

AGENDA

CANFIELD CITY COUNCIL

February 17, 2021 -5:30 P.M.

FRANCIS J. McLAUGHLIN MUNICIPAL BUILDING

1. Call to Order.
2. Pledge of Allegiance.
3. Roll Call: Quorum is Present - Meeting is in Session.
4. Proclamations & Presentations.
5. Approval of Minutes.
6. Reading of Communications.
7. Reports of Committees, Boards, Mayor's Report, City Manager, Finance Director, Chief of Police, Zoning Inspector and Public Works Superintendent.
8. Public questions from residents (or representative) related to the above referenced reports. Questions may be limited to three (3) minutes.
9. Recognition of Persons Desiring to Appear Before Council.
10. OLD BUSINESS
Note: After each item is placed on the table for action, public comments from residents (or representative) as to that business item are received. May be limited to three (3) minutes per person and thirty (30) minutes total.
11. NEW BUSINESS
Note: After each item is placed on the table for action, public comments from residents (or representative) as to that business item are received. May be limited to three (3) minutes per person and thirty (30) minutes total.

A. An Ordinance Amending Subdivision and Land Development Regulations Appendix E.

Description:

Staff has been working with Law Director Attorney Fortunato as well as City Engineer Steve Preston (ms consultants, Inc.) to amend the subdivider's agreement per the requirements of Canfield Codified Ordinances Section 113.01. Specifically, 1113.01(b) requires the City of Canfield and the Subdivider to enter into an agreement in order to construct or guarantee the construction of all required improvements. Through the engineering, legal, and zoning review, staff felt it appropriate to amend certain sections of the Subdivider's Agreement (Appendix E).

This Ordinance will amend Appendix E "Subdivision and Land Development Regulations" in the Canfield Codified Ordinances. The proposed new appendix E "Subdivider's Agreement" is attached as Exhibit 1.

Action Needed:

First reading of Ordinance amending subdivision and land development regulations, Appendix E, as indicated by the proposed Exhibit 1. Staff is recommending the public hearing for this amendment be held on March 17, 2021 at 5:20 PM.

Attachment(s):

Ordinance amending subdivision and land development regulations, Appendix E

Subdivider's Agreement (Exhibit 1)

Public Comments.

- B. An **Ordinance** Approving the Replat of Canfield City Lots 2953 and 2954 by Charles Masters.

Description:

Staff was approached by Mr. Charles Master's regarding the replat of current Canfield City Lot # 2954, located on Lake Wobegon Drive within the Stonebridge Development. The replat is being requested in order to replat lot 2954 into two (2) developable lots, #2954 and creating a new City of Canfield Lot # 2953. The City Engineer has reviewed the replat and accepted the replat as a minor subdivision.

At the February 11, 2021 Planning and Zoning Commission meeting the replat was approved and the Commission has provided Council with a recommendation for approval.

This Ordinance would replat current City of Canfield Lot #2954 to create two (2) City of Canfield Lots; #2954 and #2953

Action Needed:

Approval of Ordinance approving the replat of City of Canfield lots 2953 and 2954.

Attachment(s):

Ordinance approving the replat of City of Canfield lots 2953 and 2954 by Charles Masters.

Recommendation letter approving replat from Planning and Zoning Commission

Replat 2954 Certification, Map and Closures

Public Comments

- C. A **Resolution** Authorizing The City Manager Of The City Of Canfield To Submit A Grant Application And To Execute All Agreements Relative To The Eastgate Regional Council Of Governments For Funding Through The Fiscal Year 2022 Planning Grant For The Cardinal Connector Bikeway Plan, And Declaring An Emergency.

Description:

City staff has been working with our City Engineers in preparing a grant application for the Eastgate Regional Council of Governments Fiscal Year 2022 Planning Grant.

This planning grant provides funding for projects that integrate transportation and land use planning, increases transportation options and promotes livability. A requirement of the Planning Grant application is to have the legislative body pass a resolution approving the application for financial assistance.

The proposed project for the City of Canfield is for the planning stages related to the Canfield Loop Bikeway Plan. Specifically, this grant application will provide funding to study the feasibility of the "Cardinal Connector" to connect the Mill Creek MetroParks Bikeway spur at Canfield High School and the local elementary school and to the Village Green.

This resolution authorizes the City Manager to submit a grant application and execute all agreements relative to the Eastgate Planning Grant. The total cost of the study is proposed to be \$15,000, the Eastgate Planning Grant request is for \$9,000, with the City of Canfield provided a local match of \$6,000 for the proposed study.

Action Needed:

Approval of resolution authorizing the City Manager to submit a grant application and to execute all agreements relative to the Eastgate Regional COG for funding of the Cardinal Connector Bikeway Plan Study.

Attachment(s):

Resolution Authorizing The City Manager Of The City Of Canfield To Submit A Grant Application And To Execute All Agreements Relative To The Eastgate Regional Council Of Governments For Funding Through The Fiscal Year 2022 Planning Grant For The Cardinal Connector Bikeway Plan, And Declaring An Emergency.

Eastgate Planning Grant 2022 Application

Public Comments.

D. A **Motion** Making Appointments To Boards, Commissions & Committees

Description:

During the December 2, 2020 meeting, City Council made various appointments to Boards, Commissions, and Committees. Through a staff review of current members on Boards, Commissions, and Committees it was discovered that Mr. Douglas Toot (exempt) was not reappointed to the Civil Service Commission due to an expiring term of 12/31/2020.

This motion reappoints Mr. Douglas Toot to the Civil Service Commission beginning January 1, 2021 and expiring on December 31, 2023. Mr. Toot is the designated "exempt" member on this commission.

Action Needed:

Approval of motion appointing Mr. Douglas Toot to the Civil Service Commission.

Attachment(s):

Motion reappointing Douglas Toot to the Civil Service Commission

Public Comments.

E. A **Motion** Accepting an Appointment to the Community Reinvestment Area Housing Council.

Description:

Mr. Stephen DeCapua has formally resigned from the Community Reinvestment Area Housing Council ("CRA Housing Council"). Per Ohio Revised Code ("ORC") Section 3735.69 appointments to the CRA Housing Council are made in the following manner; two (2) members are appointed by the Mayor, two (2) members are appointed by City Council, one (1) member is appointed by the Planning and Zoning Commission. These five (5) members then appoint two (2) additional members.

Mr. DeCapua was one of the two Mayoral appointments to the CRA Housing Council, and therefore the replacement of Mr. DeCapua is done through Mayoral appointment. Mayor Duffett has communicated with Mr. Steve Kristan and has appointed Steve Kristan to the CRA Housing Council for the City of Canfield.

This Motion will accept the appointment of Mr. Steve Kristan to the CRA Housing Council by Mayor Duffett.

Action Needed:

Approval of motion appointing Steve Kristan to the CRA Housing Council by Mayor Duffett.

Attachment(s):

Motion appointing Steve Kristan to the CRA Housing Council by Mayor Duffett.

Public Comments.

12. Council Comments.

13. Adjournment

Introduced by: _____

First Reading: _____

**AN ORDINANCE ADOPTING
A NEW SUBDIVIER'S AGREEMENT
TO BE ENTERED INTO
WITH THE CITY OF CANFIELD**

WHEREAS, section 1113.02 of the Codified Ordinances requires that the City of Canfield and a subdivider enter into a Subdivider's agreement regarding the instruction of improvements to be located within a Subdivision, and

WHEREAS, the Law Director, Zoning Inspector and City Manager recommend that a new form of Subdivider's agreement be adopted for use pursuant to Ordinance Chapter 1113.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Canfield;

Section 1. That a new Subdivider's Agreement in the form attached hereto as Exhibit 1 is hereby adopted by the City of Canfield for execution as contemplated in Chapter 1113 of the Codified Ordinance of the City.

Section 2. 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 _____, 2021.

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 TO FORM:

MUNICIPAL ATTORNEY

SUBDIVIDER'S AGREEMENT Exhibit 1

THIS AGREEMENT is entered into by and between _____ a _____ with an address of _____, hereinafter referred to as "Subdivider", and the **City of Canfield**, Mahoning County, Ohio, hereinafter referred to as "City". "Council" as referred to herein, shall be the City Council of Canfield, Mahoning County, Ohio, and "City Engineer" shall refer to the City Engineer or the City's Consulting Engineer hired to perform services on this project. The term "Development" shall refer to the land being developed as set out in the Plat(s) as approved by the City Planning and Zoning Commission ("Planning Commission"). The term "Subdivision" shall refer to the individual phase (such as "Phase 1 or Phase 2") of a Development which the Subdivider has chosen to construct, and to individual parcel development(s) that require improvements.

WHEREAS, said Subdivision known as _____, requires the construction of public improvements i.e., those improvements required to be installed in the existing right of way or in right of way to be dedicated to and accepted by the City at the completion of construction of the public improvements; and

WHEREAS, on _____, the Planning Commission voted to recommend to City Council _____ consisting of _____ (_____) lots (hereinafter "Subdivision"); and

WHEREAS, engineering estimates to construct these public improvements were agreed upon between the Subdivider and the City; and

WHEREAS, Subdivider desires to construct public improvements for the Subdivision under the terms of this Subdivider's Agreement; and

WHEREAS, City will agree to such provisions as are necessary for the construction of these public improvements as set forth herein;

NOW, THEREFORE, THE FOLLOWING IS HEREBY AGREED TO BY AND BETWEEN THE SUBDIVIDER AND THE CITY OF CANFIELD, MAHONING COUNTY, OHIO:

1. Construction of Public improvements.

The Subdivider is to construct and install according to the plans and specifications submitted and approved by the City, all public improvements shown and set forth in the Final Plat dated _____, for _____ as presented to Planning Commission on _____. Said construction and installation shall be a prerequisite to obtaining any permits for the construction of residential dwellings. Subdivider's obligation to construct said public improvements shall not be conditioned upon the sale of lots in this Subdivision.

2. Engineer's Estimated Cost of Public improvements.

The City Engineer has reviewed the estimated costs of construction of public improvements as submitted by the Subdivider states that the cost of which are _____ (\$_____) ("Engineer's Estimate") as approved by the City Engineer.

3. Performance Bond Agreement.

Prior to the commencement of construction of public improvements, Subdivider shall provide a financial guarantee of performance to the Finance Director of the City of Canfield in the form of a Performance Bond acceptable to the City or a bond with substantially the same effect, in the amount of _____ (\$_____) which is One Hundred Ten (110%) percent of the total Engineer's Estimate of costs. In lieu of a bond, (a) a letter of credit, drawn on a federally insured financial institution, payable to the City, (b) cash, (c) certificates of deposit conditionally assigned to the City made by a federally insured financial institution or (d) a combination of these items, in the total amount, may be delivered to the City. No construction of public improvements shall commence until said financial guarantee of performance has been provided to, and approved by, the Finance Director. This financial guarantee shall be released to Subdivider upon completion of all public improvements to be accepted by the City for this phase of the Development to the satisfaction of the City Engineer and upon passage of an ordinance by Council accepting the public improvements.

4. Deposit for Engineering, Construction Inspection, and Material Testing Fees.

Prior to this Subdivider's Agreement being placed on Council's agenda for approval by Subdivider shall deposit the sum of _____ (\$_____) with the Finance Director of the City of Canfield to cover the engineering fees commensurate with the work performed, including construction inspection and material testing fees. Should actual expenses exceed the required deposit, the City reserves the right, at any time, to demand additional funds be deposited under this section to cover current or future engineering costs, construction inspection, and material testing fees. Failure to make the required deposits with the Finance Director within three (3) business days of said Director's written request shall constitute and be considered cause for the City to suspend any further development work by the Subdivider until such time as the Subdivider is in full compliance with this Section. The City shall not accept public improvements in any Subdivision until all engineering, construction inspection and material testing fees have been paid in full.

Any deposit over and above actual expenses incurred for engineering in this Phase of the Subdivision shall be retained by the City and shall be released to the Subdivider only after the completion of all public improvements for the entire Development to the satisfaction of the City Engineer.

5. Stormwater Inspection.

Prior to this Subdivider's Agreement being placed on Council's agenda for approval by ordinance, the Subdivider shall deposit the sum of _____ (\$_____) with the Finance Director of the City of Canfield for the stormwater inspection fee necessary for the City Engineer to (i) inspect stormwater infrastructure and, or (ii)

review submitted stormwater plans. The amount of the Stormwater inspection fee shall be determined by the City Engineer.

6. Indemnification and Liability Insurance.

Subdivider hereby agrees to defend, indemnify and hold the City of Canfield, its officers, councilmembers, directors, agents and employees harmless against all claims, costs, damages, expenses and liabilities as a result of loss or injury arising out of the clearing of land or construction of the Subdivision and the public improvements. Prior to the commencement of any construction on the Subdivision site, Subdivider agrees to provide the City with proof of One Million (\$1,000,000.00) Dollars liability insurance protecting the City from liability arising out of the development of the Subdivision and public improvements. Subdivider shall not allow this insurance policy naming the City as an additional insured and to expire earlier than the effective period of any maintenance bond, and shall provide a copy of the insurance policy to remain, at all times, with the Director of Finance of the City.

7. Title Insurance.

Prior to recording of the final Plat, the Subdivider shall furnish title insurance in the amount of at least One Hundred Thousand (\$100,000.00) Dollars, covering the lands to be dedicated to the City of Canfield, if any, as indicated on the final Plat and showing the unencumbered, legal title to such dedicated lands in the name of the City when the final Plat is filed for record.

8. Maintenance Bond.

Prior to being placed on Council's agenda for acceptance of public improvements in this Subdivision, Subdivider shall deposit with the Director of Finance a Three (3) year maintenance bond for streets, pavement, storm and sanitary sewers, water systems, street lighting systems and facilities appurtenant thereto in the amount of _____ (\$_____), which represents ten percent (10%) of the estimated cost of said public improvements as determined by the City Engineer.

9. Sidewalk Deposit.

Subdivider's estimated cost for sidewalks is _____ (\$_____) as approved by the City Engineer. Should sidewalks not be completed at the time of acceptance of public improvements by City Council, the Subdivider shall deposit with the Director of Finance a cash deposit in the amount _____ (\$_____), which is 150% of the City Engineer's estimate for the construction of sidewalks ("Sidewalk Deposit"). This deposit must be made prior to Council placing an ordinance to accept public improvements in the Subdivision. Subdivider will be entitled to incremental refunds of 25% of the total amount deposited upon installation of each quarter amount of the total sidewalks to be installed upon verification of same by the City Engineer.

Subdivider must install sidewalks throughout the Subdivision within Thirty (30) months of the date in which the City passes an ordinance accepting public improvements. In the event that

sidewalks are not installed within this period, the Sidewalk Deposit shall be forfeited and the City shall install the sidewalks and charge to the Subdivider any additional costs incurred but not covered by the Sidewalk Deposit.

10. Assessments.

Subdivider agrees to pay all outstanding assessments encumbering the public improvements to the appropriate governmental entity. Conclusive proof that said assessments have been paid must be submitted to the Finance Director prior to an ordinance being placed on Council's agenda for acceptance of public improvements in this Subdivision.

11. Payment or Satisfaction of Delinquent or Outstanding Obligations.

Unless otherwise specified in this document, prior to this Subdivider's agreement being placed on Council's Agenda for approval by ordinance, any monies owed by the Subdivider to the City of Canfield, as determined by the City Finance Director, and which remain unpaid, shall be paid by the Subdivider or approved as satisfied by the City Finance Director.

12. Time for Completion of Public improvements.

All public improvements are to be completed within a period of Twelve (12) months from Council's adoption of the ordinance approving this Subdivider's Agreement unless Council extends this period of time by legislative action. In the event that construction of public improvements is not completed within this Twelve (12) month period or within the period pursuant to an extension granted by the City, Subdivider shall, if requested by the City Engineer, provide new engineering estimates of cost of construction of public improvements for the Subdivision and the City Engineer may require, if necessary, the performance bond, maintenance bond and engineering and legal fee deposits to be updated to reflect the revised City Engineer's estimate of cost.

13. Actual Costs of Public improvements.

The Subdivider, prior to passage of ordinance accepting public improvements, shall submit to the Finance Director the actual costs of public improvements itemized as to roadway (length, width, type, unit cost, street name), traffic control (signalization, location, cost), sanitary sewers (length by size, unit cost, street location), storm sewers (length by size, unit cost, street location) water distribution (length by size, unit cost, street location), park/bike trail(s) (if applicable, length, width, unit cost, location) and pump station(s) (if applicable, cost, location, description) that are to be accepted by the City. The costs for these items shall include all incidental items such as hydrants, valves, manholes, catch basins, etc., as necessary to construct the improvement.

14. Engineer's As-Built Documents.

Subdivider shall file with the Zoning Inspector as-built documents prior to an ordinance being placed on Council's agenda for acceptance of public improvements in this Subdivision. The as-built documents shall be submitted in hard copy or, if generated by such means, in

electronic form and by hard copy on reproducible mylar. Electronic copies shall be submitted on the appropriate digital media in DXF or DWG format.

15. Compliance by Subdivider as Condition Precedent to Subsequent Development or Phases.

Subdivider acknowledges and agrees that it will fully comply with all terms and conditions contained herein as conditions precedent. The City may withhold approval of any such subsequent development or public improvements until such time as the Subdivider fulfills all the terms, conditions and requirements set out herein.

16. License to Enter Upon Private Streets, Driveways, and Parking Areas.

Subdivider herein agrees to grant to the City of Canfield (i.e., Joint Fire Department, Police Department and Service Department), a license to enter upon any private streets, driveways, or parking areas within the Subdivision for the purposes of carrying out inspections, patrolling and security and necessary governmental functions. While present on said private premises, public employees or agents for the various departments shall have those rights, privileges, defenses and immunities granted City employees set forth in Ohio Revised Code including but not limited to Chapter 2744.

17. Breach of Contract.

Subdivider further agrees that any violation of or non-compliance with any of the provisions and stipulations of this Agreement, shall constitute a breach of contract. A breach of contract shall also be deemed to have occurred in the event of the Subdivider's failure to perform work at the Subdivision for a period of One Hundred Twenty (120) days, or the Subdivider's insolvency, appointment of a receiver, filing of a voluntary or involuntary petition in bankruptcy, the commencement of a foreclosure proceedings of a lien against the Subdivision property, or its conveyance in lieu of foreclosure. The City agrees that in the event of a breach, it shall provide Subdivider with notice thereof in writing. Should Subdivider fail to remedy the breach, to the satisfaction of the City within Thirty (30) days after receiving notice thereof from the City, the City shall have the right to stop all work forthwith and use Subdivider's guarantees for such purpose and require Subdivider to pay any additional amounts required to complete the work.

18. Preservation and Restoration of Property.

Subdivider shall safely maintain the work during construction and until final acceptance. This maintenance shall constitute continuous and effective work prosecuted as required with adequate equipment and forces to the end that the roadbeds, road surfaces and structures are kept in satisfactory condition at all times. Subdivider shall be responsible for all damage or injury to property of any character, including roadbeds and road surfaces, during the prosecution of the work, resulting from any act, omission, neglect or misconduct in his manner of method of executing said work satisfactorily, or due to its non-execution of said work, or at any time due to defective work or materials, and said responsibility shall not be released until the work shall have been completed and accepted. When or where any direct or indirect damage or injury

occurs on public or private property by or on account of any act, omission, neglect or misconduct in the execution of the work or in consequence of the non-execution thereof on the part of contractor, he shall restore, at his own expense, such property to a condition similar or equal to that existing before such damage or injury was done, by repairing, rebuilding, or otherwise restoring as may be directed, or he shall make good such damage or injury, in an acceptable manner. In the event of any damage or injury to property as stated herein, all deposits and financial guarantees set forth in this Agreement shall be retained by the City and not released until such time as the appropriate repairs are made and acceptable to the City Engineer and Law Director.

19. Ingress and Egress.

Subdivider shall restrict all movement of loads, vehicles and other equipment into and from the site in strict accordance with a route approved by the City Manager or designee thereof.

20. Cleaning Up.

During the construction, the Subdivider shall keep the site of the work as free from material, debris and rubbish as is practicable and shall remove such items entirely and at once, if, in the opinion of the City, such material, debris or rubbish constitutes a nuisance, a safety hazard or is objectionable in any way to the public.

Upon completion and before final acceptance of the work, Subdivider shall remove from the site of the work and adjacent premises all machinery, equipment, surplus materials, false work, excavated and useless materials, rubbish, temporary buildings, barricades and signs, and shall restore the site to the same general conditions that existed prior to the commencement of its operations.

Subdivider shall clean off all cement streaks or drippings, paint smears or drippings, rust stains, oil, grease, dirt, and any other foreign materials deposited or accumulated on any portion of its work, or existing work, due to its operations.

In the event Subdivider fails to comply as set forth herein, the City shall perform the necessary work to accomplish the clean up set forth herein and shall charge the Subdivider for said work.

In the event of non-compliance as stated herein, all deposits and financial guarantees set forth in this Agreement shall be retained by the City and not released until such time as the appropriate clean up is made and acceptable to the City Engineer and Law Director.

21. Warranty Against Defects.

Subdivider shall warrant all Subdivision public improvements to be free from defects and shall make all necessary repairs or modification to the Subdivision for a period of three (3) years from acceptance of dedication of public improvements of the final phase of the Subdivision by the City. If the Subdivider fails to meet its warranty obligations in a timely manner, the City may contract with any other party for the necessary work or use its own employees to perform the

work and be reimbursed by the Subdivider or, if sufficient funds are available, to draw upon the financial guarantees provided in this Agreement.

22. City Ordinance and Regulations, Survival of Agreement, Non-Waiver.

Nothing in this Subdivider's Agreement shall constitute a waiver of the rights of the parties, including local government sovereign immunity. All City Ordinances and regulations not inconsistent with this Agreement shall remain in full force and effect, and shall be binding upon and control construction and development of the Subdivision, and nothing contained in this Agreement, nor acceptance of dedication of public improvements by the City, shall limit the effect of same, including, but not limited to, design and construction, planting of trees, street lighting, conveyance of required easements, payment of storm drainage fees, park fees, sewer tap fees, and any other requirements of the Codified Ordinances of the City.

23. A.D.A. Compliance.

Subdivider shall fully comply with all relevant requirements of the Americans with Disabilities Act and all site public improvements subject to this law must be approved prior to construction by the City Manager.

24. Severability Clause.

If any part, clause, provision or condition of this Subdivider's Agreement is held to be void, invalid, or inoperative, such part, clause, provision or condition will be severed and will not render invalid the remaining portions of this Agreement.

25. Obligation to Notify.

Subdivider shall notify, in writing, any transferee of the Subdivision or any lot located in the Subdivision of the existence, terms and conditions contained in this Agreement and any easements or restrictions required hereunder. The Subdivider shall provide the City with a copy of said written notification immediately thereafter.

26. Addresses of Parties for Purpose of Notice.

All notices and communications between parties pursuant to this Agreement shall be made upon the City through the Office of the City Manager at 104 Lisbon St. Canfield, Ohio 44406.

27. Parties Bound.

This Agreement shall be binding upon and inure to the benefit of the Subdivider, its builders, contractors, subcontractors, its heirs, executors, administrators, agents, successors and assigns.

28. Modification or Amendment.

This Subdivider's Agreement shall not be modified, amended or assigned except by a written instrument signed by Subdivider, the Subdivider's Assignee, and the Mayor or other authorized agent of the City of Canfield and approved by vote of a majority of the members of City Council.

IN WITNESS WHEREOF, this Subdivider's Agreement is executed at Canfield, Ohio, this day of _____, 2021.

WITNESSES:

Print Name

WITNESSES:

CITY OF CANFIELD

By: _____

Wade Calhoun, City Manager

Print Name

Approved as to Form

Mark Fortunato
Law Director
City of Canfield

Introduced by: _____
First Reading: _____

ORDINANCE

An Ordinance Approving the Replat of
Canfield City Lot 2954 and Creating Lot 2953 By Charles Masters

WHEREAS, the Planning & Zoning Commission at the Regular Meeting on February 11, 2021 approved the replat of Canfield City Lot 2954 and Creating Lot 2953 by Charles Masters.

WHEREAS, the Planning and Zoning Commission recommends to Council the approval of the replat of Canfield City lot 2954 and Creating Lot 2953 on Lake Wobegon Drive.

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

Section 1: The Council of the City of Canfield approves the replat of Canfield City lot 2954 and Creating Lot 2953 by Charles Masters.

Section 2: 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., 2021

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



MEMORANDUM

TO: Mr. Mike Cook, Zoning Inspector

FROM: Byron Harnishfeger, P.S.
Steve Preston, P.E.

DATE: February 11, 2021

RE: Replat of City Lots 2954

We have reviewed the above referenced replat relative to closures and have found it to be acceptable in that regard. Furthermore, it is our opinion that the said replat is a minor subdivision as defined within the Codified Ordinances of the City of Canfield, Ohio, Section 1107.08.

If you have any questions, please do not hesitate to contact me.

Byron W. Harnishfeger
2/11/21



CURVE DATA							
CURVE	RADIUS	TANGENT	LENGTH	DELTA	DEGREE	CHORD	CH. BEARING
C-1	100.00'	32.16'	62.24'	35°39'33"	57°17'45"	61.24'	N17°24'28"E
C-2	60.00'	45.40'	77.73'	74°13'32"	95°29'35"	72.41'	N1°52'31"W

REPLAT OF STONEBRIDGE PLAT NO. 9 - LOT 2954

PLAT VOLUME 126, PAGE 179

PART OF OUTLOT NO. 75, CITY OF CANFIELD, MAHONING CO., OHIO

PREPARED BY:
ADVANCED LAND MEASUREMENT, INC.

PROFESSIONAL SURVEYORS
7097 WARREN-SHARON ROAD
BROOKFIELD, OHIO 44403
PHONE: (330)448-6280 FAX: (330)448-6281

I DO HEREBY CERTIFY THAT I HAVE SURVEYED THE AREA AND PREPARED THE PLAT SHOWN HEREON, THAT SAID PLAT IS CORRECT AND THAT ALL CORNER MONUMENTS AS SHOWN WILL BE PLACED.

Matthew A. Hart 2-1-21
MATTHEW A. HART P.S. NO. 7447

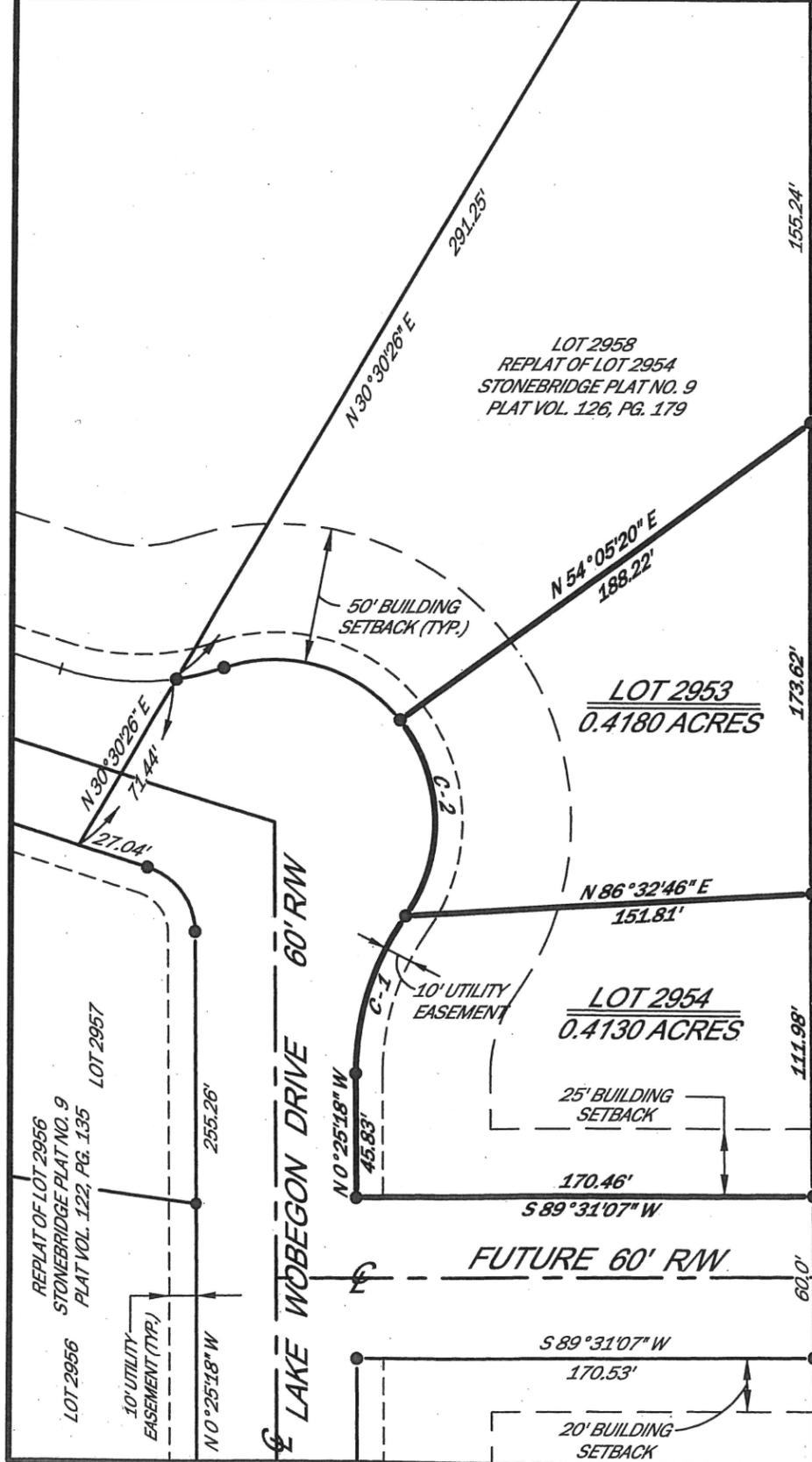
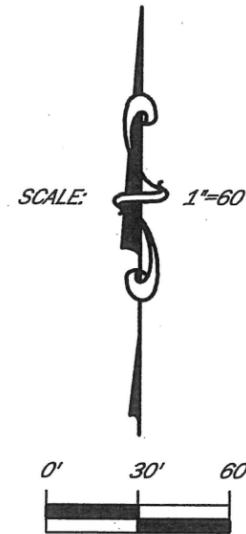
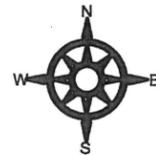
WE (I) STONEBRIDGE LAND CORP. OWNER(S) OF THE LANDS INDICATED ON THIS PLAT DO HEREBY MANIFEST OUR APPROVAL OF THE SUBDIVISION AND DEDICATE THE STREETS AND LAND FOR OPEN SPACES AS SHOWN HEREON TO THE PUBLIC FOREVER. WE FURTHER CERTIFY THAT THE PLAT IS A SUBDIVISION OF PART OF THE LANDS CONVEYED BY MARTY D. & THERESA C. SANTILLO TO STONEBRIDGE LAND CORP. BY DEED DATED DECEMBER 29, 2014 AS RECORDED IN BOOK 6112, PAGE 1215 OF THE MAHONING COUNTY RECORD OF DEEDS AND THAT ALL MONUMENTS AS REQUIRED BY SUBDIVISION REGULATIONS WILL BE PLACED.

AS WITNESS OUR(MY) HAND(S) THIS 4th DAY OF February, 2021.

WITNESSES: Rose Soltis OWNERS: Charles W. Master, Pres
STONEBRIDGE LAND CORP. (REPRESENTATIVE)

WITNESSES: _____ OWNERS: _____

STATE OF OHIO) BEFORE ME A NOTARY PUBLIC IN AND FOR SAID COUNTY, PERSONALLY APPEARED THE ABOVE
MAHONING COUNTY) SS SIGNED STONEBRIDGE LAND CORP. WHO ACKNOWLEDGE THAT THEY ARE (HE OR SHE) THE
OWNER(S) OF THE LAND SHOWN ON THE ACCOMPANYING SUBDIVISION AS SHOWN ABOVE, AND
THAT THE SIGNING OF THE ABOVE CERTIFICATE IS THEIR (HIS OR HER) OWN FREE ACT AND DEED.



SYMBOL LEGEND

● - #7447 IRON PIN PREVIOUSLY SET

NOTE:

BASIS OF BEARINGS FOR THE SURVEY SHOWN HEREON BEING THE NORTH LINE OF PHASE 1 OF PLAT NO. 6 HELD AT N 78°05'26" W AS RECORDED IN PLAT VOLUME 102, PAGE 43 OF THE MAHONING COUNTY RECORDS.

OWNER: STONEBRIDGE LAND CORP

PROPERTY ADDRESS: VACANT
LAKE WOBEGON DRIVE
CANFIELD, OHIO 44406

PARCEL: 28-036-0-021.00-0

DEED: BOOK 6112, PG. 1215



AS WITNESS HEREOF AND HAVE HEREUNTO SET MY HAND AND AFFIXED MY OFFICIAL SEAL

Allison Sedonis, February 21, 2021

RESIDENCE MAHONING COUNTY

STATE WIDE JURISDICTION OHIO NOTARY PUBLIC

MY COMMISSION EXPIRES 10-25-2024

REVIEWED BY THE CITY OF CANFIELD ENGINEER THIS _____ DAY OF _____, 20 ____.

CITY ENGINEER

REVIEWED BY THE CITY OF CANFIELD PLANNING COMMISSION THIS _____ DAY OF _____, 20 ____.

CHAIRMAN _____ SECRETARY _____

APPROVED BY THE CITY OF CANFIELD COUNCIL THIS _____ DAY OF _____, 20 ____.

PRESIDENT OF COUNCIL _____ CLERK _____

ENTERED FOR TRANSFER THIS _____ DAY OF _____, 20 ____.

MAHONING COUNTY AUDITOR

RECEIVED FOR RECORD ON THE _____ DAY OF _____, 20 ____, AT _____ O'CLOCK
____ M. RECORDED IN VOLUME _____ AT PAGE _____ OF THE MAHONING COUNTY RECORD
OF PLATS, ON THE _____ DAY OF _____, 20 ____.

MAHONING COUNTY RECORD

REPLAT STONEBROOK PLAT 9

Lot 2954

CLOSURES

*-----
 * Prepared by: Microsoft
 * Routine: Reduce Map Check File Coord File: PLAT9.crd 1/27/21 15:14:03
 * Input Scale Factor: 1.000000000 Output Scale Factor: 1.000000000
 *-----

Correct Ending Coordinates, North: 7000.0000 East: 3000.0000
 Ending Coordinates, North: 7000.0016 East: 3000.0050
 Error, N: 0.00 E: 0.01 Total: 0.01 Brg: S 72°32'46"W
 Distance Traversed: 541.32 Closure: 103202

No Adjustment

Bearing	Distance	Northing	Easting	Elevation	Point ID
		7000.0000	3000.0000		5000
N 00°25'18"W	45.83	7045.8288	2999.6627		5001

CURVE DEF: Arc

RAD: 100.00	LEN: 62.24	TAN: 32.16	CURVE DIR: CW
CHORD: 61.24	MO: 4.80	EXT: 5.05	CEN. ANG: 35°39'39"
SEG: 197.06	TRI: 2914.92	SEC: 3111.99	DEGREE: 57°17'45"

N 89°34'39"E	100.00	7046.5663	3099.6600	5002	PC->RP
N 54°45'43"W	100.00	7104.2640	3017.9839	5003	RP->PT
N 17°24'28"E	61.24	7104.2640	3017.9839	5003	PC->PT
N 86°32'46"E	151.81	7113.4098	3169.5182	5004	
S 00°28'53"E	111.98	7001.4337	3170.4590	5005	
S 89°31'07"W	170.46	7000.0016	3000.0050	5006	

Approx: Sq. Feet: 17988.48 Acres: 0.4130

MH
2-1-21

Lot # 2953

REPEAT STONEBROOK PLAT 9

CLOSURES

*-----
 * Prepared by: Microsoft
 * Routine: Reduce Map Check File Coord File: PLAT9.crd 1/27/21 15:11:39
 * Input Scale Factor: 1.000000000 Output Scale Factor: 1.000000000
 *-----

Correct Ending Coordinates, North: 7000.0000 East: 3000.0000
 Ending Coordinates, North: 7000.0081 East: 2999.9995
 Error, N: 0.01 E: -0.00 Total: 0.01 Brg: S 03°12'50"E
 Distance Traversed: 586.06 Closure: 72339

No Adjustment

Bearing	Distance	Northing	Easting	Elevation	Point ID
		7000.0000	3000.0000		5000
N 54°05'20"E	188.22	7110.3966	3152.4446		5001
S 00°28'53"E	173.62	6936.7827	3153.9033		5002
S 86°32'46"W	151.81	6927.6369	3002.3691		5003

CURVE DEF: Arc

RAD: 60.00

CHORD: 72.41

SEG: 599.76

LEN: 77.73

MO: 12.15

TRI: 1732.25

TAN: 45.40

EXT: 15.24

CURVE DIR: CCW

CEN. ANG: 74°13'48"

DEGREE: 95°29'35"

SEC: 2332.00

N 54°45'37"W	60.00	6962.2568	2953.3644		5004 PC->RP
N 51°00'35"E	60.00	7000.0081	2999.9995		5005 RP->PT
N 01°52'31"W	72.41	7000.0081	2999.9995		5005 PC->PT

Approx: Sq. Feet: 18207.60 Acres: 0.4180

MH

2-1-21

Introduced by: _____
First Reading: _____

CITY OF CANFIELD
RESOLUTION

A RESOLUTION AUTHORIZING THE CITY MANAGER OF THE CITY OF CANFIELD TO SUBMIT A GRANT APPLICATION AND TO EXECUTE ALL AGREEMENTS RELATIVE TO THE EASTGATE REGIONAL COUNCIL OF GOVERNMENTS FOR FUNDING THROUGH THE FISCAL YEAR 2022 PLANNING GRANT FOR THE CARDINAL CONNECTOR BIKEWAY PLAN, AND DECLARING AN EMERGENCY

WHEREAS, the City of Canfield is applying to Eastgate Regional Council of Governments (Eastgate) through the Fiscal Year 2022 Planning Grant.

WHEREAS, the Fiscal Year 2022 Planning Grant provides federal funds for projects that integrate transportation and land use planning, increase transportation options, and promote livability.

WHEREAS, the Fiscal Year 2022 Planning Grant is paid on a reimbursement basis, requiring the applicant to first expend funds and then request reimbursement from Eastgate.

WHEREAS, the City of Canfield agrees to abide by all federal requirements as sub-recipient of federal transportation funds, including Title VI of the Civil Rights Act of 1964 and the Americans with Disabilities Act, and including all applicable federal procurement requirements.

WHEREAS, the City of Canfield agrees to be responsible for managing all sub-contracting agencies, organizations, or consultants.

WHEREAS, the City of Canfield is authorized to execute a contract with the Ohio Department of Transportation (ODOT) and Eastgate if selected for the Fiscal Year 2022 Planning Grant.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Canfield, Mahoning County, Ohio:

Section 1: That the Council of the City of Canfield approves filing an application for financial assistance.

Section 2: That the City Manager is hereby authorized and directed to execute and file an application with the Eastgate Regional Council of Governments, acting as designated recipient of USDOT funds, for the Fiscal Year 2022 Planning Grant and to execute a contract with Eastgate if selected for funding.

Section 3: This Resolution is hereby declared to be an emergency measure necessary 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 said grant application was due February 12, 2021 and all supplemental information is due by March 5, 2021 and as such this Resolution shall take effect immediately upon its passage and approval.

Section 4: 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 OF _____ 2021.

PRESIDENT OF COUNCIL

ATTEST:

CLERK OF COUNCIL

CERTIFICATION OF PUBLICATION

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

_____.

CLERK OF COUNCIL

APPROVED AS TO FORM:

MUNICIPAL ATTORNEY

Introduced by: _____

Motion No. _____

A MOTION MAKING APPOINTMENTS TO
BOARDS, COMMISSIONS & COMMITTEES

WHEREAS, the terms of several individuals serving on Boards, Commissions and Committees expire December 31, 2020; and

WHEREAS, City Council is empowered by the Charter to appoint members to said Boards, Commissions and Committees; and

WHEREAS, Council desires to make these appointments.

NOW, THEREFORE IT IS HEREBY MOVED BY COUNCIL OF THE CITY OF CANFIELD, OHIO:

Section 1: The following individuals are hereby appointed to fill the position on the designated Boards, Commissions or Committees for the term as indicated:

NAME	COMMITTEE	TERM EXPIRES
Douglas Toot	Civil Service Commission	12/31/23

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

PASSED IN COUNCIL THIS _____ DAY OF _____ A.D., 2021

CLERK OF COUNCIL

Certification of Publication

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

CLERK OF COUNCIL

APPROVED AS TO FORM:

MUNICIPAL ATTORNEY

Introduced by: _____

Motion No. _____

A MOTION ACCEPTING AN APPOINTMENT TO
THE COMMUNITY REINVESTMENT AREA HOUSING COUNCIL

WHEREAS, Ohio Revised Code Section 3735.69 established the requirements of a Community Reinvestment Area Housing Council; and

WHEREAS, the Mayor is required to appoint two members to the Community Reinvestment Area Housing Council; and

WHEREAS, Council is required to appoint two members to the Community Reinvestment Area Housing Council; and

WHEREAS, the Planning & Zoning Commission is required to appoint one member to the Community Reinvestment Area Housing Council.

WHEREAS, a vacancy exists on the Community Reinvestment Area Housing Council.

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

Section 1: The following individual is hereby selected to fill the position on the Community Reinvestment Area Housing Board:

NAME	COMMITTEE	APPOINTED BY:
	Community Reinvestment Area Housing Council	Mayor Duffett

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

PASSED IN COUNCIL THIS _____ DAY OF _____ A.D, 2021

CLERK OF COUNCIL

Certification of Publication

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

CLERK OF COUNCIL

APPROVED AS TO FORM:

MUNICIPAL ATTORNEY

MINUTES

CANFIELD CITY COUNCIL
REGULAR MEETING
FEBRUARY 3, 2021-5:30 P.M.

*First meeting open to the public to attend in person since the pandemic.

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. Duffett, 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 **Approval of Minutes**, the Minutes of the Regular Meeting on January 20, 2021 were approved as presented.

Under **Reading of Communications**:

MR. TIECHE: I have none.

MR. NEFF: I have none.

MR. DUFFETT: I had a few emails and calls about a picture that was circulating on Facebook from the Canfield Year Book. I had that and also COVID Task Force for the vaccinations.

MR. NACARATO: I had a couple people reach out to me concerning a post on Facebook or one of those groups concerning our water bills. In short, what I said is we're moving towards a monthly billing cycle process. We have a pilot program in place and once we see where we're going with that, we'll continue to move forward. But there seems to be a little misunderstanding on what's happening here. I just wanted to clear up a little bit and state that right now we're on a 3 month billing cycle and in a contract with Youngstown City Water for that cycle. I was not on Council at the time that it passed. We're working out way towards a monthly billing cycle; which will relieve a lot of the pressure of getting a high bill because you'll be getting billed monthly as opposed to every 3 months. It will help us to find any problems or issue with the water system at your house; whether you have a leak or something a lot sooner than we currently can. So, I ask the residents to remain calm and let us start the program and get it rolling. Once we get it rolling we'll all be in a better situation at that point. That's all I have.

MR. MORVAY: Just to expand on what Anthony has said and the Mayor had some comments or questions about this email, not email, Facebook. First of all, to address this information that's being spread about the water rates, there is some miscommunication out there. Please come to the people that have the answers and ask us what's going on. We'll tell you what's going on. I've heard everything from we've passed rate hikes during COVID so nobody would know. That's simply not true. It was an open hearing we had when we passed those rates. We raised the sewer rates as well. It's not mystery. It's to help the flooding in Canfield. I received a big bill because I have additional people living with me. I went back and looked at the usage and it's fine. I'm being billed for what I'm supposed to be billed for. The miscommunication out there that has spread, I despise it. I don't know how people can say something without it being factual. Please don't listen to it. That brings me to my second point this thing about the racism that was on Facebook. If anybody knows me, I'm not on Facebook, text book, or this book or that book, messenger or any of that stuff. Anything you say is out there forever and it's always misconstrued. I'm here to tell you that the comments and the dialogue that was associated with that Facebook episode was never vetted by any of us as a team. The message out there never came from the City of Canfield. Those were people's opinions not the city's opinion. If it was the city's opinion it would have been vetted and our city manager would have distributed that information. None of that was initiated, started, by anybody on Council, nor is it the city's position. Whatever position it is out there. I don't even know. I don't go on. I just listen to people talking. So, just to clear that up.

MR. CALHOUN: Just a reminder that the City offices will be closed for President's Day on February 15th. I don't know, talking about all the things in the media, if anybody saw that Punxsutawney Phil saw his shadow. So, John and his crew will be busy for another 6 weeks. That's all I have.

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

MR. TIECHE: I think all members of Council received a copy of the Parks Board Minutes from our last meeting on Tuesday. Wade did they get a copy of the Columbarium? Was that sent to them as well?

MR. CALHOUN: Yes.

MR. TIECHE: Okay. They've received the information on the Columbarium. We're talking about the East Main Street Cemetery. Also, the fact that the Parks Board was in opposition to the LED Sign on the Village Green. That concludes my report.

MR. NEFF: I have none.

MR. DUFFETT: I have the Mayor's Monthly Report for the month of January. Gross collections were \$5,676.10, total paid to the State Treasurer were \$704.00, total payout to the Treasurer of Mahoning County, \$722.00, net collections to the city \$4,954.10.

The second report I have is on the COVID Defense Task Force. We've been meeting weekly. We have a meeting tomorrow night and Friday. We're getting into not only the preventive part of the message of masking, sanitation and distancing, to now dealing with questions on the vaccination. It's good that it's here. As far as one comment on a Facebook post, I am active on Facebook; I saw 500 comments before it was brought down. There are some disconcerting comments. But there are some comments that raised legitimate questions. Too many people to say who were calling, who notified me. I'll be reporting on what meetings I'm going to be attending on this matter. That's all I have.

MR. NACARATO: Design Review met last evening. We had 4 things on our agenda. Three out of the 4 got Tabled. But we did pass a new construction on the corner of Oak St. and Fair St. for a duplex. The other 3 will be coming back in front of us due to little things that they needed to change up. That's it.

MR. MORVAY: For the Fire District, the month of January we had a total of 162 calls. Of those 162 calls, 110 were EMS. Of those 110 EMS calls we transported 90 of those. COVID seems to be going in cycles. Right now, I'd say we have a little bit of a lull right now. At the end of December we were running about 25% more COVID calls. Now, in January it diminished a little bit. But it's still real out there folks. Mask up and be safe. Wait for the vaccine.

MR. RAPP: Good evening, Public Works over the last two weeks have repaired two water breaks one on Neff Drive and one on Blueberry Hill. We've been working on the plowing and salting and keeping up with it. The guys are kind of tired right now after the past few days. But I think they're doing a really good job. Hopefully we get some rest between the next one. We're still working on our mapping. We're going to set up and coordinate with Wade; RCAP would like to do a presentation for council. We have to do the maintenance of the plow trucks after the uses on the plows and the blades. For the past couple of weeks we did 30 locates for Ohio Utility Protection Service. I think that is pretty significant. The time that we spend doing this, anytime anybody does anything in the ground we have to go out and mark the area first. That is a lot of locates. Lastly, we try to keep up with the cold patching of the pot holes. We've been out a couple times this week and last week. If there are any large ones out there, please give us a call and we'll try to get them patched up. That's all I have.

MR. MORVAY: I understand that Punxsutawney is only 50% accurate.

MR. TIECHE: John can you comment on the red marker on 224? I asked you about it yesterday.

MR. RAPP: The flags?

MR. TIECHE: The property pins.

MR. RAPP: Columbia Gas is here and they have a contractor Miller Pipeline, they are going to be replacing from Wadsworth to Elizabeth Place a gas line. We've been out marking that as well with the Utility Protection Service. They were supposed to start on Monday but it's supposed to be bitter cold next week. So, they didn't think that they were going to get started but they'd let us know. So, be prepared for traffic closures or rerouting; whatever they have to do in the middle of those intersections.

MR. TIECHE: Are they going on the north side of East Main Street?

MR. RAPP: I believe it's on the south side.

MR. TIECHE: It's on the south side?

MR. RAPP: Yes.

MR. TIECHE: All the property pins on the north side are marked.

MR. RAPP: They probably had to do the area because there are probably connections that go across the street also, so they probably have to have both sides marked.

MR. CALHOUN: One thing to note, Columbia Gas will be going through the Village Green. ODOT requires that you bore underneath the road. Columbia Gas deemed it was too expensive and wanted a saw cut. Through the work of our Engineer, Steve Preston, he allowed them to saw cut but they are going to completely resurface the entire middle of the Village Green intersection where they saw cut. I guess it was cheaper for them to resurface that whole area of street, rather than jack and bore underneath the road. It is an expensive process.

MR. NEFF: They're not going to wait until spring? That's going to be started in the winter?

MR. RAPP: We made a phone call to the Miller Representative today and he was set to start on Monday.

MR. NEFF: So we won't have new surface around the Green until spring.

MR. RAPP: I want to say the last we talked to our hot mix supplier for blacktop, they're telling us March/April they would open the plant back up.

MR. TIECHE: Do we have any ability to twist their arm and make them go at this later, so that we can have a closer proximity as to when they complete the project or when the asphalt can stick?

MR. CALHOUN: We can ask. We already issued the right of way permit. We're kind of at their schedule. But whatever the case may be, we can adjust schedules if we got things going on. We

have the discrepancy to tell them that we prefer they wait and do the Village Green during this month, so that it lines up with asphalt. We can definitely have those conversations.

MR. TIECHE: Maybe it's a flip of the coin. Would you rather have it torn up in the wintertime or have it in the springtime. Okay, just a thought.

FINANCE DIRECTOR: The Resolution on the Agenda is requesting advances from the Mahoning County Auditor for the year, on real estate tax collections. The first half will begin shortly. Mahoning County Auditor is expecting 4 weekly advances, 5 or 6 may be received if they get more money. I completed the equitable sharing agreement and certification today with the federal government for the DEA Federal Forfeiture Fund. We have to do that annual by February 28th in order to continue receiving money from the arrests that Patrolman Young is involved with by being on that task force. Finally, the check was received last week from Allstate to be held in escrow for the property at 369 E. Main St.

ZONING INSPECTOR: For the month of January we issued 8 permits for a total valuation of \$464,938.00. To go along with Christine's report, Cory McLain from 369 E. Main did call about demolishing the house that he has and rebuilding. I had that conversation with him.

MR. TIECHE: Has he submitted any plans in regard to what he's going to be replacing that with?

ZONING INSPECTOR: No he has not. I told him he needs to come in to Design for a demo permit and a plot plan. He plans on moving the house. I don't know where on the property. I need a plot plan. Next week at Planning Charlie Masters will come in with his informal preliminary plan for Plat 10 in Stonebridge. That's all I have.

ATTY. FORTUNATO: We've been working pretty hard on finding available tax incentives that can be utilized in the JEDD area. Kind of the west end development. We had a conversation with some people at MS yesterday. I've done some research. There are going to be some options out there. They may be county initiated. I think it will be able to provide some direction for the developer in terms of obtaining some tax exemptions or abatements. They will not be part of the CRA through the city at this point. We are making progress there. You're going to see some Ordinances in the near future regarding two issues. We're going to redefine fence. We've had some issues pop up with fencing and masonry walls, so we're going to take a look at that and clarify that a little bit. We're also going to have you consider modifying ordinances relative to restricting short term and short term only rentals of residential units. I think our code right now already restricts and prohibits that but we're just kind of clarifying that and taking any doubt away. The last thing we're going to have is a new Subdividers Agreement. We have one completed now. With Mike's help and MS's help we've been able to complete a new modern subdivider's agreement to be used with all the subdivisions coming. That includes the bonding, in terms of the construction, the maintenance bond thereafter, etc. I think we have a really good agreement now. You'll see that, it's an Appendix to our Zoning Code. It will come to Council for approval and Planning. That's about it for now.

MR. MORVAY: I'll go to our Clerk, Patty Bernat.

CLERK: I have nothing.

MR. MORVAY: Do you want to mention the workshop?

MR. CALHOUN: I have that in my report.

MR. CALHOUN: **(Chief Colucci's Report)** I do have a report from Chief Colucci. He couldn't be here tonight he had another commitment, but he did provide a report. Two quick items, the dispatching project should be going out to bid in the next few weeks. The only thing the architect is waiting on at this point is the plans from the electrical engineer. Almost on a daily basis; which I'm sure everybody is aware of, it's been out there from the Attorney General's Office, whatever state agencies, they're dealing with victims of identity theft; mostly, fraudulent claims that come through the unemployment office. Using Social Security Numbers people are filing unemployment claims. We received a few of those within the last 3 months. Actually, internally we had an employee that was a victim. Now as people start receiving their 1099's for 2020, there are now a lot of people that are just catching that. On their 1099 it's showing the unemployment benefits and they know they didn't have unemployment benefits. So, it's bigger than just locally, Mahoning County, I think it's bigger than the State of Ohio. I know our detective when he first starting taking the reports, those were all being funneled to the appropriate state agencies. Just something to be aware of, anytime something doesn't feel right, it probably isn't. Always double-check before you click something, answer an email, a phone call or provide information. That's the Chief's Report.

MR. CALHOUN: A couple of reminders. We have our Charter Review Work session; which will take place immediately after the February 17th Council Meeting. We have our CRA Housing Council/Council/Canfield Local School Board joint work session that will be taking place on February 24th.

Budget requests from our department heads are due this Friday, on February 5th. Christine and I will start going through those and have meetings with the department heads to then formulate the final budget with Council. I believe Patty sent out a communication this morning. We're targeting the last week of February for that work session. We're potentially look at holding it on the 26th; which is Friday. We have the CRA on the 24th and we'd really like to do it that last week. As in years past, have that first work session and if there are questions, comments, or concerns we can always schedule another work session in March prior to the final adoption of the budget for fiscal year 2021; which by state law has to be done before March 31st.

Just to piggyback off of Mark's report, I was in contact with the developer of the Millennial Moments JEDD; I wanted to update him of the timeline of the water extension from our point of connection to his development. Wallace- Pancher the engineering firm, they sent over the advertisement today for us to review. It will go in the Vindicator on February 9th and February 16th. We will have the bid opening and award on February 24th. Council will receive that

legislation on the March 3rd agenda; which lines up with the developers timeline of breaking ground and getting something happening over there at the site. Just checking with him to make sure our schedules are still the same. Then he inquired about the previous question of the abatement. I updated him on that. There is definitely the availability of that but we don't know what that's going to be.

We have a meeting tomorrow morning with representatives from the Cardinal Joint Fire District to go through the inspection memo that I shared with Council, Exhibit C that was part of the amended agreement for the lease that they passed. Hopefully, we can knock a lot of the items off of there. The intent is to probably get that exhibit out of the agreement because most of the items have been addressed. A few other minor edits to the agreement we should finally, hopefully get to a final lease agreement with the next few months. That's all I have. I can speak about the agenda items as we get to them.

MR.MORVAY: Council any questions for these reports that you've just heard?

MR. NACARATO: Chuck, just on a review of the columbarium's for the cemetery, if you guys would like any help from a funeral director when it comes to that, I would be more than willing to help you guys.

MR. TIECHE: I think you've already been volunteered by our city manager. (Laughter)

MR. NACARATO: That's fine too. Just let me know whatever you need.

MR. CALHOUN: We're currently going through a lot of preliminary stuff. We definitely anticipate utilizing your knowledge and resources to guide us in the process.

MR. NACARATO: More than willing to help.

MR. CALHOUN: Much like we did the Pickle Ball Court. We are not subject matter experts, so we try rely on the subject matter experts.

Under **Public Questions Regarding Reports:**

MR. MICCHIA: My name is Frank Micchia, I reside at 220 Glenview. In regard to the water issue, I believe in 2017 the city signed a 20 year agreement with Youngstown Water. That included 7% raises for the first 15 years and I think 3 ½% for the remaining 5 years. That 7% over 15 years can get to be pretty pricey. Seven percent, seven percent, seven percent makes the water kind of pricey. I think we're going to have some sort of renegotiation, if I'm not mistaken. That's really going to add up. If we do go on a monthly basis it would be really nice if it was an automatic payment, like we do gas and electric.

Wade mentioned something about a Charter Review Session.

MR. CALHOUN: Correct.

MR. MICCHIA: Is that for the City Charter?

MR. CALHOUN: Correct.

MR. MICCHIA: What is the purpose of the review session? What are we doing?

MR. CALHOUN: Council and staff will be going through sections 1-6 of the City Charter to make sure that we're all on the same page on what everybody's roles, duties and powers of authority are.

MR. MICCHIA: There are no changes?

MR. CALHOUN: No changes. This is not the Charter Review Commission.

MR. MICCHIA: In regard to the Millennial Moments water. Don't we already have water out to the corner of Palmyra?

MR. CALHOUN: No, there is a fire hydrant that's on the lot, that's on the corner; it's about 500-800 feet that has to extend from that western most end point to the point of connection, per the JEDD Agreement; where Mr. Amedia's development will tie into our water.

MR. MICCHIA: Who is paying for that line?

MR. CALHOUN: The city.

MR. MICCHIA: Any estimate what that will be?

MR. CALHOUN: He just sent it over today. I didn't get a chance to look at it.

MR. MICCHIA: You said 800 feet?

MR. CALHOUN: Don't quote me on the amount but we can definitely get that information to you.

MR. MICCHIA: Okay.

MR. MORVAY: Thanks Frank.

KATHRYN YOUNG: Kathryn Young, 570 Barbcliff Drive. In addition to add what Frank had said, back in 2017 there were a room full of people that disagreed with the 20 year contract but we still went ahead with it. That's in the past. But it does add up over the years. It's not just the

water price but it gets matched by the sewer price. People also mentioned about having the minimum 3,000 gallons back in 2017, then you also have the added infrastructure for the sewer, that was more recent than 2017. Each one of those adds up cumulatively to oh my God; my bill is this every 3 months. I know that there is a pilot program but I believe citizens have options to opt out of the smart meter that comes with that monthly program, should they require that. Just like we have opt out programs for gas and electric. The budget workshop at the end of February, will that be open to the public, like it was last year?

MR. CALHOUN: Yes.

KATHRYN YOUNG: Is that 24th?

MR. CALHOUN: We're looking at the 26th. I know that Patty is still waiting on responses from City Council Members to make sure that date works.

KATHRYN YOUNG: Just to add about the parks and having things being done at the cemetery. There were a lot of questions about the mausoleum. Since I'm on that board, I'd like to add that, they are going to make repairs on that, so it won't be such an eyesore. It may not be phenomenal but the money is going in this year to the cemetery. It's going to look nicer than what you see. That's all.

MR. MORVAY: Thanks Kathryn. Anybody else? Hearing none, we'll move on.

Under Recognition of Persons Desiring to Appear Before Council:

MR. MORVAY: I have a Jennifer Kluchar on the list.

MS. KLUCCHAR: I made a mistake. I wanted to speak under public comment for Item B.

MR. MORVAY: Okay, we'll get you then.

MR. MORVAY: Mr. Micchia.

MR. MICCHIA: Good evening, Frank Micchia, 220 Glenview. In one of my infamous, Letters to the Editor, I spoke about our hard working staff getting time and a half. I mentioned that Council had voted unanimously on that, and that was not the case, 3 people did but I stand corrected if only 3 people out of 5 people did vote for it. Once again, I'm not sure we should be paying time and a half.

In the future, I hope that when we have ordinances that involve expenditures of money, please, please, gentlemen include the cost of that in our discussion, so that we all know what it's going to cost. After all, you are custodians of our money.

In regard to check register for December, typically in one month we have 2 checks drawn for city payroll that amount to about \$250,000. In December, the check register showed payroll withdrawals of \$377,000. That's about \$125,000 above norm. What happened that we had to pay another \$125,000?

FINANCE DIRECTOR: Bonuses in the union contract for holiday pay, uniforms, etc.

MR. CALHOUN: Per the PBA that's signed with the OPBA, two dates in December, every officer gets paid their uniform allowance, there is holiday bonus pay for every holiday, and I believe there are 13. Then there is the physical fitness bonus. They go 2 times a year to pass a physical fitness test and if they meet the standards they get additional pay.

FINANCE DIRECTOR: Per the contract they want paid for all of that in December so that they have money for Christmas.

MR. CALHOUN: It's not an anomaly to 2020. You'll see that year over year for whenever those built into the PBA Contract.

MR. MICCHIA: It totals out to another paycheck. If it's in the contract we should honor it. Out there in the hallway we have a metal detector. Why aren't we using that for City Council Meetings? There is no telling who can come in here carrying a weapon. I think it would be a good idea for us all to pass through the metal detector and take advantage of that. Thank you.

MR. MORVAY: Thank you, Frank. Anybody else who would like to appear before council this evening?

KATHRYN YOUNG: Kathryn Young, 570 Barbcliff. Frank's metal detector, I'm not a fan of that because I understand what frequencies can do to the body. Even in airports you have options of not going through that machine. The dispatching office, the human body functions best at very low frequencies. When you have high frequencies in that office with the dispatcher, health can be affected through that. Not that it's going to change anything but there is scientific background with frequencies and the human body.

MR. MORVAY: Would anybody else like to appear before council this evening?

Under **OLD BUSINESS**, we have none.

Under **NEW BUSINESS**:

ITEM A: An Ordinance Amending Canfield Codified Ordinance §1127.03 (d) (3) to Provide For A Depiction of Certain Adjustment Requests.

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

MR. NACARATO: Second.

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

MR. TIECHE: Mr. President, I have an Ordinance Amending Canfield Codified Ordinance §1127.03 (d) (3) to Provide For A Depiction of Certain Adjustment Requests. This will constitute first reading.

MR. MORVAY: The hearing is set for March 3rd at 5:20 P.M.

ITEM B: An Ordinance Authorizing the City Manager to Enter Into A Contract with Howells and Baird, Inc. for Engineering Services Related to the Neff Drive Waterline Replacement Project.

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. NEFF: 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. NEFF: Mr. President, I have an Ordinance Authorizing the City Manager to Enter Into A Contract with Howells and Baird, Inc. for Engineering Services Related to the Neff Drive Waterline Replacement Project. I move for passage.

MR. TIECHE: Second.

MR. MORVAY: Wade, can you provide us with some information on this?

MR. CALHOUN: In 2019 staff engaged the services of Howells and Baird, Inc. for Engineering Services related to the Bradford Drive waterline replacement and well as the Herbert Road at St. Rt. 46 intersection as the auxiliary backup bypass connection for the feed from the City of Youngstown. They also proposed for services related to the Neff Drive which was on our radar at the same time. This year we are moving forward with the Bradford Drive and Herbert Road waterline replacements. We are currently going through, hopefully WSRLA; which is Water Revolving Loan Account from the State of Ohio. Right now the interest rates are zero percent. In the spirit of potentially getting more *bang for our buck*, we went ahead and we'd like to proceed with the Neff Drive engineering design. Hopefully if that's done before the application deadline we can roll that construction and be able to take out that loan and do all of the projects over the next two years with very little cost to the city. A one-time expense, which we couldn't do all three of these projects at the same time. The initial phasing we would be doing half of Bradford this year, half of Bradford next year, half of Neff the following year³, and the other half of Neff in year 4. Where potentially we could get that same timeline but replace the full run of each road and move up that project schedule by at least a year and a half almost two years. What this engineering contract does is authorize the services of Howells and Baird for the design, construction, bidding and administration of the Neff Drive waterline replacement not to exceed \$46,750.00.

MR. MORVAY: Council questions? Hearing none, I'll open it up to residents.

MS. KLUCHAR: I'm Jennifer Kluchar, 64 Neff Drive. Thank you for the information on the project that is going to be opening up. I live down the street from the Mayor. I would have addressed council when the resurfacing was done a couple of years ago, my neighbor down this was who is also Mr. Duffett told me that he had heard (of course this is why we don't use Facebook for information) that we were going to get a sidewalk when it was repaved. Unfortunately that didn't happen. Last year we had a series of boils and water I thought we were boiling enough water to give clean drinking water to Ethiopia to be honest with you. But my main concern with this is safety. Neff is a cut-through street. I brought my middle and youngest son with me tonight. My son Jared is a speech coach for Ursuline, so he helped me with my remarks. My little son Benjamin is a 7 year old, second grader at Hilltop and also a child with Autism. We like to walk around our neighborhood a lot. It is not safe to walk on Neff Drive. People drive through and speed. We know this is a problem because the city has installed a speed detector by the Mayor's house to track that data. I know that on the 4th of July a lot of people walk down my street to go to the parade. On any given day, I happen to be working from home right now, I teach school in Youngstown and I'll see 2 to 3 dozen people on a day like today walking outside my house. In the summer it's hundreds walking around. I feel we really need a sidewalk on our road. I think we could be smart about it. Here is another thing; I have a neighbor across the street whose yard flooded because the roots keep getting into the water main. We know that these trees keep growing and the roots keeping getting into the pipes. I think it would be smart idea to have some sort of a hatch system with the sidewalk

where you could access those water mains and continue to cut off those roots before they penetrate the pipes. I'm not an engineer. I don't know how practical it is. But I have seen on the internet ideas like this. I even emailed something when we had the last boil alert we had with COVID. I'm not sure if I sent it to all of you. But I sent an email regarding that. I would really like Council and the City Manager to consider looking to and Public Works not only a sidewalk but something that you don't have to rip up and repave when there is a water main break. We've had quite a lot on Neff Drive. I think a lot of it is due to these trees and the roots under the ground and that's not going to stop happening. People aren't going to kill living trees.

MR. MORVAY: Jennifer, in your neighborhood, if you passed a petition and got support for sidewalks, we would then vote on it in council but you would be assessed for that sidewalk on your street.

MS. KLUCCHAR: I was hoping since the work was being done, sir.

MR. MORVAY: Oh, I see. I don't think that cost was included in that budget.

MR. CALHOUN: Currently, no it's not.

MS. KLUCCHAR: How do I get a petition?

MR. CALHOUN: Within the codified ordinances. I can send you the information. I don't know if I received the email that you're referring to.

MS. KLUCCHAR: That was months ago. But I'll send you a new one.

MR. CALHOUN: If you want to send me a new one, so that I got your information. I'll send you the section. As Council Member Morvay indicated, it's much like the street light assessment that has been in the city for a while. If the neighborhood wants to petition for sidewalks, I think it's 50% of the people on the street.....

ATTY. FORTUNATO: 60%

MR. CALHOUN: Sixty percent of the people on the street proposing the sidewalk, essentially petition, it comes to council to get approved. We do an engineering study to assess the cost. We present that back to the group. You have the opportunity at that time to say no, we're not comfortable with that or yes, proceed. As Council President Morvay indicated it ends up being an assessment on your property tax bill.

MS. KLUCCHAR: May I ask another question? Is it possible to have the petition and bring this to council before that work is undertaken? Possibly the budget might be amended on that project. Is that all a possibility? I'm not going to go door to door if it's not going to happen.

MR. CALHOUN: I can't provide that answer. Again, we don't have exact timelines on that project. Construction won't take place this year. The construction of the waterline will most likely be budgeted and take place maybe at the end of the year, but most likely not because of weather. It will take place around spring time next year.

MR. MORVAY: There might be cost savings in doing that.

ATTY. FORTUNATO; You have to look at chapter 909 of our code. You can find them online.

MS. KLUCCHAR: Thank you.

MR. NEFF: Can I follow-up on that?

MR. MORVAY: Yes, sir.

MR. NEFF: I think it would really behoove the city if we think towards the future for any type of sidewalks. If there is a premium to be paid for something that is a modern style of waterline that are somewhere in the same vicinity where a sidewalk would be constructed, this could be applicable to Red Gate and the new developments that we're talking about. I know Planning & Zoning should consider that. If there is a new development if we should have sidewalks, in some way it should be attached to a modern accessible.

MR. CALHOUN: Currently in our subdivision regulations any new development does require sidewalks.

MR. NEFF: Oh, okay.

MR. CALHOUN: That's why you see them in Stonebridge and some of the PUD's have them.

MR. NEFF: I thought that the new one there.....

ATTY. FORTUNATO: That's a PUD.

MR. NEFF: Oh, and they don't require them.

ATTY. FORTUNATO: Right.

MR. CALHOUN: But any new subdivision in the city requires sidewalks. In discussions that I've had with our engineers, it just made sense, if a road doesn't have curb and gutter, and does not have a sidewalk, try to build that into whatever water line, sewer line, paving project we're doing. At the end of the day it all comes down to cost. Much like streets sidewalks for the full run, like Bradford or Neff are not cheap. It's a matter of appropriately allocating the dollars to address the problem of the failing water line. We talked about last year doing something with sidewalks, much like we did with street lights to allow for that opportunity for any street that

doesn't have a sidewalk to get one. This predates me but the city did go after the Safe Routes to Schools Grant Funding that is available for sidewalk installation. There are a lot of metrics that require counting the number of pedestrians or bicyclist. Unfortunately we didn't meet enough of a threshold for people that we're biking or walking to our schools to try to get those sidewalks installed throughout the city. I think it's something that's important for every resident. We would intend to put a sidewalk on every street, if we could.

MR. NEFF: Jennifer made the point to me that because we have the Elementary School on Hilltop that there is a huge amount of traffic and there is no sidewalks on Hilltop, Neff, Skyline, or Callahan.

MS. KLUCCHAR: My sister lives right across the street from Hilltop and Ben goes to Hilltop and I would love for him to walk to school but it's not safe. At the top of the hill where the newer homes are there are sidewalks.

MR. CALHOUN: At Montridge and then going east there are sidewalks on Hilltop. But predominately there are no sidewalks on Hilltop.

MS. KLUCCHAR: The other point I wanted to make is, if we had a sidewalk on Neff, we wouldn't need one on Callahan, Skyline or Hilltop because all of those streets connect with Montridge and Hillside. So, anybody from Talsman, Jefferson, all those condo developments, those people can safely walk down that to go to the Green. I think traffic on the Green is something we'd like to see increased.

MR. NEFF: Absolutely.

MS. KLUCCHAR: That was why I thought it would be a good place to do it; since you're already ripping it up.

MR. NEFF: Thank you.

MS. KLUCCHAR: The safety is a real big issue for me. We've been walking in the evening in the summer and have had to shove Benjamin in his wagon onto a yard because a truck was coming so fast that the guy would have killed us. I know the police do monitor that street very, very well. I do appreciate seeing the police presence on Neff, I really do. All those streets without sidewalks coming close to the Green, is a very dangerous situation. Those of us with little children wish we could have a friendlier neighborhood.

MR. MORVAY: Well noted.

MR. DUFFETT: For the safe walk to school grant, do you know if we were at all close, Wade?

MR. CALHOUN: I can't recall. I remember reviewing it. I don't recall how close we were or how much we would have missed the metrics by.

MR. DUFFETT: The reason I ask, is I agree with Jenny that it is a cut-through on all areas. It's surprising when I do get home early you see middle school kids walking home, you see high school kids walking home, and then of course you see the elementary. It's not just the elementary. I was wondering if you could get ahold of the metrics on that. Maybe some education to our people in that area. They come ripping down there, even though it's patrolled, you can't be there 24/7. I was quite surprised that so many people walk on Neff Drive because I live on the hill and that hill is too steep for me. We got people plow up there. It's a good exercise thing. I like to watch them. Sidewalks would be a good thing, if we would qualify. Would you have that information or Steve?

MR. CALHOUN: Yes.

MR. NEFF: Is there a plan for the Canfield Loop to come down one of those streets?

MR. CALHOUN: Yes, I believe it goes up Hilltop, with either a designated bike lane or sharrows to encourage people to share the road. Not necessarily a sidewalk but a dedicate bike/walk lane on Neff Drive.

ATTY. FORTUNATO: Hilltop

MR. CALHOUN: I'm sorry, Hilltop.

MR. MORVAY: Anybody else? Hearing none, roll call.

ROLL CALL ON ORDINANCE:	5 Votes-Yes
	0 Votes-No
	Ordinance passes.
	Ordinance 2021-06.

ITEM C: An Ordinance Amending Section 513.03 of the Canfield Codified Ordinances.

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. NEFF: Second.

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

MR. DUFFETT: Mr. President, I have an Ordinance Amending Section 513.03 of the Canfield Codified Ordinances. I move for passage.

MR. NACARATO: Second.

MR. MORVAY: Wade will you give us some information on this Ordinance?

MR. CALHOUN: I will defer to Atty. Fortunato. This is his area of expertise.

ATTY. FORTUNATO: We're just cleaning up our Ordinance. Adding a provision to allow to comply with State Law relative to a conviction of marijuana. That's it. Walter Drane our Codification Company had already inserted it into our code book. We're tweaking that a little bit. But this is State Law we're just ratifying it.

MR. MORVAY: Okay. I'll open it up to Council for questions. Hearing none, I'll open it up to citizens for discussion. Hearing none, roll call.

ROLL CALL ON ORDINANCE:	5 Votes-Yes
	0 Votes-No
	Ordinance passes
	Ordinance 2021-07.

ITEM D: 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. NACARATO: Second.

ROLL CALL ON MOTION:

5 Votes-Yes

0 Votes-No

Motion passes.

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

MR. NEFF: Second.

ROLL CALL ON MOTION:

5 Votes-Yes

0 Votes-No

Motion passes.

MR. NACARATO: Mr. President, I have an Ordinance declaring surplus property and authorizing its disposal. I move for passage.

MR. NEFF: Second.

MR. MORVAY: Wade, can you give us a description of this, please.

MR. CALHOUN: Sure. We've done this numerous times in the past. When it's determined that the city no longer needs or has useful, use for equipment the state law requires that the city declare it surplus and authorize its disposal. In this instance, we are declaring surplus and authorizing disposal of a 2014 Dodge Durango; which is a police unit that is being used for the K-9. Also a 2015 Dodge Charger; which is a normal fleet patrol car.

MR. MORVAY: Okay. In my conversation with you earlier, Wade we would be trading these in, most likely.

MR. CALHOUN: Correct. There has been expressed interest from another local police department that is starting a K-9 Program. They may be purchasing the K-9 unit from us. But the other 2015 Dodge Charger will be traded-in for the purchase of a new police vehicle.

MR. MORVAY: Questions?

MR. TIECHE: I'm presuming that although the language says surplus and dispose, what we are going to be doing is getting rid of these so that we can buy others.

MR. CALHOUN: Correct.

MR. MORVAY: I'll open it up for discussion from the public.

MR. TIECHE: Do we know what kind of vehicles we're going to replace them with?

MR. CALHOUN: Chevy Tahoe's as part of the fleet upgrade program that was instituted in 2019.

MR. MORVAY: Again, I'll open it up to the public. Hearing none, roll call.

ROLL CALL ON ORDINANCE:	5 Votes-Yes
	0 Votes-No
	Ordinance passes
	Ordinance 2021-08.

ITEM E: A Resolution Requesting Advances on the Collection of Real Estate Taxes.

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. NEFF: 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. TIECHE: Second.

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

MR. TIECHE: Mr. President, I have a Resolution Requesting Advances on the Collection of Real Estate Taxes. I move for passage.

MR. NEFF: Second.

MR. MORVAY: Wade, why are we passing this Resolution?

MR. CALHOUN: Like we do on an annual basis the Mahoning County Auditor provides the City of Canfield or any taxing entity within Mahoning County disbursements of revenues as the

funds are received by the County. But they also allow and the Ohio Revised Code for public entities to formally request that those funds are allocated in advance of the collection of those taxes. This is something that the Mahoning County Auditor has done; I think in every instance that the request is made. That's all this Resolution does. It's the formal request, as per Ohio Revised Code, to the County for us to receive the advance collection disbursement of what we would essentially get allocated month over month or as people pay their property taxes. We get it in, I believe two disbursements?

FINANCE DIRECTOR: There will be 4 to 6. There will be the weekly and then the adjustment to actual after collection is closed.

MR. MORVAY: Okay, Council any questions. Hearing none. I'll open it up to the public. Hearing none, roll call.

ROLL CALL ON RESOLUTION:

5 Votes-Yes

0 Votes-No

Resolution passes.

Resolution 2021-01

Under Council Comments:

MR. TIECHE: My one comment, I think everybody received our Cash Basis Fund Summary and Month Ending Financial Report for the year 2020, I would just point out to Council that if you look at your beginning cash balance at the beginning of 2020 and where you ending up at the end of 2020, they are pretty comparable. Overall, revenue and expenditures were well handled for this year and I'd like to compliment the finance department and the city manager for doing that.

MR. NEFF: I will second that compliment.

MR. DUFFETT: I will third it. (Laughter) That's good to hear in light of our pandemic. I would also like to thank those that have gotten the vaccination and are willing to do a PSA for the COVID Task Force. So far, the reaction that I've gotten from people that volunteered is good. I've heard Moderna feedback, I've heard Pfizer feedback. If you got one shot you are already reserved for the second shot. I didn't know if you were wanting to Mr. Micchia?

MR. MICCHIA: Pfizer. Number 1.

MR. DUFFETT: I don't know if you'd like to speak on your..... In a PSA that we'll be doing.

MR. MICCHIA: sure.

MR. DUFFETT: Speaking of that, I want to thank Clare Neff and Councilman Neff for doing the professional work. It's like a TV Studio and they've been doing it complimentary. It's been highly effective. I will also emphasize the "3 C's" the task force is recommending. Just because you get a vaccination from all that Mahoning County is telling us doesn't mean you should stop masking. The "3 C's" is care for others, mask up, clean your hands and check your distance. We want to make sure to emphasize that to everybody. That's it.

MR. NACARATO: I've got nothing more to add.

MR. MORVAY: I would complement our city manager and finance director for the job they've done in taking care of our funds this year and the budget. It looks great. I can't wait until this pandemic is over. It's really frustrating. You always feel like you're doing something wrong. It's a horrible time that we're in. Let's stay together. Let's get through it. God Bless. See you next time. This meeting is adjourned.

PRESIDENT OF COUNCIL

ATTEST:

CLERK OF COUNCIL