

AGENDA

CANFIELD CITY COUNCIL

February 2, 2022-5:30 P.M.

FRANCIS J. McLAUGHLIN MUNICIPAL BUILDING

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

10. OLD BUSINESS

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

- A. An **Ordinance** Amending Canfield Codified Ordinance Section 1183.03 Regarding Shopping Center Signage.

Description:

In reviewing current regulations for signage in Canfield Codified Ordinances section 1183.03 (b), it was noted that a change would be needed to separate shopping centers from office or business complexes and multiple business buildings. Staff worked with Law Director Fortunato and the Planning and Zoning Commission to better clarify and designate how current sign ordinances relate to shopping centers and specific types of multiple business use buildings.

This ordinance amends Canfield codified ordinance section 1183.03(b) by removing verbiage that references "office or business complexes and multiple business buildings". This change will make 1183.03(b) only applicable to shopping centers.

Planning and Zoning considered this item at their December 9, 2021 and January 13th meetings have recommended changing ordinance 1183.03 as indicated.

Action Needed:

Approval of Ordinance amending Canfield Codified Ordinance Section 1183.03(b) regarding Shopping Center Signage.

Attachment(s):

Ordinance amending Canfield Codified Ordinance Section 1183.03(b) regarding Shopping Center Signage.

Planning & Zoning Recommendation Letter (December 9th, January 13th)

Public Comments

- B. An **Ordinance** Amending Canfield Codified Ordinance Section 1183.03 Regarding Business Complexes and Multiple Business Building Signage.

Description:

In reviewing current regulations for signage in Canfield Codified Ordinances section 1183.03 (b), it was noted that a change would be needed to separate shopping centers from office or business complexes and multiple business buildings. Staff worked with Law Director Fortunato, the Planning and Zoning Commission, and the Design Review/Historical Preservation Review Committee to better clarify and designate how current sign ordinances relate to specific types of multiple business use buildings.

This ordinance creates a new section 1183.03(c) to specifically address business complexes and multiple business buildings.

Planning and Zoning considered this item at their December 9, 2021 and January 13th meetings have recommended changing ordinance 1183.03 as indicated.

Action Needed:

Approval of Ordinance amending Canfield Ordinance Section 1183.03 by creating new section 1183.03(c) regarding business complexes and multiple business building signage.

Attachment(s):

Ordinance amending Canfield Ordinance Section 1183.03 by creating new section 1183.03(c) regarding business complexes and multiple business building signage.

Planning & Zoning Recommendation letter (December 9th, January 13th)

Public Comments

11. **NEW BUSINESS**

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

- A. An **Ordinance** Amending Canfield Codified Ordinance Section 1123.01(1) Accessory Buildings.

Description:

During a review of the current Canfield Codified Ordinance regulations regarding “accessory buildings” staff noted that no regulations existed regarding non-residential zoned properties.

This ordinance amends Canfield Codified Ordinance section 1123.01(1) to add language to clarify accessory building regulations within residential zoning districts, and prohibiting accessory buildings in non-residential zoning districts.

The Planning and Zoning Commission considered this amendment at their January 13, 2022 meeting and has recommended approval of this amendment.

Action Needed:

First Reading of Ordinance Amending Canfield Codified Ordinance Section 1123.01(1) Accessory Buildings and setting a public hearing. Staff is recommending the public hearing be held on March 2, 2022 at 5:10 pm.

Attachment(s):

Ordinance amending Canfield Codified Ordinance Section 1123.01(1) Accessory Buildings

Planning & Zoning Recommendation letter (January 13th)

Public Comments

- A. An **Ordinance** Amending Canfield Codified Ordinance Section 1161.01(m)(1) Off Street Parking and Loading.

Description:

City staff has found it increasingly difficult to enforce and issue citations for violations of Canfield Codified Ordinance section 1161.01(m)(1) "Off Street Parking and Loading". Our current regulations only permit violations to be issued to the property owner where the vehicle is in violation, and not the individual who resides on the property.

This ordinance amends Canfield Codified Ordinance Section 1161.01(m)(1) to add "resident or property owner" to the current language to allow for better enforcement of the parking restrictions within the City of Canfield.

The Planning and Zoning Commission considered this amendment at their January 13, 2022 meeting and has recommended approval of this amendment.

Action Needed:

First Reading of Ordinance Amending Canfield Codified Ordinance Section 1161.01(m)(1) "Off Street Parking and Loading" and setting a public hearing. Staff is recommending the public hearing be held on March 2, 2022 at 5:20 pm.

Attachment(s):

Ordinance amending Canfield Codified Ordinance Section 1161.01(m)(1) "Off Street Parking and Loading"

Planning & Zoning Recommendation Letter (January 13th)

Public Comments

- B. An **Ordinance** Adopting an Internet Auction Policy for 2022 for the Disposal of Unneeded, Obsolete or Unfit Personal Property.

Description:

Ohio Revised Code (ORC) section 721.15(D) authorizes municipalities to dispose of obsolete unneeded or unfit for use property through internet auctions, furthermore ORC 721.15 (D) requires the establishment of a policy annually for the administration of the internet auctions.

This Ordinance adopts an internet auction policy for the City of Canfield for Fiscal Year 2022 for the disposal of unneeded, obsolete, or unfit personal property.

Action Needed:

Approval of ordinance adopting an internet auction policy for 2022 for the disposal of unneeded, obsolete or unfit personal property

Attachment(s):

Ordinance adopting an internet auction policy for 2022 for the disposal of unneeded, obsolete or unfit personal property.

Public Comments

- C. A **Resolution** Requesting Advances on the Collection of Real Estate Taxes.

Description:

The Mahoning County Auditor provides real estate tax collection disbursements to the City of Canfield as the funds are received. Ohio Revised code allows for public entities to formally request for those disbursements to be done in advance of collections.

This resolution acts as the formal request to the Mahoning County Auditor for the advance of collections on real estate taxes to the City of Canfield.

Action Needed:

Approval of resolution requesting advances on the collection of real estate taxes from the Mahoning County Auditor.

Attachment(s):

Resolution requesting Advances on the Collection of Real Estate Taxes

Public Comments

- D. A **Motion** to Authorize the Entering into of a School Resource Officer Agreement with Mahoning County Career and Technical Center (MCC&TC)

Description:

The City of Canfield and the Mahoning County Career and Technical Center (MCCTC) find it mutually beneficial for the City of Canfield to supply a full-time police officer to serve as a resource for MCCTC and provide services to the MCCTC. This relationship between the City of Canfield and the MCCTC has been in place for well over two decades.

This motion authorizes the entering into of a School Resource Officer (SRO) Agreement between the City of Canfield and the MCCTC for years 2022 – 2024 and setting other terms of the agreement.

Action Needed:

Approval of motion to authorize the entering into of a SRO Agreement with the Mahoning County Career & Technical Center.

Attachment(s):

Motion to authorize the entering into of a SRO Agreement with the Mahoning County Career & Technical Center.

Public Comments.

- E. A **Motion** to Authorize the City Manager to Enter into an agreement with DiPerna & Company, LLC for Economic Development Financial Advisory Services.

Description:

City staff has deemed it necessary to seek financial advisory services for the purposes of evaluating, analyzing, and assisting the City of Canfield on financial matters related to economic development activities. City staff has been in communication with DiPerna & Company, LLC to provide such services.

This motion authorizes the City Manager to enter into an agreement with DiPerna & Company, LLC for economic development financial advisory services.

Action Needed:

Approval of motion to authorize the City Manager to enter into an agreement with DiPerna & Company, LLC for economic development advisory services.

Attachment(s):

Motion authorizing the City Manager to enter into an agreement with DiPerna & Company, LLC for economic development financial advisory services.

DiPerna Engagement Proposal Letter

Public Comments.

12. Council Comments.

13. Adjournment

Introduced by: _____

First Reading: _____

**AN ORDINANCE AMENDING
CANFIELD CODIFIED ORDINANCE
SECTION 1183.03
REGARDING SHOPPING CENTER SIGNAGE**

WHEREAS, the Zoning Inspector and the Planning and Zoning Commission has reviewed Canfield Codified Ordinance Section 1183 and recommends that certain changes be made, and

WHEREAS, such changes will clarify signage requirements and restrictions, and

WHEREAS, such changes are necessary for the health, benefit and safety of the City.

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

Section 1:

(1) Location: The following types of signs shall be permitted in shopping centers, subject to the following provisions:

- A. Free-standing signs must be located a minimum of five (5) feet from the property line.
- B. Wall signs.
- C. Marquee signs.

(2) Maximum number.

A. One free-standing sign having not more than two individual sign faces, shall be permitted at a shopping to serve all of the businesses within the center.

B. The maximum number of wall signs and marquee signs permitted within a shopping center shall be limited by the number of establishments located within the center. One wall sign and one marquee sign having not more than two individual sign faces shall be permitted per establishment.

(3) Maximum size.

A. The maximum permitted sign area of a free-standing sign shall be 150 square feet and in no case shall any individual sign contain more than seventy-five square feet per sign face.

B. The maximum permitted sign area of the wall sign permitted per business shall not exceed two square feet of sign area per lineal foot of width of the building or part of the building occupied by the establishment. Width shall be measured along the building face which is nearest parallel to the street line. In the case of a corner lot or location, either frontage may be used in determining the maximum permitted sign area.

C. The maximum permitted sign area of the marquee sign permitted per establishment shall be four square feet and in no case shall any individual sign contain more than two square feet per sign face.

(4) Maximum height.

A. No free-standing sign shall exceed thirty feet in height.

No free-standing sign shall extend without support more than eight feet horizontally, nor within five feet of the right-of-way edge of the street next to which it is located or placed.

Where a free-standing sign is located within a paved area which may be subject to vehicular or pedestrian traffic, the sign shall be:

1. Situated so as to not duly obstruct normal traffic or pathways; and

2. Have its bottom edge either within two feet of grade, or not less than nine feet above grade to provide adequate and safe clearance.

No free-standing sign shall have its supporting structure located closer than fifty feet from any R-1, R-2, R3, R-4, R-5, or R-PUD Zoning District.

B. The top edge of a wall sign shall not extend above the building on or to which it painted, attached or supported.

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

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

PRESIDENT OF COUNCIL

ATTEST:

CLERK OF COUNCIL

Certification of Publication

I, the undersigned Clerk of Council of the City of Canfield, 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



City of Canfield

104 LISBON STREET
CANFIELD, OHIO 44406-1416

Phone: 330-533-1101
Admin. Fax: 330-533-4415
Finance Fax: 330-533-2668
www.ci.canfield.oh.us



DATE: JANUARY 13, 2022

TO: MEMBERS OF COUNCIL

**FROM: MIKE COOK, SECRETARY
PLANNING AND ZONING COMMISSION**

**SUBJECT: A RECOMMENDATION TO COUNCIL TO AMMEND CANFIELD
CODIFIED ORDINANCE SECTION 1183 (b) SHOPPING CENTERS.**

At the regular meeting of the Planning and Zoning Commission on January 13, 2022, the following motion was made:

Mr. Kristan made a motion to recommend Council ammend Canfield
Codified Ordinance Section 1183 (b) Shopping Centers.

The motion was seconded by Mr. Zarlenga.

This motion passed 4 - 0

Introduced by: _____
First Reading: _____

**AN ORDINANCE AMENDING
CANFIELD CODIFIED ORDINANCE
SECTION 1183.03 REGARDING
BUSINESS COMPLEXES AND
MULTIPLE BUSINESS BUILDING SIGNAGE**

WHEREAS, the Zoning Inspector and the Planning and Zoning Commission has reviewed Canfield Codified Ordinance Section 1183 and recommends that certain changes be made, and

WHEREAS, such changes will clarify signage requirements and restrictions, and

WHEREAS, such changes are necessary for the health, benefit and safety of the City.

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

Section 1:

Current (c) – (j) will be re-lettered (d) – (k).

1183.03 (c) Business Complexes and Multiple Business Buildings.

(c) Business Complexes and Multiple Business Buildings.

(1) Location. The following types of signs shall be permitted in office or business complexes and multiple business buildings, subject to the provisions specified in these sign regulations.

A. Free-standing signs must be located a minimum of five (5) feet from the property line.

B. Wall signs (except that no wall signs shall be permitted in the design Review/Historical Preservation Area)

C. Marquee signs.

(2) Maximum number.

A. One free-standing sign having not more than two individual sign faces, shall be permitted at an office or business complex and multiple business building development to serve all of the businesses within such development.

B. The maximum number of wall signs and marquee signs permitted at an office complex development shall be limited by the number of establishments located within the development. One wall sign and one marquee sign having not more than two individual sign faces shall be permitted per establishment.

(3) Maximum size.

A. The maximum permitted sign area of a free-standing sign shall be 150 square feet and in no case shall any individual sign contain more than seventy-five square feet per sign face.

B. The maximum permitted sign area of the marquee sign permitted per establishment shall be four square feet and in no case shall any individual sign contain more than two square feet per sign face.

(4) Maximum height.

A. No free-standing sign shall exceed thirty feet in height.

No free-standing sign shall extend without support more than eight feet horizontally, nor within five feet of the right-of-way edge of the street next to which it is located or placed.

Where a free-standing sign is located within a paved area which may be subject to vehicular or pedestrian traffic, the sign shall be:

1. Situated so as to not duly obstruct normal traffic or pathways; and
2. Have its bottom edge either within two feet of grade, or not less than nine feet above grade to provide adequate and safe clearance.

No free-standing sign shall have its supporting structure located closer than fifty feet from any R-1, R-2, R3, R-4, R-5, or R-PUD Zoning District.

B. The top edge of a wall sign shall not extend above the building on or to which it painted, attached or supported.

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

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

PRESIDENT OF COUNCIL

ATTEST:

CLERK OF COUNCIL

Certification of Publication

I, the undersigned Clerk of Council of the City of Canfield, 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



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DATE: JANUARY 13, 2022

TO: MEMBERS OF COUNCIL

**FROM: MIKE COOK, SECRETARY
PLANNING AND ZONING COMMISSION**

**SUBJECT: A RECOMMENDATION TO COUNCIL TO AMMEND CANFIELD
CODIFIED ORDINANCE SECTION 1183 (c) BUSINESS COMPLEX AND
MULTIPLE BUSINESS BUILDINGS.**

At the regular meeting of the Planning and Zoning Commission on January 13, 2022, the following motion was made:

Mr. Palmero made a motion to recommend Council ammend Canfield Codified Ordinance Section 1183 (c) Business Complex and Multiple Business Buildings.

The motion was seconded by Mr. Neff.

This motion passed 4 - 0

Introduced by: _____
First Reading: _____

**AN ORDINANCE AMENDING
CANFIELD CODIFIED ORDINANCE
SECTION 1123.01(1)
ACCESSORY BUILDINGS**

WHEREAS, the Zoning Inspector and the Planning and Zoning Commission of the City have recommended amending Canfield Codified Ordinance Section 1123.01(1) regarding the definition of “Accessory building” to limit the location of Accessory buildings to residential zoning district within the city, and

WHEREAS, the Council of the City of Canfield desires to amend Codified Ordinance Section 1123.01(1) accordingly,

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

Section 1. That Section 1123.01(1) of the Canfield Ordinance of the City of Canfield is hereby amended to read as follows:

1123.01 (1) “Accessory building” means a subordinate building which is customarily incidental to and located on the same lot as the main or primary building, such as a detached garage or utility building, within a residential zoning district. Accessory buildings are prohibited in all non-residential zoning districts. Accessory buildings are not permitted in any office, business, or manufacturing zoning districts. An accessory building in a zoning district must match the primary building in terms of materials, color and architecture and shall not contain more than thirty-five percent (35%) of the first-floor area of the main building and in no case shall the total area of all accessory building on a lot comprise more than thirty-five percent (35%) of the building area of the rear yard in which it is located.

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

PASSED IN COUNCIL THIS _____ day of _____, 2022.

PRESIDENT OF COUNCIL

ATTEST:

CLERK OF COUNCIL

Certification of Publication

I, the undersigned Clerk of Council of the City of Canfield, Ohio, hereby certify that the foregoing 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



City of Canfield

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DATE: JANUARY 13, 2022

TO: MEMBERS OF COUNCIL

**FROM: MIKE COOK, SECRETARY
PLANNING AND ZONING COMMISSION**

**SUBJECT: A RECOMMENDATION TO COUNCIL TO AMMEND CANFIELD
CODIFIED ORDINANCE SECTION 1123.01 ACCESSORY BUILDING.**

At the regular meeting of the Planning and Zoning Commission on January 13, 2022, the following motion was made:

Mr. Palmero made a motion to recommend Council ammend Canfield
Codified Ordinance Section 1123.01 Accessory Building.

The motion was seconded by Mr. Kristan.

This motion passed 4 - 0



City of Canfield

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DATE: JANUARY 13, 2022

TO: MEMBERS OF COUNCIL

**FROM: MIKE COOK, SECRETARY
PLANNING AND ZONING COMMISSION**

**SUBJECT: A RECOMMENDATION TO COUNCIL TO AMMEND CANFIELD
CODIFIED ORDINANCE SECTION 1161.01 (m)(1) OFF STREET
PARKING AND LOADING.**

At the regular meeting of the Planning and Zoning Commission on January 13, 2022, the following motion was made:

Mr. Neff made a motion to recommend Council ammend Canfield Codified Ordinance Section 1161.01 (m)(1) Off Street Parking and Loading.

The motion was seconded by Mr. Palmero.

This motion passed 4 - 0

Introduced by: _____
First Reading: _____

**AN ORDINANCE AMENDING
CANFIELD CODIFIED ORDINANCE
SECTION 1161.01(m)(1)
OFF STREET PARKING AND LOADING**

WHEREAS, the Zoning Inspector and the Planning and Zoning Commission of the City have recommended amending Canfield Codified Ordinance Section 1161.01(m)(1) to enable better enforcement of the parking restrictions contained therein, and

WHEREAS, the Council of the City of Canfield desires to amend Codified Ordinance Section 1161.01 (m)(1) accordingly,

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

Section 1. That Section 1161.01 (m)(1) of the Canfield Ordinance of the City of Canfield is hereby amended to read as follows:

“1161.01(m)(1) In all zoning districts within the Municipality, no resident or property owner shall park, or allow to be parked, any vehicle upon front yard areas as defined in Section 1123.01(121). Except that parking or standing of a vehicle is permitted on a portion of a front yard that is a driveway, graded and provided with a hard surface of granulated material, asphalt, portland cement concrete, brick or decorative stone. Nothing contained herein shall alleviate other parking or standing restrictions contained in these Codified Ordinances with regard to recreational vehicles, boat trailers and/or boats, travel trailers and utility trailers.”

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

PASSED IN COUNCIL THIS _____ day of _____, 2022.

PRESIDENT OF COUNCIL

ATTEST:

CLERK OF COUNCIL

Certification of Publication

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

_____.

CLERK OF COUNCIL

APPROVED AS TO FORM:

MUNICIPAL ATTORNEY

Introduced by: _____
First Reading: _____

**AN ORDINANCE ADOPTING AN
INTERNET AUCTION POLICY FOR 2022
FOR THE DISPOSAL OF UNNEEDED, OBSOLETE
OR UNFIT PERSONAL PROPERTY**

WHEREAS, the City of Canfield desires to adopt its policy pursuant to which it may dispose of unfit, unneeded or obsolete personal property by internet auctions, and

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

Section 1: That the City Manager may dispose of unneeded, obsolete or unfit personal property in accordance with the following policy:

**City of Canfield
Internet Auction Policy**

1. No action taken by the City to sell unneeded, obsolete or unfit personal property of the City shall supersede authority granted them by the Ohio Revised Code.
2. Auction time frames for each sale shall be ten (10) days including Saturdays, Sundays and legal holidays and all required notices and postings will be provided.
3. All items available for sale will be posted on the City's website at www.canfield.gov. The City website will also contain a direct link to auction site.
4. All items will be sold "as is" and the City shall make no warranty as to condition of any item.
5. The City reserves the right to withdraw any item from any auction at any point prior to the award of bid.
6. The City reserves the right to establish a minimum price per auction item.
7. Auction items may be available for public inspection if practical and if arrangements are made in advance.
8. Bids will only be accepted through EBay.com, or other entity as provided in the applicable legislation to dispose.
9. Successful bidders will be notified by the City. Payment will be by certified bank check, or through internet auction payment service Paypal.com, or direct debit or credit card charge.

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 _____, 2022.

PRESIDENT OF COUNCIL

ATTEST:

CLERK OF COUNCIL

Certification of Publication

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

CLERK OF COUNCIL

APPROVED TO FORM:

MUNICIPAL ATTORNEY

Introduced By: _____
First Reading: _____

RESOLUTION

A RESOLUTION REQUESTING ADVANCES ON
THE COLLECTION OF REAL ESTATE TAXES.

WHEREAS, Ohio Revised Code Section 321.34 provides for advances on real estate tax collection from the County Auditor; and

WHEREAS, Council desires to formally request said advances pursuant to Code.

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

Section 1: The City of Canfield hereby requests advances on the collection of 1st and 2nd half tax year 2021 Real Estate Taxes.

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

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

PRESIDENT OF COUNCIL

ATTEST:

CLERK OF COUNCIL

Certification of Publication

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

CLERK OF COUNCIL

APPROVED AS TO FORM:

MUNICIPAL ATTORNEY

Introduced By: _____

Motion No. _____

A MOTION TO AUTHORIZE THE
ENTERING INTO OF A SCHOOL RESOURCE OFFICER AGREEMENT
WITH MAHONING COUNTY CAREER AND TECHNICAL CENTER
(MCC&TC)

WHEREAS, the City of Canfield desires to provide an officer of the Canfield Police Department as a resource for the Mahoning County Career & Technical Center to provide certain services.

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

Section 1: That the City Manager is hereby authorized and directed to enter into the School Resource Officer Agreement attached hereto:

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., 2022.

CLERK OF COUNCIL

Certificate 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

AGREEMENT

This Agreement is made and entered into this 1st day of January 2022, by and between **The Mahoning County Career and Technical Center** located at 7300 North Palmyra Road, Canfield, Ohio, 44406 (hereinafter referred to as "MCC&TC") and **The City of Canfield** with a principal location of 104 Lisbon Street, Canfield, Ohio, 44406 (hereinafter referred to as "City"). In consideration of the mutual covenants and promises contained herein, the parties to this Agreement agree as follows:

1. General Scope. MCC&TC desires to obtain the services of a member of the City of Canfield Police Department to perform certain duties which will be mutually agreed upon by both parties. All duties performed by the City of Canfield police officer at MCC&TC shall be in accordance with state and federal law, and the Canfield Police Department policies and procedures. The parties to this Agreement acknowledge that the member(s) of the Canfield Police Department performing duties pursuant to this Agreement will, at all times, remain an employee of the City of Canfield, subject to direction only from the City, and shall not be considered an employee or agent of MCC&TC.

2. Compensation. Canfield shall be compensated quarterly. Canfield shall provide MCC&TC with a quarterly invoice for its services, delineating the number of regular and/or overtime hours of service provided during said quarter. The "hourly rate" charged to MCC&TC by the City and shall be the rate of compensation delineated by the terms of the City of Canfield's Collective Bargaining Agreement with the OPBA and may change from time to time pursuant to the terms of said Collective Bargaining Agreement. MCC&TC shall compensate Canfield within ten (10) days of receipt of each quarterly invoice.

3. Term of Agreement. The term of this Agreement shall be from January 1, 2022 until (i) December 31, 2024. However, either party may terminate this Agreement providing the other party with written notice of at least thirty (30) days prior to its desire to terminate this Agreement.

4. Entire Agreement/Amendment. This Agreement constitutes the entire agreement between the parties regarding the subject matter described herein. There shall be no other agreements, warranties, terms or conditions, express or implied, between the parties. This Agreement may only be amended pursuant to a written agreement executed by both parties.

5. Integration. This Agreement contains the entire understanding between the parties with respect to the subject matter contained herein. No prior or oral agreements shall be binding.

6. Governing Law. This Agreement shall comply with and be interpreted in accordance with the laws of the State of Ohio.

The City of Canfield

By: _____
Wade Calhoun, City Manager

The Mahoning County Career and Technical Center

By: _____
John Zehentbauer, Superintendent

Introduced By: _____

Motion No. _____

A MOTION TO AUTHORIZE THE CITY MANAGER
TO ENTER INTO AN AGREEMENT WITH DIPERNA & COMPANY, LLC
FOR ECONOMIC DEVELOPMENT FINANCIAL ADVISORY SERVICES

WHEREAS, the City of Canfield has determined that the City will benefit from having economic development financial advisory services; and

WHEREAS, Diperna & Company, LLC has agreed to provide such services.

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

Section 1: That the City Manager is hereby authorized and directed to enter into the Proposal of Engagement attached hereto:

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., 2022.

CLERK OF COUNCIL

Certificate 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



DiPerna Advisors

5422 Stillwater Ave
Westerville, Ohio 43082
(614) 581-3092
www.diperanafinancial.com

PROPOSAL OF ENGAGEMENT

CONFIDENTIAL

October 29, 2021

Wade Calhoun, City Manager
City of Canfield
104 Lisbon Street
Canfield, Ohio 44406

Dear Wade,

We are pleased to confirm the arrangements under which DiPerna & Company LLC (“DiPerna”) has, as of the execution date of this agreement, been engaged by the City of Canfield (the “City”) to provide public incentive and structured finance services in connection with the proposed Redgate public infrastructure project (the “Project”) located in the City of Canfield. DiPerna agrees to provide services on behalf of the City for compensation to be paid by the City. These services (the “Scope of Services”) and the associated compensation are outlined herein.

SCOPE OF SERVICES

DiPerna proposes to serve as financial advisor to the City and provide the following services (the “Engagement”):

Incentive Structuring Services – DiPerna will develop financial models for various incentive options that may be available to the Project and provide advice relative to securing incentives necessary to reimburse the costs of public improvements associated with the Project. DiPerna will also create and deliver the following:

- Financial cash flow models that outline the potential tax incentives, including Tax Increment Financing (“TIF”) revenues, property tax abatements and New Community Authority (“NCA”) charges based upon projected private development build-out that can be used to reimburse the City for the required public improvements (the “Public Finance Models”); and
- Updated and modified financial models based upon on-going information.

Establishing a TIF – DiPerna will outline the incentive structure and assist the City in establishing a TIF and explain the actions required by the City. Services include:

- Interfacing with the City to explain the TIF structure. DiPerna will attend conference calls/zoom meetings as necessary;
- Coordinate with legal counsel to identify the appropriate legislation or ordinances needed to establish the TIF; and
- Engage legal counsel to identify the appropriate agreements or documents needed between the City and Developer. If it is determined that a Reimbursement Agreement or Cooperative Agreement is needed, DiPerna will negotiate the terms of the Reimbursement Agreement or Cooperative Agreement on behalf of the City to ensure

that:

- All current and future eligible public infrastructure costs are included in the agreement to allow for reimbursement to the City; and
- If bonds are issued, the Cooperative Agreement ensures the TIF will be pledged to a bond issue in a manner satisfactory for the ultimate bond investor.

COMPENSATION FOR SCOPE OF SERVICES

- 1) Retainer - A fee of \$2,500 per month for services rendered to the City beginning November 2021 and until Project financing is secured and closed.
- 2) Financing Success Fee – DiPerna will be owed a success fee equal to 1.0% of the Financing Amount, payable at closing. The Financing Amount is equal to the total Redgate public infrastructure costs that will be monetized by, or through a combination of, city funds, bond issuances, loans, grants, or other financing facilities. The Financing Amount will be limited to the initial infrastructure costs of the public improvements, which will include amounts paid for land acquisition subsequent to the effective date of this agreement excluding land exchanges.

PROJECT TEAM

Michael DiPerna, President, will serve as the project principal and oversee the delivery of services of this Engagement. Michael DiPerna maintains his Series 54 and Series 50 securities licenses and is registered with the MSRB. Michael DiPerna will be assisted by Mike Novakov, Vice President, who will serve as the project manager and primary point of contact for the Engagement. Mike Novakov maintains a Series 50 securities license and is registered with the MSRB.

OTHER SPECIFICATIONS

City will provide DiPerna with all information concerning this transaction or its related entities, which DiPerna reasonably deems appropriate in connection with its engagement and will continue to provide DiPerna with access to City personnel and advisors. All such information will be true and accurate in all material respects and will not contain any untrue statement of a material fact or omit to state a material fact necessary in order to make the statements therein not misleading in light of the circumstances under which such statements are made. City acknowledges that DiPerna will be using and relying upon the accuracy and completeness of the information supplied by City and its officers in connection with its engagement without independent verification.

City represents that it is a sophisticated business enterprise and acknowledges that DiPerna will only perform the limited purposes set forth in this agreement, and the City and DiPerna acknowledge and agree that their respective rights and obligations are contractual in nature. The City and DiPerna disclaims any intention to impose fiduciary obligations on the other by virtue of the engagement contemplated by this agreement. Notwithstanding, DiPerna specifically affirms its fiduciary duty to act solely in the interest of the City under this this engagement.

TERM OF AGREEMENT

The term of this agreement will be effective as of the date of execution of this engagement letter and until closing of the Financing. This agreement can be terminated by either party upon a 30-day notice to the other party. However, if cancelled by City, it will be obligated to pay DiPerna for any and all scope of services and fees earned-to-date at the time City terminates the engagement (the “Termination Fee”).

REGISTRATION AS A MUNICIPAL ADVISOR AS REQUIRED UNDER DODD-FRANK

DiPerna & Company, LLC is a registered Municipal Advisor with the Securities and Exchange Commission under the ID number 867-01113. DiPerna & Company, LLC is also registered as a Municipal Advisor with the Municipal Securities Rulemaking Board, MSRB ID = K0615.

ADDITIONAL TERMS & CONDITIONS

- 1. Insurance** – DiPerna & Company, LLC will carry commercially reasonable insurance throughout the term of this Agreement. A certificate of insurance shall be provided to the City upon request.
- 2. Assignment** – Neither party may assign any rights or claims under this agreement without prior written consent from the other party.
- 3. Reporting** – DiPerna & Company, LLC will ensure that all communications and coordination with City are done under the oversight of Wade Calhoun. Wade Calhoun will be assisted by other staff members who may at times work directly with the DiPerna team.
- 4. Limitations on Scope of Services** – The Scope of Services is subject to the following limitations:
 - (i) The Scope of Services is limited solely to the services described herein and is subject to any limitations set forth within the description of the Scope of Services.
 - (ii) Unless otherwise provided in the Scope of Services described herein, DiPerna is not responsible for preparing any preliminary or final official statement/private placement, or for certifying as to the accuracy or completeness of any preliminary or final official statement/private placement, other than with respect to any information about DiPerna for inclusion in such documents.
 - (iii) The Scope of Services does not include tax, legal, accounting or engineering advice with respect to any project or in connection with any opinion or certificate rendered by counsel or any other person at closing and does not include review or advice on any feasibility study.
- 5. Municipal Advisor’s Regulatory Duties When Servicing Client.** MSRB Rule G-42 requires that DiPerna to make a reasonable inquiry as to the facts that are relevant to Project and to proceed with a course of action or that form the basis for and advice provided by

DiPerna to City. The rule also requires that DiPerna undertake a reasonable investigation to determine that it is not basing any recommendation on materially inaccurate or incomplete information. DiPerna is also required under the rule to use reasonable diligence to know the essential facts about the project and the authority of each person acting on project's behalf.

MUNICIPAL SECURITIES RULEMAKING BOARD RULE G-10 DISCLOSURE

Pursuant to Municipal Securities Rulemaking Board Rule G-10, on Investor and Municipal Advisory Client Education and Protection, Municipal Advisors are required to provide certain written information to their municipal entity and obligated person clients which include the following:

- As indicated above, DiPerna is currently registered as a Municipal Advisor with the U.S. Securities and Exchange Commission and the Municipal Securities Rulemaking Board.
- Within the Municipal Securities Rulemaking Board ("MSRB") website at www.msrb.org, the City may obtain the Municipal Advisory client brochure that is posted on the MSRB website. The brochure describes the protections that may be provided by the MSRB Rules along with how to file a complaint with financial regulatory authorities.

CONFLICTS OF INTEREST AND OTHER MATTERS REQUIRING DISCLOSURES

Conflicts of Interest:

DiPerna represents that in connection with the issuance of municipal securities, DiPerna may receive compensation from City or Project for services rendered, which compensation is contingent upon the successful closing of a transaction and/or is based on the size of a transaction. Consistent with the requirements of MSRB Rule G-42, DiPerna hereby discloses that such contingent and/or transactional compensation may present a potential conflict of interest regarding DiPerna's ability to provide unbiased advice to enter into such transaction. This conflict of interest will not impair DiPerna's ability to render unbiased and competent advice or impair its duty of care to City.

The fee paid to DiPerna increases the cost of investment to City. The increased cost occurs from compensating DiPerna for municipal advisory services rendered.

DiPerna serves a wide variety of other clients that may from time to time have interests that could have a direct or indirect impact on the interests of City. For example, DiPerna serves as municipal advisor to other clients and, in such cases, depending on the client, owes either a fiduciary duty or a duty of care to such other clients just as it does to City. These other clients may, from time to time and depending on the specific circumstances, have competing interests. In acting in the interests of its various clients, DiPerna could potentially face a conflict of interest arising from these competing client interests. DiPerna fulfills its regulatory duty and mitigates such conflicts through dealing honestly and with the utmost good faith with City.

Certain other employees of DiPerna, from time to time, serve as a municipal advisor to the Development Finance Authority of Summit County (the “DFA”), which could potentially serve as an issuer of bonds for the Project. In the event DiPerna is not engaged by the DFA to serve as its municipal advisor in connection with a bond issuance for the Project, DiPerna will disclose to the DFA that it will continue to serve as the financial advisor to City per the terms of this Engagement and does not perceive any conflict with such representation. Should the DFA serve as an issuer of bonds for the Project and engages DiPerna to serve as its municipal advisor for such issue, DiPerna will have a fiduciary duty to the issuer and not City and will be compensated per the terms of its engagement with the Issuer (which will supersede the terms of this Engagement). However, Michael DiPerna will continue to advise City and represents to City that he will not engage in any communications or share materials with any employees of DiPerna serving as a municipal advisor to the DFA of which such communication may be considered a trade secret or represent confidential information of City and sharing such communication would be considered adverse and detrimental to the business interests of City. Michael DiPerna also represents that he will not provide municipal advisory services to the DFA for any project matters pertaining to City during the term of this Engagement. In the event DiPerna determines that both parties’ best interests cannot be met, and Michael DiPerna is faced with a conflict that cannot be mitigated, Michael DiPerna will disclose the conflict of interest in writing to City and seek direction from City on the issue. DiPerna will work with City in determining an orderly transition of City and recommend another firm advise City. In all cases, Michael DiPerna will provide advice and make recommendations to City with City’s best interests in mind. Should DiPerna be engaged by the DFA as a municipal advisor for a project that may concern City, such other employees of DiPerna will act in the DFA’s best interests.

By executing this Engagement, City acknowledges that it understands the potential conflicts of interest and waives such conflicts.

Legal or Disciplinary Events

DiPerna & Company, LLC does not have any legal events or disciplinary history on DiPerna’s Form MA and Form MA-I, which includes information about any criminal actions, regulatory actions, investigations, terminations, judgments, liens, civil judicial actions, customer complaints, arbitrations and civil litigation. City may electronically access DiPerna’s most recent Form MA and each most recent Form MA-I filed with the Commission at the following website: www.sec.gov/edgar/searchedgar/companysearch.html.

There have been no material changes to a legal or disciplinary event disclosure on any Form MA or Form MA-I filed with the SEC. If any material legal or regulatory action is brought against DiPerna, DiPerna will provide complete disclosure to City in detail allowing City to evaluate DiPerna, its management and personnel.

[EXECUTION ON NEXT PAGE]

EXECUTION

If this letter accurately sets forth the understanding between us, please sign the enclosed copy of this letter below and return by email to Michael DiPerna, at which time this letter will become a mutually binding obligation. If you have any questions, please call me at (614) 581-3092 or email at mdiperna@dipernafinancial.com.

Very truly yours,

Michael DiPerna

By: Michael DiPerna
President
DiPerna & Company, LLC

Date

Agreed to as of the date below:

City of Canfield

By: Wade Calhoun
City Manager
City of Canfield

Date

MINUTES
CANFIELD CITY COUNCIL
REGULAR MEETING
JANUARY 19, 2022-5:30 P.M.

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

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

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

Under **MINUTES**, the Minutes of the Regular/Reorganizational Meeting on 1-5-2022, were approved as presented.

MR. MORVAY: At this time, I'll ask Mayor Dragish to get us into Executive Session.

MR. DRAGISH: I have a Motion to go into Executive Session pursuant to the Ohio Revised Code Section 121.22 (g) I1) to consider the compensation of a public employee.

MR. NACARATO: Second.

ROLL CALL ON MOTION:

5 Votes-Yes
0 Votes-No
Motion passes.

Council convened into Executive Session at 5:32 P.M.

Council reconvened from Executive Session at 5:39.

Under **READING OF COMMUNICATIONS**:

MR. TIECHE: I have none.

MR. NEFF: I have none.

MR. DRAGISH: I guess this is where I would read my statement. It's not necessarily my statement but it's my statement and my responsibility.

MR. MORVAY: Oh, that's your report. Hold your report for reports.

MR. DRAGISH: Okay, that's what I'll do. I have no communications.

MR. NACARATO: I have none.

MR. MORVAY: I don't have any either. Wade, do you have anything?

MR. CALHOUN: I received a text message/phone call from the owner of Studio Oxygen wanted to give kudos to one of our public works employees, Tony Snovak. They were having some issue with their meter, a potential leak. Tony went in, like we normally do anytime somebody has questions, sort of do a water audit, walk-through, any potential leaks. She was just overjoyed at the care, concern, the time he spent there educating her on a number of things, like how to read the water meters, how to understand her bill. She commented on the fact, like we do when we go in somebody's house, they put the booties on their boots, to not mess up people's floors. So, she was just completely overjoyed with the customer service that Tony provided her. She wanted to recognize him individually in some fashion. She offered a tip, he obviously said no. She wanted to give him free yoga classes. I had the pleasure of speaking with her. She just couldn't say enough great things about Tony and anybody she's ever had to deal with in the city. I told her the best thing she could do to recognize is to send something like a card, recognizing Tony but provide cookies or something to the whole department. She was adamant of being able to recognize and appreciative to live, work and have a business in the City of Canfield. You have to celebrate the good just as much as you address the bad things. As Mr. McLain started our year off, this year, at the first council meeting with a year of positivity. It's a good thing to do. I wanted to recognize Tony for that.

Another resident commented on the clean up on the Village Green. The Christmas Trees for the Lighting of the Green. The live Christmas trees obviously have to go somewhere. There were a number of different individuals that reached out to Public Works or to some of our Council Members to see if they could have those trees. We had one individual that had a horse trailer, he has a farm, he picked up a bunch of them to take to ponds. A couple residents reached out to see if they could use them for ponds. The rest, obviously we took to the Messerly Road recycling station in the township. They end up with the Green Team. I think the Green Team does the same thing. They take them to Berlin Lake for fish habitats. So, we just had a couple comments on Public Works and taking those trees down and obviously involving with those employees and getting the trees loaded in the back of somebody's truck or trailer.

Obviously, the snow response from Sunday night to Monday morning. A couple residents after waking up Monday morning and realizing how much snow had fallen, how other communities were responding and going outside their front door and seeing the roads in the condition they were in Canfield, I know it probably wouldn't have been conducive but I think we probably could have had school on Monday, if it wasn't a holiday and if you were purely basing school cancellation on our road conditions. I think that's a kudos to John and his department that I think our residents also recognize. Much in the same, you don't see the police department and fire department when they're doing the things when all of us are sleeping. Much could be said about the Public Works Department on Sunday evening to early Monday morning and then all day on Monday. Council probably appreciates that. I know I appreciate it. It's nice to have

residents give that loop feedback to not just council members or frontline employees but to myself; to go out of their way to make a point to address it with management to give that positive feedback. I told John and Tony individually about that but I think it's important that we constantly appreciate and stay focused on the positive things we have going on in Canfield, instead of all the negative attention that a lot of things get in today's day and age. That's all I have.

MR. MORVAY: I'll tag onto that. I started it last meeting, I was talking about you Patty. I see your car out here in the morning at sometimes 7:30 am and sometimes even earlier and you don't start work until 8:00 am. I gave you some kudos last time. I appreciate the work that you put in. Thank you.

CLERK: Thank you.

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

MR. TIECHE: I have no report this evening.

MR. NEFF: We had our first Planning & Zoning Meeting of the year. We had election of Chairperson and Steve Decapua was re-elected and Mike Cook will continue as Secretary. I was going to go over everything but actually we have 3 of these, or 4 of these items on the agenda tonight. Maybe the only thing is that we set a public hearing for February 10th at 6:15 p.m. for a request for a minimum size lot to be discussed on route 46 at 196 North Broad Street. That's my report.

MR. DRAGISH: I guess this is my time. I have the numbers to give the monthly statement to council. Our net collections to the city for the past month was \$525.02.

MR. NACARATO: Design Review has not met since the last meeting, so I have no report.

MR. MORVAY: The Fire District has a Special Meeting, I believe it was last week. We sent to the Auditor to find out what a 1.63 levy in May will bring in revenue wise. I've talked about this before, we're facing the same issues that other businesses are having. Wages are going up. We need to address that. So, this levy, if we decided to put it on, it would be a 1.63 levy, millage and what that means is, on a \$100,000 valuation, it would be a cost of about \$57.00 annually. So, not too bad, palatable. This would help us get the wages up and retain our fine firefighters, paramedics, EMT's. That would be the purpose of it. The Fire District, yet has to make a decision to actually put it on in May but from what it looks like right now, we are probably going to go ahead with it. It's just my opinion on that.

You've heard the news stories about the snow, the fire hydrants get covered. It's sort of the responsibility of the homeowners to dig those fire hydrants out to make them accessible for the firefighter's. It's the wise thing to do. Now that the snow is kind of melting, it would be a good

time to get out there and make a path to that fire hydrant. It might save some lives and properties. That's all I have. We'll move to the Public Works Superintendent, John Rapp.

PUBLIC WORKS SUPERINTENDENT: I want to talk about snow. I'll try to keep it quick. I just want to say, the communication that we had in following weather reports and getting together Sunday morning, I spoke with Wade and Chuck, all spoke together coming up with a plan. I met with foreman. We staggered our crews, trying to make sure we had all our bases covered. The weather, they were pretty much spot-on. We like that when they are. Sometimes things get thrown in that we know could happen. We had a nice plan of attack for this and we got a call about 4:30, we had a water break on Skyline. We had to just move with it. We had to adjust our crews. Everybody did what they had to do. I'm very proud to say, we kept the street clean. The guys did a great job. We did a great job of communicating, making sure everything was passable. It wasn't perfect but it was passable. To be able to tackle a water break right before that. I was very happy with how everything went. Just the amount of care that the employees have, whether it's, I drive down the street and the guy is hopping out of his truck to help somebody put their car around a corner. I come around the other street and I got one of Chuck's guys, a police officer, I don't know which one, he's pushing somebody out, down on Callahan. It's hard work and care. I think all of our employees have that. We're very lucky to have them. I know I was very impressed with all the work and everything. When I call dispatch, they're like, we'll take care of it. I think everybody was really good with the cars parked on the road. There were a couple. Dispatch was right on it. All in all, I thought we handled it very well. Kudos to the guys. I met with the Fire Chief today, he came up, I just want to remind people once again, to shovel around the fire hydrants. It could save a house, save a life. We have guys out right now trying to get some of these hydrants that are buried but we can't get them all. If you see one, or you have one in front of your house, please uncover it. That's all I have.

MR. MORVAY: John, let me ask you. On the news, other Municipalities that, they didn't get their street cleaned until a couple days later. Would we ever be in that position? As far as I know, every street in Canfield was open, pretty much the next day.

PUBLIC WORKS SUPERINTENDENT: I got to tell you, unless there is a major breakdown, every single truck we have, our guys are programmed. They'll work as long as you let them go. They'll go until the streets are clean. There is no break. They're to it. I think we all have the same feeling, we're going to go until the job gets done. I don't know the circumstances with the other towns but as far as we're concerned, we're going to keep going until someone tells us to stop.

MR. MORVAY: Christine Clayton, our Finance Director.

FINANCE DIRECTOR: The 2020 Audit Report was issued yesterday. Everybody should have gotten an email notifying them of that. The city once again received 4 stars out of 4 stars for our public records. The December Check Register was posted to the city's website today. I'm working on year-end closing hopefully, I'll be done with that in the next week or so. Ending

cash balances need to be to the Mahoning County Auditor by the end of the month. We still have W-2's and 1099's to do by the end of the month.

MR. MORVAY: Congratulations again Christine. Excellent job. Mike Cook, our Zoning Inspector.

ZONING INSPECTOR: For the month of January we issued 4 permits for a total valuation of \$163,000. All-Spec Heating on 476 W. Main poured footers last week, so the garage will be going up on that building. Cupid Nail Spa across the street from there where Evergreen was, the front building out there. We talked about 115 Hilltop last month. I gave them until the end of this month to secure a loan for a roof or we'll be moving forward. Dartmouth did not come into Mayor's Court last night for parked cars. We'll give another call for next month.

MR. MORVAY: Thank you, Mr. Cook. Chief Colucci.

CHIEF OF POLICE: Good evening. I didn't hear everything that John said but I know that at the end of last week, the city manager, John and I were in constant communication throughout the weekend, texting each other. We came up with a really good game plan for all the safety services and getting the roads clean. The communication was constant as soon as we found out about the storm and its potential.

Dispatch, just an update, on January 24th AT&T is scheduled to be here to hook up 2-911 consoles. Once that is done, the move will take place from the conference room to the new dispatch center. One of the delays, Wade and I found out is, that our gear was delivered somewhere in Oregon after they tracked it down. So, that's some of our delay in what happened. I don't know if there is a Canfield, Oregon. But it ended up in Oregon. They're still scheduled to be here. That will be up and running soon.

Our website, I mentioned a few weeks ago, it's up- to- date, it's running, it looks good. I was just informed today that if you go to the stats section of the website, our reporting software that we use, generates live stats of what we're doing. The stats are up- to- date and live. Is it working 100%? I think so. We'll see. It's fresh. We'll see how accurate it is. It was an upgrade we did on top of the basic reporting software. It's called community dashboard. The Boardman Police Department did it and we're doing it. It's just a live stat of what we're doing. That's all I have.

MR. MORVAY: Chief, you got a plaque for your work with the association. Could you just expound on that? Why that's important that you have that association?

CHIEF OF POLICE: It was great to see you there today. I wasn't expecting that. That was good. I often reference that I'm involved with the Chief's Association. I finished my second year as President, my fourth term as President. Todd Werth (spelled phonetically) from Boardman PD, he's the new President. Eric Merkel (spelled phonetically) from Warren PD, he's the Vice-President and Treasurer. It's a great group. We do fundraising throughout the year and our

goal is to always give the money that we gain back to all local departments. We provide training. Jonathan Downes, who we use, he's come up every year for the last 3 years to give a legal Labor Law update for us. Mahoning County Prosecutors have done training courses for all the local police officers. It's just a way to keep up-to-date with what's going on. The Attorney General's Office sends a representative, he was there today, to every one of our meetings. They don't do that for every Chief's Association. They like the way we run it. They like what we do and they like that we provide up-to-date training to our police officers for the county. So, it was an honor to get the plaque today. I wasn't expecting it. It's a good group. I added two of our today, Lieutenant Weamer and Lieutenant Ruiz, they're both now members of our association. We're trying to expand it and make it bigger and better.

MR. MORVAY: What impressed me was the comment about how you guys network together and work together. It's a cohesive unit. You share ideas and thoughts. That impressed me. That's how you move forward.

CHIEF OF POLICE: Absolutely. We keep communication. What stands out to me the most, where that communication networking helps is when the protests were in Youngstown after the, I believe the George Floyd shooting. We had protests here locally in Youngstown. That whole day, we had a text group of communication group going back and forth. A lot of us were actually downtown to assist them. Networking is ideal for those situations but the countywide CAD System that we're doing right now, stems from that group that you were with today. Our reporting system stems from that group you were with today.

MR. MORVAY: Fantastic.

CHIEF OF POLICE: Thank you for being there.

MR. MORVAY: Our Clerk, Patty Bernat.

CLERK: The Civil Service Commission met on January 12th to set the dates for two upcoming Civil Service Tests, both are I.T. related. The first test is for an I.T. Technician and that will be given on February 22nd and the second is for an I.T. Network Systems Administrator and that will be given on the following day, February 23rd.

MR. MORVAY: Our City Attorney.

ATTY. FORTUNATO: I'm going to reserve some of my comments for Executive Session. However, I would like to make Council aware of one issue. Governor DeWine recently signed a bill to make you aware of, consumer grade fireworks. It basically allows residents in the State of Ohio to shoot off consumer grade fireworks. The way they structured the statute was, at the end of the day, there are 17 days throughout the year where fireworks are now allowed to be shot off by consumers in the state. Some of the obvious one's, like the 4th of July. But then they also added the 3rd, 4th and 5th days of July. The first Friday, Saturday and Sunday before and after the 4th of July. When you add it all up, it's around 17 total days. Subsection D of that

legislation, the new statute, this statute is not effective until July 1st but Subsection D says, that a municipal corporation may do either of the following: Restrict the days and times a person may discharge or explode fireworks pursuant to this section, or ban the discharge. At a minimum, I'd like council to start thinking about maybe some time parameters on these days. As the statute is now written, on those days, you could start at midnight and blow fireworks off until 11:59 P.M. There could be a lot of noise in the city on 17 days. At the staff meeting we just talked about it generally. If you wanted to do something to comply with our noise ordinance. Just start thinking about it a little. If anybody wants to look at the statute, it's 3743.45. You might have a little trouble finding it because it's not in place yet, because it's not effective until July 1st. There is a lot of information online about the bill itself. So, I just wanted to bring that to your attention and have you start thinking about that.

MR. TIECHE: Repeat the citation again?

ATTY. FORTUNATO: 3743.45. You will find the old statute. You have to find the new one. Again, it would just as fine if you read an article about the bill itself. But 17 days. It's a lot of days. A lot of noise.

MR. CALHOUN: We currently have an Ordinance prohibiting fireworks.

ATTY. FORTUNATO: Yes.

MR. CALHOUN: I think we have the authority to leave what's in place.

ATTY. FORTUNATO: Yes. I would want to restate that, I think in response to this statute. I don't know if that's where you want to go.

MR. DRAGISH: Have we had any problems with it in the past?

ATTY. FORTUNATO: None that I'm aware of. I've never prosecuted anybody for it.

CHIEF OF POLICE: No. Outside of the 4th of July and maybe Memorial Day weekend. We don't have any issues with it. What we get on those days are calls of noise. We haven't cited anybody for it.

MR. TIECHE: How about New Year's Eve?

ATTY. FORTUNATO: Chinese New Year, Cinco de Mayo.

MR. CALHOUN: It's one of those things that we don't really know until we see how many people are going to utilize and take full advantage of all 17 days.

ATTY. FORTUNATO: A lot of firework time.

MR. TIECHE: We would have the ability to actually post hours and days that fireworks would be legal in the City of Canfield?

ATTY. FORTUNATO: Yes. Start noodling. That's it.

MR. MORVAY: Our City Manager, Wade Calhoun.

MR. CALHOUN: Just a couple of quick things related to projects. The water line application for the Ohio EPA, it's on the agenda tonight. The water state revolving loan account (WSRLA) finishing up that application. I should have it completed tomorrow. The appropriate legislation, there are a couple of items that Mark has to sign off on. We're going to submit those to the Ohio EPA just for a cursory review. Hopefully, set up a phone conference with them early next week, with ourselves and our engineers, Howell's and Baird, just to make sure we're not missing anything from the application. That deadline is February 1st. As long as we get it in and there is nothing missing we will receive those grant funds on March 1st. Then we can start proceeding with the water line replacement, hopefully this year for Bradford Drive and then the Herbert Road upsizing of the back-up feed, that we have from the City of Youngtown. The Neff Drive water line replacement was originally part of this application. They ran into some design conflicts, mostly with some of the existing utilities. The engineers are working through that. That wasn't part of this loan application. The plan in the future, if they do figure that out, if we tackle it this year or next year, we'll most likely utilize our water line improvement fund that we have. I think at the end of this year it should have a pretty good balance in it.

FINANCE DIRECTOR: Somewhere around \$500,000.

MR. CALHOUN: That Neff Drive water line replacement should be right around \$385,000. The last water line replacement project we did with the water line improvement fund was the section of North Hillside Drive. That was completed in 2018. We typically get about \$127,000 per year for water line improvements. We like to build that up to do substantial projects like this one, where we can replace a whole run of waterline and not always have to rely on a loan. In funding strategies, we kind of do that dual strategy of go get low interest that we know we're going to payoff in either the term of 20 years or sooner; while also utilizing our in-house funds so we can get more projects completed in less time, rather than constantly relying on those funding sources, whether in-house or outside, then you're constantly chasing bad infrastructure. We're hopefully getting to a point where we're fixing the things before they become issues. As John can tell you, Bradford and Neff Drive, just in the short time John has been with us and myself, I think there has been 15 to 20 water breaks that we've experienced on those two streets over the last 3 to 4 years. I know every resident on Bradford and Neff Drive have probably been waiting for these water line replacements for quite some time. Anytime there is a water break, they don't have water and it becomes a pain for everybody. We're excited to be able to do the whole street, of both Bradford and Neff rather than tackling them in sections. That application will be wrapped up this week.

Also, finishing the Ohio EPA Recycling and Litter Grant Application. As I mentioned before, we're going to try to pursue a self-propelled single cab leaf vac truck. This is something that currently, during leaf season we have our salt trucks that are equipped with leaf boxes, pulling a leaf vacuum trailer behind them. It takes a crew of 4 people to do leaf pick-up. We have two crews out during leaf season, of 4 people, as well as 2 additional crew members driving spare trucks, so when one truck gets full, they pull in and they can continue leaf pick-up. So, essentially, it's an all hands-on deck operation. All 10 public works employees participate in that. Where the leaf vacuum truck that's single self-propelled has a larger capacity leaf box on the truck itself and a mechanically controlled leaf arm. I think if we get the piece of equipment we might put the anteatr on the actual truck. That's what it looks like. That's what we'll call it internally.

CHIEF COLUCCI: The aardvark.

MR. CALHOUN: The aardvark, yes. It takes it down to one crew member in the single cab with the right-hand drive, literally operating that leaf vacuum. It can extend out and move left and right. It takes a leaf pick-up operation from an essentially 5-man operation down to 1. The intent would be to duplicate the process next year and hopefully we'll have 2 of these. So, our leaf pick-up becomes far more efficient. A little bit more agile in being able to expand some of the leaf pick-up that currently we're not able to get into some areas because of the size of the salt trucks. We're excited about that. It's a highly competitive grant. I spoke to a couple of cities in Pennsylvania that were actually successful in getting a similar EPA Grant but from the State of Pennsylvania. I sort of bounced some ideas off of them about how they were successful in getting the same piece of equipment. So, utilizing the resources we have. I'm confident that our application will be strong. But it all comes down to the selection process.

Finally, the street resurfacing for 2022, typically we get Ohio Public Works Commission funding for that. Unfortunately, this round we did not get any OPWC funding for our street resurfacing program for 2022. So, after we go through Capital Budget and determine how much will be available for the street paving program in 2022, we'll start putting that program together. The good part about not getting OPWC Funding is we can start resurfacing as quickly as we need too; early spring April/May timeframe. If you do have OPWC Funding as we have in the past, we have to wait until July 1st before you can do anything. That essentially pushes your street resurfacing into either July or August; which inevitably always runs right up until the first week of school. We're doing resurfacing and everybody is driving on the roads. Depending on how much is available, we'll see where our pavement condition rating puts the priority of streets and what streets we can accomplish with the money that we have available. There won't be legislation other than awarding the bid. We won't have the normal OPWC stuff. That's all I have.

MR. MORVAY: Thank you, Wade. Council questions. Mr. Tieche, you had a question for John Rapp.

MR. TIECHE: A couple of comments. One, great job on snow removal. Two, you mentioned about cleaning around fire hydrants, I seen a couple of them cleaned, they clean around them and back to the sidewalk. They need to clean out to the street. If the fire department is responding you're going to come off the street not the sidewalk. Just an observation. Great job on snow removal.

MR. MORVAY: Council, anything? Hearing none. I'll open it up to residents at this time.

KATHRYN YOUNG: Kathryn Young, 570 Barbcliff. I just want to also say, great job with the cleaning of the roads. I'm very blessed to live in Canfield. I just had a couple of questions for Wade. The sidewalks, as I'm coming here, is the city responsible for any of those sidewalks, especially where the kids go to school? It's like, are actually riding their scooters in the street, at twilight, literally when I was coming here because the sidewalks are a foot high. I didn't know if we have a device for that. Especially near the schools.

MR. CALHOUN: The city maintains and clears all city sidewalks. Any residential sidewalk is the property owner. If you have a sidewalk in front of your house, you're responsible for the sidewalk in front of your house. Whether that's clearing snow, fixing repairs, cracks, shifting.

KATHRYN YOUNG: The street resurfacing, are we taking a loan for that if we're not getting the extra funds coming?

MR. CALHOUN: No. We'll utilize our Street CM&R Fund.

KATHRYN YOUNG: Mr. Morvay, the levy for the fire station, I noticed over the last few years we bought a lot of fixed assets like, fire trucks and ambulances and things like that. Was there a plan in mind for the.....?

MR. MORVAY: That was a separate levy that was passed. It's an equipment fund. So, the money that comes into the equipment fund can only be spent on equipment. So, we can't take that money. Somebody suggested that to us, they said, hey, why are we buying this fire truck, put it into wages. We can't do that. It's a separate fund. We can't use those funds for wages.

KATHRYN YOUNG: Okay. For real estate taxes, we have the levy for the fire trucks and we're going to have another levy, for sure for the schools. Someone asked, aren't the real estate taxes appraisals going to, because Canfield the homes are increasing in value, so that as well will come into play, that even more taxes will be owed by the citizens, should these two levies be...

MR. MORVAY: I don't know how the County Auditor figures that formula out but I know from the Auditor, on \$100,000 valuation, it's going to be \$57.05 annually. That's what the liability would be for the homeowner. We really crunched numbers and that's why we came up with the 1.63 millage. We thought that, that was the minimum that we could go. We did have the school in mind. We want the school levy to pass as well, the bond issue for the new schools. We definitely want that. But we have a responsibility as Trustees for the fire district to maintain

safety. Yes, we have the greatest equipment but if we can't man that equipment. We're facing the problem that every other business is having. Wages are going up. We got to make sure that our inline to retain our people.

MR. TIECHE: John, you indicated that the 1.63 mill levy will cost \$57.05 per \$100,000 of valuation. Do you know what that millage will generate to the fire department?

MR. MORVAY: About a million dollars.

KATHRYN YOUNG: Does anybody know for \$100,000 what it would be for the school? I know it's not your responsibility but just for information sake, so people can add those together.

MR. MORVAY: I don't know that Kathryn.

KATHRYN YOUNG: Thank you.

MR. NEFF: How long is that levy for?

MR. MORVAY: The Fire District? I believe it's going to be a permanent levy. Anybody else? Hearing none, we'll move on.

Under Persons Desiring to Appear Before Council:

MR. FRANK MICCHIA: Good evening. Frank Micchia, 220 Glenview. Yes, Public Works did a heck of a job. I thank them for it. Let me tell you how great the job was. On Sunday evening, I put out my recycles by the street, trying to get ahead of everything. I didn't know how much snow was going to come down. The snowplows came and cleaned the streets really good and I had a pile of snow that big on the corners of my driveway. Somewhere in that pile my recycle bins are buried.

MR. NACARATO: Mine too, Frank.

MR. DRAGISH: Mine three.

PUBLIC WORKS SUPERINTENDENT: Mine too, Frank.

MR. MICCHIA: After 3 days, today, I finally found it, exactly where I left it. A couple of ongoing issues, did we finalize any flood abatement plans for the coming year? We had the South Briarcliff and Bradford Project. I would like to see us do that Glenview overpass. That really needs to be done. I hope that gets factored into our plans. That will relieve a lot of flooding in my opinion.

Secondly, we've been negotiating new water rates. I wondered if there was any news in regard to those negotiations?

MR. CALHOUN: I have a call this week with the Youngstown Water Commissioner. We should have something in place by March.

MR. MICCHIA: Everyday the newspaper man delivers the Wall Street Journal to me with the newspaper. In the afternoon, the mailman delivers 10 copies of the Wall Street Journal. I don't know why. We've called him. We've talked to him. I still get 10 copies, in addition to my own. So, if anybody wants a copy of the Wall Street Journal, there they are. Thank you for your time.

MR. MORVAY: Thank you, Frank. I don't have anybody else on the list but I will entertain, if you want to. Hearing none, we'll move on.

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

Under **NEW BUSINESS**:

ITEM A: An Ordinance Amending Ordinance 2021-58 Adopting Salary and Benefits for All Full and Part-Time Non-Bargaining Unite Employees and Declaring an Emergency.

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

MR. DRAGISH: Second.

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

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

MR. NACARATO: Second.

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

MR. TIECHE: Mr. President, I have an Ordinance Amending Ordinance 2021-58 Adopting Salary and Benefits for all Full and Part-Time Non-Bargaining Unit Employees and Declaring an Emergency. I move for passage.

MR. NEFF: Second.

MR. MORVAY: Wade can you give us a briefing on this Ordinance.

MR. CALHOUN: The updates are amendments to the salary ordinance 2021-58 are only affecting certain sections of the salary ordinance. Per section 3 of the city manager's contract agreement with the city, annually beginning in January 1, 2020, the annual salary for the city manager; which you see in the ordinance has the verbiage of, as approved by council. That is contingent upon annual evaluation. As council conducts their annual evaluation of the city manager, they then determine the annual salary for whatever the fill-in year is; which in this case is 2022. Most likely, we'll go through the same process next year. Additionally, it makes some modifications to section 2 and then delineates the I.T. Manager position. We only have one I.T. Manager position now, effective January 15, 2022. The reason it's being passed as an emergency is so this ordinance becomes effective on January 1st, as to line up with the appropriate pay periods.

MR. MORVAY: Thank you, Mr. Calhoun. In the section for the city manager, I was going to suggest a 5% increase for Mr. Calhoun but I would need a Motion to get that into this Ordinance.

MR. NEFF: So, moved.

MR. NACARATO: Second.

ROLL CALL ON MOTION:

5 Votes-Yes

0 Votes-No

Motion passes.

MR. MORVAY: Gentlemen, do you have any questions about this Ordinance that we're about to vote on?

MR. TIECHE: I guess clarification, we were having some discussion in Executive Session and we had some discussion about this pay raise would be 4% as an increase between, on a year to year basis but that's not a guarantee that it's 4%, right? That's a combination of what their performance evaluations may be and the cost of living increase could not exceed more than 4%.

MR. CALHOUN: Correct. So, for section 1, it talks about a CPI increase that every employee gets as a result of what the December to December consumer price index percentage increase is, combined with annual evaluations that are conducted in June, for an effective date of July 1st. Each salary that is delineated in the ordinance is the max salary that, that position can earn. Whether it's an annual salary or a per hour basis, that max potential that, that employee can earn in that position; whether as a combination of the two increases being a full 4% over the previous year, or in some cases, if an employee is not currently at that max for 2021, they may

receive that 4% increase and still not be at that max rate. As everybody is probably aware of, the December to December CPI Index for 2021, from 2020 to 2021 was 7 ½% for the Midwest region. Most likely, almost all employees will see a CPI increase to that max level. Because we are limited to that 4% max increase and to keep our employees as close as we can, comparable to what the cost of goods have gone up, 4% is essentially all we can get that too. It's as close to the 7 ½% that we can. Hopefully, things change and we don't find ourselves in the same position next year. I know the CPI is at the highest it's ever had a 12 month increase in 40 years. Hopefully, it's not when I was born and now that I'm about to be 40, the CPI decides to do some crazy stuff. Hopefully, the next one doesn't happen until I'm 80.

MR. TIECHE: One other question. Madam finance director, given this increase, how is that going to affect our budget overall?

FINANCE DIRECTOR: It will be fine. Actually, we did very well in income tax revenue last year. What were we up Wade? Was it 9%?

MR. CALHOUN: Yes, it was a good year.

MR. TIECHE: Thank you.

MR. MORVAY: Just a comment. The general consensus of the evaluation that was performed on Mr. Calhoun's performance for 2021 was above average. There is a public record of it if anybody wants to read it, you're welcome to do that. We're very satisfied and proud of our City Manager, Wade Calhoun. At this time, I'll open it up to residents, if you have a question about this particular ordinance, now is the time.

MR. MICCHIA: Good evening, Frank Micchia, 220 Glenview. I understand this Ordinance is for pay raise for 2022 and 2023. Two years, correct?

MR. CALHOUN: No, it's only 1 year.

MR. MICCHIA: It says, 2022 and 2023 on it.

MR. TIECHE: The rates are the maximum rates that can be paid in 2022 and in 2023. But you have to take into consideration the things that Mr. Calhoun just talked about, performance evaluation and also cost of living increases.

MR. MICCHIA: I don't get one. Anyway....

ATTY. FORTUNATO: If you get Social Security you do.

MR. MORVAY: His part B went up, though.

MR. MICCHIA: My question is, has anybody put a number as to how many dollars this pay increase will cost the city in 2022?

MR. CALHOUN: Specific to my position or every position?

MR. MICCHIA: The whole thing. What's the whole thing going to cost?

MR. CALHOUN: It's in the temporary budget.

FINANCE DIRECTOR: Yes.

MR. CALHOUN: Total personnel costs.

MR. MICCHIA: Does anybody know what it was?

FINANCE DIRECTOR: I don't recall right now, no.

MR. MICCHIA: We're going to vote on it but we don't know how much it is.

ATTY. FORTUNATO: They approved the temporary appropriation budget. They've already looked at that number and approved it. Nobody recalls that specific number tonight. That's already been approved. They considered it at that time.

MR. MICCHIA: It would be nice to know what it is in this particular section.

MR. CALHOUN: The impact of the legislation that was done tonight is \$5,677.05; which was my increase.

MR. MICCHIA: I'm talking about all the others.

MR. CALHOUN: That was contemplated when they did the temporary budget. You asked specifically the impact tonight and that's what it is.

MR. MICCHIA: I asked for the impact on all the people not just you. We don't know what it is?

ATTY. FORTUNATO: We don't have it available to us tonight. It's already been voted and approved.

MR. MICCHIA: Okay, thank you.

KATHRYN YOUNG: Wade back in June of 2021, you mentioned that 85% of any private sector/public sector, the biggest expense is the personnel. Is it still 85%?

MR. CALHOUN: That was not a hard-quotable number that you keep throwing out there.

KATHRYN YOUNG: Okay.

MR. CALHOUN: I said that in general. I can't give any further indication of what the exact percentage is for the city or anybody. I said, in general, I believe it was 85%.

KATHRYN YOUNG: General wasn't in quote. Thank you.

MR. MORVAY: Just to clarify, the Motion that we made this evening to increase Mr. Calhoun's salary for 5% was for 2022 only. We'll address 2023 next year. Anybody else? Hearing none, roll call.

ROLL CALL ON ORDINANCE:	5 Votes-Yes
	0 Votes-No
	Ordinance passes.
	Ordinance 2022-04.

ITEM B: A Resolution Authorizing the City Manager to Apply for, Accept, and Enter into a Water Supply Revolving Loan Account (WSRLA) Agreement on behalf of the City of Canfield for Construction of Drinking Water Facilities; and Designating a Dedicated Repayment Source for the Loan and Declaring an Emergency.

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

MR. DRAGISH: Second.

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

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

MR. NACARATO: Second.

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

MR. NEFF: Mr. President, I have a Resolution Authorizing the City Manager to Apply for, Accept, and Enter into a Water Supply Revolving Loan Account (WSRLA) Agreement on Behalf

of the City of Canfield for Construction of Drinking Water Facilities; and Designating a Dedicated Repayment Source for the Loan and Declaring an Emergency. We move for passage.

MR. DRAGISH: Second.

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

MR. CALHOUN: As previously mentioned, the water application for the Bradford Drive and Herbert Road replacement. We're going after WSRLA Loan Funds in the amount of \$542,223; which is based on the engineer's estimate of the project. This Resolution, as Council Member Neff read authorizes the City Manager to apply for that loan and enter into all the appropriate agreements on behalf of the City of Canfield for that loan, as well as all of the construction requirements, per the EPA. As I mentioned it's being passed as an emergency because the deadline for that application is February 1st.

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

ROLL CALL ON RESOLUTION:

5 Votes-Yes
0 Votes-No
Resolution passes
Resolution 2022-01.

ITEM C: A Motion Authorizing the City Manager to Enter into a Subdivider's Agreement with 100% Surety Bond or Irrevocable Special Letter of Credit with Stonebridge Land Corporation.

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. DRAGISH: Mr. President, I have a Motion Authorizing the City Manager to Enter into A Subdivider's Agreement with 100% Surety Bond or Irrevocable Special Letter of Credit with Stonebridge Land Corporation. I move for passage.

MR. NEFF: Second.

MR. MORVAY: Wade, what does this Motion entail?

MR. CALHOUN: Real quick, for the record, going back to the December 15th, temporary appropriations, generally the total personnel services costs are approximately five and a half million dollars, of the total annual budget for the City of Canfield.

This Motion in regards to authorizing the City Manager to enter into a subdivider's agreement, Mr. Charles Masters of the Stonebridge Land Corporation has completed all of the construction of the infrastructure for Plat 10 of the Stonebridge Development. A couple months back council approved proceeding without bond; which is not uncommon, as we've done in the past to allow Mr. Masters to develop those lots in preparation for sale. Mr. Master's cannot sell those lots until he comes forward with a surety bond or a special letter of credit guaranteeing to the city that the infrastructure, so the roads, curb and gutter, sidewalks, waterline, sewer lines, have all been constructed. Any maintenance issues that need to be addressed within the timeframe; which I believe is 3 years, that amount in the bond covers those repairs within the first three years. This Motion simply authorizes the city manager to enter into the subdivider's agreement delineating with the surety bond and acceptance in those amounts for the various infrastructure for the final approval of the Stonebridge Plat 10; which was done at the Planning & Zoning Meeting last Thursday, January 14th.

MR. MORVAY: Thank you, Mr. Calhoun. Council any questions? Hearing none. Residents, questions? Hearing none. Patty.

ROLL CALL ON MOTION:

5 Votes-Yes
0 Votes-No
Motion passes.
Motion 2022-03.

ITEM D: A Motion Authorizing the Rotary Club of Canfield to Proceed with Construction of a New Gazebo on the Village Green.

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. NACARATO: Mr. President, I have a Motion Authorizing the Rotary Club of Canfield to Proceed with Construction of a New Gazebo on the Village Green. I move for passage.

MR. DRAGISH: Second.

MR. MORVAY: Wade, what is this motion and the Rotary?

MR. CALHOUN: Much like we did for the American Legion that erected a flag pole on the Village Green, Council authorized and approved that action to take place. Much like the same fashion of the Rotary Club rebuilding the gazebo, so demolition and then rebuilding, upgrading an exact replica, enlarging the gazebo. We thought it appropriate to at least have authorization or legislation from the city council, sort of blessing that project. That is essentially what this Motion does, it authorizes the Rotary Club of Canfield to proceed with the project, again in cooperation with the City of Canfield, our Parks, Cemetery & Recreation Board. We received the plan set late today. I sent that information in an email to council. We printed off one plan set, if anyone wants to review it. There are 14 pages that shows the architecture and design. There is a depiction of what the gazebo will look like; which is essentially what it looks like today. There will be an upgrade to materials, instead of wood it will be a little hardier material like the composite material and then also adding a ramp for handicapped accessibility, enlarging the gazebo size, so it has more capacity and then adding potentially some sound and lighting upgrade. At full build-out as long as the fundraising and the funds are available; which I know Council Member Nacarato has been involved with the Rotary Committee that is doing that, as well as myself. We have a meeting at the end of the month to start to finalize plans. Hopefully, the lofty goal of having the gazebo done and finalized for the Memorial Day Ceremonies that we do on the Village Green during the Memorial Day weekend. So, again, sort of the formal authorization from city council to allow Canfield Rotary to undertake that project, being as it is city-owned property of the Canfield Village Green gazebo.

MR. MORVAY: Okay. Thank you, Mr. Calhoun

MR. TIECHE: I'm presuming that this project is going to be bid by contractors.

MR. NACARATO: Yes.

MR. TIECHE: The contractor's will be required to have sufficient insurance coverage and that kind of thing?

MR. NACARATO: Yes.

MR. TIECHE: Very good. Thank you.

MR. NACARATO: Just as a side note. The handicapped accessibility is going to be a natural ramp. It's not going to be a wood ramp. It's not going to deter or take away from the look of that the gazebo is. It's not going to be some clunky looking ramp. It's going to be a natural ramp.

MR. MORVAY: Residents questions?

KATHRYN YOUNG: Kathryn Young, 570 Barbcliff. I just wanted to say thank you to the Rotary and I'm really excited about the gazebo coming in 2022 and it's being built 22 feet, so very excited about it.

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

ROLL CALL ON MOTION:

5 Votes-Yes
0 Votes-No
Motion passes.
Motion 2022-04.

MR. MORVAY: At this time, I'll ask Mayor Dragish to get us into Executive Session. When we come back out and reconvene, we'll probably not be taking any action. You're welcome to stick around. If you don't, that's fine too.

MR. DRAGISH: Mr. President, I have a Motion to go into Executive Session pursuant to the Ohio Revised Code Section 121.22 (g) (2) to consider the sale or purchase of property.

MR. NACARATO: Second.

ROLL CALL ON MOTION:

5 Votes-Yes
0 Votes-No
Motion passes.

Council convened into Executive Session at 6:40 P.M.

Council reconvened from Executive Session at 7:15 P.M.

Mr. Nacarato made a Motion to adjourn.

Mr. Neff seconded the Motion.

Council adjourned at 7:15 P.M.

PRESIDENT OF COUNCIL

ATTEST:

CLERK OF COUNCIL