

AGENDA

CANFIELD CITY COUNCIL

July 7, 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** 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 2021 Resurfacing Program projects. The 2021 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:

Base Bid Streets (Part 1)

Overbrook Drive
Moreland Drive
Holly Street
South Briarcliff Drive
Hilltop Boulevard

Alternate Bid Streets (Part 2)

#1 Camelot Court
#2 Queens Lane
#3 Oak Tree Drive
#4 Willow Way (per plan)
#5 Village Blvd. Repair

Advertisement for bids were published in the Vindicator on June 1st, June 8th, and the bid opening was conducted on June 16th, 2021. There was a total of three (3) firms that bid on the 2021 Canfield Resurfacing Project with the apparent low bidder being Lindy Paving.

This Ordinance authorizes the City Manager to enter into a contract with Lindy Paving for the 2021 Canfield Resurfacing Project for an amount not to exceed \$449,434.25. This consists of the base streets plus alternatives 1,2,4 and 5.

This Ordinance is being passed as an emergency in order to commence the project immediately and not delay the project that would interfere with school and fair traffic.

Action Needed:

Approval of Ordinance authorizing City Manager to enter into a contract with Lindy Paving for the 2021 Canfield Resurfacing Project.

Attachment(s):

Ordinance authorizing City Manager to enter into a contract with Lindy Paving for the 2021 Canfield Resurfacing Project.

Engineer's Award Recommendation Letter

Bid Opening Results

Public Comments

- B. An **Ordinance** Authorizing the City Manager to Enter Into A Contract with Greystone Construction Company for Construction of a Pre-Engineered Salt Storage Building and Declaring an Emergency.

Description:

The City of Canfield has need to expand our salt storage capacity due to the current facility not being adequate and the transferring of salt from our secondary storage location being ineffective and inefficient. To address this issue staff been working with Greystone Construction Company for the construction of a pre-engineered salt storage building for the City of Canfield Public Works Department.

As a member of the co-operative purchasing program known as Sourcewell, the City of Canfield is able to utilize the contract that Sourcewell has in place with Greystone Construction Company.

This Ordinance authorizes the City Manager to enter into a contract with Greystone Construction Company for the construction of a pre-engineered salt storage building for an amount not to exceed \$156,601.00.

This Ordinance is being passed as an emergency in order to commence the project immediately and not delay the project that would impact the winter salting operations.

Action Needed:

Approval of ordinance authorizing the City Manager to enter into a contract with Greystone Construction Company for the construction of a pre-engineered salt storage building for an amount not to exceed \$156,601.00.

Attachment(s):

Ordinance authorizing the City Manager to enter into a contract with Greystone Construction Company for the construction of a pre-engineered salt storage building and declaring an emergency.

Public Comments.

- C. An **Ordinance** Amending Section 945.03 of the Canfield Code-Rotary Community Building and Greasel Park Pavilion rental Fees.

Description:

Members of our Finance staff conducted an analysis of our current rental fee structure for Fair Park compared to other public rental spaces in the area. Based on this information, staff is recommended an amendment to the Rotary Community Building

Fees as follows:

Proposed			
Facility	1/2 Day	Full Day	Comments
Fair Park (Capacity 64)			
City of Canfield Church & Service Clubs	\$ 50.00	\$ 85.00	
All Others	\$ 150.00	\$ 220.00	\$15 per hour for additional hours (1/2 day rental Only)
Deposit Required	\$ 50.00	\$ 50.00	
Deposit Refund	\$ (50.00)	\$ (50.00)	
City Janitorial Costs	\$ 50.00	\$ 50.00	<i>Cleaned After every Rental</i>
Greasal Park		\$ 65.00	

At the June 1, 2021 Parks, Recreation and Cemeteries Board meeting, they made a motion to consider increases the fees for Fair Park Rotary Community Building. At their July 6, 2021 meeting, they unanimously approved a recommendation to City Council for the proposed fee increases. The last legislation to adjust rental fees for Fair Park was done in April 2004.

This Ordinance amends section 945.03 of the Canfield Codified Ordinances to amend the rental fees charged for the use of the Fair Park Rotary Community Building and the Greasel Park Pavilion.

Action Needed:

Approval of Ordinance amending Section 945.03 of the Canfield Code-Rotary Community Building and Greasel Park Pavilion rental Fees.

Attachment(s):

Ordinance amending Section 945.03 of the Canfield Code-Rotary Community Building and Greasel Park Pavilion rental Fees.

Parks Board Motion/Recommendation

Facility Fee Analysis

Public Comments

- D. An **Ordinance** Creating the American Rescue Plan Fund and Declaring an Emergency.

Description:

As part of the funds that will be distributed to the City of Canfield from the American Rescue Plan Act (ARPA), and on the guidance issued by the Auditor of the state of Ohio, the funds received must be accounted for separate and independent from general City of Canfield funds.

In order to appropriately account for and track the disbursement of these funds and the related expenditure of these funds, the City of Canfield is required to create a separate fund.

This Ordinance creates the American Rescue Plan Fund for the City of Canfield.

Action Needed:

Approval of Ordinance creating the American Rescue Plan Fund for the City of Canfield.

Attachment(s):

Ordinance creating the American Rescue Plan Fund for the City of Canfield.

Public Comments.

E. An **Ordinance** Creating the Sawmill Creek Improvement Fund.

Description:

As a result of the City of Canfield receiving financial assistance (grants) for the Sawmill Creek Improvement Project, we must create a separate fund in order to appropriately track the disbursement and expenditures of these funds for this specific project.

This Ordinance creates the Sawmill Creek Improvement Fund for the city of Canfield.

Action Needed:

Approval of Ordinance creating the Sawmill Creek Improvement Fund for the City of Canfield.

Attachment(s):

Ordinance creating the Sawmill Creek Improvement Fund for the City of Canfield.

Public Comments.

F. An **Ordinance** Creating the Red Gate Sanitary Sewer Extension Fund.

Description:

As a result of the City of Canfield receiving financial assistance (Loan) for the Red Gate Sanitary Sewer Extension Project, we must create a separate fund in order to appropriately track the disbursement and expenditures of these funds for this specific project.

This Ordinance creates the Red Gate Sanitary Sewer Extension Fund for the city of Canfield

Action Needed:

Approval of Ordinance creating the for Red Gate Sanitary Sewer Extension Fund the City of Canfield.

Attachment(s):

Ordinance creating the for Red Gate Sanitary Sewer Extension Fund the City of Canfield.

Public Comments.

G. An **Ordinance** Amending Ordinance 2021-18 Annual Appropriation Ordinance to Make Appropriations for Current Expenses and Other Expenditures of the City of Canfield, State of Ohio, During the Fiscal Year Ending December 31, 2021.

Description:

The City of Canfield Finance Department must make amendments to the appropriations ordinance from time to time in order to adjust, make changes and additional appropriations in order to meet the financial needs of the City.

This Ordinance amends Ordinance 2021-18, by adjusting appropriations as summarized below:

Fund Name	Original Budget Amount	Amended Appropriation Amount	New Annual Appropriation Amount
General Fund	\$4,849,257	\$110,000	\$4,959,257
Special Revenue Funds	\$2,965,992	\$18,950	\$2,984,942
Red Gate Sanitary Sewer Extension Fund	-	\$1,601,100	\$1,601,100
Strom Water Operating Fund	\$2,179,315	(\$1,162,400)	\$1,016,915
Sawmill Creek Improvement Fund	-	\$1,162,400	\$1,162,400
Total of Amended Funds	\$9,994,564	\$1,730,050	\$11,724,614

Action Needed:

Approval of Ordinance amending Ordinance 2021-18 Annual appropriations to make appropriations for current expenses for Fiscal Year ending December 31, 2021.

Attachment(s):

Public Comments

- H. An **Ordinance** Amending the Public Records Policy for the City of Canfield.

Description:

In a recent review of our public records policy, staff noted that we currently do not currently have a defined cost for a USB/Flash Drive. As technology changes the utilization of USB/Flash Drives have become more common, additionally if body camera footage from the new body cameras worn by the police department would be requested as a public record, the data would be downloaded and distributed through the utilization of a USB/Flash Drive.

This ordinance amends section 165.04 "Costs for Public Records" by adding a charge of \$5.00 for a USB/Flash Drive.

Action Needed:

Approval of Ordinance amending the Public Records Policy for the City of Canfield.

Attachment(s):

Ordinance amending the Public Records Policy for the City of Canfield.

Public Comments.

- I. A **Motion** to Authorize the City Manager to Apply for an F-1 and F-2 Permit as applicable from The Ohio Department of Commerce/Division of Liquor Control for Family Fun Night on August 12, 2021 and Fall Fest on October 2, 2021.

Description:

Ohio revised Code section 4303.20 dictates how F-type (beer, wine, liquor) permits are treated in the state of Ohio. F-Permits are temporary are utilized for special functions and can be issued to the City of Canfield.

The Ohio Department Commerce/Division of Liquor Control issues temporary Type "F" Permits to certain non-profits, including cities to allow for this type of activity. The City of Canfield has previously hosted events in which an F-1 Permit was obtained (2018, and 2019 Fall Festival).

This motion authorized the City Manager to apply for F-1 (Beer only) or F-2 (Beer and Wine) permits for the upcoming August 12, 2021 Family Fun Night, and the Fall Fest on October 2, 2021.

Action Needed:

Approval of motion authorizing the City Manager to apply for F-1 (Beer only) or F-2 (Beer and Wine) permits for the upcoming August 12, 2021 Family Fun Night, and the Fall Fest on October 2, 2021.

Attachment(s):

Motion to authorize the City Manager to apply for an F-1 and F-2 Permit as applicable from the Ohio Department of Commerce/Division of Liquor Control for Family Fun Night on August 12, 2021 and Fall Fest on October 2, 2021.

Public Comments

12. Council Comments.

13. Adjournment

Introduced by: _____
First Reading: _____

ORDINANCE

**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 for 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 Lindy Paving for the purchase, installation and grinding of asphaltic concrete as detailed in their bid attached hereto:

Section 2: The said authorization shall not exceed a cost of \$340,813.75.

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 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 it is necessary to authorize said work immediately, so that it may be complete prior to the onset of winter weather.

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

ms consultants, inc.
engineers, architects, planners

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



June 24, 2021

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

**RE: 2021 Street Improvement Project
Bid Opening, June 16, 2021**

Dear Mr. Calhoun:

Based upon review of the bids received on June 16, 2021 for the above subject project, ms consultants, inc. recommends award of the project to the apparent low bidder, Lindy Paving, Inc. with a base bid amount of Three Hundred Forty Thousand Eight Hundred Thirteen Dollars and 75/100 (\$340,813.75). The basis of award, per the bidding documents, was Part 1 only.

<u>Part 1- Base Bid</u>	
<u>Contractor</u>	<u>Base Bid</u>
Lindy Paving, Inc.	\$ 340,813.75
Barbicas Construction	\$ 347,851.75
R.T. Vernal Paving & Excavating, Inc.	\$ 368,821.25

The bidding documents state that the City may select any combination of Part 2- Alternate Bid Streets within the allowed appropriation of funds at the sole discretion of the City. Based upon input from City staff, our recommendation includes the award of the following Alternate Streets to Lindy Paving, Inc.:

<u>Part 2- Alternate Bid</u>	
<u>Alternate Street</u>	<u>Alternate Bid</u>
Alternate #1- Camelot Court	\$ 28,296.25
Alternate #2- Queens Lane	\$ 39,917.25
Alternate #4- Willow Way (As Per Plan)	\$ 37,107.00
Alternate #5- Village Blvd. Pavement Repair	\$ 3,300.00

The grand total of award to Lindy Paving, Inc. for Part 1 and Part 2 is \$449,434.25.

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. No mathematical errors were found on the bid form and 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,

A handwritten signature in blue ink that reads "Steve Preston".

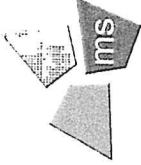
Steve Preston, P.E.
Project Manager

cc: File: 61-20595

BID OPENING RESULTS

Client: City of Canfield
Project: 2021 Street Improvement Project

ms Job #: 61-20595-00
Date: 6/16/21 @10:00 am



Rank	Bidder	Addenda	Bid Bond	Total Bid
	J.S. Bova Excavating, LLC	Y / N	Y / N	
	Lindy Paving	<input checked="" type="radio"/> Y / N	<input checked="" type="radio"/> Y / N	\$ 340,813.75
	Barbicas Construction	<input checked="" type="radio"/> Y / N	<input checked="" type="radio"/> Y / N	\$ 347,851.75
	RT Vernal Paving & Excavating Company, Inc.	<input checked="" type="radio"/> Y / N	<input checked="" type="radio"/> Y / N	\$ 368,821.25
	NES Corp	Y / N	Y / N	
-	Engineer's Estimate	-	-	\$ 389,890.00
				\$ 428,879.00

Introduced by: _____
First Reading: _____

ORDINANCE

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO
ENTER INTO A CONTRACT WITH GREYSTONE CONSTRUCTION COMPANY
FOR CONSTRUCTION OF A PRE-ENGINEERED SALT STORAGE
BUILDING AND DECLARING AN EMERGENCY

WHEREAS, the Council of the City of Canfield has determined the need for a salt storage building; and

WHEREAS, the City utilized Sourcewell Cooperative Bidding to award the contract; and

WHEREAS, Council desires to award a contract for this project.

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 Greystone Construction for construction of a pre-engineered dome salt storage building at a cost not to exceed \$156,601.00.

Section 2: This Ordinance is declared to be an emergency measure necessary to preserve the health, safety and welfare of the residents of the City and for the further reason that construction must be started immediately to provide for the storage of salt to be constructed before winter.

Section 3: 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



CONTRACT
(Labor and Material)

This Contract is entered into this 22nd day of June 2021, by and between Owner, and Greystone Construction Company, Contractor.

Owner City of Canfield, OH Rep: Wade Calhoun Phone Number: 330-286-0014
Address 104 Libson Street County: Mahoning
City State/Zip Canfield, OH 44406

- 1. **The Work.** Contractor agrees to perform, and Owner agrees to accept, the work described below (“Work”), subject to the terms and conditions stated herein: **Furnish and install:**
65’x80’ Britespan Atlas per attached exhibits

which Work shall be performed at: Building Address: 519 North Broad Street
City State/Zip: Canfield, OH 44406 County: Mahoning

- 2. **Contract Price.** Owner agrees to pay to Contractor for the Work the sum of One Hundred Fifty-Six Thousand Six Hundred One Dollars and no /100 **(\$156,601.00)**, as adjusted by additions to and deletions from the Work that have been agreed to by the parties in writing.

- 3. **Payment Terms.** Payment of the Contract Price shall be made as follows:

Monthly Progress Billing will be issued and Due Net 30 from date of Invoice.

Payments due and unpaid hereunder shall bear interest from the date payment is due at the rate of **18%** or, in the absence thereof, at the legal rate prevailing at the place the Work is performed. Final payment shall not be due and payable until the Work is completed to Owner’s satisfaction.

- 4. **Insurance.** Contractor shall secure and maintain a policy of commercial general liability insurance with coverage limits that are customary for the type of Work being performed. Owner shall secure and maintain policies of property and general liability insurance which include coverage for the Work. The above-referenced policies shall name Owner as an additional insured. The parties waive all rights against each other and any of their agents and employees for damages caused by the other to the extent such damages are covered by any of the insurance policies required herein. Prior to the commencement of the Work, each party shall deliver to the other certificates of insurance evidencing the existence of the required insurance.

- 5. **Claims for Consequential Damages.** The Contractor and Owner waive claims against each other for consequential damages arising out of or relating to this Contract. This mutual waiver includes damages incurred by the Owner for rental expenses, for losses of use, income, profit, financing, business and reputation, and for loss of management or employee productivity or of the services of such persons; and damages incurred by the Contractor for principal office expenses including the compensation of personnel stationed there, for losses of financing, business and reputation, and for loss of profit except anticipated profit arising directly from the Work.

- 6. **Covenant/Completion of the Work.** Contractor shall complete the Work in approximately 120 days from the execution of Contract. If Contractor is unable to complete the work within 120 days the parties shall meet and discuss in good faith any changes to this Contract. If the progress of the Work is delayed by inclement weather, delays in delivery of materials, acts of God or other casualties or causes beyond Contractor’s control, then the time to commence and/or complete the Work herein shall be extended accordingly.

- 7. **Indemnification.** Contractor shall indemnify and hold harmless the Owner, its agents and employees, from and against any claims, damages, losses and expenses, arising out of or resulting from the performance of the Work, but only to the extent caused solely by the negligent acts or omissions of Contractor, its subcontractors, anyone directly or indirectly employed by Contractor.

- 8. **Warranty.** Owner agrees to look exclusively to the manufacturer for any warranties covering the materials (including any design and engineering requirements of the materials) used in the performance of the Work. Contractor makes no

warranty, express or implied, regarding the materials or the design and engineering requirements of the materials. The manufacturer's warranty is expressly in lieu of all other warranties covering the materials, including any warranty of merchantability or fitness for a particular purpose or use, which are hereby expressly disclaimed by Contractor. Owner agrees to complete any warranty registration cards required in order to activate any manufacturers' warranties, and to deliver the completed warranty registration cards to the Contractor upon completion of the Work. Contractor warrants only that its labor will be of good quality and workmanship and free of defects for a period of one (1) year from completion of the Work. Contractor does not provide, and shall not be responsible for, any of the design and engineering requirements of the Project, except as follows: _____. Owner agrees that all other design and engineering requirements for the Project shall be the Owner's responsibility.

9. **Remedy.** If Contractor breaches Contractor's labor warranty as set forth above, or if Contractor breaches this Contract, Owner's sole remedy against Contractor shall be the repair or replacement of the defective Work, at Contractor's option. Notwithstanding anything to the contrary herein, under no circumstances shall Contractor be liable to Owner, or to anyone else, for any costs or damages, including without limitation, any incidental, indirect, specific or consequential damages of any kind, resulting from Contractor's breach of warranty, or breach of this agreement, or from Contractor's negligence or other actions or failure to act, including without limitation, costs or damage resulting from defects in the Work.
10. **Permits by Owner.** Owner shall obtain and pay for the building permit and any other permits and governmental fees, licenses and inspections necessary for proper execution and completion of the Work.
11. **Condition of Site.** Owner shall provide Contractor with information regarding the condition of the site prior to commencement of construction, including surveys, soils reports and information regarding underground utilities, tanks or other buried equipment or obstructions. Contractor shall not be responsible for damage to underground utilities, tanks or other buried equipment or obstructions not disclosed to Contractor prior to commencement of the Work.
12. **Use of Site.** Owner shall provide Contractor with open access to the site for purposes of performing the Work. Owner shall maintain the site including access in and around the building in a manner that allows the contractor to complete the work without limitation for the duration of construction.
13. **Clean Up.** Contractor shall keep the premises and surrounding area free from accumulation of debris and trash related to the Work.
14. **Governing Law.** This Contract shall be governed by the laws of the place where this project is located.
15. **Assignment.** Neither party may assign the Contract without the written consent of the other.
16. **Entire Agreement.** This Contract, together with attached Exhibits **A, B, & C** constitute the entire agreement between the Contractor and the Owner with respect to the Work. The Contract may be amended or modified only by writing signed by both of the parties.

OWNER: _____
 By _____
 Title _____
 Date _____

This contract is not binding until signed by Greystone Construction Company. A copy of the executed contract should be sent to you within 10 days. If this contract is not accepted by Greystone Construction Company, the contract will become null and void and all down payments will be returned to you.

CONTRACTOR: _____
 By _____

 Its _____
 Date _____



EXHIBIT A

Owner's Responsibilities:

- Promptly remove snow from base of cover and area surrounding building
- Do not allow storage or accumulation of any material that would come in contact with structural supports, walls or fabric cover.
- Proper ventilation is required to prevent condensation.

Standard Exclusions:

Building Permit	Dewatering
Site Surveys	Frost Ripping
Subsurface Investigation	Bedrock Excavation and Backfill
Unforeseen Subsurface Conditions	Utility Hookup Charges
Soil Correction Work	Winter Conditions
Contaminated Soil Clean up and Disposal	Winter Heat and Cover

Customer Signature _____ Date _____



Waiver

I hereby give Greystone Construction Company permission to use photographs and/or video footage taken of me, my or my company's property and/or statements made by me or my company, in any and all future productions and/or publications without remuneration or liability. I understand that the above may be used for promotional purposes, both nationally and internationally.

Furthermore, I give Greystone Construction Company permission to edit any of the aforementioned photographs, video footage and/or statements for brevity, clarity or aesthetic purposes.

COMPANY NAME: _____

YOUR NAME: _____

TITLE: _____

ADDRESS: _____

PHONE #: _____

EMAIL: _____

SIGNATURE: _____

DATE: _____



EXHIBIT B

Scope of Work & Sourcewell Pricing

To be performed by Greystone Construction

Sourcewell Building materials:

- 65' x 80' Britespan Atlas Series Building
- Truss spacing 16' on center
- 12.5 ounce, 23 mil polyethylene Non-FR fabric (Sandstone/ Tan)
 - Single piece cover design
- Building designed per ASCE7-10 (IBC 2015)
 - Fabric type: ASTM E-84 (NON-FR)
 - Occupancy category: CAT 1 (LOW HAZARD)
 - Ground snow load: 20 lbs.
 - Wind Load: 105 MPH wind
 - Wind Exposure: C
 - Site conditions: Ce = 0.9 Exposed
 - Collateral Load: 0
 - No sprinklers
 - No conveyor loads
 - Seismic Design Category: B
 - Stamped engineered building drawings **included**
- (1) Fabric end wall with steel framing with (2) 4'x4' mesh vents in back end
- (1) open end wall
- Freight to Canfield, OH included
- Sales Tax- Excluded

Sourcewell Building materials Price: \$40,051.46



Fabric Building Erection labor and equipment:

- Provide all necessary labor equipment to complete building erection noted above
- Includes Project Management and Supervision for Scope of work
- Includes Prevailing wages for Mahoning County Ohio

Sourcewell Building Erection price: \$27,332.54

Concrete Foundation and Bunker panels:

- Engineered foundation drawings
- Install on engineered concrete pier foundations. Piers to extend 2' above grade, and 6-8' below grade without casings, on three sides.
 - Assumes existing soils have minimum bearing capacity of 2,500 PSF per Intertek PSI Geotechnical Report dated 5-14-2021
- Approximately 218 lineal feet of 8' tall pre-cast concrete bunker "L" panels with corrosion inhibitor
- Hot dipped galvanized anchor bolts
- Prevailing wage rates **included**

Sourcewell Foundation and Bunker panel price: \$89,217.00

Sourcewell Total Project Price: \$156,601.00

See exclusions on following page



Exclusions – Items not included, but may apply to overall project:

- Architectural and Civil Engineering
- Permits & Fees
- Payment and performance bonds
- Sales tax
- Cat II occupancy
- Pad & pier foundation design if augured pier design isn't suitable for existing site
- Testing & special inspections by owner – Soil borings, soils testing, concrete testing, bolt inspection, etc.
- Site work including, but not limited to: soil corrections, granular base material under floor and bunker panels, excavation and backfill, site prep, import or export of materials, dewatering, etc.
- Assumed building has 50' clear on all four sides for staging/erection and building engineering requirements
- Site specific safety requirements
- Bituminous paving or concrete – interior and exterior slabs and aprons
- Exterior aprons & stoops at doors
- Geotextile liner under building
- Doors – Overhead & personnel
- All electrical & mechanical systems
- All winter conditions

NOT FOR CONSTRUCTION

Exhibit C- Profile

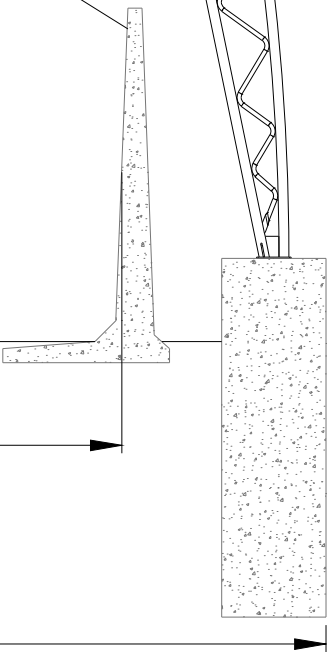
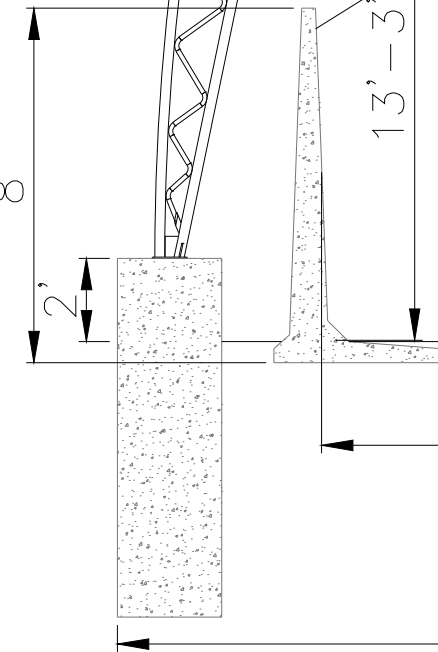
APPROXIMATELY 1971 TONS CAPACITY
@ 80' BLDG LENGTH
32 DEGREE ANGLE OF REPOSE
80 LBS/ CUBIC FOOT PRODUCT WEIGHT

29' - 4 1/4"

BITUMINOUS PAVING & GRAVEL
BASE BY OTHERS

57' - 2 3/8"

66' - 11 7/8"



120 N. 3rd Street - Suite 225
Bismarck, ND 58501
P: 701.214.6883 F: 701.214.6483
www.greystoneconstruction.com



DATE: 4-8-21
NOT FOR CONSTRUCTION
DRAWN BY: ML
CHKD BY: XX

DRAWING
A1

Introduced By: _____
First Reading: _____

ORDINANCE

AN ORDINANCE AMENDING SECTION 945.03 OF THE
CANFIELD CODE - ROTARY COMMUNITY BUILDING AND GREASEL PARK
PAVILION RENTAL FEES.

WHEREAS, the Council of the City of Canfield has established rates for the use of the Rotary Community Building and Greasel Park Pavilion; and

WHEREAS, Council desires to amend said rates.

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

Section 1: The Canfield Code Section 945.03 shall be amended to read as follows:

"945.03 ROTARY COMMUNITY BUILDING FEES AND GREASEL PARK PAVILION RENTAL FEES

A. The rental fees for Fair Park Community Building and Greasel Park effective after August 7, 2021 shall be:

1.	City of Canfield Churches & Service Clubs	\$50.00/half day
		\$85.00/full day
2.	Others	\$150.00/half day
		\$220.00/full day
		\$15/hr. (only with half-day rental)
3.	Annual Membership	
A.	Not to exceed 12 half-day meetings	\$1,000
B.	Not to exceed 12 full-day meetings	\$1,500
4.	Greasel Park Pavilion entire day	\$65.00

Deposits \$50.00 for any period of use at Fair Park

Half-day periods will be:

8:00 A.M. - 4:00 P.M.

5:00 P.M.. - 11:00 P.M.

B. Damages to the building or contents, or excessive cleaning may be deducted from the deposit.

C. Reservations shall be made, paid for and approved at the City Manager's Office."

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

Fair Park Rotary Building - Facility Fee Analysis

Facility	1/2 Day	Full Day	Comments
Fair Park (Capacity 64)			
City of Canfield Church & Service			
Clubs \$	35.00	70.00	
All Others \$	100.00	170.00	\$15 per hour for additional hours (1/2 day rental Only)
Deposit Required \$	50.00	50.00	
Deposit Refund \$	(50.00)	(50.00)	
City Janitorial Costs \$	50.00	50.00	<i>Cleaned After every Rental</i>

Total Net to City			
City of Canfield Church & Service			
Clubs \$	(15.00)	20.00	
All Others \$	50.00	120.00	

Greasal Park	\$ 40.00
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Proposed			
Facility	1/2 Day	Full Day	Comments
Fair Park (Capacity 64)			
City of Canfield Church & Service			
Clubs \$	50.00	85.00	
All Others \$	150.00	220.00	\$15 per hour for additional hours (1/2 day rental Only)
Deposit Required \$	50.00	50.00	
Deposit Refund \$	(50.00)	(50.00)	
City Janitorial Costs \$	50.00	50.00	<i>Cleaned After every Rental</i>
Total Net to City			
City of Canfield Church & Service			
Clubs \$	-	35.00	
All Others \$	100.00	170.00	
Greasal Park	\$ 65.00		

Facility	1/2 Day		Full Day	
	Weekday	Weekend	Weekday	Weekend
	Resident	Resident	Resident	Resident
Boardman Park				
Elton Beard Cabin (Capacity 72)				
\$	138.00	170.00	276.00	334.00
\$	207.00	254.00	413.00	501.00
Non-Resident	Non-Resident	Non-Resident	Non-Resident	Non-Resident
\$	207.00	254.00	413.00	501.00
Deposit Required	\$ 100.00	\$ 100.00	\$ 100.00	\$ 100.00

Facility	1/2 Day		Full Day	
	Weekday	Weekend	Weekday	Weekend
	Resident	Resident	Resident	Resident
Georgeanna Parker Activity Center (Capacity 40)				
\$	85.00	101.00	164.00	196.00
\$	127.00	151.00	246.00	294.00
Non-Resident	Non-Resident	Non-Resident	Non-Resident	Non-Resident
\$	127.00	151.00	246.00	294.00
Deposit Required	\$ 100.00	\$ 100.00	\$ 100.00	\$ 100.00

Mill Creek Metorparks	Per Hour Rental Rates			
	Regular	Resident	5-Hour Minimum Rental	
Pioneer Pavalion (Capacity 96)	\$ 80.00	\$ 60.00	\$ 300.00	
Kenneth McMahon Hall (Exper. Farm: Capacity 250)	\$ 80.00	\$ 60.00	\$ 300.00	
Class Room A (Exper. Farm - Capacity 45)	\$ 40.00	\$ 30.00	\$ 90.00	3 hour min

Facility	1/2 Day Rental		Full Day	
	Regular	Resident	Regular	Resident
	Birch Hill Cabin (Capacity 48)	\$ 165.00	\$ 300.00	
	Resident	Resident		
	\$ 125.00	\$ 225.00		

Facility	Full Day	
	Weekday	Weekend
	Resident	Resident
Austintown Park (5/1 -9/30)		
Stacey Pavilion		
\$	200.00	300.00
\$	300.00	400.00
Non-Resident	Non-Resident	Non-Resident
\$	300.00	400.00

Facility	Full Day	
	Weekday	Weekend
	Resident	Resident
Austintown Park (10/1 -4/30)		
Stacey Pavilion		
\$	175.00	275.00
\$	275.00	375.00
Non-Resident	Non-Resident	Non-Resident
\$	275.00	375.00

CITY OF CANFIELD PARKS, RECREATION AND CEMETERY BOARD

CITY OF CANFIELD

104 Lisbon Street, Canfield, Oh, 44406-1416

Date: 06-01-21

TO: Members of Canfield City Council

FROM: John Whitehouse, secretary

SUBJECT: A request to allow the city to adjust rental rates

Mr. Rhoades made a motion at the June 6 meeting to support an adjustment in the park pavilion rental fees in an amount to be determined by the city. Mr. Calder seconded. A vote was taken as follows: Blaise Karlovic-yes; Chuck Tieche-yes; Kathryn Young-yes; Lex Calder-yes; Troy Rhoades-yes; John Whitehouse-yes. Motion passes 6-0.

06/01/2021

John Whitehouse, secretary

Introduced By: _____
First Reading: _____

ORDINANCE

AN ORDINANCE CREATING THE AMERICAN RESCUE PLAN FUND AND
DECLARING AN EMERGENCY

WHEREAS, the American Rescue Plan Act (ARPA) of 2021, a \$1.9 trillion economic COVID-19 stimulus package was signed into law by the President of the United States on March 11, 2021; and

WHEREAS, the ARPA will provide additional relief to address the continued impact of COVID-19 on the economy, public health, state and local governments, individuals and businesses; and

WHEREAS, as part of the ARPA, \$350 billion in additional funding is being provided to state and local governments; and

WHEREAS, pursuant to guidance issued by the Auditor of State in a bulletin dated April 7, 2021, the Federal Funding Accountability and Transparency Act requires separate accountability for direct recipients (and subrecipients) of federal awards greater than \$25,000.

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

Section 1: The American Rescue Plan Fund is hereby created as a Special Revenue Fund.

Section 2: That all funds distributed to the City of Canfield from the State of Ohio will be receipted into the American Rescue Plan Fund.

Section 3: That all receipts into the American Rescue Plan Fund may be expended only to cover costs of the subdivision consistent with the requirements of the American Rescue Plan Act of 2021 and any applicable regulations and guidance from the U.S. Treasury.

Section 4: This ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare, in that is in the best interest of the City of Canfield and for the further reason that approving the creation of this Fund immediately is necessary to separately account for federal funding coming to the City of Canfield through the American Rescue Plan Act of 2021. This ordinance shall, therefore, take effect and be in force immediately upon passage.

Section 5: 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

Introduced By: _____
First Reading: _____

ORDINANCE

AN ORDINANCE CREATING THE SAWMILL CREEK IMPROVEMENT FUND

WHEREAS, the Council of the City of Canfield has applied for and received joint funding from a Federal Emergency Management Agency (FEMA) Hazard Mitigation Grant, Ohio Emergency Management Agency (OEMA) and the Ohio Public Works Commission (OPWC); and

WHEREAS, Council desires to account for the cost of this project separately.

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

Section 1: The Sawmill Creek Improvement Fund is hereby created.

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

Introduced By: _____
First Reading: _____

ORDINANCE

AN ORDINANCE CREATING THE RED GATE SANITARY SEWER
EXTENSION FUND

WHEREAS, the Council of the City of Canfield has applied for and received a loan from the Ohio Water Pollution Control Loan Fund (WPCLF); and

WHEREAS, Council desires to account for the cost of this grant separately.

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

Section 1: The Red Gate Sanitary Sewer Extension Fund is hereby
created.

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

Introduced By: _____
 First Reading: _____

ORDINANCE

AN ORDINANCE AMENDING ORDINANCE 2021-18, ANNUAL APPROPRIATION ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF CANFIELD, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2021.

WHEREAS, it is necessary to make adjustments, changes and additional appropriations as to the financial needs of the City of Canfield; and

WHEREAS, the Council of the City of Canfield desires to make these adjustments, changes and additional appropriations to meet said financial needs.

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

Section 1: The following adjustments, changes and additional appropriations are hereby made as follows:

	Annual Appropriation Ord 2021-18	Adjustment (2)	Annual Appropriation
<i>General Fund</i>			
Mayor and Council			
Personal Services	59,610.00		59,610.00
Travel	400.00		400.00
Contractual Services	12,905.00		12,905.00
Supplies and Materials	2,900.00		2,900.00
Capital Outlay	1,025.00		1,025.00
Other Uses	0.00		0.00
Total Mayor and Council	76,840.00	0.00	76,840.00
City Manager			
Personal Services	206,450.00		206,450.00
Travel	500.00		500.00
Contractual Services	11,000.00		11,000.00
Supplies and Materials	5,635.00		5,635.00
Capital Outlay	2,050.00		2,050.00
Other Uses	0.00		0.00
Total City Manager	225,635.00	0.00	225,635.00
Mayor's Court			
Personal Services	39,125.00		39,125.00
Travel	750.00		750.00
Contractual Services	11,100.00		11,100.00
Supplies and Materials	1,575.00		1,575.00

Capital Outlay	1,025.00		1,025.00
Other Uses	0.00		0.00
Total Mayor's Court	53,575.00	0.00	53,575.00
Finance Department			
Personal Services	279,200.00		279,200.00
Travel	500.00		500.00
Contractual Services	24,300.00		24,300.00
Supplies and Materials	9,050.00		9,050.00
Capital Outlay	4,050.00		4,050.00
Other Uses	0.00		0.00
Total Finance Department	317,100.00	0.00	317,100.00
Income Tax Department			
Personal Services	115,470.00		115,470.00
Travel	1,000.00		1,000.00
Contractual Services	16,150.00		16,150.00
Supplies and Materials	4,400.00		4,400.00
Capital Outlay	2,050.00		2,050.00
Other Uses	75,000.00	50,000.00	125,000.00
Total Income Tax Department	214,070.00	50,000.00	264,070.00
Municipal Building			
Contractual Services	50,660.00		50,660.00
Supplies and Materials	18,970.00		18,970.00
Capital Outlay	0.00		0.00
Total Municipal Building	69,630.00	0.00	69,630.00
Cell Tower Parcel N Broad St			
Contractual Services	365.00		365.00
Total Cell Tower Parcel N Broad St	365.00	0.00	365.00
Civil Service Commission			
Personal Services	730.00		730.00
Travel	0.00		0.00
Contractual Services	1,650.00		1,650.00
Supplies and Materials	1,025.00		1,025.00
Capital Outlay	0.00		0.00
Other Uses	60.00		60.00
Total Civil Service Commission	3,465.00	0.00	3,465.00
Charter Review Commission			
Travel	0.00		0.00
Contractual Services	0.00		0.00
Supplies and Materials	0.00		0.00
Total Charter Review Commission	0.00	0.00	0.00
County Auditor and Treasurer Fees			
Contractual Services	2,510.00		2,510.00
Total County Auditor and Treasurer Fees	2,510.00	0.00	2,510.00
State Examiners Fees			

Contractual Services	28,050.00		28,050.00
Total State Examiners Fees	28,050.00	0.00	28,050.00
Municipal Attorney			
Personal Services	62,750.00		62,750.00
Travel	0.00		0.00
Contractual Services	10,175.00	30,000.00	40,175.00
Supplies and Materials	0.00		0.00
Total Municipal Attorney	72,925.00	30,000.00	102,925.00
General Services			
Travel	0.00		0.00
Contractual Services	107,100.00		107,100.00
Supplies and Materials	4,250.00		4,250.00
Capital Outlay	0.00		0.00
Total General Services	111,350.00	0.00	111,350.00
Cardinal Joint Fire District Reimbursement			
Travel	0.00		0.00
Contractual Services	10,300.00		10,300.00
Supplies and Materials	27,000.00		27,000.00
Capital Outlay	0.00		0.00
Other Uses	0.00		0.00
Total Cardinal Joint Fire District Reimbursement	37,300.00	0.00	37,300.00
IT Department			
Personal Services	208,150.00		208,150.00
Travel	0.00		0.00
Contractual Services	10,400.00		10,400.00
Supplies and Materials	4,700.00		4,700.00
Capital Outlay	4,050.00		4,050.00
Other Uses	0.00		0.00
Total IT Department	227,300.00	0.00	227,300.00
Street Lights			
Contractual Services	42,600.00		42,600.00
Total Street Lights	42,600.00	0.00	42,600.00
Police Department			
Personal Services	2,313,000.00		2,313,000.00
Travel	5,000.00		5,000.00
Contractual Services	263,360.00		263,360.00
Supplies and Materials	199,650.00		199,650.00
Capital Outlay	170,300.00	30,000.00	200,300.00
Debt Service	162,400.00		162,400.00
Other Uses	0.00		0.00
Total Police Department	3,113,710.00	30,000.00	3,143,710.00
Police Department (OCJS Coronavirus)			
Supplies and Materials	9,397.24		9,397.24

Total Police Department (OCJS Coronavirus)	9,397.24	0.00	9,397.24
Payment to County Health Program			
Contractual Services	60,150.00		60,150.00
Total Payment to County Health Program	60,150.00	0.00	60,150.00
Planning and Zoning			
Personal Services	97,535.00		97,535.00
Travel	25.00		25.00
Contractual Services	11,050.00		11,050.00
Supplies and Materials	3,550.00		3,550.00
Capital Outlay	1,025.00		1,025.00
Other Uses	100.00		100.00
Total Planning and Zoning	113,285.00	0.00	113,285.00
Other Uses/Transfers			
Other Uses	0.00		0.00
Advances	0.00		0.00
Transfers	70,000.00		70,000.00
Total Other Uses/Transfers	70,000.00	0.00	70,000.00
<i>Grand Total General Fund</i>	4,849,257.24	110,000.00	4,959,257.24
Self Insurance Fund			
Personal Services	0.00		0.00
Travel	0.00		0.00
Contractual Services	2,000.00		2,000.00
Supplies and Materials	2,000.00		2,000.00
Capital Outlay	0.00		0.00
Other Uses	0.00		0.00
Transfers	0.00		0.00
Total Self Insurance Fund	4,000.00	0.00	4,000.00
Unclaimed Monies Fund			
Other Uses	0.00		0.00
Transfers	0.00		0.00
Total Unclaimed Monies Fund	0.00	0.00	0.00
<i>Grand Total General Fund with Self Insurance Fund</i>	4,853,257.24	110,000.00	4,963,257.24
<i>Special Revenue Funds</i>			
Parks Fund			
Village Green			
Personal Services	2,225.00		2,225.00
Travel	0.00		0.00
Contractual Services	7,550.00		7,550.00
Supplies and Materials	4,000.00		4,000.00
Capital Outlay	0.00		0.00

Transfers	0.00		0.00
Total Village Green	13,775.00	0.00	13,775.00
Village Green (Parks Board)			
Travel	0.00		0.00
Contractual Services	10.00		10.00
Supplies and Materials	0.00		0.00
Capital Outlay	0.00		0.00
Total Village Green (Parks Board)	10.00	0.00	10.00
Greasel Park			
Personal Services	10,435.00		10,435.00
Travel	0.00		0.00
Contractual Services	4,100.00		4,100.00
Supplies and Materials	1,675.00		1,675.00
Capital Outlay	0.00		0.00
Other Uses	240.00		240.00
Total Greasel Park	16,450.00	0.00	16,450.00
Greasel Park (Parks Board)			
Travel	0.00		0.00
Contractual Services	50.00		50.00
Supplies and Materials	2,550.00		2,550.00
Capital Outlay	0.00		0.00
Total Greasel Park (Parks Board)	2,600.00	0.00	2,600.00
Greasel Park (Playground Equipment)			
Contractual Services	0.00		0.00
Supplies and Materials	715.00		715.00
Capital Outlay	0.00		0.00
Total Greasel Park (Playground Equipment)	715.00	0.00	715.00
Fair Park			
Personal Services	10,110.00		10,110.00
Travel	0.00		0.00
Contractual Services	17,660.00		17,660.00
Supplies and Materials	2,700.00		2,700.00
Capital Outlay	0.00		0.00
Other Uses	5,000.00		5,000.00
Total Fair Park	35,470.00	0.00	35,470.00
Fair Park (Parks Board)			
Travel	0.00		0.00
Contractual Services	10.00		10.00
Supplies and Materials	0.00		0.00
Capital Outlay	0.00		0.00
Total Fair Park (Parks Board)	10.00	0.00	10.00
Transfers			
Transfers	0.00		0.00
Total Transfers	0.00	0.00	0.00

Grand Total Parks Fund	69,030.00	0.00	69,030.00
Parks and Village Green Trust Fund			
Village Green			
Capital Outlay	0.00		0.00
Other Uses	0.00		0.00
Total Village Green	0.00	0.00	0.00
Greasel Park			
Capital Outlay	0.00		0.00
Other Uses	0.00		0.00
Total Greasel Park	0.00	0.00	0.00
Fair Park			
Capital Outlay	0.00		0.00
Other Uses	0.00		0.00
Total Fair Park	0.00	0.00	0.00
Grand Total Parks and Village Green Trust Fund	0.00	0.00	0.00
Fair Park Trust Fund			
Transfers	0.00		0.00
Total Fair Park Trust Fund	0.00	0.00	0.00
Recreation Fund			
Events on the Green			
Travel	0.00		0.00
Contractual Services	4,525.00	1,150.00	5,675.00
Supplies and Materials	0.00	2,700.00	2,700.00
Total Events on the Green	4,525.00	3,850.00	8,375.00
Memorial Day			
Contractual Services	1,000.00		1,000.00
Total Memorial Day	1,000.00	0.00	1,000.00
Fourth of July Activities			
Contractual Services	7,510.00		7,510.00
Total Fourth of July Activities	7,510.00	0.00	7,510.00
Grand Total Recreation Fund	13,035.00	3,850.00	16,885.00
Cemeteries Fund			
Cemeteries Operating			
Personal Services	27,895.00		27,895.00
Travel	0.00		0.00
Contractual Services	5,235.00		5,235.00
Supplies and Materials	8,200.00		8,200.00
Capital Outlay	39,200.00		39,200.00

Other Uses	0.00		0.00
Transfers	0.00		0.00
Total Cemeteries Operating	80,530.00	0.00	80,530.00
Cemeteries (Parks Board)			
Travel	0.00		0.00
Contractual Services	0.00		0.00
Supplies and Materials	0.00		0.00
Capital Outlay	0.00		0.00
Total Cemeteries (Parks Board)	0.00	0.00	0.00
Grand Total Cemeteries Fund	80,530.00	0.00	80,530.00
Street C M & R Fund			
Street C M & R Operating			
Personal Services	429,650.00		429,650.00
Travel	500.00		500.00
Contractual Services	183,585.00		183,585.00
Supplies and Materials	208,550.00		208,550.00
Capital Outlay	744,561.00		744,561.00
Debt Service	23,600.00		23,600.00
Total Street C M & R Operating	1,590,446.00	0.00	1,590,446.00
Street C M & R (Parks Board)			
Travel	0.00		0.00
Contractual Services	0.00		0.00
Supplies and Materials	0.00	100.00	100.00
Capital Outlay	0.00		0.00
Total Street C M & R (Parks Board)	0.00	100.00	100.00
Other Uses/Transfers			
Advances	0.00		0.00
Transfers	0.00		0.00
Total Other Uses/Transfers	0.00	0.00	0.00
Grand Total Street C M & R Fund	1,590,446.00	100.00	1,590,546.00
State Highway Fund			
Travel	0.00		0.00
Contractual Services	29,800.00		29,800.00
Supplies and Materials	42,350.00		42,350.00
Capital Outlay	0.00		0.00
Total State Highway Fund	72,150.00	0.00	72,150.00
Street Lighting Special Assessment Fund			
Street Lighting Miscellaneous			
Contractual Services	0.00		0.00
Transfers	0.00		0.00
Total Street Lighting Miscellaneous	0.00	0.00	0.00

Street Lights-Topaz Cir			
Contractual Services	2,820.00		2,820.00
Total Street Lights-Topaz Cir	2,820.00	0.00	2,820.00
Street Lights-Woodridge			
Contractual Services	2,224.00		2,224.00
Total Street Lights-Woodridge	2,224.00	0.00	2,224.00
Street Lights-Timber Run			
Contractual Services	2,740.00		2,740.00
Total Street Lights-Timber Run	2,740.00	0.00	2,740.00
Street Lights-Russo Ave			
Contractual Services	3,820.00		3,820.00
Total Street Lights-Russo Ave	3,820.00	0.00	3,820.00
Street Lights-Jade Cir			
Contractual Services	2,220.00		2,220.00
Total Street Lights-Jade Cir	2,220.00	0.00	2,220.00
Street Lights-Willow Way			
Contractual Services	780.00		780.00
Total Street Lights-Willow Way	780.00	0.00	780.00
Street Lights-Morningview Cir			
Contractual Services	1,420.00		1,420.00
Total Street Lights-Morningview Cir	1,420.00	0.00	1,420.00
Street Lights-Laurel Hills			
Contractual Services	1,020.00		1,020.00
Total Street Lights-Laurel Hills	1,020.00	0.00	1,020.00
Street Lights-Montgomery			
Contractual Services	4,125.00		4,125.00
Total Street Lights-Montgomery	4,125.00	0.00	4,125.00
Street Lights-Preserve Blvd			
Contractual Services	2,220.00		2,220.00
Total Street Lights-Preserve Blvd	2,220.00	0.00	2,220.00
Street Lights-Willow Bend			
Contractual Services	425.00		425.00
Total Street Lights-Willow Bend	425.00	0.00	425.00
Street Lights-Stonebridge 4			
Contractual Services	1,720.00		1,720.00
Total Street Lights-Stonebridge 4	1,720.00	0.00	1,720.00
Street Lights-Hickory Hollow			
Contractual Services	1,020.00		1,020.00
Total Street Lights-Hickory Hollow	1,020.00	0.00	1,020.00

Street Lights-Stonebridge 5			
Contractual Services	1,420.00		1,420.00
Total Street Lights-Stonebridge 5	1,420.00	0.00	1,420.00
Street Lights-Laurel Hills 2			
Contractual Services	1,220.00		1,220.00
Total Street Lights-Laurel Hills 2	1,220.00	0.00	1,220.00
Street Lights-Willow Bend Ph 2			
Contractual Services	720.00		720.00
Total Street Lights-Willow Bend Ph 2	720.00	0.00	720.00
Street Lights-Preserve-Plat 8-Mallard Crossing			
Contractual Services	1,530.00		1,530.00
Total Street Lights-Preserve-Plat 8-Mallard Crossing	1,530.00	0.00	1,530.00
Street Lights-Preserve-Plat 9-Woodland Run/Oakview Crossing			
Contractual Services	1,420.00		1,420.00
Total Street Lights-Preserve-Plat 9-Woodland Run/Oakview Crossing	1,420.00	0.00	1,420.00
Street Lights-Stonebridge Plat 7-Alabaster/Charleston			
Contractual Services	1,420.00		1,420.00
Total Street Lights-Stonebridge Plat 7-Alabaster/Charleston	1,420.00	0.00	1,420.00
Street Lights-Stonebridge Plat 6-Lake Wobegon/Timber Run			
Contractual Services	1,420.00		1,420.00
Total Street Lights-Stonebridge Plat 6-Lake Wobegon/Timber Run	1,420.00	0.00	1,420.00
Street Lights-Kings Lake Subdivision			
Contractual Services	4,670.00		4,670.00
Debt Service	35,650.00		35,650.00
Total Street Lights-Kings Lake Subdivision	40,320.00	0.00	40,320.00
Grand Total Street Lighting Special Assessment Fund	76,024.00	0.00	76,024.00
Red Gate Operating Fund			
Personal Services	0.00		0.00
Travel	0.00		0.00
Contractual Services	28,500.00		28,500.00
Supplies and Materials	2,550.00		2,550.00
Capital Outlay	0.00		0.00
Debt Service	0.00		0.00
Other Uses	0.00		0.00
Transfers	0.00		0.00
Total Red Gate Operating Fund	31,050.00	0.00	31,050.00
Police Department Operating Levy Fund			

Personal Services	551,175.00		551,175.00
Travel	0.00		0.00
Contractual Services	28,550.00		28,550.00
Supplies and Materials	60,000.00		60,000.00
Capital Outlay	195,384.00		195,384.00
Debt Service	32,700.00		32,700.00
Other Uses	0.00		0.00
Total Police Department Operating Levy Fund	867,809.00	0.00	867,809.00
Coronavirus Relief Fund			
Personal Services	0.00		0.00
Contractual Services	0.00		0.00
Supplies and Materials	0.00		0.00
Capital Outlay	0.00		0.00
Other Uses	0.00		0.00
Total Coronavirus Relief Fund	0.00	0.00	0.00
American Rescue Plan Fund			
Personal Services	0.00		0.00
Contractual Services	0.00		0.00
Supplies and Materials	0.00		0.00
Capital Outlay	0.00		0.00
Other Uses	0.00		0.00
Total American Rescue Plan Fund	0.00	0.00	0.00
Law Enforcement Trust Fund			
Travel	0.00		0.00
Contractual Services	0.00		0.00
Supplies and Materials	1,000.00		1,000.00
Capital Outlay	0.00		0.00
Other Uses	0.00		0.00
Total Law Enforcement Trust Fund	1,000.00	0.00	1,000.00
Mandatory Drug Fine Fund			
Travel	0.00		0.00
Contractual Services	0.00		0.00
Supplies and Materials	0.00		0.00
Capital Outlay	0.00		0.00
Other Uses	0.00		0.00
Total Mandatory Drug Fine Fund	0.00	0.00	0.00
Education Enforcement Trust Fund			
Travel	0.00		0.00
Contractual Services	0.00		0.00
Supplies and Materials	0.00		0.00
Capital Outlay	0.00		0.00
Other Uses	0.00		0.00
Total Education Enforcement Trust Fund	0.00	0.00	0.00
DEA Federal Forfeiture Fund			
Travel	0.00		0.00
Contractual Services	0.00		0.00

Supplies and Materials	1,000.00	15,000.00	16,000.00
Capital Outlay	0.00		0.00
Other Uses	0.00		0.00
Total DEA Federal Forfeiture Fund	1,000.00	15,000.00	16,000.00
OVI Task Force Grant Fund FY2021			
Personal Services	52,675.86		52,675.86
Travel	0.00		0.00
Contractual Services	22,285.80		22,285.80
Supplies and Materials	5,014.40		5,014.40
Capital Outlay	0.00		0.00
Total OVI Task Force Grant Fund FY2021	79,976.06	0.00	79,976.06
COPS School Violence Prevention Fund			
Personal Services	0.00		0.00
Travel	0.00		0.00
Contractual Services	0.00		0.00
Supplies and Materials	83,942.16		83,942.16
Capital Outlay	0.00		0.00
Total COPS School Violence Prevention Fund	83,942.16	0.00	83,942.16
<i>Grand Total Special Revenue Funds</i>	<i>2,965,992.22</i>	<i>18,950.00</i>	<i>2,984,942.22</i>
<i>Debt Service Funds</i>			
Red Gate Debt Retirement Fund			
Debt Service-Principal	75,020.00		75,020.00
Debt Service-Interest	5,850.00		5,850.00
Total Red Gate Debt Retirement Fund	80,870.00	0.00	80,870.00
<i>Total Debt Service Funds</i>	<i>80,870.00</i>	<i>0.00</i>	<i>80,870.00</i>
<i>Capital Projects Funds</i>			
General Capital Improvement Fund			
Capital Outlay	0.00		0.00
Transfers	0.00		0.00
Total General Capital Improvement Fund	0.00	0.00	0.00
<i>Total Capital Projects Funds</i>	<i>0.00</i>	<i>0.00</i>	<i>0.00</i>
<i>Permanent Funds</i>			
Cemetery Perpetual Care Fund			
Contractual Services	0.00		0.00
Transfers	0.00		0.00
Total Cemetery Perpetual Care Fund	0.00	0.00	0.00
<i>Total Permanent Funds</i>	<i>0.00</i>	<i>0.00</i>	<i>0.00</i>
<i>Proprietary Funds</i>			

Water Enterprise Funds

Water Operating Fund			
Personal Services	232,575.00		232,575.00
Travel	500.00		500.00
Contractual Services	1,374,060.00		1,374,060.00
Supplies and Materials	136,325.00		136,325.00
Capital Outlay	143,644.00		143,644.00
Debt Service	0.00		0.00
Other Uses	500.00		500.00
Transfers	0.00		0.00
Total Water Operating Fund	1,887,604.00	0.00	1,887,604.00
Waterline Improvements Fund			
Contractual Services	0.00		0.00
Capital Outlay	342,930.00		342,930.00
Debt Service	14,100.00		14,100.00
Other Uses	0.00		0.00
Transfers	0.00		0.00
Total Waterline Improvements Fund	357,030.00	0.00	357,030.00
Total Water Enterprise Funds	2,244,634.00	0.00	2,244,634.00

Sanitary Sewer Enterprise Funds

Sanitary Sewer Operating Fund			
Personal Services	303,900.00		303,900.00
Travel	250.00		250.00
Contractual Services	1,171,375.00		1,171,375.00
Supplies and Materials	25,425.00		25,425.00
Capital Outlay	39,721.00		39,721.00
Other Uses	8,000.00		8,000.00
Transfers	0.00		0.00
Total Sanitary Sewer Operating Fund	1,548,671.00	0.00	1,548,671.00
Sanitary Sewer System Debt Retirement Fund			
Debt Service	41,170.00		41,170.00
Other Uses	0.00		0.00
Total Sanitary Sewer System Debt Retirement Fund	41,170.00	0.00	41,170.00
Sanitary Sewer System Improvements Fund			
Contractual Services	0.00		0.00
Capital Outlay	0.00		0.00
Debt Service	39,500.00		39,500.00
Other Uses	0.00		0.00
Transfers	0.00		0.00
Total Sanitary Sewer System Improvements Fund	39,500.00	0.00	39,500.00

Red Gate Sanitary Sewer Extension Fund			
Capital Outlay	0.00	1,601,100.00	1,601,100.00
Other Uses	0.00		0.00
Transfers	0.00		0.00
Total Red Gate Sanitary Sewer Extension Fund	0.00	1,601,100.00	1,601,100.00
<i>Total Sanitary Sewer Enterprise Funds</i>	<i>1,629,341.00</i>	<i>1,601,100.00</i>	<i>3,230,441.00</i>
<i>Storm Water Enterprise Funds</i>			
Storm Water Operating Fund			
Personal Services	180,925.00		180,925.00
Travel	100.00		100.00
Contractual Services	111,050.00	75,000.00	186,050.00
Supplies and Materials	62,150.00		62,150.00
Capital Outlay	1,817,790.00	(1,237,400.00)	580,390.00
Debt Service	7,200.00		7,200.00
Other Uses	100.00		100.00
Transfers	0.00		0.00
Total Storm Water Operating Fund	2,179,315.00	(1,162,400.00)	1,016,915.00
Sawmill Creek Improvement Fund			
Capital Outlay	0.00	1,162,400.00	1,162,400.00
Other Uses	0.00		0.00
Transfers	0.00		0.00
Total Sawmill Creek Improvement Fund	0.00	1,162,400.00	1,162,400.00
<i>Total Storm Water Enterprise Funds</i>	<i>2,179,315.00</i>	<i>0.00</i>	<i>2,179,315.00</i>
<i>Internal Service Funds</i>			
Health Care Self Insurance Fund			
Contractual Services	1,057,232.20		1,057,232.20
Total Health Care Self Insurance Fund	1,057,232.20	0.00	1,057,232.20
<i>Total Internal Service Funds</i>	<i>1,057,232.20</i>	<i>0.00</i>	<i>1,057,232.20</i>
<i>Grand Total Proprietary Funds</i>	<i>7,110,522.20</i>	<i>1,601,100.00</i>	<i>8,711,622.20</i>
<i>Private Purpose Trust Funds</i>			
Cemetery Endowment Fund			
Contractual Services	0.00		0.00
Transfers	0.00		0.00
Total Cemetery Endowments Fund	0.00	0.00	0.00
<i>Total Private Purpose Trust Funds</i>	<i>0.00</i>	<i>0.00</i>	<i>0.00</i>
<i>Grand Totals All Funds</i>	<i>15,010,641.66</i>	<i>1,730,050.00</i>	<i>16,740,691.66</i>

Section 2: And the Finance Director is hereby authorized to draw warrants for payments from any of the foregoing appropriations to make expenditures for items of expense constituting a legal obligation against the City.

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.

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, 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

Appropriation Amendment (2) 7-7-2021 Council Meeting

<u>Ordinance Category</u>	<u>Amount</u>	<u>Explanation</u>	
General Fund			
Income Tax			
Other Uses	50,000.00	Refunds	
	<u>50,000.00</u>		
Municipal Attorney			
Contractual Services	30,000.00	Zashin & Rich Co LPA	
	<u>30,000.00</u>		
Police Department			
Capital Outlay	30,000.00	(6) change orders	
	<u>30,000.00</u>		
Recreation Fund			
Events on the Green			
Contractual Services	1,150.00		
Supplies and Materials	2,700.00		
	<u>3,850.00</u>		
Street CM&R (Parks Board)			
Contractual Services			
Supplies and Materials	100.00		
	<u>100.00</u>		
DEA Federal Forfeiture Fund			
Supplies and Materials	15,000.00		
	<u>15,000.00</u>		
Sanitary Sewer Operating Fund			
Capital Outlay			
	<u>0.00</u>		
Red Gate Sanitary Sewer Extension Fund			
Capital Outlay	1,601,100.00		
	<u>1,601,100.00</u>	1,601,100.00	Adjust Cert of Res
Storm Water Operating Fund			
Contractual Services	75,000.00	Hilltop Flood Mitigation Study	
Capital Outlay	(1,237,400.00)		
	<u>(1,162,400.00)</u>	(1,162,400.00)	Adjust Cert of Res
Sawmill Creek Improvement Fund			
Capital Outlay	1,162,400.00		
	<u>1,162,400.00</u>	1,162,400.00	Adjust Cert of Res
	1,730,050.00		
	1,730,050.00		
	<u>0.00</u>		

Introduced By: _____
First Reading: _____

ORDINANCE

AN ORDINANCE AMENDING THE PUBLIC
RECORDS POLICY FOR THE CITY OF
CANFIELD.

WHEREAS, the Council of the City of Canfield desires to amend the Public Records Policy; and

WHEREAS, the City Attorney has reviewed the amendment of the policy.

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

Section 1: The following Public Records Policy is hereby amended:

“165.01. Introduction.

It is the policy of the City of Canfield (the “City”) that openness leads to a better informed citizenry, which leads to better government and better public policy. It is the policy of the City to strictly adhere to the Public Records Act of Ohio. All exemptions to openness are to be construed in their narrowest sense and any denial of public records in response to a valid request must be accompanied by an explanation, including legal authority, as outlined in the Ohio Revised Code. If the request is in writing, the explanation must also be in writing.

165.02 Public Records.

The City, in accordance with the Ohio Revised Code, defines records as including the following: Any document, paper, electronic (including, but not limited to, email) or other format that is created or received by or comes under the jurisdiction of a public office that documents the organization, functions, policies, decision, procedures, operations or other activities of the office. All records of the City are public unless they are specifically exempt from disclosure under the Ohio Revised Code. Records will be organized and maintained so that they are readily available for inspection and copying. Record retention schedules are to be updated regularly and posted prominently.

165.03 Record Requests.

- A. Although no specific language is required to make a request, the requester must at least identify the records requested with sufficient clarity to allow the public office to identify, retrieve and review the records. If it is not clear what records are being sought, the records custodian must contact the requester for clarification and should assist the requester in revising the request by informing the requestor of the manner in which the office keeps its records.
- B. The requester does not have to put a records request in writing and does not have to provide his/her identify or the intended use of the requested public record. It is this office’s general policy that this information is not to be requested.
- C. Public records are available for inspection during regular business hours with the exception of published holidays. Public records must be made available for inspection promptly. Copies of public records must be made

available within a reasonable period of time. "Prompt" and "reasonable" take into account the volume of records requested, the proximity of the location where the records are stored and the necessity for any legal review of the records requested.

- D. Each request should be evaluated for an estimated length of time required to gather the records. Routine requests for records should be satisfied immediately, if feasible to do so. Routine request include, but are not limited to, meeting minutes (both in draft and final form), budgets, salary information, forms and applications, personnel rosters, etc. If fewer than 20 pages of copies are requested or if the records are readily available in an electronic format that can be emailed or downloaded easily, these should be made as quickly as the equipment allows. If more copies are requested, an appointment should be made with the requestor on when the copies or computer files can be picked up. All requests for public records must either be satisfied or be acknowledged in writing within three (3) business days following the office's receipt of the request. If a request is deemed significantly beyond "routine", such as seeking a voluminous number of copies or requiring extensive research, the acknowledgement must include the following:
1. The estimated number of business days it will take to satisfy the request;
 2. An estimated cost if copies are requested;
 3. Any terms within the request that may be exempt from disclosure;
 4. Any denial of public records include an explanation, including legal authority. If portions of a record are public and portions are exempt, the exempt portions are to be redacted and the rest released. If there are redactions, each redaction must be accompanied by a supporting explanation, including legal authority.

165.04 Costs for Public Records.

Those seeking public records will be charged only the actual cost of making copies.

- A. The charge for paper copies is five cents (5¢) per page.
- B. The charge for downloaded files to a compact disk is one dollar \$1.00 per disk.
- C. The charge for USB/\$5.00.
- D. There is no charge for documents emailed.
- E. Requesters may ask that documents be mailed to them. They will be charged the actual cost of the postage and mailing supplies.

165.05 Email.

Documents in electronic mail format are records as defined by the Ohio Revised Code when their content relates to the business of the office. Email is to be treated in the same fashion as records in other formats and should follow the same retention schedules.

- A. Records in private email accounts used to conduct public business are subject to disclosure and all employees or representatives of this office are instructed to retain their emails that relate to public business and to copy them to their business email accounts and/or to the officer's records custodian.
- B. The records clerk or custodian is to treat the emails from private accounts as records of the public office, filing them in the appropriate way, retaining

them per established schedules and making them available for inspection and copying in accordance with the public record laws of the State of Ohio.

165.06 Failure to Respond to a Public Records Request.

The City recognizes the legal and non-legal consequences of failure to properly respond to a public records request. In addition to the distrust in government that failure to comply may cause, the City's failure to comply with a request may result in a court ordering the City to comply with the law and to pay the requester attorney fees and damages.

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

Introduced by: _____

Motion No. _____

**MOTION TO AUTHORIZE
THE CITY MANAGER TO APPLY FOR
F-1 AND F-2 PERMITS AS APPLICABLE FROM
THE OHIO DEPARTMENT OF COMMERCE/
DIVISION OF LIQUOR CONTROL FOR
FAMILY FUN NIGHT ON AUGUST 12, 2021 AND
FALL FEST ON OCTOBER 2, 2021**

WHEREAS, the Council of the City of Canfield would like to conduct events on the Village Green from time to time where beer would be available for purchase; and

WHEREAS, Ohio law provides for the issuance of Temporary Permits for the sale of beer for such events, and

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

Section 1. That the City Manager is hereby authorized to apply for an F-1 (Beer only) and F-2 (Beer & Spirituous liquor) as applicable Permits from the Ohio Department of Commerce/Division of Liquor Control for the Family Fun Night on August 12, 2021 and Fall Fest on October 2, 2021.

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
PUBLIC HEARING
JUNE 16, 2021-5:20 P.M.

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

An Ordinance Amending Section 1141.11 Residential Office and Section 1123.01 Definitions Adding “Daycare Facilities” to the Canfield Zoning Ordinance.

This public hearing was advertised in the Vindicator on May 24, 2021.

MR. MORVAY: Wade this is on the Daycare. If you could just brief us on this.

MR. CALHOUN: The public hearing is related to the Old Business agenda item we have on our agenda tonight regarding two section amendments, Section 1141.11 residential office zoning and Section 1123.01; which is our definitions, both adding daycare facilities to our codified ordinances. Staff was approached by a business wanting to open up a daycare within the city. A quick review, our ordinance revealed that we didn't have daycare facilities defined or were they permissible in any of our current zoning districts. We went through the process to start that at Planning & Zoning. They considered the item both at the April 8th and June 10th meeting. The Planning & Zoning Commission unanimously recommended approval of adding daycare facilities as a permitted use in the residential office zoning district, as well as adding daycare facilities definition to the appropriate section of our ordinances. Part of the requirements is to have a public hearing on any Planning & Zoning Amendments and that is what the purpose of this public hearing is tonight.

MR. MORVAY: Council any questions?

MR. NEFF: The present daycare center, they're grandfathered in?

ATTY. FORTUNATO: In terms of location, yes.

MR. NEFF: Lisbon Street, that district is business anyway.

ATTY. FORTUNATO: One thing I'd like to add for the record is, we're defining a daycare facility and we're also allowing a daycare facility to exist in certain zoning districts. What we're not doing is regulating them. We don't need to regulate them. The Ohio Department of Jobs and Family Services regulates the heck out of daycare facilities. Mike and I took a look at those statutory provisions and there is no reason for us to go any further than we do. The State of Ohio does an incredibly thorough, and maybe overly thorough job of regulating the industry and we don't need to be adding to that.

MR. TIECHE: Do we have the ability to regulate, the fact that the state has that regulation? We don't have the authority to regulate beauty shops....

ATTY. FORTUNATO: Or oil and well.

MR. TIECHE: Right.

ATTY. FORTUNATO: I never dug into it, Chuck to see if it's been ruled to be a matter of statewide concern and then therefore charter cities can't legislate it. But there is no need to either way. You may be right about that.

MR. CALHOUN: That may be something that might be covered under the Mahoning County Public Health Department, through our agreement with them, if it ever came to that certain circumstance.

MR. MORVAY: I'll open it up to the public if you have a question or a concern. Now is the time to come to the podium, state your name and address for the record and I do have to swear you in. Hearing none, we'll adjourn this public hearing.

PRESIDENT OF COUNCIL

ATTEST:

CLERK OF COUNCIL

MINUTES
CANFIELD CITY COUNCIL
REGULAR MEETING
JUNE 16, 2021-5:30 P.M.

CAUCUS: Mr. Morvay: We're going to move Item C, under New Business before Item B. So, we're going to switch those two. We're going to have the Motion first and then the Resolution. Mr. Calhoun would like a brief Executive Session at the end of the meeting. I'll have Mr. Neff get us into Executive Session. When we come back out of Executive Session we will not be taking any action. If you want to stick around until we come back and reconvene, that's fine, if not, that's fine too. We will not be taking any action when we come out of Executive Session.

MR. TIECHE: With regard to the Resolution and the Motion, is there a timeframe that we need to pass that Resolution?

ATTY. FORTUNATO: We need to have it submitted to the Board of Elections in August, early August. We only have 1 meeting in July.

MR. TIECHE: I understand. There was some question among a couple of members of Council if we want to have 1st reading on it, and then have a presentation before the second reading.

ATTY. FORTUNATO: You can have first reading. The Motion you have to do tonight. That's just accepting what the Auditor had told us. The Resolution, you can do a first reading.

MR. TIECHE: Okay.

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 **PRESENTATIONS AND PROCLAMATIONS**; there was none.

Under **MINUTES**, the Minutes of the Public Hearings on 6-2-2021 at 5:10 PM and 5:20 P.M. were approved as presented. The Minutes of the Regular Meeting on 6-2-2021 were approved as presented.

Under **READING OF COMMUNICATIONS**:

MR. TIECHE: I have none this evening.

MR. NEFF: I have none in writing.

MR. DUFFETT: I have none.

MR. NACARATO: I have none.

MR. MORVAY: I don't have any either, so we'll move on. I'm sorry, Wade did you have any communications?

MR. CALHOUN: Just one, the Village Green events we had mentioned. Our first event is going to be our Safety Day. That is going to be held on June 26th. We just finished the flier today, so we'll start blasting that out. Farmer's National Bank is doing Kid's Identikits I believe they've reached out to one of the television stations to be PSA's as far as promoting the kids Identikit at the Canfield Safety Day. That's something that we're excited to bring back that we had Pre-COVID. Involvement from the Fire Department, Sheriff's Department, Highway Patrol, our Police Department as well as a number of health, wellness and safety type of vendors. It should be a nice event to get the community back on the Village Green, for that event, as we roll into our summer events; which again, the 4th of July events are taking place this year. Saturday, July 3rd will be the fireworks at the Fairgrounds. On Monday, July 5th, will be the 4th of July parade beginning at about 10:00 A.M. Here on the Village Green and starting at the Fairgrounds. That's all I have.

MR. MORVAY: I did have a communication. The other night I kicked-off the Concerts on the Green. I introduced Mr. Taneri and his band. It seemed like there was a lot of enthusiasm with the crowd that was there. They enjoyed it and appreciate it. I told them to thank the sponsors on the back of the flier. If Council would just keep in mind to make sure that you're watching your turn, so we can get those bands announced and get it kicked off.

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

MR. TIECHE: I have no report this evening.

MR. MORVAY: Mr. Neff.

MR. NEFF: Planning & Zoning met last week. I'm going to let Mike Cook give details on it. We had a side yard adjustment and we also approving bringing what we just talked about in the pre-meeting about the daycare.

MR. MORVAY: Mayor Duffett.

MR. DUFFETT: I have the Mayor's Court Report for the month of May, gross collections \$2,085.08. Total payouts \$214.00, net collections to the city \$1,871.08.

MR. MORVAY: Thank you, Mayor. Mr. Nacarato.

MR. NACARATO: Design Review has not met since our last meeting.

MR. MORVAY: The Fire District, COVID transports are way down. I don't even think we had a COVID transport last month. That's all good news. The Fire District is going strong. We had a ladder truck that the hydraulic cylinder was broke but I understand we finally got those repaired. They're on their way back to us. That truck will be back in service. That's all I had for the Fire District. With that, I'll move to our Public Works Supervisor, John Rapp.

MR. RAPP: Good evening. Crews have been steady on painting the fire hydrants, they're getting through there pretty good, we've had some nice weather for it. We have another couple of guys out doing the crosswalks and street painting on the side streets. Sure Line will be in, either the end of this week or next week to do 224, 46, major traffic areas. We repaired a water leak at 350 N. Broad today. It was successful. It was a joint leaking, so that was a good repair. Numerous sink holes and catch basin repairs we did on Northview and Deer Trail. We are continuing with the grass, maintenance, all the parks, cemeteries, all city grounds. The contractor was in today and finished up all the concrete repair with the curbing and driveways on Camelot Court from the storm water upgrade we did in that cul-de-sac. JCM will be in at his first opportunity to do the ground work for the salt dome, at the shop and do a repair to a storm drain in the rear of Shadydale. That's all I have.

MR. MORVAY: Thanks Mr. Rapp. Our Finance Director, Christine Clayton.

FINANCE DIRECTOR: The State Auditor's Office was here yesterday and completed the field work for the Ohio Police and Fire Pension Fund Audit. The Check Register and Cash Basis Fund Summary will be posted to the website tomorrow. At the next council meeting, I'm going to have a budget adjustment on the agenda for some of the projects we have going on. That's all I have.

MR. MORVAY: Thank you. Our Zoning Inspector, Mr. Mike Cook.

ZONING INSPECTOR: For the month of June we issued 16 permits for a total valuation of \$252,152.00. Bruce was talking about an adjustment on 41 Woodland Run, they needed a side yard adjustment to put a shed because of the topography of their lot, it drops by 2 feet in the rear yard. If you look at 201 South Broad, they did a nice job cleaning the shrubs up there. They power washed it and are getting ready to paint that building. Fairway Ford put their top coat on and lined most of the parking lot. MCCTC started their addition to their training center out there, the footers and block are done. MS Consultants are reviewing Steve Cocca's plans for his development up there for the storm water.

MR. MORVAY: Thank you, Mr. Cook.

CLERK: Today at noon was the deadline to apply for the Civil Service Test for the Public Works Laborer Position. We have 4 applicants. That test will be given next Wednesday. I received a call today from the office of the Mahoning County Commissioners. They would like to have a ceremonial check presentation for the \$50,000, for the dispatch center at one of our future Council Meetings. Probably July 7th or August 18th.

MR. MORVAY: Thank you. Mr. Calhoun, our City Manager. If Chief Colucci had a report this evening.

MR. CALHOUN: He did not, other than a brief update on what's happening at the police department. The dispatch renovations are moving along. The drywall guys are in this week, finishing, it's starting to look like a room now. The two new police officers, I believe are starting on June 21st. Chief Colucci has been coordinating with Mayor Duffett on some of the swearing in ceremonies, not just for the two new officers but we also had the promotion of two Sergeants, to the newly created Lieutenant positions. So, we'll be swearing in Lieutenant's, two new officers, oh, three new officers, I believe. One is part time and then the two full time. Then we have one additional auxiliary officer that will be sworn in. Dispatch renovation, new officers and the planning of the Safety Day and getting ready for preparations, as we do every year, that's not related to COVID on the 4th of July coordination, Sheriff's Department, Fairgrounds, and then the 4th of July committee.

MR. CALHOUN: For my report, we also had yesterday, the Rudzik pre-construction meeting for the Red Gate Sanitary Sewer Extension Project. A tentative start date is July 19th, for that project. I mentioned in my memo and I misspoke at the last council meeting regarding the work taking place at night. That was for the other resurfacing project we did with Columbia Gas in the center of town. The parameters around this project, there is a section of 224 that Rudzik will actually be installing the sewer line in the street. So, from the bike trail west to approximately Dollar General will be a full closure of State Route 224. That's where they're starting the project, so right around the July 19th date, ahead of that we'll put out press releases, traffic will be detoured around. They're working 6:30 am to 6:30 pm. They're going to open up the street at night, either through putting rock down to backfill the hole or putting plates down with appropriate reduced speed limit signs and construction signage, so that people are aware of what's going on. But again, it was the only way they could meet our project deadlines; which we're trying not to impact the fairgrounds, the Canfield Fair this year and the beginning of school. There is not a whole lot we could have done. When you're doing work on a state route. You could do managed one lane but in this particular section, they're going to be in the street. It's just easier and more conducive to go ahead and shut that section down. All other sections of the project they will be just doing flagger managed one lane traffic. Once they get past Dollar General and they go west all the way to Hunter's Woods, that will be managed traffic, one lane closures.

Today we also had our bid opening for our 2021 Street Resurfacing Project. The engineer's estimate on that was about \$389,000. The 3 bids that we received from, Lindy Paving, Barbicas Construction and RT Vernal, the apparent low bidder is Lindy Paving at just over \$340,000. So, we're about \$50,000 less than the engineer's estimate. If you recall, I explained last time, you typically do base bid streets, so 4 or 5 streets and then you do alternatives. This will give us the ability to, depending on budget numbers, build in, award some of the alternative bids, in addition to the base bid.

Finally, the last thing I have is the Canfield Community JEDD, more commonly known as the Windsor House JEDD, the board met today, per the requirements of our quarterly meeting. Unfortunately, two members weren't able to attend. However, because the city representative; which is myself and the township representative, Trustee Marie Cartwright attended and we had one other person, we had the meeting with a quorum. A very quick update from Windsor House on sort of where they're at, again, the COVID Guidelines for Health Care Facilities are still heavily regulated, mandated. He kind of just talked briefly about what that has done to them. What they've had to do. Their experience, like everybody else, sort of staff shortages, having trouble finding people to come to work. We presented the financial from what we received thus far for 2021. We are trending right on par with withholding taxes received in 2020; which was an increase over 2019. So, we're still seeing a steady increase of total withholding payroll taxes from the JEDD; which the initial projection, I think at full employment capacity, they projected \$33,000. In 2020, they brought in just over \$25,000, and what we're projecting this year is about \$26,000. It's still ramping up to what we think the full employment will bring into the city. That's all I have.

MR. MORVAY: Our City Attorney, Mark Fortunato.

ATTY. FORTUNATO: No report tonight.

MR. MORVAY: Okay.

MR. TIECHE: Wade, with regard to the road closure and detour on W. Main Street, have you thought about what your detour route is going to be for the closing?

MR. CALHOUN: Yes. So, it's 446 to, so they will have flaggers for local traffic. That area with Converse Steel, Material Sciences, Hometown Produce, Dollar General and I think there is one other business that still has a good amount of truck traffic. The detour route will be 446 to Railroad or for trucks the State Route will bring them over to get back onto 46.

MR. MORVAY: Any other questions from council? Hearing none, well move on.

Under Public Questions from Residents on Reports:

MR. MICCHIA: Good evening, Frank Micchia. I see that everybody is dressed up in tie's tonight. You look good. Anyhow, the Mayor's Report for Mayor's Court Collections seems to be a little

low this month. Is the Mayor getting extremely soft in assessing fines or was there just less opportunity?

MR. DUFFETT: A little light on the defendants.

MR. MICCHIA: I was hoping you weren't getting too soft. Thank you.

KATHRYN YOUNG: Kathryn Young, 570 Barbcliff. The Safety Day that is going to occur here pretty soon, they talked about some sort of safety, it's basically for children, is that correct?

MR. CALHOUN: It's for the community. What our police department focuses on is bike safety, predominantly for the younger age children.

KATHRYN YOUNG: It was brought up to perhaps do some kind of extra safety, maybe go into coming out of COVID for adults as well. Has that been considered?

MR. CALHOUN: Yes. I know there is a number of vendors that, Jessica Russell, one of our administrative clerks has been tasked with coordinating all that. I believe it's all on a flier that we should be pushing out by the end of the week, of all the featured vendors. I believe there is a good aspect of, potentially the self-defense that we talked about and I know we've broadened the scope of safety with some health and wellness type of stuff. But I believe she was successful in securing some of those vendors.

KATHRYN YOUNG: I read where South Briarcliff is one of the streets on your list to be paved.

MR. CALHOUN: Correct.

KATHRYN YOUNG: Barbcliff is like on the opposite side of that circle and often when you look it up it says S. Briarcliff on it. Is that as well included in that?

MR. CALHOUN: No. So, we have separate pavement condition rating for, well we have pavement condition ratings for every street in the city. This project will go from South Briarcliff, where Cardinal turns into South Briarcliff around that bend and will end at that 3-way stop that is South Briarcliff, I'm sorry Barbcliff and North Briarcliff.

KATHRYN YOUNG: It's not extending around the circle?

MR. CALHOUN: No, it's not extending around the circle. If you want to know when that's potentially slated for, resurfacing, shoot me an email because I can look at the projected out paving condition rating on what year we see that.

KATHRYN YOUNG: That Kevlar, is it working out?

MR. CALHOUN: We have not built that into any of the bids. Again, we're 3 years removed from Shadydale and Neff Drive that had the Kevlar installed. Shadydale seems to have some subterranean issues that have caused some cracking and other issues that we've had to mitigate with crack sealing. Neff Drive is holding up as expected. But again, it's one of those longer term, it's supposed to add 3 years to the end of life of a road. Again, we're 3 years in, we'll start seeing maybe the benefits at year 5 to 7. That we're not seeing the degradation of Neff Drive in particular.

KATHRYN YOUNG: Thank you.

MR. MORVAY: Thanks Kathryn.

MR. TIECHE: For clarification. South Briarcliff starts at the end of Cardinal and goes up to Bradford. North Briarcliff then goes from Bradford and over to Findlay and then Barbcliff (inaudible).

KATHRYN YOUNG: Okay.

MR. MORVAY: Any other questions about these particular reports that we've just heard? Hearing none, we'll move on.

Under Persons Desiring to Appear Before Council:

MR. MCLAIN: Cory McLain, 369 E. Main Street. An update on the house coming down. The Attorney has been in contact with the insurances Attorney and they are about a week or two from coming out and assessing the property. That's for you, Mark. Second, I'd like to help future residents with an issue that I have encountered. With the help of Mike and Wade, you don't know yet, but a little bit of help from Wade, I had a neighbor across the street from me do a water or sewer tap a year and a half ago. The main line is on my side of the street, that I'm responsible for. So, if I don't mow it, I get a letter from Mike. I've always taken care of it. They did a tap on my side of the road and I've approached the gentleman 3 to 4 times about restoring my property back to its natural state. The last time he threatened me with a shovel and some curse words. He's about 60 years old.

MR. MORVAY: Easy. (laughter)

MR. MCLAIN: I just walked away. I talked to Mike about is there any ordinances to get this guy to fix the property back to how he found it before he destroyed it. He said, no. Wade, I think you actually called the gentleman and he hung-up on you.

MR. CALHOUN: Correct.

MR. MCLAIN: He hung up on another city guy. I had a police officer come out to make a report of the damage to the property, so I can now send him a \$400.00 letter from my attorney. But

what I want to do, or propose is, if someone doesn't have the financial means to get an Attorney or they don't have the financial means to fix the property that somebody else damaged, say an 80-year-old on a fixed income. Maybe the city can help out to where they now require the contractor to put down extra funds on top of the tap fee, when the property is restored back to its natural state, they get those funds back. Clearly, the homeowner has failed Canfield and myself. I don't know if you could put your heads together and get something to happen, so someone down the road put in this position, I can fix it, I'm not going to fix it. I don't want somebody else to get bullied around and it have to come out of their pocket.

MR. MORVAY: Do we require a bond?

ATTY. FORTUNATO: No.

MR. CALHOUN: A city project we do. That's not a bad idea. We did something similar with street excavations recently. If the gas company or somebody comes in and open cuts a street and leaves rocks there and never come back to pave it, we did it on Herbert Road, kind of requiring a deposit or a small bond that will help with that.

ATTY. FORTUNATO: I think it's a good idea. It would be easy for us to do that because they have to come to the city to get the tap. So, we're going to know who they are and when they're there.

PUBLIC WORKS SUPERINTENDENT: Not for a repair. That was just a repair.

ATTY. FORTUNATO: Oh, that was just a repair. So, we won't necessarily know when that happens.

MR. CALHOUN: It was interesting circumstances that the contractor clearly indicated to the homeowner that they do the work but restorative work is the homeowner's responsibility. Ninety percent of the restorative work is in their yard on their property. The 10% on the other side of the street is on Mr. McClain's property; which is where the pile of dirt was left. The homeowner has refused and claims that it's the city's responsibility to fix because it's in our right-of-way. Again, it's one of those, you don't want to set a precedent to where we do come in as the city and correct those types of things. I think the bonding or some sort of additional deposit requirement is something we can probably put in place. It doesn't sound like that would have helped in this case because they wouldn't have been required to pull a permit. But it's definitely something we can explore and see how we prevent this happening in the future.

MR. CORY MCLAIN: Any contractor, say \$500 or \$1,000 extra, I'm sure they're going to want that money back in whatever time, you want the property restored for settling.

ATTY. FORTUNATO: I think if we can require that deposit in the instances of installation but even in repairs we can require that if somebody, provide their contractor damaging somebody

else's property, plus repair that. That would give us the authority to then cite that contractor into court.

MR. CALHOUN: Any work that's done that involves other properties..... We'll be able to start drafting something.

MR. MCLAIN: Just for the record, the problem house is 435 Hillside. As you go down Hillside, it's the first house on your left. You can name it the Hillside Ordinance, I don't know. (Laughter). Thank you.

MR. MORVAY: Mr. Micchia.

MR. MICCHIA: Good evening, again. Frank Micchia, 220 Glenview. Let's talk about resource officers. There is a total of 3. Two are fully paid and one we share 50/50. But this is for only 9 months of the year, or during the school year. The city then picks up the pay for the 3 months for these 3 officers. This costs us a lot of money. The City Council actually approved this, I think it's a 5-year contract. I don't know how we got into that. That seems a bit excessive, it just seems like it's not a good idea. Where's that guy with that petition? Anyway, truth be known, if I was able to do it, I would have done a petition because I think 2-year term limits is something we ought to do. But we'll see what happens. Apparently, there is some guy trying to, I got to see it to believe it. Anyway, now I'm told these 3 extra officers in the summer are used to cover vacations. We got 3 officers, 12 weeks vacations, at 5 days a week, that adds up to 180 days. If I might mention my own personal swagness, but I would be surprised if over 60 days were used. That leaves us with 120 days with extra officers. With several vacancies in the police force, why couldn't these officers fill these openings permanently? School security is the responsibility of the school system, not the Canfield Police Department. The school system and city government are two completely separate entities. It appears there is going to be a renewal of the Police Levy this year. I expect these monies will be used for police activities. I will support it, pending the resolution of the resource officer subsidizing. Thank you.

MR. MORVAY: Thank you, Mr. Micchia. Kathryn, did you get your questions answered.

KATHRYN YOUNG: I have more.

MR. CALHOUN: Real quick for the record, Mr. Micchia's comments are not completely accurate and the assumptions on financials are purely speculative.

MR. MICCHIA: I did not understand that.

MR. CALHOUN: The assumptions on your financials are purely speculative.

MR. MICCHIA: The city does pay extra money during those 3 months for those officers.

MR. CALHOUN: I just want to clarify. Your statements somehow end up in the media multiple times and they are typically inaccurate and include multiple assumptions when it comes to the city's financials.

MR. MICCHIA: I'd have to have more details from you, thank you.

KATHRYN YOUNG: I was going to add to Frank's because I have the Ohio Revised Code that we're going to use for the police levy and the very first thing it says, you use this Ohio Code in order to put the levy on the ballot in November and this section says it does not apply to school districts, yet we're using the police for the school district. So, those 3 police, is that even, when you cover using this code in order to get your school levy.

ATTY. FORTUNATO: It's not a school levy.

KATHRYN YOUNG: Not a school levy, a police levy.

MR. CALHOUN: The 3 resource officers and Christine you may know, more than I do.

FINANCE DIRECTOR: They are paid from the General Fund.

MR. CALHOUN: Are not paid from the Police Levy.

KATHRYN YOUNG: Okay. I have a bunch of questions today. I saw in Austintown, they have really nice Veteran flags on the nice streetlights as you drive through a certain section. I think you had to go online, it's a money collecting type of thing but it's a very nice thing that the city does. Have you thought about something like that for the City of Canfield since you got the really nice lights that go down the Main Street?

MR. CALHOUN: Yes, that has been a consideration.

KATHRYN YOUNG: At the last meeting, there was a law passed for the definition of dwelling. I couldn't make it because I was not feeling well but I would have been there for that earlier meeting. I later read in the minutes that it was basically for the Airbnb's. Apparently, questions came up about having Airbnb's and we needed to redefine the dwelling. Where did that come out of? Why wasn't that allowed to be either on Facebook or something where people knew the City of Canfield was going to limit the opportunity for citizens to maybe become a destination Canfield with an Air BnB or something like that?

ATTY. FORTUNATO: Well, it certainly went through the regular process of one reading at council. Planning & Zoning had 2 or 3 meetings regarding that matter with a published agenda. Then there was a public hearing.

KATHRYN YOUNG: Was it specifically to limit the ...

MR. MORVAY: It was just to tighten-up that reg. Poland, Ohio had some real issues with Air bnb's We did not have an Ordinance that we could have teeth and regulate it, if it got to be a problem. So, that's what that Ordinance was about.

ATTY. FORTUNATO: Subject to change. That was our first shot at mitigating the negative impact of Air BnB's but if we have to, we will draft a separate ordinance governing them.

MR. CALHOUN: In review of our ordinances when a lot of the Airbnb discussions were taking place or general short-term rentals and the issues that they pose any municipality. Our current regulations are regulations prior to the further defining of dwelling, we believed were tight enough to provide appropriate regulation of those short-term rentals. However, if we further define dwelling, that gives clear indication of what a dwelling is meant for, that would add clarity to anybody that would potentially want to pursue short-term rentals with a residential property, give them their definitive answers.

ATTY. FORTUNATO: There may be some modification down the road, Kathryn. Airbnb's might be a great idea in some locations of the city. But this was our first attempt to at least put a finger in the hole of the dam. What's your address on Barbcliff?

KATHRYN YOUNG: 570.

ATTY. FORTUNATO: So, Airbnb's may sound great to you. But if the house next door to 570 Barbcliff, every weekend had 10 different people show up, unpacking and then repacking and leaving, every weekend for weddings. Ten people moving into that house and having parties throughout the weekend, that's a different group of people every weekend. At some point, the "romantic" idea of an Airbnb as a neighbor, kind of goes away and you don't want it any longer.

KATHRYN YOUNG: We have our nuisance laws as well. If they were loud and obnoxious after 9:00.

MR. CALHOUN: In my experience, this was a regulation that we passed in the city that I worked for in Texas previously; much like a community like Canfield. We ran into a situation where there was a handful of Airbnb's or short-term rentals, larger homes, vacant for the most part, or vacant for long periods of time, they were utilizing short-term rentals. A lot of times those were utilized for graduation parties, under age, parents out of town type parties, it started to create a nuisance within our public safety to where every weekend or during certain periods of time, multiple police resources were constantly being dispatched to those particular type of uses. Again, this tries to mitigate those before they become a problem. As Mark said, in the event that we need to amend it, like we do with a lot of our zoning amendments, we have public hearings, typically almost on every other agenda during the year. It's something that can be evolved. Like Mark said, we wanted to make sure that it tightened up what we felt was pretty substantial

KATHRYN YOUNG: Is it if they become a nuisance? Are they illegal or only if it becomes a nuisance?

ATTY. FORTUNATO: Right now, they would not be permitted.

MR. CALHOUN: The further definition of dwelling defines it as; a dwelling is used as a primary residence. So, if I wanted to rent my house or sublet my house to whoever and sign a 30-day, 60 day or 2-year lease agreement with them, I still have the ability to do that because that is their primary residence. But, I can't on every weekend when I go and stay at my parent's house, rent out my house for the two days every weekend because that's not their primary dwelling.

MR. MORVAY: I brought up an example, I know of a house here in town that Mercy Health rented because of training when the hospital switched ownership and nobody was for the worse. Nobody even knew that it was happening. Those types of things we would accept but these nuisances like what Wade has brought to the table here, we just needed somehow to regulate that before it got out of control.

MR. CALHOUN: There is no way for us to regulate something that we don't know that's occurring. There are a number of zoning violations that take place in the city on a daily basis that we don't know about. People technically get away with them. What this does is allow that in the event that somebody is doing that and it becomes a nuisance for neighbors or neighborhoods, they can call the city and say, what can be done. Through zoning we can investigate it and definitively determine, okay this is the short-term rental situation, that's not allowed in the city, and abate a nuisance that shouldn't be taking place.

KATHRYN YOUNG: A couple other things. COVID money, have the rules for the spending been received?

FINANCE DIRECTOR: The interim rules are down. We don't even have any idea when we're going to get the money.

KATHRYN YOUNG: Okay. Somebody was asking if we started spending it yet.

FINANCE DIRECTOR: No.

KATHRYN YOUNG: Do you know what the timeframe is on that at all?

FINANCE DIRECTOR: It was supposed to have already happened. The State has not done it.

MR. CALHOUN: Half this year, half next year.

FINANCE DIRECTOR: Right. We're only getting half this year.

KATHRYN YOUNG: Alright. Have we considered like a quarterly magazine from the city? We used to get the Town Crier. Has that ever come up in discussion, like a quarterly type thing of what's going on in Canfield? Destination Canfield. Is that your Newsletter that you're talking about?

MR. CALHOUN: The Newsletter is sort of that first attempt. But there have been considerations on some sort of publication.

KATHRYN YOUNG: Okay. This might be rumor, is there going to be some sort of zoning on the green coming up?

MR. CALHOUN: There is currently zoning on the Green, B-1 Village Green Commercial.

KATHRYN YOUNG: Is there new zoning coming up?

ATTY. FORTUNATO: I'm not aware of any change to zoning on the Green.

MR. MORVAY: We've been talking about rebuilding the gazebo, but that's it.

KATHRYN YOUNG: Opt-out for the water meter? Is that a potentiality in the near future?

MR. CALHOUN: We are still in the infant stages of the pilot program. We actually have training tomorrow on the functionality of the remote readings.

KATHRYN YOUNG: Then, Cyber Security. I was thinking what happened with the gas, we're putting our whole system on UPS, all the pipelines and everything for public works. Is there any potentiality for cyber-attacks based on what we've seen in other states because it is up there in the cloud?

MR. CALHOUN: If I'm an I.T. guy there is always potential for cyber-attacks. If I'm our I.T. guys I go into a 45-minute spiel on our firewall, our redundancy, and our security. That's a question better handled by Dom and Steve but I think every single one of us, especially with the amount of information they deal with, with police department type of activities, they are layering in those same security measures throughout the city.

KATHRYN YOUNG: Thank you.

MR. MORVAY: Thanks Kathryn. That's all that I had on the list. Is there anyone else that would like to appear?

CORY MCLAIN: Cory McLain, 369 East Main. About the Resource Officer subject, we would regret not having a resource officer, if we cut back on things, and something bad happens. We would hate to have cut back on it. Please keep doing what you're doing. I moved to Canfield because it is a safe community. I am a first responder, so I know what can happen when we do

cut back on money. When it comes to the safety of our children, and the staff, especially in this climate with social media, you can't put a dollar on who we're putting in those schools and where the money is coming from.

MR. CALHOUN: I think the city is fully committed in partnering with the schools to continue to provide resource officers if not expand resource officers in the schools.

MR. MCLAIN: Thank you.

MR. MORVAY: Anybody else? Hearing none, we'll move to Old Business.

Under **OLD BUSINESS**:

ITEM A: An Ordinance Amending Section 1141.11 Residential Office and Section 1123.01 Definitions Adding "Daycare Facilities" to the Canfield Zoning Ordinance.

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 Section 1141.11 Residential Office and Section 1123.01 Definitions Adding "Daycare Facilities" to the Canfield Zoning Ordinance. I move for passage.

MR. NEFF: Second.

MR. MORVAY: Wade, we had a public hearing on this, would you like to add anything?

MR. CALHOUN: No. My explanation still is prudent. It amends section 1141 to allow daycare facilities with the R/O Districts within the city. Then it adds daycare facilities to our definitions section.

MR. MORVAY: Council, any questions? Hearing none, public any questions? Hearing none, Patty.

ROLL CALL ON ORDINANCE:

5 Votes-Yes

0 Votes-No

Ordinance passes.
Ordinance 2021-29.

Under **NEW BUSINESS:**

ITEM A: An Ordinance Authorizing the City Manager and Finance Director to Enter Into an Agreement for the Deposit of Active Funds, Interim Funds, and Inactive Funds of the City of Canfield, Ohio.

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 it's 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. NEFF: Mr. Chairman, I have an Ordinance authorizing the city manager and finance director to enter into an agreement for the deposit of active funds, interim funds, and inactive funds of the City of Canfield, Ohio. I move for passage.

MR. NACARATO: Second.

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

MR. CALHOUN: Ohio Revised Code dictates how municipalities or public entities handle public depositories or where we're keeping public monies. So, we designate active funds, interim funds and inactive funds. It requires depository agreements to be signed with those financial institutions that the city has funds deposited with. So, what this does is designate myself and Christine as our Finance Director to enter into those depository agreements. This is done every 5 years. The current depository agreements that we have are set to expire June 30th. I believe we have 5 currently.

FINANCE DIRECTOR: I sent out letters to 5 banks, I received 3 agreements back but they have until Friday to submit.

MR. CALHOUN: Typically, we do it per the Ohio Revised Code, every 5 years, sort of timeline. But at any point in time we can enter into an agreement with any new financial institution for a depository agreement should we decide to do business with that financial institution.

MR. TIECHE: Isn't it true that those financial institutions that we're dealing with also have to meet certain standards and we have to have guarantees from them that they're meeting those standards?

FINANCE DIRECTOR: Yes.

MR. MORVAY: Council any questions?

MR. NEFF: Who is our present financial?

MR. CALHOUN: Currently we have Farmer's National Bank...

FINANCE DIRECTOR: Right now, I've got agreements back from Farmers, Chase and Premier.

MR. CALHOUN: Which used to be Home Savings.

FINANCE DIRECTOR: Right.

MR. CALHOUN: Predominately, most of our funds are with Farmer's National Bank.

MR. NEFF: Thank you.

MR. MORVAY: I'll open it up to residents. Any questions or concerns? Hearing none, Patty.

ROLL CALL ON ORDINANCE:

5 Votes-Yes
0 Votes-No
Ordinance passes.
Ordinance 2021-30.

MR. MORVAY: This is on our agenda as Item C but we're moving it to B.

ITEM C: A Motion to Accept the Certificate of Estimated Property Tax Revenue.

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. DUFFETT: Mr. President, I have a Motion to accept the certificate of estimated property tax revenue. I move for passage.

MR. TIECHE: Second.

MR. MORVAY: Wade what does this Motion exactly do?

MR. CALHOUN: Part of the requirements for renewing the police levy is requested certification from the Mahoning County Auditor's Office on the verification of property tax generated from the renewal. That was done at a previous council meeting. We have now received that certification back from the auditor's office; which the estimated property tax generated from the renewal is what we're getting currently, \$783,750.00 annually from the 3.9 Mill Police Levy outside the limitations that are set by Ohio Revised Code. What this Motion does is generically just accepts the County's Certification. The next step in that process is the Resolution; which is the next item on the agenda; which is why we needed to pass this one first, accepting the certification from the Auditor, prior to handling anything dealing with the actual levy itself.

MR. MORVAY: Thank you. Council questions?

MR. TIECHE: As we get into some waiving of real estate taxes, will some portion of that waiver affect the amount that they will be certifying in our Certificate of Estimated Resources, for future levies?

ATTY. FORTUNATO: I believe it would. If somebody has their property tax abated, it's all abated.

MR. CALHOUN: Well, under our current CRA, there is no new residential, so it's on the improved value.

MR. TIECHE: That's on CRA. But if we have an improvement in real estate or we have commercial property, or something like that, that is now abated, instead of that tax valuation going on the tax duplicate, then that's not going on and those individuals are not paying for this police levy or not paying the same amount as their neighbor.

ATTY. FORTUNATO: Potentially that's correct.

MR. TIECHE: Then we have created two different polls of votes, voting for or against.... never mind.

MR. MORVAY: I'll open it up to residents, the public, if you have a question about this particular Motion. Hearing none, Patty.

ROLL CALL ON MOTION:

5 Votes-Yes
0 Votes-No
Motion passes.
Motion 2021-10

ITEM B: A Resolution Declaring it Necessary to Renew A Levy of a Tax in Excess of the Ten Mill Limitation. Revised Code, Sec. 5705.19.

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. 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 Resolution and authorize reading by title only.

MR. DUFFETT: Second.

MR. TIECHE: Question. Does anybody desire us to do this in one reading?

ATTY. FORTUNATO: You just passed the Motion to do it.

MR. NACARATO: We just passed that Motion to do it.

MR. TIECHE: Go ahead.

MR. DUFFETT: Can we do the additional reading that you talked about?

MR. TIECHE: Well, we already passed the Motion.

ATTY. FORTUNATO: You just passed the Motion authorizing one reading. Now, your Motion pending is Title Only.

MR. MORVAY: Let's take the vote and then we'll have some discussion.

ATTY. FORTUNATO: Take the roll call on Title Only.

ROLL CALL ON MOTION:

5 Votes-Yes

0 Votes-No

Motion passes.

MR. NACARATO: Mr. President, I have a Resolution Declaring it Necessary to Renew A Levy of a Tax in Excess of the Ten Million Limitation. Revised Code, Sec. 5705.19. I move for passage.

MR. MORVAY: Just a clarification, it's Ten Mill.

MR. TIECHE: Second.

MR. MORVAY: Wade, brief us on this and we'll have some discussion.

MR. CALHOUN: As I briefly mentioned, as part of the requirements of the process in placing the police levy for renewal on the ballot this November, this Resolution must be passed, declaring it necessary to renew the tax levy, in excess of the limitation; which is the Ten Mills that is set by the Ohio Revised Code. We received the certification from the County Auditor as the amount of revenue that would be generated as a result of the renewal. So, this Resolution is the next step in the process to get it placed on the November ballot for the voters to decide, yes or no, to renew this police levy.

MR. MORVAY: Thank you, Mr. Calhoun. Council questions.

MR. NEFF: I have not been able to get with our Police Chief, Chuck Colucci, yet. I wanted to go over the justification of retaining this levy. So, I just wanted to explain, I'm voting for this, so that we can have it on the ballot. I haven't been convinced, or I'd like to see figures and so forth. He's been very magnanimous about getting together with me. We just haven't done that yet.

MR. MORVAY: Christine Clayton, would this be a tremendous burden if we did not try to renew this?

FINANCE DIRECTOR: Absolutely.

MR. CALHOUN: I guess, the point of clarification, or the important thing to understand, yes, it's a designated police levy, all the funds that are generated from this levy go directly to the police department to fund police department activities.

MR. NEFF: I understand that.

MR. CALHOUN: Back in 2016 when this levy was passed, it alleviated or actually helped other areas of the city to operate. Without the police levy there would be substantial impact to

citywide operations. Again, a significant amount of resources would have to be essentially forgone without the \$783,000, that this goes directly to the police department; which opens up other general fund dollars to be allocated to other operations of the city. Again, theoretically, in simple terms, if you don't renew the levy and you still spend the \$783,000 for the police department, that then takes \$783,000 away from other areas of the city. Whether that's administration, finance, utilities, there would a significant amount of, most noticeably a reduction in force, across the board, not just within our public safety but citywide. Again, we sort of operate pretty lean to begin with and that inadvertently have a significant impact on the services that we can provide the citizens of Canfield, that historically we've been able to provide. As of recent, a decade or so, those funds went away and not replenished through other means, we would see a significant reduction in services that we currently provide citywide for our citizens.

MR. TIECHE: There is another solution. If you don't like this you can pass an increase in income tax.

MR. MORVAY: We tried that.

MR. CALHOUN: Another point of clarification, there was an attempt prior to the police department levy in 2016 to increase an income tax percentage within the City of Canfield. It went on a ballot and to my understanding it failed substantially. What this community has said is okay, I am comfortable with designating a certain amount of money that goes directly to the police department and really needs, I guess from an education standpoint, I guess they don't understand what that allows citywide. It's not just an additional \$783,000 that the police department gets to spend. Their budget was significantly reduced in the General Fund when this levy was passed.

MR. MORVAY: I like Mr. Neff's thinking, hey, we got to be prudent here. But we do need this in our coffers, I mean this certainly relieves us of some burdens in the General Fund.

MR. CALHOUN: Sorry to interrupt but Council Member Neff mentioned that Chief Colucci has made certain commitments during the levy on what the monies would be spent for. Again, Christine has accounted for every single penny that was spent out of the police levy fund. I think there is sort of a worthwhile campaign or public education that can be provided that shows what the current levy funds were able to provide for the City of Canfield. Again, sort of police department specific but those other benefits that the city is seeing, and then moving forward what that will look like from the city standpoint.

MR. MORVAY: Then if we disagree with that, then we can certainly as Council correct that.

MR. MORVAY: Questions?

KATHRYN YOUNG: Kathryn Young, 570 Barbcliff. Prior to 2016 we didn't need the 3.4 Mills, is that correct? We didn't need it because we had a 10 Mill.

MR. MORVAY: The state started cutting back with monies we were getting reimbursed. Then all of a sudden, our budget we started becoming black or in the red.

KATHRYN YOUNG: I remember the old council and we're like on the verge.

MR. MORVAY: You remember we were not going to do leaf pick-up because we were going to try to save some money and we almost got hung out here in the parking lot. So, it put a tremendous strain on the police, on the General Fund. That's why we told people (citizens) hey, this is what we need the money for. They were in support of supporting the police. We spend every dime that came in, in the police department for police, period. It did relieve some of the funds, it loosened up some funds we used in the General Fund.

KATHRYN YOUNG: So, it's supposed to open up the money in the General Fund.

MR. CALHOUN: It doesn't open up money in the General Fund. It allows for the redistribution of funds to continue to provide the services that we would not be able to provide without the levy. So, the local government at the state level started drying up in 2014, I believe and then steadily between 2014 and 2016; which lined up with John Kasich's run for President.

MR. MORVAY: Nothing political, though.

MR. CALHOUN: It's not just us, it's almost every public entity were impacted by local government funds.

KATHRYN YOUNG: Does that mean, like Columbus only has 10 MILLS?

MR. CALHOUN: State code only allows a 10 MILL limitation. If somebody wants to go above that Ten MILL limitation, they have to do levies, whether that's police levy, some have street levies, some have park levies.

KATHRYN YOUNG: Any place in the state.

MR. CALHOUN: So, the local government funds began to dry up and the biggest substantial hit was about \$600,000 in lost revenue to the City of Canfield in 2015. That's when it all came to a head that okay without the local government distribution that the State of Ohio was providing a number of municipalities fell under the same sort of predicament that we were in.

FINANCE DIRECTOR: They cut local government and they also cut estate tax.

MR. CALHOUN: So, unless you substantially reduce your services, eighty-five percent of any private sector business, public sector, your biggest expense is personnel; which includes wages and benefits. Typically, the public sector the biggest expense that all public sector has is public safety. That's where again, realizing the biggest line item in the budget, the biggest

department is the police department. The city at that time chose to do a police levy. Consequently, we could have said it was a street levy and said all of the General Fund money that is used for the streets, opens that up because we got the streets levy. It doesn't open up money, it doesn't necessarily give extra, additional money to the city.

KATHRYN YOUNG: Your words were: opened up money in the general fund.

KATHRYN YOUNG: The last thing I wanted to say is, the City of Canfield is 4.61 square miles, with the 10 MILL and the 3.4, that means we spend \$138.00 per square inch in Canfield. I just wanted to bring that up. Per square inch.

MR. TIECHE: The issue back when this levy was passed was all of the revenue sources were being decreased. The City needed to figure out a way to increase revenue, if we were going to maintain the same types of services. Income Tax was one of the items that came up because income tax was controlled pretty much by the 5 members of Council. I think the electorates felt that it was much better to approach the revenue shortfall by approaching the police department and having a designated use of those funds that they were voting on. That's why the police levy was passed in the way that it was. Yes, it did indicate that some of the monies in the General Fund that would normally be going to the Police Department, now can be used for other purposes in the General Fund. With all of the other diminishing revenues happening at that time, it wasn't going to the police department but it was sure being used in other places in local government.

KATHRYN YOUNG: Except the Parks.

MR. TIECHE: Prioritizing. What's the higher priority.

MR. MICCHIA: Frank Micchia, 220 Glenview. This Resolution says it's necessary to renew a levy. I agree with Mr. Neff. I'd like to know a little more about why we need to renew it. I was on the committee that worked to get this levy passed. We were hoping it would be temporary to get by without having to renew it. There has been a lot of discussion as to why we need to renew it, because of less funds coming in. I still think it's worth a look to (inaudible) and is there another way that we can somehow spend our money more efficiently. I am certainly a supporter of the police department but I'd like to know more about it.

MR. MORVAY: I guess the point we were making is, we have now until November to do that due diligence and then pull the lever.

MR. MICCHIA: A lot of times you see a temporary go on and it never goes away. We'll watch and see what happens. I'd like to see more information. Is there any other alternative? Thank you.

MR. CALHOUN: There is one big alternative. Reduction in force.

MR. TIECHE: Question on the Motion.

MR. MORVAY: Anybody else? Hearing none, Patty.

ROLL CALL ON RESOLUTION:

5 Votes-Yes
0 Votes-No
Resolution passes
Resolution 2021-05

MR. MORVAY: Mr. Neff can you get us into Executive Session. We will not be taking any action when we come back. If you want to stick around, that's fine. If not, that's fine too.

MR. NEFF: Mr. Chairman, I'd like to make a Motion to go into Executive Session pursuant to Ohio Statute, 121.22 (g) (8) to consider confidential information related to economic development.

MR. TIECHE: Second.

ROLL CALL ON MOTION:

5 Votes-Yes
0 Votes-No
Motion passes.

That type of Executive Session requires a roll call vote that the Executive Session is necessary to protect the interest of an applicant for economic assistance or development. That roll call vote needs to be unanimous.

ROLL CALL ON MOTION:

5 Votes-Yes
0 Votes-No
Motion passes.

Council convened into Executive Session at 6:39 P.M.

Council reconvened from Executive Session at 7:10 P.M.

Mr. Neff made the Motion to adjourn.

Mr. Nacarato seconded the Motion.

MR. MORVAY: This meeting is adjourned.

PRESIDENT OF COUNCIL

ATTEST:

CLERK OF COUNCIL