead E | ind)   | 1          |               |           |                 |               | ÷         |                           |               |   |                 |               |                 |               |                 |               |                 |
| 254  | 5,400           | Pavement Planing, Asphalt Concrete, Full Width, 1.5 inches           | SY         | \$ 2.69       | 5 \$      | 14,310.00       | \$ 4.0        | .00 \$    | 21,600.00                 | \$            | 3.00 \$                                   | 16,200.00       |               | s -             |               | s -             |               | s -             |
| 441  | 250             | Asphalt Concrete Surface Course, Type 1 (448), PG 64-22 (1.5 inches) | CY         | \$ 236.0      | \$        | 59,000.00       | \$ 240.0      | .00 \$    | 60,000.00                 | \$ 3          | 00.00 \$                                  | 75,000.00       |               | s -             |               | s -             |               | \$ -            |
| 407  | 540             | Tack Coat  | GAL        | \$ 3.79       | 5 \$      | 2,025.00        | \$ 3.0        | .00 \$    | 1,620.00                  | \$            | 5.00 \$                                   | 2,700.00        |               |                 |               |                 |               |                 |
| 611  | 4               | Manholes, Adjusted to Grade  | EA         | \$ 1,700.00   | \$        | 6,800.00        | \$ 600.0      | .00 \$    | \$ 2,400.00               | \$ 4,0        | 00.00 \$                                  | 16,000.00       |               | s -             |               | s -             |               | \$ -            |
| Subtotal   |                 |  |            |               | \$        | 82,135.00       |               | \$        | 85,620.00                 |               | \$  | 109,900.00      |               | s -             |               | s -             |               | \$ -            |
| TOTAL AMOUNT BASE BID - VILLAGE OF POLAND:               |                 |  |            | o:            | Ś         | 241,000.50      |               |           | \$ 262,470.00             |               | Ś   | 309,150.00      |               | s -             |               | s -             |               | s -             |
|  |                 | TATAL AMOUNT DAYS DID COM OF DAY                                     |            |               |           |                 |               | Ŧ         |                           |               |   |                 |               |                 |               |                 |               |                 |
|  |                 | TOTAL AMOUNT BASE BID - SUM OF PAR                                   | (15 #1- #: | 5:            | \$        | 983,135.50      |               | ۶         | \$ 1,060,662.00           |               | \$  | 1,295,745.00    |               |                 |               |                 |               |                 |
|  |                 | DATE OF BID AS SI  | UBMITTE    | D:            |           | 7/6/2022        |               |           | 7/6/2022                  |               |   | 7/6/2022        |               |                 |               |                 |               |                 |
| BIDDER'S FIRM: Li  |                 |  |            |               |           | Lindy Paving    |               |           | Barbicas Construction Co. |               | R. T. Vernal<br>Paving & Excavating, Inc. |                 |               |                 |               |                 |               |                 |
| AUTHORIZED REPRESENTATIVE: V                             |                 |  |            |               | no        |                 | Carla Barbica | as        |                           | Richard T     | Vernal                                    |                 |               |                 |               |                 |               |                 |
|  |                 |  |            | E: President  | President |                 |               | President |                           | President     |   |                 |               |                 |               |                 |               |                 |
|  |                 |  |            |               |           |                 |               | Ŧ         |                           |               |   |                 |               |                 |               |                 |               |                 |
| UNIT PRICE BID, TOTAL AMOUNT BID - ITEM, & TOTAL AGREE ? |                 |  |            | 1             |           | Yes             |               |           | Yes                       |               |   | Yes             |               | Yes/No?         |               | Yes/No?         |               | Yes/No?         |

DENOTES CORRECTION TO TOTAL AMOUNT FOR THE ITEM
DENOTES CORRECTION TO TOTAL AMOUNT BASE BID

| I certify that the Bid Tabulation is a correct and complete Tabulation of Bids Received on July 6, project. | 2022 for the subject |
|---|----------------------|
| Stive Presto  | 7-Jul-22             |
| Steve Preston, P.E.   | Date                 |
| ms consultants, inc.  |                      |

| Introduced by: First Reading:   |
|---|
| CITY OF CANFIELD<br>RESOLUTION  |
| A RESOLUTION AUTHORIZING THE CITY MANAGER TO SUBMIT APPLICATIONS, AND TO EXECUTE CONTRACTS AND ACT AS CHIEF EXECUTIVE OFFICER FOR THE OHIO DEPARTMENT OF NATURAL RESOURCES NATUREWORKS GRANT PROGRAM AND DECLARING AN EMERGENCY.  |
| WHEREAS, the State of Ohio through the Ohio Department of Natural Resources, administers financial assistance for public recreation purposes, through the State of Ohio NatureWorks grant program and   |
| WHEREAS, the City of Canfield desires financial assistance under the NatureWorks Grant Program for the Fair Park Bike Playground/Skills Course.   |
| <b>NOW, THEREFORE, BE IT RESOLVED,</b> by the Council of the City of Canfield, Mahoning County, Ohio:   |
| Section 1: That the City of Canfield approves filing this application for financial assistance.   |
| <u>Section 2</u> : That the City Manager is hereby authorized and directed to execute and file an application with the Ohio Department of Natural Resources to provide all information and documentation required to become eligible for possible funding assistance.   |
| Section 3: That the City of Canfield does agree to obligate the funds required to satisfactorily complete the proposed project and become eligible for reimbursement under the terms of the NatureWorks Grant Program.  |
| <u>Section 4</u> : 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 process. |
| Section 5: 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.   |
| PASSED IN COUNCIL THIS DAY OFA. 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 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   |                  |

#### **MINUTES**

# CANFIELD CITY COUNCIL REGULAR MEETING JUNE 15, 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; Mike Cook, Zoning Inspector; and John Rapp, Public Works Superintendent.

Absent: Charles Colucci, Chief of Police.

Under **PROCLAMATIONS & PRESENTATIONS**, there were none.

Under **MINUTES**, the MINUTES of the 3 public hearings on June 1, 2022 and the Regular Meeting on June 1, 2022 were approved as presented.

#### Under **READING OF COMMUNICATIONS**:

MR. TIECHE: I think everybody received a copy of the Parks, Recreation & Cemetery Board Minutes of the June 7<sup>th</sup> meeting. That will stand as my communication and report.

MR. NEFF: I have none.

MR. DRAGISH: I have none.

MR. NACARATO: I have none.

MR. MORVAY: I have a few. First of all, Rotary will be having a Wine Gala on the Green. This is August 7<sup>th</sup>. Tents, chairs and tables will be set up. Wine vendors are coming in. We have food vendors. These tickets are \$75.00 a person. You can buy a table for \$600.00. This is one of our many fundraisers. Just a reminder, 100% of our fundraising goes right to our causes. No administration costs. We think this is going to be a spectacular event. Anthony is the Chair, so anything to add?

MR. NACARATO: No, actually, you've said everything. It replaces one of our other fundraisers that we figured had gone to its wayside. This is our biggest fundraiser, in retrospect. The second, of course being Lighting of the Green.

MR. DRAGISH: I think this will be the first of many more.

MR. TIECHE: Who applies for the liquor license?

MR. CALHOUN: Rotary Club of Canfield.

MR. TIECHE: Have they made the application?

MR. DRAGISH: Yes.

ATTY. FORTUNATO: A one day.

MR. CALHOUN: An F-4 Permit, which is showcasing Ohio Wine.

MR. MORVAY: A couple notes of interest in the paper. Canfield Native returns to the Tony Awards. This fellow, Joey Monda, he's a producer of the musical, *A Strange Loop*. He is being nominated for best musical and 10 other Tony Awards; along with 10 other people being nominated. So, Joey is a Canfield native. I forget where he lives now but he's worked around here and I think he's in California or somewhere. Anyway, one of our natives. So, Joey Monda, kudos!

Nick Plant, this is our athlete, we had a presentation. He went to State again, defending his Division 1, 800-meter title. He broke the record of 1:48.93 with his own best time of 1:48.65. Amazingly fast. We'll probably read more about Nick Plant in the future.

I just got this communications today, the Mahoning Valley Amateur Radio Association, they're having a function at the Mill Creek Metroparks, Route 46, all these ham radio operators come together and they can communicate across the whole world and they demonstrate that. I've been to one, it's been a few years but it's very, very interesting. That would be something that perhaps, you might want to attend.

This complaint came from a Township resident and, I get it. I'm just going to pass it along. I think I've talked to Wade about it already. At Red Gate, there are two barns that are falling down. The house there is not in that great of shape. Grass is grown up and everything This resident is saying, hey, if this was in the center of Canfield, we would be addressing it. I get his point. We do have stuff going on out there that maybe, we'll address this but I told him I would pass this on at Council. I don't know that he specifically wants something done right now. That's all I have for communications. Wade.

MR. CALHOUN: Just one item to note, the  $4^{th}$  of July activities are quickly approaching, the theme this year is Celebrate America. The weekend of festivities begins on Saturday night, July  $2^{nd}$  with the fireworks at the Canfield Fairgrounds. The gates will open at 5:00 pm, they'll be

everybody's favorite fair food trucks available, some entertainment. The fireworks are set to go off at 9:45 pm. Sunday is a rest day, nothing happening. The 4<sup>th</sup> of July on Monday, the events start at 7:30 in the morning with the kid-Fun Run. The Firecracker 4-mile and then the annual 4<sup>th</sup> of July Parade that begins promptly at 10:10am. There will be a classic car show and concert after the parade. The next big thing to happen in Canfield will be the Annual 4<sup>th</sup> of July Parade. Everybody is very excited about that. That's all I have for communications.

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

MR. MORVAY: Mr. Tieche, you've already given your report. Anything to add?

MR. TIECHE: No, sir.

MR. NEFF: Mike may add some details to this but at Planning & Zoning we gave a variance to a sign up in front of the old Grange Hall. It needed to be a few square feet larger. It didn't set a precedent and we've done it before. That was the only thing that came up in Planning & Zoning. That was off the top of my head. I'll let Mike tell me what I forgot.

MR. TIECHE: Was there any discussion about the address?

MR. NEFF: I don't think there was. It's on his application. The address.

ZONING INSPECTOR: The address at the Grange is 4 digits. Chuck was asking to change it to 3 digits.

MR. TIECHE: The address of the Grange pertains to the address of the township, 4 digits. CVS is 2 digits and then, I think right next door the address is 463 and then you go down Fairground Blvd. until you get to the city limits, the addresses are 3 digits. Why that stayed 4 digits, I don't know.

ATTY. FORTUNATO: It sounds like it more of a postal issue more than it is a city issue.

MR. TIECHE: Pardon me.

ATTY. FORTUNATO: It's a post office issue, I think.

MR. CALHOUN: The general guideline is, 3 digits or less, you're in the city. 4 digits or more, you're township. There are some Herbert Road properties that are 4 digits, Palmyra Road there are a few that are 4 digits. I don't know that it's just that one address being an anomaly.

FINANCE DIRECTOR: It's just that one on Fairground.

MR. CALHOUN: On Fairground.

MR. TIECHE: If you go onto Google Maps and put in that address, it takes you down to the bottom of the hill.

MR. CALHOUN: What's our storage tank address? Does it have one?

PUBLIC WORKS SUPERINTENDENT: It does. I can't think of it.

MR. CALHOUN: It's essentially behind the Grange. We'll look into it. As long as we don't end up in Trumbull County.

MR. TIECHE: The only disadvantage is, the property owner may have more expense of changing all that.

MR. NEFF: I wonder if he's even aware of it?

MR. TIECHE: Yes, he is. He and I had a discussion about it.

MR. MORVAY: Mr. Neff, does that complete your report?

MR. NEFF: Yes.

MR. DRAGISH: I have the Mayor's Monthly Report to Council. The City's costs and fines, the Gross Collection is \$2,565.01. After everybody gets paid out of that, the total payments back to the city is \$2,458.01.

MR. NACARATO: I believe everyone received the minutes from the Design Review Meeting. The only other thing that we had coming up is that on our next meeting, we're going to meet to go through and get some things finalized for our talk with MS Consultants to see exactly what we're looking for within the city. That's really the only other big thing. That's my report.

MR. MORVAY: I'm going to move over to Mr. John Rapp our Public Works Superintendent.

PUBLIC WORKS SUPERINTENDENT: Good evening. An update on the Bradford Water Line Replacement. The line has been connected at both points, at Briarcliff and Moreland. That will bring us to 3, 046 linear feet of water line, in the ground. The first half of that, they transferred all of the service off of and it is in use right now. Tomorrow we will abandon the old 6" so we will be solely on the new 6" line for the first half. They will continue to transfer services all the way down to Moreland and bring that whole line on, probably within a week, we'll be totally off of the old line.

We've continued with meter replacements. Street paintings Line is in. You probably seen them around town doing 224/46, the main intersections, they're doing the repaint of all of the crosswalks and yellow lines. Crews continue to hot patch when needed. We're out repairing

water cuts or anywhere we've dug over the winter time. Sinkhole repairs, we're continuing with that. Every time we get a chance we're doing the water valve exercise that's required by the EPA. Every 5 years you have to have all of your valves exercised. We do so many every year to meet that 5-year goal. That's all I have tonight.

MR. MORVAY: Christine, maybe you can tie that in with Johns report, but when they get the new meter, are we then billing them monthly?

FINANCE DIRECTOR: No. It's still quarterly. We're going to have to change the ordinances that stipulate the billing rates because they specifically say in the ordinances, every three months. That will all have to be changed when we're ready to go to monthly.

MR. CALHOUN: We're starting to draft that language. We're trying to line it up with the finalization of our contract talks with the City of Youngstown, so we're making one comprehensive change to the water rate ordinance, as opposed to changing it for the monthly billing and then very shortly thereafter changing it for the rates. If we get to a point where either of those seem to be delaying from the other, we'll go ahead and move forward with one or the other. We're trying to hopefully bring them forward with one amendment to the water rate ordinance.

FINANCE DIRECTOR: Well, the sanitary sewer....

MR. CALHOUN: And the sanitary sewer ordinance will also need amended.

FINANCE DIRECTOR: The State Auditor's have been in the office and working for the last two weeks. Everything is going well with them. The May check register and cash basis fund summary will be posted tomorrow on the website.

ZONING INSPECTOR: For the month of June, we issued 16 permits for a total valuation of \$309,367.00. I did issue 1 food truck permit last week for Side Quest Coffee, it's supposed to be ice coffee. He'll be going around the green and hopefully the parks with the coffee truck.

CLERK: The Millennial Moments JEDD Board Quarterly Meeting has been scheduled for July 1<sup>st</sup> at 9:00, here at the City Building. I'm working on a couple of Proclamations for the Mayor to present. The first two Concerts on the Green went off, as planned. We'll continue holding them at the gazebo until it gets demolished. I just found out it will be June 29<sup>th</sup>.

MR. CALHOUN: Now you have to demo it.

MR. NACARATO: Now, it's coming down. (Laughter) We'll give you an update on the gazebo project, since we brought that up. We have chosen a contract. We have the designs all finalized. The gazebo will be coming down June 29<sup>th</sup>. We'll have the new gazebo built in time for the Fair. If we wait any longer than that, we'll run into issues and it won't be done by Fair time. The Committee struggled with that and were split on a vote, on whether or not to tear down the

gazebo before or after the 4<sup>th</sup> of July. We brought it to the rest of the Rotary to try to make the decision and the consensus was that we should tear it down before the 4<sup>th</sup>, so that we can get the project moving forward and getting it completed in time.

MR. NEFF: Ouch! As a layman, I'm not in Rotary, it's seems like a couple of days to leave it up there.....

MR. NACARATO: Well, back and forth and back and forth so, it was a tough decision, like I said but we want to make sure that it's up in time for Fair time. That was the decision that was made.

MR. NEFF: Are you going to put a big kettle up there to ask for donations?

MR. CALHOUN: The Club decision was weighing the pros and cons of before or after of how you visualize, hey, we're doing something at the gazebo. At it's prime, we're going to have 1,000 people on the Village Green in July. Having it not there and then having signage and those Rotary Club Members working the table and saying were soliciting donations, here is the project, here's what we're going to do, would garnish a lot of attention, then putting caution tape up. Originally, I was opposed to doing it before the 4<sup>th</sup>, but there were some points made at the meeting on Friday and one of the main things was that fundraising.

MR. NEFF: You better get Chief Colucci to supply an armed guard. There could be thousands of dollars in cash.

MR. NACARATO: Hopefully, there are because the project keeps expanding. Prices aren't getting any cheaper right now.

MR. TIECHE: Is the site going to be cleaned up?

MR. NACARATO: It will all be cleared and fenced off, in time for the 4<sup>th</sup> of July. They figure the demo and hauling away of everything will take a day and a half to two days. That gives us enough time. We'll get it all cleared out and the fence in place with signage on it.

MR. TIECHE: We do have liability insurance to cover either us and/or Rotary?

MR. CALHOUN: Yes, that is one of the requirements of the contractor is the certificate of insurance.

MR. NEFF: Is the GC Sam Boak?

MR. NACARATO: No, our supervisor is Paul Shurba who is going to oversee everything and then we haven't signed the contract yet, we'll probably have it done this week, Ken Leonard is our contractor.

MR. MORVAY: Atty. Fortunato, anything?

ATTY. FORTUNATO: A couple quick things. I'm working on a few ordinances, like trespass. I'm trying to beat it up and get it finalized to you. I prepared something relative to the damage in the right-of-way issue that Corey Mclain raised at one council meeting. Look for that on an agenda soon. I've also provided to the administrative staff an Ordinance and the required forms for individuals to opt-out of the Smart Meter Program. If people don't want a Smart Meter in their house, they can submit a form to the City. There will be a fee for opting out. It does create some issues, administratively having to deal with individuals that opt out because the meter will not be part of the infrastructure but they will have the ability to opt-out. On the Charter Amendments that are in front of you tonight, I'm going to be making edits to the one regarding the terms. But I'd like to get that read tonight as it is, first reading. I'll make those corrections for the next meeting. That's it.

MR. MORVAY: Thank you. Wade Calhoun our City Manager.

MR. CALHOUN: One quick note. Chief Colucci wanted me to mention that he had a prior obligation this evening, so he couldn't join us. We had Mayor Dragish swear in our newly hired part time officer Nick Fitzgerald last evening. His family was in attendance. We had quite a few of our staff and police officers in attendance. It was a nice ceremony. Chief Colucci had some really nice words to say. Overall, it's refreshing. We were just talking about how young some of the new hires that we're getting into the police department are, but that's a good sign that we are getting new people still interested in law enforcement, given the nature of the world as we know it today.

A couple of follow-ups to John Rapp's report. So, Kirila Construction has been one of the best contractors we've had in the City; at least since I've been here. I know, as I mentioned last Council, they bored underneath a brick driveway because the homeowner was having huge anxiety issues, they did it at no additional cost to the city. I believe on one of the community Facebook groups, one of the residents posted on there, that while they were installing the line, they blocked her driveway, she just returned from the grocery store and there was, including our on-site inspector, Howell's and Baird, all went and helped carry the resident's groceries from her car into her house. Again, I think Kirila understands Canfield, the level of service we try to provide, whether we're internal staff, or to our residents. It's nice to see that type of white glove service, as I like to call it, to our residents from our hired contractors. Kudos to the city for hiring the contractor and a kudos to the contractor as well.

As Christine mentioned, with the Auditor's being in the office, I don't know if they're excited about being back in the office, they've been virtual the last couple of years but I can attest to the fact that they've had daily, multiple conversations with Christine, they've been down in Kristen Ansevin's office, our Deputy Finance Director pulling all of the appropriate records. They're not just sitting in the conference room looking at things on a computer. They're actively digging into all things Canfield finances.

The gazebo project demolition, Council Member Nacarato mentioned.

Rudzik did the repair to the street on West Main in front of Material Sciences; nothing substantial was found. We don't know, essentially the root cause of why the road started to cave in but they dug down deep enough to make sure that all of the backfill was appropriate and then added some more asphalt course and then also added a little bit to the edge of the street for us and repaired a joint that wasn't completely sealed in the sanitary sewer right in front of Industrial Blvd. Kudos to our Public Works Department, they assisted in shutting down the street. We shut down 224; which is never an easy task to do, for the better part of 10 hours to repair. We anticipated it to be 8. The only delay from Rudzik was waiting on the asphalt to get delivered to put that final asphalt course down. Again, kudos to them, they got in, they worked efficiently. Our guys helped them with traffic management to get the deliveries where they needed to be, people into the area that needed to be there but kept them essentially out of the construction area. I didn't receive any complaints. I'm not aware of anything other than small little headaches because there is a main street shut down. A very high anxiety situation that you would anticipate to be worst case scenario, that just seemed to go flawlessly. Kudos to all parties involved.

MR. MORVAY: I thought the communications beforehand was excellent too. The message was out there.

MR. CALHOUN: It got some media coverage; which is always nice. Millennial Moments has submitted their final invoice for the reimbursement agreement. When we requested that they upsize the infrastructure from 8" to 12", there was immediate payment for the actual cost of those pipe materials that was paid out, the subsequent invoice for all the accessory connections, the additional aggregate and some of the engineering. So, staff will review those documents and make sure that all of the amounts add up. Double review it at the finance level and then that reimbursement check will be cut in accordance with that agreement that was signed last year.

The Bradford Waterline Project, the next phase was to basically add an additional bypass at the intersection of 46 and Herbert Road. We were unable to obtain an easement from one of the property owners that we had to have an easement in order to bore under Herbert Road and obtain temporary and permanent easements to do what we wanted to do. John Rapp, myself, Jon Vollnogle with Howells and Baird and Gerald the inspector on site as well as Kirila the project manager, met on site on Monday, we're looking into potentially being able to run a parallel 12" line within the existing right-of-way. So, we ordered a title search on the associated properties to make sure that there is, what we believe to be, enough right-of-way to work within the existing right-of-way. Again, we're sort of delayed in that next phase of that project, it will require resubmissions through Ohio EPA and ODOT, so we're working with Howell's and Baird to do that and Kirila will probably mobilize to another project and hopefully come back and finish that phase of the project out.

Additional easements on Sleepy Hollow that we'll start to obtain for a storm water project that we got planned that will fix some failed field tile from the original development that's right there on Sleepy Hollow from where Sawmill Creek goes all the way to 46. We'll be sending out notifications to residents on obtaining the same thing, both temporary and permanent easements to replace the storm water line.

I mentioned in my memo that ODNR Grant that we planned to submit for the bike playground at Fair Park, the ODNR NatureWorks Grant extended the deadline to July 15th, because they didn't yet have the countywide allocations that they send out. So, they send out so much money, per county and then however many applicants, they split the money amongst those applicants. This year, Mahoning County is set to receive just over \$29,000 in NatureWork Grant allocations. Our grant submission would have requested approximately \$67,000 in grant funding from ODNR. Originally, I thought, we can't submit, there is no money, however after Patty looked at the application and I reread it, there are two counties that are earmarked for \$150,000 collectively that have not submitted projects within the last two years. If they don't submit a project this year, they're going to reallocate those funds to counties that have a need for those funds. I'm going to still submit and ask for the max amount and hopefully those other counties don't and then the immediate spotlight becomes, Mahoning County is short for this one project. I'm hoping to get some of that reallocated to Canfield. I wanted to provide Council that update. I believe in the memo, I said, we'll re-evaluate to see what we're doing and again, here we are not even a week later and things change from negative to positive; which is always nice. We try to stay positive.

Finally, we will be sending out notification to resident located in and around Canfield High School, Briarcliff Drive and then Canfield Fairground as well as Hood and Fairview area. We have worked with RCAP, our partners in doing asset management on the GIS that we're doing citywide in conducting sanitary sewer smoke testing. If you don't know what smoke testing is, essentially, they take a section of town, blow smoke into the sanitary sewer. What that does is identifies anywhere there is infiltration into the sanitary sewer lines; whether that's from holes in the lines coming from ground water seepage but most of the time it comes from residential households, downspout drains, that are tied into the sanitary sewer and not into a storm sewer lines as they should appropriately be. What that means is, when we start smoke testing, which is why, it's the week of June 27th, about 2 weeks out. We're going to meet tomorrow morning to come up with that communication plan and media blast publication, so everybody is aware of what's going on. It's not harmful in any capacity but once you start smoke testing, smoke will come out of places that you wouldn't expect to see smoke. Whether it's coming out of downspout drains, floor drains that may be tied to the sanitary sewer, just coming out of the ground in random places. We'll communicate with police/fire/press releases, emergency management offices, as much as we can communicate, this is something RCAP talked about at one of the seminars, you can literally tell everybody, everyday for 30 days leading up to the smoke test, the day you do the smoke test, you're going to get phone calls. There is a fire somewhere and there is smoke. The reason we're being very forthright in this is, the areas we're talking about is Canfield High School, there are a number of sanitary sewer lines that run on that property. In that neighborhood there are a number of residents in close proximity, that

obviously will be impacted and see, hopefully not see a lot of smoke but given what we anticipate to see, there could potentially be some smoke. Obviously, the Canfield Fairgrounds, the high visibility of anything that happens there. We're just going to make sure that everybody is well-aware. John has already started communicating that out. Like I said, we'll do the media blasts, Facebook publications, notices to the affected houses, door hangers prior to, so I wanted to make everybody aware and let council be aware. There is a reason why a lot of people don't do the smoke testing, just because of the PR involved and the nature in which you kind of identify some areas that need to be addressed; whether it's city or residential side. But again, it's highly effective in showing exactly where your failures may potentially be; which is why we're doing it. That concludes my report.

MR. CALHOUN: I forgot about the Columbarium, I'm sorry Tony. Our columbarium was delivered yesterday morning and it's beautiful. I don't know how else to describe it. It sound weird.

MR. NACARATO: That would be something I would say.

MR. CALHOUN: Anthony would appreciate it. It was great, they came in, I think it took them longer to get the crane backed into the location, then it was for them to actually set the 6-ton, piece of granite onto the concrete pad.

ATTY. FORTUNATO: Did they use the ice?

MR. CALHOUN: Yes, the dry ice that was on the bottom; which I didn't get to see but you can kind of see the smoke coming out. So, when I stopped out there, it was already in place. It looks phenomenal. We had a good suggestion from the on-site guy about how to promote the availability of space in the columbarium. We have one resident who is earmarked as the first sale and Tony will be meeting with her tomorrow. We got all the appropriate cemetery rules.

PUBLIC WORKS SUPERINTENDENT: She was there.

MR. CALHOUN: She was there to witness and took video that she showed Patty and I. It sounds weird and morbid to be excited about a Columbarium Project but again, if you have time, go check it out. Tony Snovak led that project from start to finish and it turned out really, really nice.

MR NEFF: Did we do the landscaping? The landscaping around it is beautiful.

MR. CALHOUN: We had Jeff Tach with B&B, he did the landscaping, the knee wall, all the stones match and correspond with each other perfectly. Prestige did the concrete.

PUBLIC WORKS SUPERINTENDENT: Our City Crews did the actual landscaping around the knee walls.

MR. CALHOUN: Parks Garden Center gave us the design plan for the plantings. We purchased the materials from them. It's one of those projects, you get everybody involved in the subject matter experts and I think it shows and has the Canfield touch to it. It's not just a piece of granite thrown on a concrete slab in the cemetery. It really elevates the aesthetics of the East Main Cemetery.

MR. MORVAY: What was the dry ice for?

MR. CALHOUN: Once they set it in place, they still have the opportunity with a pry bar to sort of adjust it to make sure that it's exactly set. The footers where it sits is substantially thicker concrete than the rest of the pad. They always want to be meticulous and make sure it goes exactly where it needs to.

PUBLIC WORKS SUPERINTENDENT: The straps go underneath it, once you get the straps out it slowly settles down.

MR. CALHOUN: It's one of those things you never think about but some engineer somewhere is thinking about it.

ATTY. FORTUNATO: We were laughing at staff meeting, they say the perfect murder weapon is an icicle, because it melts.

MR. CALHOUN: That concludes my report.

MR. MORVAY: Council questions?

MR. NEFF: John are we doing any mowing, maintenance or cleaning out at Red Gate?

PUBLIC WORKS SUPERINTENDENT: Yes, actually the renter has one of our tractors and he takes care of all the mowing and everything that's mowed right now, is what was being mowed in the past, nothing new. The fields that are inside are still high but they were never mowed since we've had it or even before, I don't know.

MR. NEFF: It was meticulous before. I think that's what people are upset about. It was the most beautiful farm you could ever drive-by.

PUBLIC WORKS SUPERINTENDENT: If we were out there mowing all of that, we would have a week's worth of mowing out there. There is the caretaker out there. He is mowing along the roads, around all 4 houses. I don't think it looks.....

MR. MORVAY: One of the concerns was the barns are falling down.

PUBLIC WORKS SUPERINTENDENT: They're in disarray but they're not.....

MR. MORVAY: Does it create a liability for the City?

MR. CALHOUN: No, a liability no. It's city-owned property that has no trespassing signs posted. The only people that are there are our city crews.

MR. NEFF: Is the new policeman, Nick Fitzgerald?

MR. CALHOUN: Yes.

MR. NEFF: Is he a Canfield resident by any chance?

MR. CALHOUN: He is not. He graduated from Warren Harding, played baseball there, went to the YSU Academy and I believe he still resides in Howland.

MR. NEFF: It would be nice if we had more Canfield Police be Canfield residents. The \$67,000, that's just for a study for the bike track?

MR. CALHOUN: The total project to install the bike playground and pump track is \$88000. The ODNR Grant is an 80/20 matching grant. The City would only be responsible for 20% of the \$88,000. The approximate grant request of the ODNR is like \$66,000 or \$67,000.

MR. NEFF: Thank you.

MR. NACARATO: John two things. Your guys did a fantastic job on the creek project that you did on the property there but the screening that goes over that tube, it's very far away from the end of the tube, I'd like to see if maybe we could pull that forward. Other than that, it's worked fantastic. I give you guys kudos because my yard, after all that rain, my yard is dry again. I'm appreciative.

PUBLIC WORKS SUPERINTENDENT: They'll be back taking care of the landscaping and restoration.

MR. NACARATO: Good to hear. Just have them check that screen to make sure because it's probably 2 foot away from the edge of the pipe, somebody could fall right down into it. Thanks.

MR. MORVAY: I'll open it up to residents, Mr. Micchia.

MR. MICCHIA: Good evening. Frank Micchia, 220 Glenview. In regards to the smoke testing, Wade, many houses in the north part of the city do have their spouting drains hooked into the storm sewers. That's not affected, right?

MR. CALHOUN: Correct. So, if your downspouts are appropriately hooked into the storm sewer drain, you will not be affected by the smoke test.

MR. MICCHIA: In regard to the Columbarium, I happened to drive by yesterday. It's very nice. FYI, there are 64 slots there.

MR. CALHOUN: 96 niches.

MR. MICCHIA: What are those?

MR. NACARATO: Niches are the slots.

MR. CALHOUN: There are 96 places. So, there are single and double niches. Total of 96 niches.

MR. MICCHIA: 64 plaques.

ATTY. FORTUNATO: Some are double.

PUBLIC WORKS SUPERINTENDENT: You wouldn't be able to see that from the outside.

MR. MICCHIA: None of them are for me.

KATHRYN YOUNG: Kathryn Young, 570 Barbcliff Drive. It's just smoke, no danger of fire.

MR. CALHOUN: Just smoke, no fire.

KATHRYN YOUNG: The storm sewers, in Boardman, they report that there are rabid raccoons. That made the newspaper. It was in the newspaper within the last month. So, just to be aware of that because I do see raccoons out during the day; like this morning. So, they're coming from the storm sewer, if there anything they can do about that? Smoke them out.

MR. CALHOUN: We do not have animal control in the City of Canfield. We'll be smoking the sanitary sewer. The smoking out of the raccoons will not take place but general guidance on wild animals, I would just advise everyone to stay away.

KATHRYN YOUNG: As far as the smart meters, I know they were bought through funds that (tax money) that was used to buy them from the rescue plan.

MR. CALHOUN: American Rescue Plan Act Funds are from the Federal Government.

KATHRYN YOUNG: Right, which is our taxes. So, I was just thinking, I was sitting there, each one of those meters cost \$290 some dollars. Do we get a credit for that if we're going to opt-out?

MR. CALHOUN: You do not.

KATHRYN YOUNG: Would you consider it?

ATTY. FORTUNATO: There they are.

KATHRYN YOUNG: Would you consider it? A tax credit for the value of the meter, since we pay for it with our tax money. Against a fee that they're going to charge if you want to opt-out.

MR. NACARATO: Over the course of it, we have to pay somebody to go out and read those people's meters that are not on the program. So, it's going to cost us in the long run.

KATHRYN YOUNG: He's going to charge a fee. It can offset for a year or two.

MR. NACARATO: I don't even know if it would be a year. It would probably be a month at the most.

KATHRYN YOUNG: Do you know what the fee will be?

ATTY. FORTUNATO: I don't think we've settled on it.

MR. CALHOUN: We haven't gone through the Ordinance completely to see what the current proposed fee is but I know Mark gave a variety of options. The research he did for each of the Municipalities varied depending on certain factors, so all of that is drafted in the Ordinance and we got to really hone in and decide what we need to do.

PUBLIC WORKS SUPERINTENDENT: There are 3 major components to that meter. There is the actual water meter itself, which everybody will get, whether you opt-out or not. There is also a touch pad on the outside. There is also an AMI Unit; which you won't be receiving the AMI Unit which is a gray box. You will just have the touch pad. So, two out of three items will still be going into every residents house. It would just be the cost of the AMI.

MR. TIECHE: I have another question regarding that. Do we have any idea how long it's going to be before the EPA is going to say that they're not going to allow you to opt-out any longer?

ATTY. FORTUNATO: Actually, Ohio Law requires Opt-Out for electric meters but not water.

KATHRYN YOUNG: One last thing, I spoke to my son who lives in Columbus, they are having rolling power outages in certain areas in Columbus as of this day. So, it's coming. That's what happens when your part of infrastructure.

#### Under Recognition of Persons Desiring to Appear Before Council:

MR. MICCHIA: Good evening, Frank Micchia, 220 Glenview. I have some comments I'd like to make in regards to the proposed Charter Amendments on term limits. As I understand it, regardless of how many people run, the top 2 vote getters will receive terms of 4 years, in the

2023 election. So, they will serve, 24,25,26 and 27, 27 is a legitimate election year. A person who gets a two-year term will serve 24 and 25 and 25 is a legitimate election year.

ATTY. FORTUNATO: I can stop you there. I'm going to make the necessary tweaks that I reference. Those are those tweaks. We're going to make sure that it's an odd number. So, we're going to have 2 individuals serve 4-year terms and 2 individuals serve 2-year terms.

MR. MICCHIA: My last comment was, the person who allegedly is going to get a 3-year term ....

ATTY, FORTUNATO: No.

MR. MICCHIA: Let me finish, let me get it off my chest, they will serve 24, 25 and 26. 26 is not a legitimate election year. I was going to say we ought to have two 4-year terms and two 2-year terms.

ATTY. FORTUNATO: That's the tweak.

MR. MICCHIA: You're very perceptive. Thank you.

MR. MORVAY: KATHRYN?

KATHRYN YOUNG: Kathryn Young, 570 Barbcliff. The other Charter Amendment which is also for change, is that you had to be a resident. But you also had to be a resident for 5 years. Is that correct?

ATTY. FORTUNATO: Yes.

KATHRYN YOUNG: If somebody owns a home in Canfield, shouldn't they have a voice the first year they own the home? If they want to make a change. When it comes to 5 years, I think that's not fair. The one's that may be here for a couple of years and they notice something that might need changed and they want to walk around and get signatures. I think if you own a home you should have a voice.

ATTY. FORTUNATO: Own a home and reside in the home, or just own a home? I can live in Honolulu and own a home in Canfield.

KATHRYN YOUNG: You're still paying real estate taxes in Canfield.

ATTY. FORTUNATO: Council directed that they wanted it to be a resident and a resident of some time, so nothing magical about 5 years. Council? Three, one, seven, it doesn't matter.

MR. DRAGISH: I would like it would have to be a resident of the area to understand how Canfield is run. When I first moved to Canfield until now, it's completely different. I know

more now. So, at least 5 years, it gives a person the knowledge to be able to say, well, then in that 5<sup>th</sup> year, they have the ability to do it.

MR. MORVAY: How did we come up with the 5-year term? Just arbitrarily?

ATTY. FORTUNATO: A reasonable period of time. That's all. Kind of the Mayor's thought, you really don't know what's going on in a year, in terms of trying to change Constitution of the City.

MR. DRAGISH: You see how many people are here. That's what I'm saying.

KATHRYN YOUNG: You don't know how many people are watching. You don't know how many people I talk to or Frank talks to. You don't, so 5 years, I think is a lot. I think you should consider, residency but I think to be fair, everyone should have a voice. They're paying their real estate taxes and income taxes.

MR DRAGISH: I think they would still have a voice, even if it's 5 years.

MR. MORVAY: I think Kathryn brings up a good point. Five years, where did we come up with that, arbitrarily. Maybe

ATTY. FORTUNATO: Let me know. Think about it. Get back to me.

MR. CALHOUN: Tonight, is first reading.

MR. MICCHIA: This Amendment we're talking about is unworkable. For example, if somebody from Timbuktu wanted to sponsor a Charter Amendment, they co-opt with a Canfield citizen, who had 5 or 10 years, you can't stop that. It's not going to work. My point is, if somebody from Timbuktu wanted to sponsor a Charter Amendment but they co-op with a city resident who has 5 or 10 years, you couldn't stop that.

ATTY. FORTUNATO: We're not claiming that it's perfect.

MR. MICCHIA: It's not going to work.

MR. TIECHE: The reverse of that is also true to address Kathryn's comment. If she had somebody that wanted to sponsor something, she could get somebody that had 5 years.

MR. MICCHIA: It can't be enforced.

MR. MORVAY: I think that's a valid point. We should look into that. Anything else? We'll move on.

Under **OLD BUSINESS**, there was none.

#### Under **NEW BUSINESS**:

ITEM A: An Ordinance Declaring Surplus Property and Authorizing its Disposal.

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. TIECHE: Second.

**ROLL CALL ON MOTION:** 

5 Votes-Yes0 Votes-NoMotion 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. NACARATO: Second.

5 Votes-Yes 0 Votes-No Motion passes.

MR. TIECHE: Mr. President, I have an Ordinance Declaring Surplus Property and Authorizing its Disposal. I move for passage.

MR. DRAGISH: Second.

MR. MORVAY: Wade, what are we doing here with this Ordinance?

MR. CALHOUN: Like anything else we do, when certain items like equipment, miscellaneous office chairs furniture, file cabinets, are not longer useful to the city, or needed by the city in any capacity, you need legislative action to declare those items as surplus and authorize the disposal of those items. This Ordinance basically does that for the items that are listed in the packet. The miscellaneous stuff has been in storage, desks, file cabinets, a couple pieces of equipment sitting at the water tower that public works has either under utilized or not utilized at all over the last 5, 10 or 15 years. We're going through some house cleaning and realized there could be substantial value to some of these items. We're in contact with Roman Auctioneers who will be administering the auction for the said items listed. This legislation does two things, it declares the items as surplus and authorizes their disposal through the auction to be hosted by Roman Auctioneers.

MR. TIECHE: Question. What is a 4-way street light? Is that a traffic light?

MR. CALHOUN: Yes.

MR. TIECHE: Sewer cleaning hose?

PUBLIC WORKS SUPERINTENDENT: It's an old jet truck, it had the long jet hose on it and we had a spare that sign and it no longer fits and it's brand new.

MR. TIECHE: That's what I'm picking up on. It says still in the shrink wrap. Thank you.

MR. MORVAY: Residents, any questions about this particular ordinance?

KATHRYN YOUNG: Kathryn Young, 570 Barbcliff Drive. It would be helpful if we had the year or when they were purchased.

MR. CALHOUN: I don't think anybody knows.

KATHRYN YOUNG: The other thing is, you're just making a list today and your selling them tomorrow. So, how do you even advertise these to get the best price for taxpayers dollars?

ATTY. FORTUNATO: They are obsolete, without value.

MR. CALHOUN: We're utilizing the services of Roman Auctioneers. To the City of Canfield, they're zero value. That's essentially why we're declaring them surplus. In order to get value of what we deem as a zero-value asset, we're utilizing Roman Auctioneers who will get premium value through their auctioneer services.

MR. MORVAY: In their contract they had to advertise. Roman Auctioneers did.

KATHRYN YOUNG: I don't mean to be mean but isn't that a conflict of interest as well because we have someone on the boards. They're allowed to actually bid on it so, if it has a value and we're saying it doesn't have any value and they can sell it for thousands of dollars. They can sell it cheap and they can buy it, it' in their contract.

MR. CALHOUN: The conflict of interest doesn't exist, the member that you're referencing being on a board or commission has no influence over council action or the disposal of these items. That was something we checked with very early on when we started doing auctions within the 4 years. It's a public auction. Anybody can bid on any of the items. We can't restrict and say, we're going to keep these and not sell these because we want to buy them.

FINANCE DIRECTOR: I can go online and buy anything if I want it.

MR. CALHOUN: I think, I might look at the lawn mowers.

KATHRYN YOUNG: Less than 24 hours and then the sale takes place. The Auctioneer gets to bid on it as well. They can buy it low. It could have been done a little differently.

ROLL CALL ON ORDINANCE: 5 Votes-Yes

0 Votes-No

Ordinance passes.
Ordinance 2022-35.

ITEM 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.

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. NEFF: Mr. President, I have 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. This constitutes first reading.

MR. TIECHE: Isn't the election in 2023?

CLERK: This November.

MR. TIECHE: Okay.

ATTY. FORTUNATO: It's coming up.

MR. TIECHE: Never mind. I'm thinking of the council election.

MR. MORVAY: We'll be having that tweaked and we'll be voting on it at the next council meeting. There will be no public hearing.

ITEM 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.

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. 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 Ordinance 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 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. I move for passage.

MR. NACARATO: Second.

MR. MORVAY: Wade, can you just brief us on this explosion of fireworks.

MR. CALHOUN: The current city ordinances prohibit any and all discharge of fireworks explosion or ignition of fireworks within the City of Canfield. Back in February of this year the Ohio General Assembly passed an act House Bill 172 which goes into effect on July 1<sup>st</sup> of 2022. It allows the discharge of fireworks throughout the State of Ohio on certain days and times throughout the year, designating holidays and other specific days that they deemed appropriate for this kind of activity. So, over the last few months, we tossed around what or if any changes we wanted to make to our ordinance to continue to prohibit any and all fireworks, allow it, come in line with what the state legislators and make our own restrictions as far as days and times. After a series of back and forth comments and feedback and in addition to the recommendations from the Cardinal Joint Fire District, what you have before you is the legislation for the City of Canfield which amends our current fireworks legislation 1519.04 to only allow for fireworks to be discharged, ignited, or exploded in the City of Canfield during

dates and times as follows, 4<sup>th</sup> of July, between 8:00am and 11:00 P.M. then on New Year's Day, January 1<sup>st</sup>, between 8:00 A.M. and 11:00 P.M. Those are the only two days that we are currently proposing allowing for fireworks to be discharged within the City of Canfield under those proposed times.

MR. TIECHE: A question. Now that I'm reading this and thinking about it, January 1<sup>st</sup> from 8:00am. Normally when you're going to shoot off fireworks, it's December 31<sup>st</sup> and/or if it's going to be January 1<sup>st</sup>, wouldn't you have it at midnight. My first thought might have been 8:00 AM, do we want to have fireworks at 8:00 AM?

ATTY. FORTUNATO: Right now, under Ohio Law they would be allowed to discharge fireworks, I think there are a total of 20 days a year from midnight to midnight. It isn't perfect. Our enforcement of this is, you know. They don't run around and arrest people for discharging fireworks. So, this is kind of a first shot at something. Let's see how it works and be willing to tweak it next year maybe. We wanted to get something in place before the 4<sup>th</sup>. The State Bill allows the 3<sup>rd</sup>, 4<sup>th</sup> and 5<sup>th</sup>, I believe.

ATTY. FORTUNATO: Juneteenth.

MR. CALHOUN: But that wouldn't be until next year.

ATTY. FORTUNATO: Right.

MR. CALHOUN: There are a number of holidays that are designated that again, if someone had the means and desire, could explode or discharge fireworks on a number of days and times.

ATTY. FORTUNATO: Are people going to discharge fireworks on New Year's Eve, yes. Are those people going to be prosecuted, no. Unless, it's a completely out of hand situation. I think this is a good test. Let's give it a shot. We can tweak it after the 4<sup>th</sup> or the first of next year.

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

MR. MICCHIA: Good evening, again. Frank Micchia, 220 Glenview. These 2 days of fireworks are rather skimpy. I recall us discussing many other days, as potential days of fireworks. I'll wait until I have everybody's attention.

ATTY. FORTUNATO: You can talk. I'm under no obligation that I listen. I try to.

MR. MICCHIA: Anyhow, as I say, it's not very many days. Children and people all over the world celebrate May Day. It's big international holiday. Why can't we include that? It's also my birthday.

MR. DRAGISH: I'll fire some off for you Frank.

KATHRYN YOUNG: Kathryn Young, 570 Barbcliff. I agree with Frank. I think you should reconsider celebration in that way. If we're going to put legislation in and we're not going to enforce it, why do we have the legislation?

ATTY. FORTUNATO: It's not that we don't enforce it. You never know what can happen out there. We have a situation where we need to enforce it, we'll enforce it. We're not going to run around the city...

KATHRYN YOUNG: The issues, (inaudible).

ATTY. FORTUNATO: Let me finish. I'm not going to talk if you're going to talk.

KATHRYN YOUNG: I thought this was my time.

ATTY. FORTUNATO: You asked me a question. I can email you the answer or I can answer you now. The city is not going to vigorously and never has vigorously enforced the fireworks ordinance. You never know when a situation gets out of hand and there is going to need to be enforcement. That's why you have the ordinance.

KATHRYN YOUNG: I do say reconsider. I do believe that the reason Ohio changed theirs is because they reconsidered. I think when we have laws we create walls and our freedoms get squeezed. If Ohio says 20 days, as a team you should look at the 20 days and maybe come up with a little bit more than 2 days.

MR. DRAGISH: I just think this is a starting point. We'll see how it goes.

KATHRYN YOUNG: That's what you said about the bee thing.

MR. MORVAY: Anybody else? Patty

ROLL CALL ON ORDINANCE: 3 Votes-Yes

2 Votes-No (Neff, Tieche)

**Ordinance Fails** 

MR. CALHOUN: We will resend the fireworks draft for the 6<sup>th</sup> time to City Council for comments.

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

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. DRAGISH: 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. NACARATO: Second.

ROLL CALL ON MOTION: 5 Votes-Yes

0 Votes-No Motion passes.

MR. NACARATO: Mr. President, I have a Resolution Allowing the City of Canfield to Apply for Federal Surface Transportation Block Grant Program (STBG) Funds Programmed by Eastgate Regional Chamber of Governments to improve East Main Street (Phase 1). I move for passage.

MR. DRAGISH: Second.

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

MR. CALHOUN: The Federal Surface Transportation Block Grant Program or (STBG) allows funding to be available to public entities to address a number of transportation related projects. This grant is administered through Eastgate Regional Council of Governments on behalf of the Federal Government. So, the City of Canfield is going to apply and potentially utilize the availability of funds in FY2027 for a project that looks conceptually at East Main Street (St. Route 224) from Hillside Drive east to the City Limits. Effectively, Talsman Drive is where the last improvements will be made. As part of the Comprehensive Plan the transportation study looked at that section particularly, the Talsman Drive signa; which is controlled by ODOT. There is not a whole lot of signalization changes that can be made. That is where the choke point are for traffic. There is a number of curb cuts; which are entrances and exits from businesses along that corridor, as well as some conflicting traffic patterns as people get into the turn lane to cross traffic either going east or west. In looking at some of the variety of options that could be done to improve safety and mitigate some of the congestion that happens at peak traffic hours. So, early in the morning, school, rush hour work traffic, the same thing at noon (lunch time) there is a number of conceptual proposal type done through the Comprehensive Plan. As Council recalls, during our Strategic Planning that is one of the priorities to focus on that area of town as being sort of our main business corridor, right off the freeway, that has the majority of traffic coming to the city and not necessarily going into the heart of the city or traveling through the city. So, in keeping in the spirit of that, MS Consultants our City Engineer's look to apply for the East Main Street Improvement, Phase 1, which in this

case, the estimate project cost of \$10,764,000. It's an 80/20 matching grant. The city would be responsible for 20% of that total cost; which would be approximately \$2.1 million. That does not include the engineering cost; which are typically 10% of total project costs. Again, this is for fiscal year 2027, because the projects are programmed out that far in advance through Eastgate Federal Government. So, if we wanted to potentially do something on this corridor and utilize these funds in 2027 or beyond, we need to get in the pipeline this year. Part of those requirements, in the application are to pass the appropriate legislation from City Council. There is absolutely no commitment to spending that money, earmarking that we must pay that 20% until we get to that point. At any point and time, like a variety of other projects we do through OPWC Funding or Grant Funds, we can always withdrawal our application or decline the award acceptance.

MR. MORVAY: Council questions? Hearing none. Residents? Frank, KATHRYN? Hearing none.

ROLL CALL ON RESOLUTION: 5 Votes-Yes

0 Votes-No

Resolution passes. Resolution 2022-06.

ITEM E: <u>A Motion Authorizing the City Manager of the City of Canfield to Enter into A Memorandum of Understanding (MOU) For A Joint Resurfacing Program.</u>

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. TIECHE: Second.

ROLL CALL ON MOTION: 5 Votes-Yes

0 Votes-No Motion passes.

MR. TIECHE: Mr. President, I have a Motion authorizing the City Manager of the City of Canfield to enter into a Memorandum of Understanding (MOU) for a joint resurfacing program. I move for passage.

MR. NEFF: Second.

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

MR. CALHOUN: I mentioned to Council previously that this legislation will be brought forth. City Engineer's MS Consultants, had the idea that if they took some of their clients and collectively pulled us together to do a bulk bid for annual resurfacing, especially this year when costs are exorbitantly higher than they've ever been for asphalt. In this case, it required an MOU; which

Atty. Fortunato drafted and sent to participating agencies. However, there is one agency, the legislation that was in the packet and the description, they have since not decided to proceed with the MOU and that would be the Township of Poland. It doesn't necessarily impact the overall project. They were only going to pave a parking lot of their Township Hall. Again, it's not a huge value to then minimize the total overall bulk bid. What this does is effectively us, committing to entering into the (MOU) Memorandum of Understanding with the remaining agencies. Steve Preston provided an update, Struthers will be passing their MOU this week. The Village of Poland has already passed this MOU. If we take action tonight, all the appropriate entities will sign the MOU. We are the lead agency on the bid advertisement, bid opening, and awarding of the bid. Our hope is that we can have less cost in the bulk bid. However, Steve Preston also informed me today that we had to edit our engineer's estimate based on the City of Hubbard having their bid opening yesterday for annual resurfacing. The engineer's estimate, estimated asphalt at \$206.00 per cubic yard, the lowest best bid that was received, the cubic yard cost for asphalt was \$310.00; which increased the total. The lowest bid was one hundred and something thousand dollars more than the engineer's estimate. There was an article in the newspaper recently, I think Austintown Township ran into a similar situation, with their annual resurfacing bids. We are optimistic that we aren't going to run into a similar situation. Again, the cost of everything right now is just exorbitantly high. At the end of the day, we should be comfortable enough to understand and acknowledge that it may be better off not resurfacing but if we have to resurface, I know we got allocated funds, we may just have to scale back what we do.

MR. MORVAY: It makes sense. Fuel is up 30%-35%, right now. Council questions? Resident questions? Hearing none.

**ROLL CALL ON MOTION:** 

5 Votes-Yes 0 Votes-No Motion passes. Motion 2022-13

MR. TIECHE: I want to make an inquiry about Item C; which was defeated. If that had passed would that had been effective for this year or not?

ATTY. FORTUNATO: Yes, we were declaring an emergency.

MR. TIECHE: I move for reconsideration of Item C.

MR. NACARATO: Second.

ATTY. FORTUNATO: Let me explain. The "No" vote meant that there were no days in the City of Canfield where somebody could discharge a firework. Right now, our current ordinance say, you can't ever do it. What we were doing was opening the door a little bit for 2 days. You voted no. So, that meant it stays as never in the City of Canfield can you discharge. So, if you

want to reconsider that and pass it, a yes vote would be to allow the discharge of fireworks and possession of fireworks on those 2 days.

MR. CALHOUN: If you want to include New Year's Eve, December 31<sup>st</sup>, between the same hours, 8:00am to Midnight or tweak the New Year's Day hours midnight to 2:00 A.M., that's open for discussion.

ATTY. FORTUNATO: If you were considering what Kathryn just said, by voting no, it was the exact opposite.

MR. TIECHE: My intent at this point, would be to permit fireworks on New Year's Eve and not necessarily on New Year's Day and on the 4<sup>th</sup> of July.

ATTY.FORTUNATO: Is that your Motion?

MR. TIECHE: That would be my Motion.

MR. NACARATO: I'll second that.

MR. CALHOUN: The same times? 8:00 A.M. to 11:00 P.M.?

MR. MORVAY: If it's going to be New Year's Eve, it should be Midnight.

MR. TIECHE: Let's do midnight on New Year's Eve and probably midnight on the 4<sup>th</sup> of July.

ATTY. FORTUNATO: Just to understand the Motion. The Motion is to allow the discharge and possession of fireworks on New Year's Eve from 8:00am to Midnight and the 4<sup>th</sup> of July from 8:00am to midnight.

MR. TIECHE: Correct.

MR. NEFF: I would propose, because the 4<sup>th</sup> of July falls on a Monday, families are going to be in town, I'm conflicted on this because I know that people have dogs and this is a terrible time for that. I would think that it should be 4<sup>th</sup> of July weekend. That's my 10 cents worth.

ATTY. FORTUNATO: Make a Motion and get a second.

MR. NEFF: There is a Motion on the floor.

MR. MORVAY: We could still amend it though. We're still discussing it.

MR. NEFF: I would like to amend the Motion to include the 4<sup>th</sup> of July weekend and impose the time periods that we're talking about.

ATTY. FORTUNATO: Just be aware, the 4<sup>th</sup> of July doesn't always fall on a Monday.

MR. CALHOUN: For verification, the 4<sup>th</sup> of July when it's on a weekend, then they're allowed to fire off fireworks or including the entirety of the 4<sup>th</sup> of July weekend when it's on a Friday or a Monday. Does that make sense?

MR. NEFF: That makes sense.

MR. CALHOUN: So, which one is it?

ATTY. FORTUNATO: The latter.

MR. CALHOUN: To allow, so this year it's a Monday, we will allow 4<sup>th</sup> of July beginning...The three days leading up to the 4<sup>th</sup> of July, when the 4<sup>th</sup> of July is not on a weekend. So, if the 4<sup>th</sup> of July is Saturday, they're only allowed to fire off fireworks on a Friday and the 4<sup>th</sup> on Saturday, not after and not 3 days prior to because that would be Wednesday, Thursday and Friday.

MR. MORVAY: New Year's Eve, 8:00am to Midnight.

MR. NEFF: New Year's Eve and New Year's Day.

MR. MORVAY: New Year's Day?

MR. NEFF: I think so.

MR. CALHOUN: So, the Motion is to allow the discharge, explosion, ignition of Fireworks in the City of Canfield on the follows days: New Year's Eve-December 31<sup>st</sup> from 8:00-Midnight, and July 4<sup>th</sup> from 8:00-Midnight as well as two days....... How would you word that?

ATTY. FORTUNATO: The current Motion on the floor from Chuck is, New Year's Eve and the 4<sup>th</sup>, 8:00am to Midnight. Bruce's attempt to amend the Motion, I think it would make more sense to just say, July 3<sup>rd</sup> and July 4<sup>th</sup>. The weekend creates an issue. If July 4<sup>th</sup> is a Thursday.

MR. CALHOUN: Or 2<sup>nd</sup>, 3<sup>rd</sup> and 4<sup>th</sup>.

ATTY. FORTUNATO: 2<sup>ND</sup>,3<sup>RD</sup> And 4<sup>TH</sup> OR 3<sup>RD</sup> AND 4<sup>TH</sup>.

MR. CALHOUN: If the 4<sup>th</sup> is a Friday, you're going to have fireworks, Wednesday, Thursday and Friday.

MR. MORVAY: Why don't we just go with the 3<sup>rd</sup> and the 4<sup>th</sup> from 8:00-midnight both days and New Year's Eve and New Year's Day, 8:00-Midnight.

ATTY. FORTUNATO: Okay, that's a Motion to Amend.

MR. MORVAY: The Motion would be New Year's Eve – 8:00am to Midnight, New Year's Day-8:00am-Midnight, July 3<sup>rd</sup> and July 4<sup>th</sup>- 8:00am to Midnight.

MR. NEFF: Second.

MR. MORVAY: Comments:

MR. MICCHIA: Good evening, Frank Micchia, 220 Glenview. Who wants fireworks shot off at 8:00am? Let's be reasonable. Why not say, noon until midnight.

MR. NACARATO: My firecrackers at 8:00am gets the neighborhood motivated.

MR. MICCHIA: What's your address.

MR MORVAY: I doubt they're going to fire them off at 8:00am.

MR. DRAGISH: I'm sure anybody is going to fire them off at any given time anyway, Frank.

ATTY. FORTUNATO: We have a Motion and a second.

MR. NEFF: Just for clarification of what the state has now passed so, I don't quite understand because this is our city ordinance. How is it not made moot by the state?

ATTY. FORTUNATO: The Legislators in the state said, municipalities, you can go ahead and do what you want to do. You can restrict it. You can prohibit it.

MR. NEFF: Which they haven't said for assault rifles? Is that correct?

ATTY. FORTUNATO: Correct.

ROLL CALL ON AMENDING THE MOTION: 4 Votes-Yes

1 Vote-No (Tieche) Motion passes.

ATTY. FORTUNATO: That's the vote on the Motion to Amend.

MR. MORVAY: That didn't pass either.

ATTY. FORTUNATO: No, it did. Chuck's Motion to amend passed. Now you're going to vote on the amended Motion.

MR. CALHOUN: This is the enacting legislation.

MR. DRAGISH: This is it.

**ROLL CALL ON ORDINANCE** 

4 Votes-Yes 1 Vote-No (Tieche) Ordinance passes. Ordinance 2022-36.

#### Under **COUNCIL COMMENTS**:

MR. TIECHE: Happy 4<sup>th</sup> of July everybody.

MR. NEFF: I just hope everybody has a safe and wonderful 4<sup>th</sup> of July and we can all come to better grips on what's happening with our country and democracy.

MR. DRAGISH: I'll keep it brief. I loved being a part of yesterday's swearing in of the new officer- Nicolas Fitzgerald. Reiterating what we said before, very young, to me, it feels like but I think that's great seeing young people interested in coming to the City of Canfield. I did speak to his family yesterday and to several people who were here, he is welcomed into the Canfield PD Family and in my opinion the best police department out there. I just wanted to state that again and show my gratitude.

MR. NACARATO: Just a side note. The gazebo project moving forward, I want everyone to know that Rotary has put a lot of time and effort to come up with a gazebo plan that will not only look practically identical to the current gazebo but will allow our community to utilize it a lot better. It's going to be 8' larger in all directions. The materials will be so that it will make it maintenance free. So, I look forward to getting that project underway. I know a lot of people are going to be up in arms that it's going to be down by the 4<sup>th</sup>. We do feel that it's the best way to have it by the time the Fair comes and it can be a showcase once again. It will be handicapped accessible. That's the newest part about it. It will be lower to the ground and have a natural ramp to it, so that it can be handicapped accessible. We have a large committee that did a lot of work on it and I think I speak for all of us when we say, we're very proud of this project to come through. We'll need the support of the community. We're about 1/3 of the way or so on fundraising because of the increase in material costs. We do have plans to make it there and hopefully with a lot of community support we can get this project fully-funded. We are still moving forward, no matter what.

MJR. MORVAY: I don't know how I missed myself but I forgot to give the Fire District Report. We've had 4 or 5 COVID transports in the last 2 to 3 weeks. It's back here. These individuals were ill enough to have to be transported to the hospital. Just be careful. It's still around us. We got to be aware of that. That's the only thing I had to comment on tonight. With that, this meeting is adjourned.

| PRESIDENT OF COUN | CIL |
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| ATTEST:          |  |
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| CLERK OF COUNCIL |  |