

AGENDA

CANFIELD CITY COUNCIL

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

- A. An **Ordinance** Authorizing the City Manager to Enter into a Multi-Year Asset Management Professional Service Contract(s) with Veolia North America, LLC for the Engineering, Repair, Sustainability, Water Quality Management, and Maintenance of Water Storage Tanks and Appurtenant Facilities Owned, Operated, and Maintained by the City of Canfield, Ohio Water Department.

Description:

Council was given a presentation on December 16, 2020 from Dan Fraum with Suez Advanced Solutions on the maintenance of the city's two water tanks. Since this time, a company called Veolia North America, LLC has bought Suez Advanced Solutions. Everything remains the same, as far as the service they provide. This is a program the City of Canfield would very much like to implement.

Action Needed:

Consideration of an Ordinance Authorizing the City Manager to Enter into a Program for Maintenance on the City of Canfield's two water storage tanks.

Attachment(s):

An Ordinance Authorizing the City Manager to Enter into a Program for Maintenance on two water storage tanks for the City of Canfield.

Presentation from December 2020 from Suez.

- B. A **Resolution** Authorizing the City Manager and City Engineer to File Application and to Execute Contracts and Act as Chief Executive Officers for the Federal Emergency Management Agency (“FEMA”) Funded Project, namely: The Overbrook Stormwater Project, and to Designate the Finance Director as Chief Fiscal Officer for all Grant Documents for the Project and to Designate MS Consultants, Inc. as the Project Manager and Declaring an Emergency.

Description: The mitigation project for the Overbrook Stormwater Project was awarded by FEMA. The grant is in the amount of \$448,786.80 with a local contribution of \$49,865.20. The total cost of the mitigation project is \$498,652.00.

Action Needed: Approval of the Resolution Authorizing the City Manager and City Engineer to File Application and to Execute Contracts for the Federal Emergency Management Agency (“FEMA”) funded project. It is being passed as an emergency because the application date is before this Resolution would become effective.

Attachment(s): The Resolution and the State-Local Grant Agreement.

12. Council Comments.
13. Adjournment

Introduced by: _____
First Reading: _____

ORDINANCE

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO
A MULTI-YEAR ASSET MANAGEMENT PROFESSIONAL SERVICE CONTRACT(S) WITH
VEOLIA NORTH AMERICA, LLC FOR THE ENGINEERING, REPAIR, SUSTAINABILITY, WATER
QUALITY MANAGEMENT, AND MAINTENANCE OF WATER STORAGE TANKS AND
APPURTENANT FACILITIES OWNED, OPERATED, AND MAINTAINED BY THE CITY OF CANFIELD,
OHIO WATER DEPARTMENT.

WHEREAS, the City of Canfield owns and operates a water distribution system; and

WHEREAS, maintaining the tanks within the system is required; and

WHEREAS, Council desires to proceed with this maintenance program.

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

Section 1: The City Manager is hereby authorized and directed to enter into professional service contract(s) for a multi-year asset management used for the engineering, repair, sustainability, water quality management, and maintenance of water storage tanks and appurtenant facilities owned, operated, and maintained by the City of Canfield, Ohio Water Department.

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.

PRESIDENT OF COUNCIL

ATTEST:

CLERK OF COUNCIL

Certification of Publication

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

CLERK OF COUNCIL

APPROVED AS TO FORM:

MUNICIPAL ATTORNEY

Introduced by: _____
First Reading: _____

CITY OF CANFIELD

RESOLUTION

A RESOLUTION AUTHORIZING THE CITY MANAGER AND CITY ENGINEER TO FILE APPLICATION AND TO EXECUTE CONTRACTS AND ACT AS CHIEF EXECUTIVE OFFICERS FOR THE FEDERAL EMERGENCY MANAGEMENT AGENCY (“FEMA”) FUNDED PROJECT, NAMELY: THE OVERBROOK STORMWATER PROJECT, AND TO DESIGNATE THE FINANCE DIRECTOR AS CHIEF FISCAL OFFICER FOR ALL GRANT DOCUMENTS FOR THE PROJECT AND TO DESIGNATE MS CONSULTANTS, INC. AS THE PROJECT MANAGER AND DECLARING AN EMERGENCY.

WHEREAS, the City of Canfield hereby requests a grant in the amount of \$448,786.80 from the Federal Emergency Management Agency (FEMA) through the Ohio Emergency Management Agency for the Overbrook Stormwater Project.

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

Section 1: That Charles Colucci, Acting City Manager and Stephen Preston (MS Consultants, Inc), City Engineer are hereby authorized to execute for and in behalf of the City of Canfield, a public entity established under the laws of the State of Ohio, this application and to file it in the appropriate State office for the purpose of obtaining certain Federal financial assistance under the Disaster Relief Act (Public Law 288, 23rd Congress) or otherwise available from the President’s Disaster Relief Fund.

Section 2: That the City of Canfield, a public entity established under the laws of the State of Ohio, hereby authorized its agent to provide to the State and to the Federal Emergency Management Agency (FEMA) for all matters pertaining to such Federal disaster assistance the assurances and agreements as listed in the Grant Agreement.

Section 3: That the Finance Director is hereby designated as Chief Fiscal Officer relative to all grant documents pertaining to the Overbrook Stormwater Project.

Section 4: That ms consultants, inc. is hereby designated as Project Manager for the Overbrook Stormwater Project.

Section 5: This Resolution is hereby declared to be an emergency measure necessary for the preservation of public peace, health and safety of the inhabitants of the City of Canfield, Ohio. Said emergency exists by reason of the fact that the application deadline is November 11, 2022 and this Resolution will not be in effect until December 2, 2022.

Section 6: 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 _____, 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



**STATE-LOCAL GRANT AGREEMENT
HAZARD MITIGATION GRANT PROGRAM - CFDA 97.039
FEMA-DR-4507-OH
DECLARED MARCH 31, 2020**

This Grant Agreement (the "Agreement") is made and entered into by, and between, the State of Ohio, Department of Public Safety, Ohio Emergency Management Agency, located at 2855 West Dublin-Granville Road, Columbus, Ohio 43235-2712 (herein referred to as the "Recipient"); and, **the City of Canfield**, located at **104 Lisbon Street, Canfield, Ohio 44406** (herein referred to as the "Sub-recipient").

This agreement will be in effect for the period beginning September 20, 2022 and ending September 20, 2024.

1. Pursuant to the provisions of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 USC 5121, et. seq. ("Stafford Act") as amended, the Federal Emergency Management Agency ("FEMA") has been authorized by Congress to make grants to states to mitigate natural disasters. The Ohio Emergency Management Agency ("Ohio EMA"), has received grant funds for that purpose.
2. The Ohio Emergency Management Agency has been designated as the Recipient to receive, administer, and disburse FEMA mitigation funds for local government mitigation projects in areas of Ohio and to provide technical assistance with the Hazard Mitigation Grant Program (HMGP). The HMGP is authorized by Section 404 of the Stafford Act, Public Law 93-288. Recipient shall monitor and evaluate the implementation of mitigation projects and control the disbursement of HMGP funds from FEMA.
3. **City of Canfield, Mahoning County** is the Sub-recipient and has submitted an application, which is incorporated herein by reference, to the Recipient setting forth a list of activities (herein referred to individually as "Project"). The Recipient and FEMA have approved the Projects along with any exceptions that have been made prior to signing of this agreement. The Sub-recipient agrees to complete the Project within two years of FEMA approval, unless a time extension is granted by the Recipient.
4. Sub-recipient shall participate in the development of, and shall coordinate and monitor the implementation of the local hazard mitigation measures; and shall regulate and control development within hazardous areas.
5. Sub-recipient has the legal authority to accept mitigation funds and shall provide all necessary financial and managerial resources to meet the terms and conditions of receiving federal and state mitigation funds. The financial management system must comply with 2 Code of Federal Regulations (CFR) Part 200 and Auditor of State Bulletin 99-05.
6. Sub-recipient shall use the mitigation funds solely for the approved scope of work in the Project. Only those costs, which are allowable as defined in 2 CFR 200 will be paid:

a. This Grant Agreement in the amount of \$498652.00

("Funds") will serve as the contract between the Recipient, Ohio EMA and the Sub-recipient for the purpose of the approved project.

b. Total estimated cost of the mitigation project is:	\$ 498,652.00
Total HMGP (Federal) contribution is:	\$ 448,786.80
Total State of Ohio contribution is:	\$ 0
Local contribution:	\$ 49,865.20

c. FEMA has awarded Sub-recipient Management Costs (SRMC) in the amount up to \$24,800.00 to help off-set the costs of project implementation. These funds are 100% Federal and do not require a local match. The SRMC funds must be administered by the Recipient and Sub-Recipient in accordance with:

- i. Hazard Mitigation Assistance Guidance dated February 27, 2015
- ii. FEMA Policy #104-11-1
- iii. 2 Code of Federal Regulations Part 200, and
- iv. This grant agreement.

In order to receive these funds, the Sub-Recipient must document expenses deemed reasonable, allowable, and necessary as required by this agreement and in the guidance, policy, and regulation above. Reimbursement will be based on documented, actual eligible cost incurred up to 5% of the total project cost at the time of project completion.

d. Sub-recipient agrees to provide the necessary local cost share as required by 2 CFR Parts 200.306 and 200.434. The funding will be available within the specified period of time for completion of the Project. Documentation of the use of the local cost share is required.

e. Obligations of Recipient are subject to provisions of Section 126.07 of the Ohio Revised Code.

7. Sub-recipient shall return to Recipient any HMGP and State funds, which are not supported by audit or other federal or state review of documentation maintained by the Sub-recipient. (2 CFR Part 200-Subpart F)
8. Sub-recipient shall maintain records for the period set forth in 2 CFR Part 200.333 and shall give access to said records in accordance with 2 CFR Part 200.336.
9. Sub-recipient shall comply with all applicable state and local ordinances, laws, regulations, building codes and standards applicable to this Project.
10. Sub-recipient agrees to maintain good standing with the National Flood Insurance Program (NFIP) and comply with local regulations pertaining to the NFIP; and agrees to bring into NFIP compliance all structures identified through Community Assistance Visits (CAV's) to the maximum extent possible. Failure to enforce NFIP requirements for all development in identified flood hazard areas will result in the Sub-recipient repaying the HMGP and state funds related to the Project.
11. Sub-recipient shall comply with 2 CFR Part 200.318 in all procurements, including the contract provisions found in 2 CFR Parts 200.319 thru 200.326. In particular,

- a. Sub-recipient shall comply, as applicable, with provisions of federal laws and regulations pertaining to labor standards, and the State of Ohio Prevailing Wages laws and regulations.
 - b. Sub-recipient shall not enter into any contract with any party which is debarred or suspended from participating in federal assistance programs, or is otherwise ineligible pursuant to E.O. 12549, Debarment and Suspension, as implemented at 2 CFR Part 200.213.
12. Sub-recipient has read, understands, and shall comply with the State of Ohio Audit Requirements/Compliance Standards (attached), and 2 CFR Part 200 Subpart F – Audit Requirements.
13. Sub-recipient shall submit to the Recipient quarterly progress reports (QPR), due the 15th day of the month following the end of the quarter on the following schedule:
- a.

January – March	Due April 15
April – June	Due July 15
July – September	Due October 15
October – December	Due January 15
 - b. Failure to provide the required reports will result in suspension of grant funds until the required reports are provided and approved by the Recipient.
14. Prior to project close-out, the sub-recipient is responsible for entering project summary data into the Mitigation Information Portal (MIP). Examples of data to be entered into MIP include but are not limited to: property photos, copies of deed restrictions, project financial information, latitude/longitude of mitigated properties etc. The Sub-recipient also agrees to utilize MIP to monitor properties acquired with Hazard Mitigation Assistance funds to ensure compliance with open space requirements.

15. DEED RESTRICTIONS

Sub-recipient agrees to the following assurance for projects, which involve acquisition and relocation:

- a. The following restrictive covenants shall be conveyed in the deed to any property acquired, accepted, or from which structures are removed:
 - 1) The property shall be dedicated and maintained in perpetuity for uses compatible with open space, recreational, or wetlands management practices; and,
 - 2) No new structure(s) will be built on the property except as indicated below:
 - a. A public facility that is open on all sides and functionally related to a designated open space or recreational use;
 - b. A rest room; or
 - c. A structure that is compatible with open space, recreational, or wetland management usage and proper floodplain management policies and practices, which the FEMA V Regional Administrator approves in writing before the construction of the structure begins.
 - 3) After completion of the project, no application for additional disaster assistance will be made for any purpose with respect to the property to any Federal or State entity or source, and no Federal or State entity or source will provide such assistance.

- a. In general, allowable open space, recreational, and wetland management uses include: parks for outdoor recreational activities; nature reserves; cultivation; grazing; camping except where adequate warning time is not available to allow evacuation; temporary storage in the open of wheeled vehicles which are easily movable (except mobile homes and recreational vehicles); unimproved, previous parking lots; and buffer zones.
 - b. Any structures built on the property according to A. above, shall be floodproofed or elevated to the 100-year Base Flood Elevation plus one foot of freeboard.
 - c. Title to the property may be transferred only to another governmental entity, with the approval of the Recipient and the FEMA V Regional Administrator. The Sub-recipient will retain all development rights to the land.
16. Sub-recipient shall comply with all applicable federal, state and local ordinance, laws, regulations, requirements, labor standards, building codes and standards as pertains to this project and identified in 2 CFR Part 200, and agrees to provide maintenance as appropriate.
17. NONCOMPLIANCE (2 CFR PART 200.338)
- a. If the Sub-recipient fails to comply with the terms of the award, whether stated in a federal statute or regulation, an assurance, in a state plan or application, a notice of award, or elsewhere, the awarding agency may take one or more of the following actions, as appropriate in the circumstances:
 - 1). Temporarily withhold cash payments pending correction of the deficiency;
 - 2) Disallow all or part of the cost of the activity or action not in compliance;
 - 3) Wholly or partly suspend or terminate the current award for the program;
 - 4) Withhold further awards for the program;
 - 5) Take other remedies that may be legally available.
 - b. In taking an enforcement action, the awarding agency and/or the Recipient will provide an opportunity for such hearing, appeal, or other administrative proceeding to which the Recipient or Sub-recipient is entitled under any statute or regulation applicable to the action involved.
 - c. Costs resulting from obligations incurred by the Sub-recipient during a suspension or after termination of an award are not allowable unless the awarding agency expressly authorizes them in the notice of suspension or termination. Other costs during suspension or after termination which are necessary and not reasonably avoidable are allowable if:
 - 1). The costs result from obligations which were properly incurred before the effective date of suspension or termination, are not in anticipation of it, and, in the case of a termination, are not cancelable, and,
 - 2) The costs would be allowable if the award were not suspended or expired normally at the end of the funding period in which the termination takes place.

18. ENVIRONMENTAL COMPLIANCE

- a. Sub-recipient will comply with FEMA Directive 108-1,, National Environmental Policy Act (NEPA), and other federal and state environmental laws and regulations in the implementation

of the Project. The Recipient will provide the Sub-recipient with a signed copy of the Record of Environmental Considerations (REC) and supporting letters and documentation as soon as FEMA approves the project. The REC will identify any special conditions placed on the project that may impact demolition activities, the elevation of any structures, underground storage tanks, cutting of trees or removal of fences or vegetation and disposal of any materials in approved dump sites and so on.

- b. Failure to comply with any environmental condition or requirement will result in the Sub-recipient reimbursing to the Recipient any federal or state funds expended on a property where environmental non-compliance has occurred.

19. CLOSE-OUT (2 CFR 200.343)

- a. Sub-recipient will notify the Recipient as soon as the Project has been completed, and will provide a Final Progress Report and financial report within 30 days. Recipient will conduct a final site visit within 30 days of receiving the final progress report and financial report, and provide the Sub-recipient with a their findings within 30 days of the visit. The findings will outline the results of the site visit and in particular any upward or downward adjustment to allowable costs.
- b. Sub-recipient will immediately refund any balance of un-obligated cash advanced that is not authorized to be retained for use on other grants.
- c. The closeout of the grant does not affect the right of the awarding agency to disallow costs and recover funds on the basis of a later audit or other review, the obligation to return any funds due as a result of later refunds, corrections, or other transactions, records retention as required in 2 CFR Part 200.333, property management requirements in Parts 200.311 and 200.312, and audit requirements in Part 200 Subpart F-Audit Requirements.
- d. Any funds not returned within a reasonable period of time after request, may result in an administrative offset against other requests for assistance, withholding advance payments otherwise due, and other action permitted by law.

20. AUDIT REQUIRMENTS (2 CFR 200 Subpart F)

In accordance with the Single Audit Act of 1984 as amended and 2 CFR 200, the following procedures will assure compliance with those standards in the administration of the Hazard Mitigation Grant Program (HMGP) to eligible Sub-recipients, pursuant to a Presidential Declaration of major disaster in the State of Ohio.

- a. The Governor's Authorized Representative (GAR) will provide the Auditor of State a listing of all State agencies and local governments which have been approved to receive Federal funds under the HMGP. This will serve as notice to State field examiners to inquire about the funds at the time of the respective Sub-recipients single audit, ensuring at a minimum, the inclusion of those funds in the Audit Report's "Schedule of Federal Financial Assistance".
- b. The Sub-recipient has the obligation to comply with all applicable rules and regulations of the HMGP, to include 2 CFR 200. If the applicant desires copies of 2 CFR 200 they are available from the County and/or State Auditor's Office.

- c. The Single Audit Act of 1984 as amended requires local governments, state agencies/departments, and private non-profit organizations expending a total of \$750,000.00 or more in federal financial assistance in any fiscal year to have a single audit performed.

Those local governments, state agencies/departments, or private non-profit organizations expending less than \$750,000.00 in federal financial assistance must supply the GAR with a letter from a clerk/treasurer, for each fiscal year HMGP funds are received, certifying that status.

- d. Audit reports must be sent to the GAR by the Sub-recipients within one (1) month of Audit Report publication. Failure to do so, without reasonable justification, could result in suspension of any further advances of funds or final reimbursement by the GAR under the HMGP.
- e. If during any single audit the Sub-recipient has been informed of non-compliance findings regarding this program, the Sub-recipient shall verbally notify the GAR immediately and prior to publication of the Audit Report.
- f. The Sub-recipients will correct the finding(s) within thirty (30) days of written notification of non-compliance, if not sooner, and notify the GAR in writing of the actions taken.
- g. Findings against the Sub-recipient remaining uncorrected by the Sub-recipient will be deducted from the applicant's final reimbursement by the GAR in the amount of funds questioned in the Audit Report. If the GAR has already dispersed final settlement, and a subsequent audit report identifies non-compliance by the Sub-recipient, collection proceedings will be initiated by the GAR against the Sub-recipient in the amount of the questioned costs.
- h. Throughout the lifetime of the HMGP, it is the responsibility of the Sub-recipient to inform the State (or private) examiner of their participation in this program at the time of their respective single audits.
- i. The GAR will receive a listing from the State Auditor's Office of any regular or single audits completed for each Sub-recipients jurisdiction/organization. The audits will not be forwarded to the GAR, this is an administrative requirement for each Sub-recipient to complete.
- j. The GAR will review each audit report received to assure that:
 - 1. If applicable, the grant(s) received that fiscal year are included in the "Schedule for Federal Financial Assistance" portion of the Audit Report, and that the report properly addresses the HMGP, as required under the Single Audit Act and appropriate OMB guidance;
 - 2. Any of the program activities, which may have been tested by the State Examiner are in compliance with all regulations pertaining to the HMGP and single audit requirements;
 - 3. Audit findings against the Sub-recipient pertaining to this grant will be rectified within thirty (30) days of receipt of the Audit Report by the Sub-recipient, either with guidance from, or, established by the State.
- k. From the onset of application approval, the GAR will work closely with the Sub-recipient to include site mid-program reviews and inspections of completed, approved projects by the GAR.

**STATE OF OHIO
HAZARD MITIGATION GRANT PROGRAM (HMGP)
GRANT AGREEMENT**

IN WITNESS WHEREOF, the parties hereto have executed this Grant Agreement on the day and year set forth below:

SUB-RECIPIENT – City of Canfield, Mahoning County

_____ **Date** _____

_____ **Date** _____

_____ **Date** _____

RECIPIENT

_____ **Date** _____
Sima S. Merick, Executive Director
Ohio Emergency Management Agency

SUEZ ADVANCED SOLUTIONS

TANK MAINTENANCE / ASSET MANAGEMENT PROGRAM



Questions You May Have About the Suez Tank Programs...

- 1. WHO IS SUEZ AS, AND HOW DOES THE SUEZ AS MODEL DIFFER FROM WHAT HAS BEEN DONE IN THE PAST?**
- 2. WHAT NEEDS OF THE CITY CAN BE BEST MET BY EMPLOYING A TANK ASSET MANAGEMENT APPROACH?**
- 3. HOW WILL THIS APPROACH BENEFIT THE CITY OF CANFIELD?**
- 4. WHY ARE TANK INSPECTIONS SO IMPORTANT TO CREATE A CUSTOM PROGRAM?**
- 5. WHAT ARE THE CITY'S OPTIONS FOR PLACING YOUR TANKS IN A TANK ASSET MANAGEMENT PROGRAM?**
- 6. HOW CAN SUEZ AS ASSURE THE CITY THAT IT WILL BE A LONG-TERM PARTNER IN MANAGING AND MAINTAINING YOUR TANK?**

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OUR REAL WORLD EXPERIENCE ON TANKS



1500+ Renovations in 2019	100+ Years Oldest tank in the program
5000+ Tank currently in program	50 Years Of asset maintenance service
6000+ Inspection and washouts every year	120+ Crew typically active across the nation

SUEZ ADVANCED SOLUTIONS

North American Leader in Water Asset Management Solutions

4,000+

Municipal & Industrial customers

8,000+

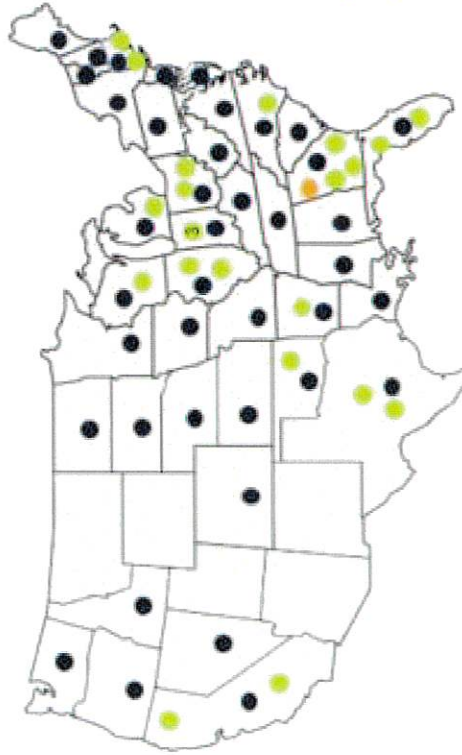
Water assets managed

45

Water System Consultants

Technical & Financial

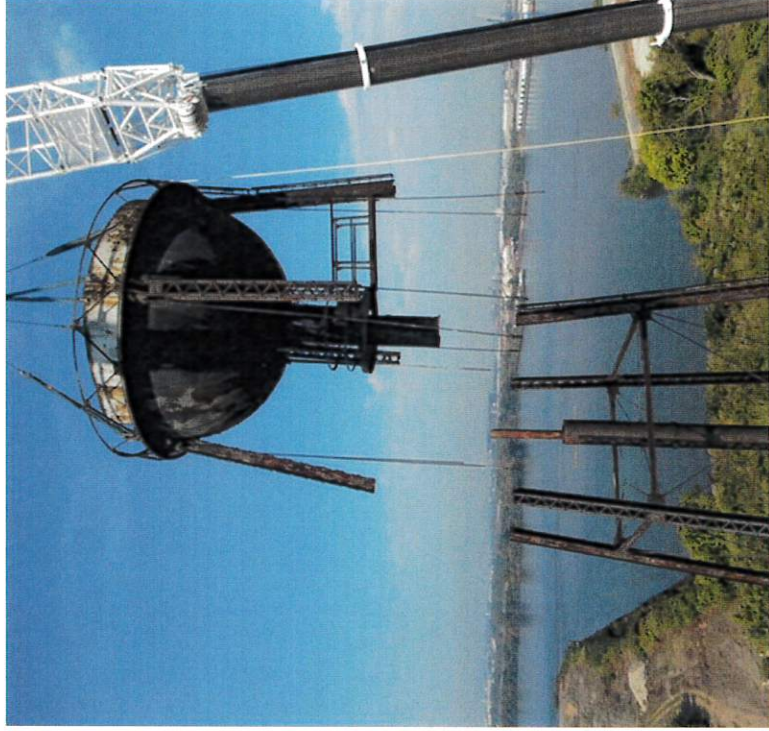
Strength from a global partner



5	lines of business
Tank Asset Management Services	Steel Tanks
Water Quality	TRS, RCS, Mixers
Concrete and Plant Rehabilitation	Concrete Tanks, Filter Plants, MBR
Network Asset Management	SIPP, Pipe Asset Management Plan
Metering Asset Management	AMI

Past Municipal Approach

- **REACTIVE AND NOT PROACTIVE**
- **SPORADIC INSPECTIONS**
- **OPERATION TO FAILURE ON COATINGS**
- **INCONSISTENT BUDGET FOR TANKS**
- **LACK OF MAINTENANCE, REPAIR, CLEANINGS**
- **RELIANCE ON CONSULTING ENGINEER FOR RECOMMENDATIONS**
- **RISK PLACED FULLY ON CITY**



THE DIFFERENCE OF THE SUEZ ASSET MAINTENANCE PROGRAM

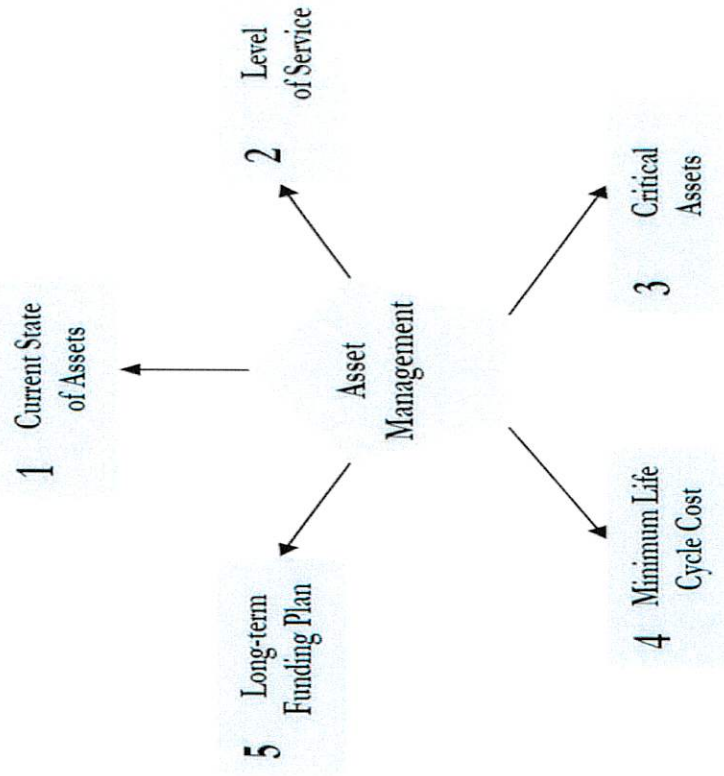


Questions You May Have About the Suez Tank Programs...

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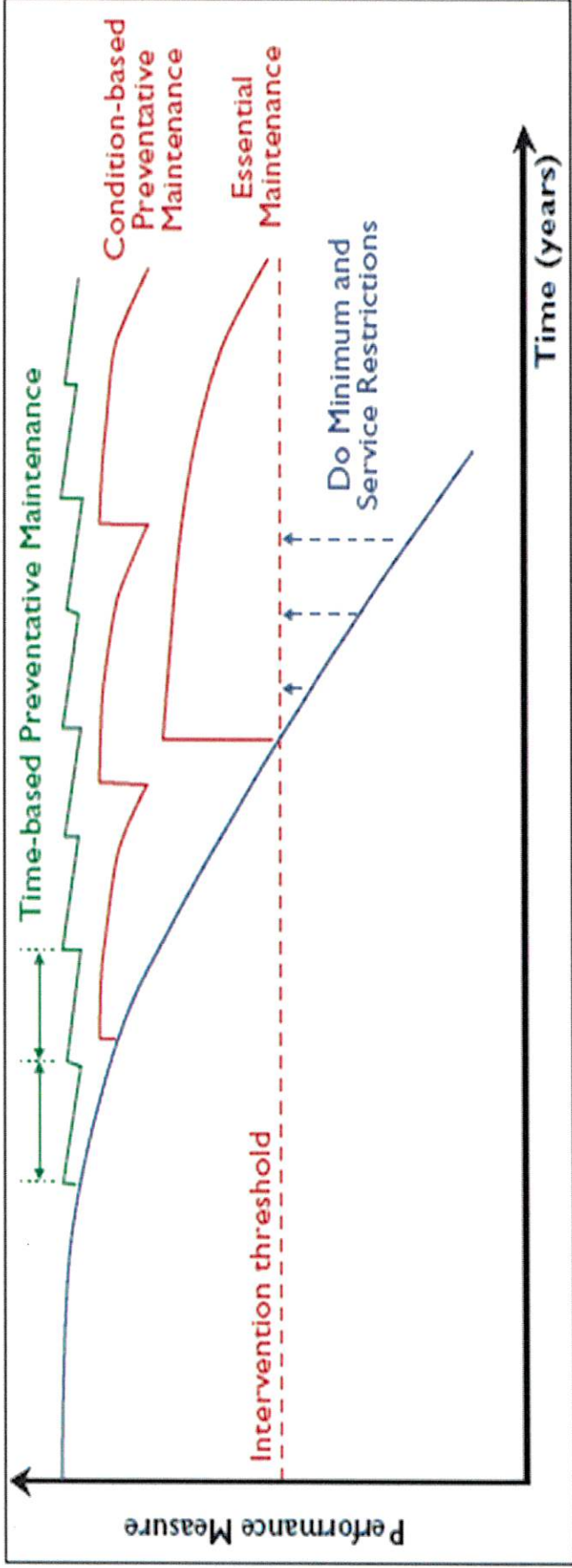
EPA's Five Core Questions of Asset Management Framework

- 1. WHAT IS THE CURRENT STATE OF YOUR TANKS?**
- 2. WHAT IS REQUIRED TO MAINTAIN SERVICE?**
- 3. ARE MY TANKS A CRITICAL ASSET FOR MY SYSTEM TO OPERATE?**
- 4. WHAT ARE MINIMUM LIFE CYCLE COST?**
- 5. WHAT IS MY BEST LONG-TERM FUNDING STRATEGY?**
- 6. DO I HAVE A PRACTICAL ASSET MANAGEMENT TANK PROGRAM?**



Meeting System Needs Through Preventative Maintenance

- MINIMIZE LIFETIME OWNERSHIP COSTS THROUGH IMPROVED PREVENTATIVE MAINTENANCE.
- HISTORY SHOWS THAT SCHEDULED MAINTENANCE COSTS 1/3 LESS THAN EMERGENCY REPAIRS.



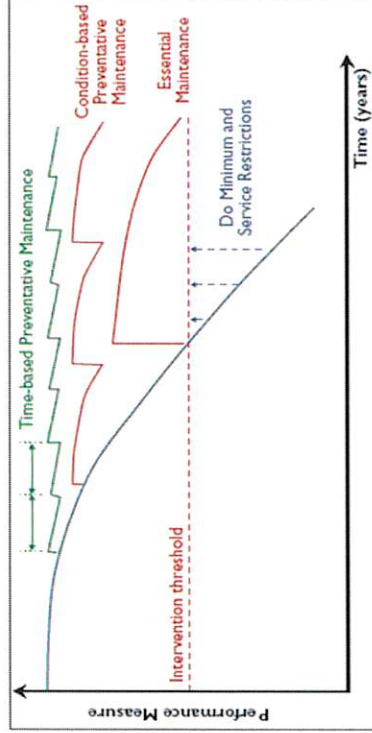
Example only

	Year 1 2018	Year 2 2019	Year 3 2020	Year 4 2021	Year 5 2022	Year 6 2023	Year 7 2024	Year 8 2025	Year 9 2026	Year 10 2027
Tank	Over Coat Exterior	Visual	Washout or ROV	Interior Blast	Visual	Washout or ROV	Visual	Washout or ROV	Visual	Exterior Overcoat
	\$100,000	\$100,000	\$100,000	\$100,000	\$100,000	\$31,000	\$32,000	\$33,000	\$34,000	\$35,000
	\$500,000					Maintenance and future painting				

Tank is inspected to determine scope of work to bring the tank to "Like New" Condition

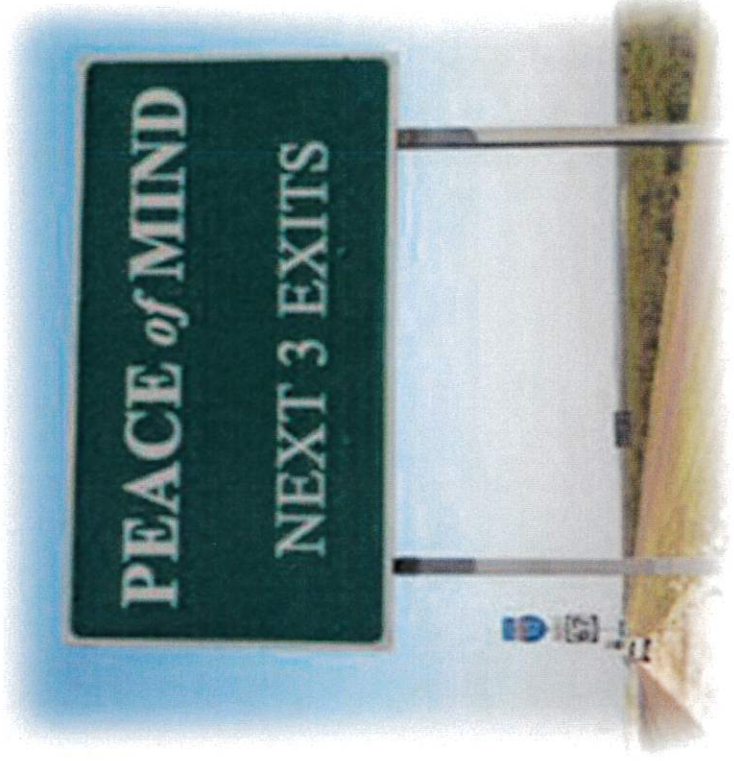
The above includes:

- All engineering
- All permitting required by Ohio EPA
- 100% compliance with Ohio Revised Code
- Prevailing wages
- Exterior every 10-11 years
- Interior every 13-14 years
- 100% warranty of all work and coatings
- Emergency Services
- Yearly inspection reports

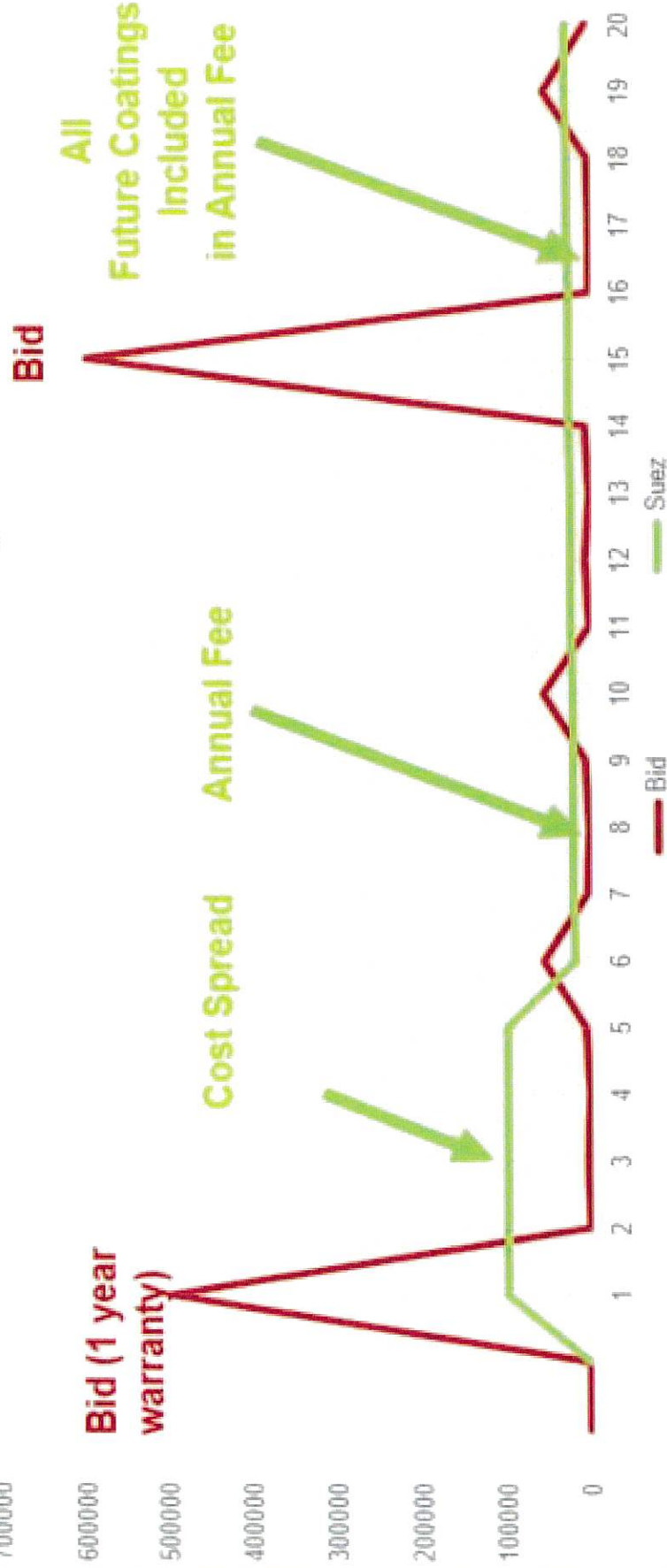


Shifting Risk Peace of Mind

- Annual Inspections with Reports
- Washout Assessment Conditions
- Emergency Services
- Local Service Center
- NO Change Orders
- Spread Cost Options
- Guarantee On Coatings
- Set Annual Tank Budget
- No Future Large Payments
- Hassle-Free Tank Maintenance
- One Contact for All Your Tank Needs



Bid vs. Suez Tank Management



Questions You May Have About the Suez Tank Programs...

1. WHO IS SUEZ AS, AND HOW DOES THE SUEZ AS MODEL DIFFER FROM WHAT HAS BEEN DONE IN THE PAST?

2. WHAT NEEDS OF THE CITY CAN BE BEST MET BY EMPLOYING A TANK ASSET MANAGEMENT APPROACH?

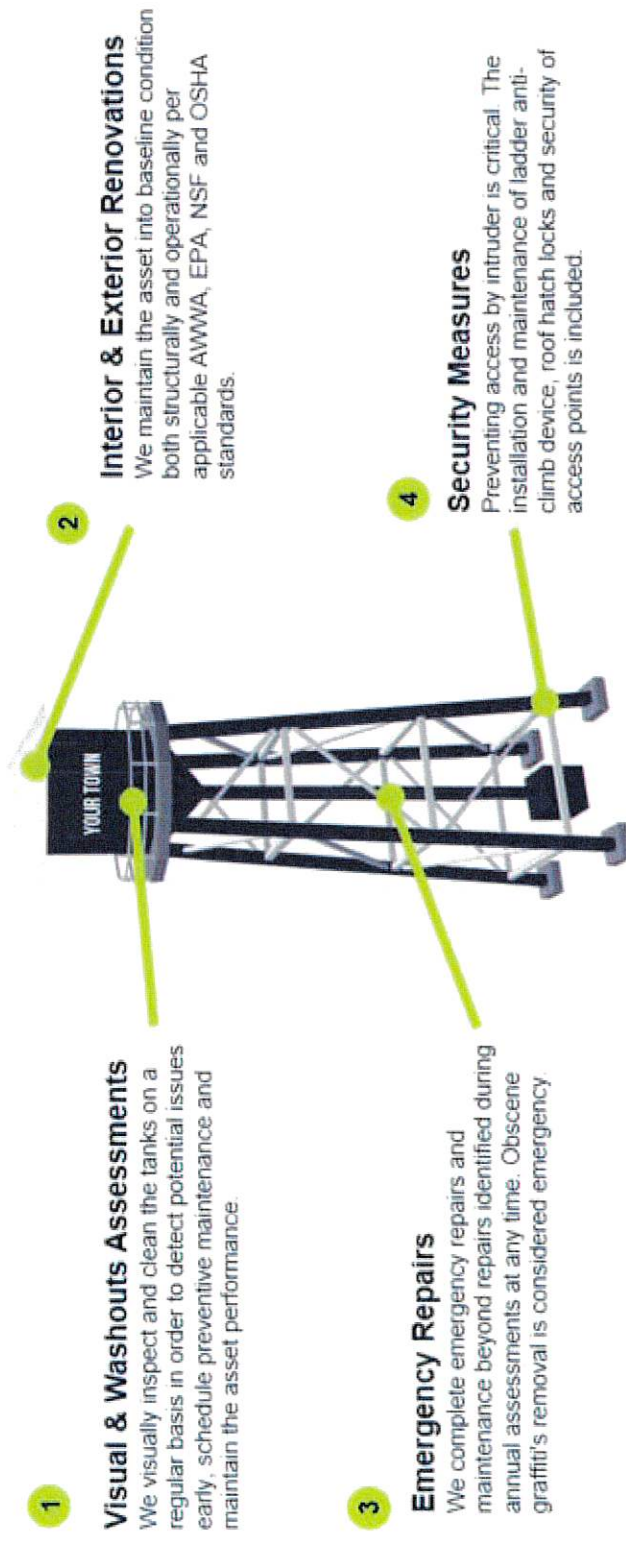
3. HOW WILL THIS APPROACH BENEFIT THE CITY OF CANFIELD?

4. WHY ARE TANK INSPECTIONS SO IMPORTANT TO CREATE A CUSTOM PROGRAM?

5. WHAT ARE THE CITY'S OPTIONS FOR PLACING YOUR TANKS IN A TANK ASSET MANAGEMENT PROGRAM?

6. HOW CAN SUEZ AS ASSURE THE CITY THAT IT WILL BE A LONG-TERM PARTNER IN MANAGING AND MAINTAINING YOUR TANK?

NACE Inspections Needed to Create Your Custom Tank Program



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Procurement Options – The Ohio Revised Code 9.29

Ohio Revised Code
General Provisions
Chapter 9

9.29 Multi-year asset management professional service contracts.

- (A) The following political subdivisions may enter into, by direct negotiation or through the solicitation of requests for proposals or requests for qualifications, a multi-year, asset management professional service contract for the engineering, repair, sustainability, water quality management, and maintenance of a water storage tank and appurtenant facilities owned, controlled, or operated by that political subdivision, but only if the contract complies with division (B) of this section:
- (1) A board of county commissioners, board of directors of a conservancy district, board of directors of a sanitary district, or board of trustees of a regional water and sewer district;
 - (2) A municipal corporation through its director of public service, mayor, city manager, board of trustees of public affairs, village administrator, or other contracting officer, commission, board, or authority as authorized by ordinance of the municipal corporation's legislative authority;
 - (B) A contract entered into pursuant to division (A) of this section shall include provisions that do all of the following:
 - (1) Provide that the contracting political subdivision is not required to make total payments in a single year that exceed the excess of (a) the political subdivision's water utility charges over (b) the operating expenses of the water system payable from such charges and the principal, interest, and other debt charges, including reserves and coverage requirements, for outstanding debt due in that year;
 - (2) Require that the work, performed by the contractor under the supervision of a professional engineer licensed under Chapter 4733. of the Revised Code, who certifies that the work will be performed in compliance with all applicable codes and engineering standards;
 - (3) Provide that if, on the date of commencement of the contract, the water tank or appurtenant facilities require engineering, repair, sustainability, water quality management, or service in order to bring the tank or facilities into compliance with federal, state, or local requirements, the party contracting with the political subdivision must provide the engineering, repair, sustainability, water quality management, or service. The cost of the work necessary to ensure such compliance shall be itemized separately and may be charged to the political subdivision in payments spread over a period of not less than three years from the date of commencement of the contract. The charges shall be paid after provision is made to pay operating expenses and the principal, interest, and other debt service charges, including reserves and coverage requirements for outstanding debt due in that year.

REQUESTED BY
SERBKA

TITLE

LAW DEPARTMENT
DRAFT NO. 1647

AN ORDINANCE FOR THE PURPOSE OF AUTHORIZING THE MAYOR AND DIRECTOR OF PUBLIC SERVICE AND SAFETY TO NEGOTIATE AND ENTER INTO PROFESSIONAL SERVICE CONTRACT(S) FOR MULTI-YEAR ASSET MANAGEMENT FOR THE YEAR ENDING IN THE MONTH OF NOVEMBER, 2016. THE CONTRACT(S) SHALL BE FOR THE REPAIR, SUSTAINABILITY, WATER QUALITY MANAGEMENT AND MAINTENANCE OF WATER STORAGE TANKS AND APPURTENANT FACILITIES OWNED, OPERATED AND MAINTAINED BY THE CITY OF WARREN, OHIO AND BEING AN EMERGENCY.

ORDINANCE NO. _____

WHEREAS, it is necessary to maintain, repair and manage Water Storage Tanks and Appurtenant Facilities owned, operated and maintained by the City of Warren, Ohio Water Department for proper operation; and

WHEREAS, Ohio Revised Code, Section 9.29 allows the City to enter into, by direct negotiation, multi-year water quality management and maintenance contracts, NOW

BE IT ORDAINED by the Council of the City of Warren, State of Ohio:

Section 1. That the Mayor and Director of Public Service of Safety, Inc. and hereby are authorized, for and on behalf of the City of Warren to negotiate and enter into Professional Service Contract(s) for a Multi-year Asset Management used for the Engineering, Repair, Sustainability, Water Quality Management and Maintenance by the City of Warren, Ohio Water Department.

Section 2. That any contract to be entered into or participated in pursuant to the aforementioned ends shall be approved by the Council of the City of Warren, Ohio Water Department and the funds shall be paid to the contractor from the proceeds of the property tax levied for the purpose of the project pursuant to the stated purpose and for no other purpose.

Section 3. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and general welfare of the City of Warren, Ohio Water Department and for the furtherance of the effective operation of the City of Warren Water Department may be fully enforced at the earliest possible time and without delay. WHEREFORE, this Ordinance shall go into immediate effect.

Passed in Council this _____ day of _____, 2016.

SEIGNED _____ ATTEST _____
PRESIDENT OF COUNCIL _____ CLERK _____

FILED WITH THE MAYOR _____
DATE APPROVED _____

MAYOR, CITY OF WARREN, OHIO



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Stability of the Suez AS Tank Program

- **Pioneered the Tank Maintenance Program (MP) in the United States and Now Complete Asset Management Programs**
- **Currently Over 5,000 Water Tanks Under the Maintenance Program nationwide**
- **Suez AS is a Debt Free Company**
- **Suez AS is Wholly Owned by Suez Environmental, a Multi-National Public Corporation in the Water and Waste Water Industry with Annual Sales of 18 Billion**

Local References:

- Youngstown – 7 Tanks
- Warren – 5 Tanks
- Niles – 3 Tanks
- Girard – 2 Tanks
- Lordstown – 2 Tanks
- East Palestine – 2 Tanks
- East Liverpool – 3 Tanks
- Munroe Falls – 2 Tanks
- Alliance – 6 Tanks

THANK YOU



MINUTES
CANFIELD CITY COUNCIL
REGULAR MEETING
OCTOBER 19, 2022-5:30PM

The meeting was called to order by Mr. 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 and Mr. Neff.

Absent: Mr. Tieche.

Staff present: Charles Colucci, Chief of Police; Mike Cook, Zoning Inspector; and John Rapp, Public Works Superintendent.

Absent: Christine Stack-Clayton, Finance Director.

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

Under **MINUTES**, the Minutes of the Regular Meeting on October 5, 2022 were approved with corrections. On page 3, Under Reports, Mr. Tieche. The word "cop" was written and it should be "copy".

MR. NEFF: It wasn't a written communication but I had several phone calls from the Pickle Ball enthusiasts thanking the chief and the City for coming through. John, thank you for coming through with the nets and getting them up there. They're happy as a lark. It's the end of the season but they'll be some nice days.

MR. DRAGISH: I had none.

MR. NACARATO: I only had one communication and it was concerning some base material on Willow Way. I reached out to John Rapp about it and they looked into it, and took care of everything. Jerry is really happy with everything, the way it was done. I appreciate that.

MR. MORVAY: The only communication I have is, I noticed my neighbors were cutting the grass and leaves and piling them up. I went to both of them and I told them not to do that. I wonder if there is a better way to communicate that to individuals.

PUBLIC WORKS SUPERINTENDENT: What our crews have been doing is, if they do find that it is excessive, they'll hang a door hanger on your door. You get a first warning. They'll still pick it up but the second time we won't.

MR. MORVAY: Good. It creates a problem with the people that collects our leaves, right?

PUBLIC WORKS SUPERINTENDENT: Correct. It's not good on our machine and it's not good on theirs. They don't want it in there. They make mulch out of it. They don't want the grass, it breaks down the dirt.

MR. MORVAY: That's the only communications I have. Chief do you have any communications this evening?

CHIEF OF POLICE: I do. Halloween will be Monday, October 31st from 5:30pm-7:30pm throughout the city. The fire department and the police department will be out. I'm sure all of our neighborhoods will be involved as they always are. I worked patrol on Monday and there are so many cool decorations. Somebody on Topaz really did it right. If you get a chance, go up Coral Way.

Also, I talked to Mike Kubitzka last week and today, the Veterans Plaza on the north end of the Green, on Veterans Day, they're going to have a ceremony to celebrate Veterans Day and to the dedication of the Veterans Park opening. That will be on Monday, November 11th at 1:00 pm. Again, it's a dedication to the Veterans Park and honoring Veterans Day.

The last thing I have is, I can go on and on about the things that John Rapp has done to help me out over the last several months, but him and his crew wasted no time, FedEx dropped those nets off and they were up, in no time. Only to be taken down very soon. But, it's a symbolic thing. It's important to them because it should have happened a long time ago. They're up and he did a great job hanging them and securing the bottoms of them. Thanks to John.

MR. MORVAY: There was no delay on our end, we were waiting for those nets.

CHIEF OF POLICE: It was in all kinds of directions, to be honest.

MR. MORVAY: Thanks, Chief.

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

MR. NEFF: We did not have a zoning meeting. The last zoning meeting, I had another engagement, so it was the first one I missed. I want to thank Mike for taking notes and so forth. I'll defer to him when he gives his report.

MR. DRAGISH: I have the Mayor's Monthly Statement to Council. The net collections to the city is \$875.01.

MR. NACARATO: Design Review did not have a meeting since our last meeting.

MR. MORVAY: The Fire District, we had a total of 289 calls last month, 100 were ambulance. The Canfield Fair, we had 96 calls related to EMS. We had 2 cardiac arrest and both have

survived. It's a report from last month, the Cardinal Fire District. In the news, you've heard that we've sent a letter to Boardman, letting them know that we're no longer going to have mutual aid for the ambulance. We've always had mutual aid for the fire. We've always supported Boardman. What we found was, they simply don't want to buy ambulances or get a service that provides them. So, they've been using us for an ambulance service. We've gotten more and more calls. I had some numbers written down. It pretty much tripled from last year. The Board took a look at it, and it's not fair to our citizens that we ask to pass a levy for the ambulance and then send them to Boardman for wear and tear, depreciation, personnel, so without that true mutual aid factor, we just thought it was not in our best interest to continue that. That's why we sent them that letter. All of a sudden now, they want to work something out with us, whether it's financial or maybe help them get an ambulance service started. But they truly, probably should have their own service. We're going to stand fast to that because our citizens here are supporting our ambulance services and that should be our priority. That was the Board's decision on that. If anybody has any questions afterwards, I'll be more than glad to answer those. With that, I'll move over to our Public Works Superintendent, John Rapp.

PUBLIC WORKS SUPERINTENDENT: Good evening. It's a short one today. We had a water break that lasted most of the day, today on Dartmouth. We were able to get that repaired and put back together, late in the day. We are continuing finishing up some of them water meter appointments that we had scheduled for this week. All other services, maintain grounds and leaf pick-up, right now. All hands-on deck for this leaf season. Come Monday, it's going to be two crews doing the whole town. Bear with us, we'll get there. I'm working with the Chief, we're meeting tomorrow, to get two more employees to fill the vacant positions. I think we're going in the right direction and it will be happening real soon.

MR. MORVAY: Good. Thank you, John.

ZONING INSPECTOR: For the month of October, we issued 6 permits for a total of \$65,400.00. The Grange Building up on Fairground Blvd. John Donadee did a remake on that and it was sold to Whalen Russell. He's moving his son-in-law in there, Steve Rubisky (spelled phonetically) from the township. He's a Chiropractor. He's going to occupy that whole top floor. He's going to look for masseuses and other people. Downstairs is InnerSource Sign Company, they're still in there. Canfield Collision has move out of West Main, they relocated to Salem. It's vacant. The last call I had, was a car wash, possibly going in there. That's all I have.

MR. MORVAY: Great Mike. Thank you. Our City Clerk.

CLERK OF COUNCIL: No report this evening.

MR. MORVAY: Chief, do you have a report from Christine our Finance Director?

CHIEF OF POLICE: Christine will be back next week. She has been working on getting caught up. She is buys as can be. We're talking about budget for next year. Not much more to report, I just know that she's been busy.

Under Police: This week is Canfield school bus safety week. I believe it was Tuesday, that we had a school bus safety event. Our department, the highway patrol, and the sheriff's department all boarded our buses. We also had officers following the buses. We've done as much as we can to communicate what the goal of this program is, to bring awareness that people do need to stop for the flashing red lights, even on our 3 lane 224, they're responsible to stop. We didn't observe any violations on Tuesday. We do have a program worked out that the bus drivers need to report to us, violators not stopping for flashing red lights for the school bus. We do that every year. It was Tuesday and it was a success. Also, we had officers Tim Kolar and Dustin Cover attend CIT Training. It's an incredibly important training. It teaches officers how to appropriately deal with individuals that suffer from mental illness, as well as people on the Autism spectrum. Our officers also learn about the resources within the county and it allows us to act as a referral agent for the county on where these people need that assistance. The goal is to have every police officer in the county certified in this training. We're over half of our agency certified. The most recent two were Tim Kolar and Dustin Cover. I believe that all of our school resource officers are CIT Trained. I know they are. With Kolar, he was the most recent one, he got promoted to school resource officer.

Last week, all of our officers participated in a live firearms training conducted at low light conditions. Basically, they're out on the range at dark. The majority of officer involved shootings occur in low light conditions. This training prepares our officers to respond with a reasonable amount of force in the most difficult of conditions. Shootings typically happen in the dark. We were out on our range last week. It was successful.

The car thefts, people breaking into cars, is still going on. There is a crew running around. We are on them. I promise you that. All county agencies have been working together. It's a crew from the west, as far as Portage to Western PA and down south of Wellsville, southern Columbiana has been hit. The bottom line is, we say it every year, if you're going to leave your cars in your driveway; which a lot of us do, keep them locked. Don't leave valuables out in the open. If they're unlocked, people are leaving their keys in their car unlocked. Those are the cars they're stealing. They don't have time to break windows. They're not breaking windows, they're finding cars that are unlocked with keys in them. They're very successful. Two were stolen last night. Not from Canfield but in the area. It's an area wide problem. Our department, for some reason, our department has been in two pursuits of these people and both ended in bad crashed. None of our officers were hurt, none of our cruisers were damaged. They crashed the stolen cars. I don't know if any of you saw the one in our garage at the police department, it was trashed. They went through a fence, a cemetery, headstones. Both of our pursuits came from our cops in the middle of the night, finding them in our neighborhoods.

City Manager: We talked about this last time. I think it was our last meeting when John Rapp went and presented. The City received a 2023 OPWC Street Resurfacing Grant for \$203,778 with a local match of \$320,000. This City did not receive the storm sewer improvement project of \$112,812.00. However, the OPWC is likely to offer us a zero percent loan to obtain that funding. That loan would be for \$112,812.00 with a local match of \$177,193.00. So, with that in

mind, I would imagine the next process here is, we need a decision relatively quick. If we don't jump on this zero percent loan, it's likely going to pass us by. We need a decision tonight. I think a Motion would be appropriate. I don't know if there are any questions for me or for Steve Preston our Engineer. The bottom line is, we didn't get the grant but we could get the zero percent loan to obtain the funds. Again, that is for the storm sewer improvement project.

MR. MORVAY: That Motion would be to approve.....

ATTY. FORTUNATO: An application. Authorize the City Manager to apply for a zero percent loan through the OPWC.

MR. MORVAY: Does somebody want to make that motion?

MR. NACARATO: I'll make that Motion.

MR. DRAGISH: Second.

ROLL CALL ON MOTION:

4 Votes-Yes

0 Votes-No

Motion passes.

CHIEF OF POLICE: I appreciate that. One thing that's overwhelming, not overwhelming, that's probably not the right word but concerning are all the loans that we talk about and future loans. So, what I've done is, I worked together with Christine and got a spread sheet prepared for you on everything that is existing as far as a loan goes and the interest rate. It's nowhere near as bad as I was expecting it to be. It's actually pretty darn good. I was surprised. You can expect that real soon. Also, the Mahoning Valley Sanitary District will be seeking a rate adjustment with the Court of Jurisdiction for an effective date of January 1, 2023. The rate adjustment will be for 3 years, 2023, 2024, and 2025. The adjustment will be just over \$.11 for every thousand gallons a year. This increase should raise cause for Council to consider a water rate increase for the City. We're going to be paying more. If it passes, if the court grants it.

ATTY. FORTUNATO: Under every water agreement we've had in my experience, we agree upon rates with the City of Youngstown, not subject to change, unless their water costs increase from Meander. Those costs, they're entitled to pass through to us. That's the geography of that.

CHIEF COLUCCI: We'll keep you up to date, as soon as we find out when that happens; if it happens. Also, to keep you guys on the radar, it's good for me bookkeeping wise, future Resolutions, Ordinances that are going to be coming up. A grant agreement for the Overbrook storm water project. That will probably be the next meeting. The loan authorization for the Water Tank Rehab; which we talked about last time. It will be on the agenda next time. Everything else is under control. Patty is doing a good job.

MR. MORVAY: Thank you, Chief. Council questions for these reports. I'm sorry, Atty. Fortunato.

ATTY. FORTUNATO: Scott Weamer, the Chief and I are working through new policies for both the police department and the city. As a result, in a lot of changes in the law, we are establishing policies for both the city building and the police.

Mike and I are battling some stuff back and forth, relative to solar structures in the community as well as, light trespass. You'll probably see those over the next month, or so.

We had a Community Reinvestment Meeting today. They granted, subject to Council approval, a 100%, 15-year tax abatement for new construction by Jeff Tach. It's the old motel area where he has constructed some storage facilities. Since we've established the CRA, we've done two residential remodels, this is our first major CRA Grant. It is subject to two things, one is the applicant needs to enter into an agreement with the City. You'll see that and approve that. We need to send the application to the Board of Education, anything in excess of 50% requires their sign-off. In prior conversations about the CRA with the school board, I don't anticipate that it will be a problem. You'll see some of that legislation on the next meeting or two.

MR. MORVAY: Thank you. Council, questions for these reports that we just heard.

MR. NEFF: John, does the leaves being wet cause a big problem?

PUBLIC WORKS SUPERINTENDENT: Absolutely. They are harder to pick up. We have whatever sucking power we have. They're wet, they're moist laying there. It just takes us more time to pick them up. It's not really good for the machine itself. We're doing it.

MR. NEFF: Mark, on the abatement, if the owner sells the property that we have abated, does that abatement follow?

ATTY. FORTUNATO: It does. It runs with the land. The construction is there. The improvements are there.

MR. NEFF: Is there any progress on some of the things that we've talked about on the Green? Is there anything going on there with the CRA?

ATTY. FORTUNATO: Not that I'm aware of. Nobody has come forward with any applications, remodel, renovation or new construction.

MR. MORVAY: Residents, questions.

KATHRYN YOUNG: Kathryn Young, 570 Barbcliff. I have several different questions. Since it's the end of October, Chief, under your other hat, the pump track, was there any response about a grant for the pump track?

CHIEF OF POLICE: I have been in contact with the consultant and they're just waiting to receive word back on if we get approved or not.

KATHRYN YOUNG: These other counties weren't putting in, so you were going to get the leftovers.

CHIEF OF POLICE: That's the way I understand it. But it's not been awarded. It's sitting out there. We're just waiting to hear.

KATHRYN YOUNG: The other question was, the last few days, in the early morning the electric has gone off and then turned back on.

CHIEF OF POLICE: In the middle of the night?

KATHRYN YOUNG: Well, this morning but it's happened other mornings. I know it's been off because things flash, they've lost electricity. Is there something going on? Do we have a backup that's kicking in?

CHIEF OF POLICE: I was just informed about this by one of our officers who said it went off at 4:00am to 6:00am.

KATHRYN YOUNG: This morning as well.

CHIEF OF POLICE: I don't know, yet.

KATHRYN YOUNG: Light trespassing. Is that where somebody has bright lights and they're shining in your yard?

ATTY. FORTUNATO: The Ordinance I'm preparing just goes after intentional light trespassing. For whatever reason, neighbors find it necessary to shine bright lights on each other's yards.

KATHRYN YOUNG: When you got these real bright LED's and they kick on with motion and they cover other people's yards. I don't think it's intentional but I do think you have some of that going on.

ATTY. FORTUNATO: We're making it a criminal citation.

KATHRYN YOUNG: The next one was the sanitary increase.

ATTY. FORTUNATO: Water.

KATHRYN YOUNG: Water. There was supposed to be negotiations going on with the price and then it never really got spoken of again.

ATTY. FORTUNATO: We're still doing that. I've been in communication with the City of Youngstown's legal counsel out of Cleveland on our current agreement and amending that agreement. We haven't made a lot of progress but those negotiations are ongoing.

KATHRYN YOUNG: Okay. Would it make sense, I remember during a conversation on last year on the radio show and somebody was talking about the water and Wade was saying that we get it for a certain price and we sell it to Canfield at an upcharge. Since we're getting all kinds of tax money, can't we just have what the citizens get charged what, is there a reason Canfield increases the money?

ATTY. FORTUNATO: We have a water department. We have to pay for the cost of that department. Repairs and the EPA. The EPA mandates relative to water are ridiculous. It costs us a lot of money to provide that water.

MR. DRAGISH: I believe prior to that, we weren't passing the cost on to the City of Canfield. You go back to '13 or '14. We weren't passing that along. That's why it looked like such an increase because we never passed the increase from the City of Youngstown onto the City of Canfield. Then we passed it and it looked like a huge increase.

CHIEF OF POLICE: It put that water fund in a bad spot.

MR. DRAGISH: Correct.

KATHRYN YOUNG: I'm assuming the water fund now has a rainy-day fund. We are charging people for water that they don't use because we have a minimum water. That all comes into play. As a representative of the citizens, it would be a good idea to look into the water, it's always been something that people have brought up.

MR. MORVAY: That minimum, we've talked about that. That's infrastructure.

KATHRYN YOUNG: I know, I'm talking about the overall being of service to the citizens.

MR. MORVAY: We monitor that pretty good Kathryn.

ATTY. FORTUNATO: What the EPA has done, as a result of Flint and Sebring, to local water departments...

PUBLIC WORKS SUPERINTENDENT: We did 80 lead and copper samples this year.

ATTY. FORTUNATO: It's going to bankrupt some communities. We can't have that, right?

KATHRYN YOUNG: Right. The EPA, itself, they recently came up with something where you can't, they're saying there is plastic in people and you can't take the water off of your house because it's contaminated. So, to me, it's insane. So, people are looking into who's funding this

and what's happening, it's just insane to certain control over things. So, when it comes to having plastic in our blood, we've been wearing plastic, since the time they had stockings. It all goes into it. It's not just water that somebody is taking off their house.

MR. DRAGISH: I will say, to go back to when you were talking about the City of Youngstown, we are up on our side, it's not us that are dragging our feet for a contract for water from the City of Youngstown.

ATTY. FORTUNATO: We have a contract for another 15 years.

MR. DRAGISH: On the negotiations. We're not doing anything on our behalf to drag our feet.

ATTY. FORTUNATO: No, we're not dragging our feet. Chuck and I need to get together and spend some time and then get back to them. It would be unfair for me to say that I'm waiting for them. They're waiting for me to get something back to them at this point. Again, we have a current agreement. We just reopened negotiations for a couple of reasons. Our current agreement, to the Mayor's point, we're good. We're just trying to get lower rates and do a few other things.

KATHRYN YOUNG: My last thing, for years and years and years, people have mowed their leaves up their grass clippings have been at the end of the street waiting to be picked up. I can understand not having the sticks in it. But a lot of the people in our community work and the easiest thing for them is to get on their rider mower, suck them up and put it out. We're kind of being directed by the people who are receiving our leaves as opposed to service to the community, where what makes it easier for them. One of the greatest things we do here is we pick up the sticks and we pick up the leaves.

MR. DRAGISH: I thought that too. I thought, how are you supposed to cut. But I think what happens, come this time of year, say if I was to cut my yard and there was a minimal amount of leaves, I'm not going to put that out to the curb because there is a minimal amount of leaves in there. I'm going to actually disregard that with the grass. Once you get your grass to a certain point, I think what he's saying is, once the majority of leaves come down, if you lift up your blade, it doesn't necessarily cut the grass short. You don't need to cut the grass that much. It's just picking up the leaves. That way, there is a minimal amount of grass on the curb. I think that's what he's trying to say.

ATTY. FORTUNATO: Or rake them.

KATHRYN YOUNG: Some people have pretty big yards.

ATTY. FORTUNATO: Blower.

KATHRYN YOUNG: Hundreds of trees.

MR. DRAGISH: I do too.

KATHRYN YOUNG: You can always mulch them up and put them in the garden. That's all I have.

MR. MORVAY: Thank you, Kathryn.

CHIEF OF POLICE: I just pulled up an email. The grant request was submitted to the State of Ohio and we're waiting on an answer, just like every other grant. They said we should have an answer by October, end of October. I'll follow up with them at the end of the month. One question that I got, I know the residents on Parkside Circle that wanted nothing to do with that dog park, the pump track, are they going to want that there and what comes with that? That's my question. I don't know if that's been addressed.

KATHRYN YOUNG: We also had soccer for years and children.

CHIEF OF POLICE: Personally, I'm all for it but

KATHRYN YOUNG: It's not like right next to them.

CHIEF OF POLICE: I will follow-up with Alex. He sent me that on September 15th.

MR. MORVAY: Anybody else?

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

MR. MORVAY: Mrs. Bernat, has nobody listed but we'll entertain anybody that wants to address council. Hearing none, we'll move on.

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

Under **NEW BUSINESS:**

ITEM A: An Ordinance Authorizing the City Manager to Sign Contracts for Professional Services with MS Consultants for the Extension of Sanitary Infrastructure to Red Gate Farm Development (Phase 2 & 3).

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

MR. NEFF: Second.

ROLL CALL ON MOTION: 4 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: 4 Votes-Yes
0 Votes-No
Motion passes.

MR. NEFF: Mr. Chairman, I have an Ordinance Authorizing the City Manager to Sign Contracts for Professional Services with MS Consultants for the Extension of Sanitary Infrastructure to Red Gate Farm Development (Phase 2 & 3). We move for passage.

MR. DRAGISH: Second.

MR. MORVAY: Chief, could you explain to us this Ordinance and what we're doing.

CHIEF OF POLICE: We've brought in our specialist, Steve Preston from MS Consultants. I'll defer to Steve.

MR. STEVE PRESTON: Steve Preston, MS Consultants. What we're doing here is, last year we installed an 18" sewer on 224, that basically ran from the bike trail down to Palmyra and 224 intersection; were continuing that now. Basically, to get sanitary sewer all the way down to Leffingwell. Phase 2 will be combination of a forced main and a pump station with some gravity sewer. The purpose of phase 2 and the reason why we split this is, so that Dr. Awad and the MALA Property can become usable sooner rather than later. Phase 3 will just pick up at the southern part of Dr. Awads property and run a gravity sewer down to the corner of Leffingwell and Palmyra. Both of these projects have been in planning for a long time. Both phases have individual design loans through the Ohio EPA. They are zero percent loans over a 5-year term. Once the construction starts, they can be rolled over into the construction loan and paid off over a longer term. We've been planning it for a while. I did bring Craig Mulichak, he's the operations manager for MS and he'll be the project manager over these projects. If you have any specific technical questions, Craig will answer. But I wanted to give you guys an overview from the city level of what we're trying to do with Phase 2 and 3.

MR. MORVAY: Council questions?

MR. NEFF: I know that there were concerns if there was development to go in across from MCCTC, would that effect water pressures in the delivery of adequate water supply to this main? What that have to be a lot further engineering study.

MR. STEVE PRESTON: There would have to plans submitted and we would have to review everything.

ATTY. FORTUNATO: This isn't water.

MR. STEVE PRESTON: This isn't water, this is sanitary.

MR. NEFF: Oh, okay.

MR. STEVE PRESTON: Specific to Red Gate.

ATTY. FORTUNATO: Not that capacity doesn't matter when you're talking about sanitary. (laughter).

MR. NEFF: Thank you.

MR. MORVAY: Counselor, these two agreements, phase 2 and phase 3, and I kind of compared that to what we did and I didn't see much difference, so this must be like a standard contract.

ATTY. FORTUNATO: It's a standard agreement. Mr. Preston is correct, we've been planning this for a long time, to allow for development to occur.

MR. MORVAY: Residents questions? Hearing none.

ROLL CALL ON ORDINANCE:

4 Votes-Yes

0 Votes-No

Ordinance passes.

Ordinance 2022-49.

MR. MORVAY: At this time, I'm going to ask Anthony to get us into Executive Session. When we come out, we will not be taking any further action. If you want to stick around, that's fine. If not, that's fine too.

ATTY. FORTUNATO: Mr. Morvay, if you state that the meeting will be adjourned when you come back, then the Clerk doesn't have to stick around.

MR. MORVAY: No. I'll document when we went in and came out and make sure that you get it. We'll be adjourned.

MR. NACARATO: Mr. President, I have a Motion to adjourn into Executive Session pursuant to Ohio Revised Code Section 121.22(g)(1) to consider the appointment or compensation for a public employee. I move for passage.

MR. DRAGISH: Second.

ROLL CALL ON MOTION:

4 Votes-Yes

0 Votes-No

Motion passes.

Council adjourned into executive session at 6:10 p.m.

Council adjourned from executive session at 6:53pm and entered back into regular session at 6:58 pm.

Mr. Dragish made a motion to adjourn

Mr. Nacarato seconded the motion.

Council adjourned the regular meeting at 6:59pm.

PRESIDENT OF COUNCIL

ATTEST:

CLERK OF COUNCIL

