

CANFIELD CITY COUNCIL

February 15, 2023-5:30 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 1169.03 Accessory Buildings.

Description: There are property owners in the R-1 District that have large lots. However, they are only allowed to have accessory buildings that are 35% of their 1st floor living area; in an R-1 District. This Ordinance allows a property owner that has a lot of 4 acres to have a larger accessory building, that is up to 45% of their rear yard area and must not be larger than 2,000 square feet in total size. Planning & Zoning recommended approval of this Ordinance at their January 12th meeting. This is a first reading on this Ordinance. It will go back to Planning and Zoning on February 9th. Council will consider this Ordinance again at their February 15th meeting. There will be a public hearing on February 15th at 5:20PM.

Action Needed: We had a public hearing earlier this evening on this Ordinance.

Attachment(s): Ordinance and recommendations from P & Z.

Public Comments

- B. An **Ordinance** Adopting an Internet Auction Policy for 2023 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 721015(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 2023 for the disposal of unneeded, obsolete, or unfit personal property.

Action Needed: Approval of Ordinance

Attachment(s): Ordinance adopting an internet auction policy for 2023.

Public Comments.

C. An **Ordinance** Declaring Surplus Property and Authorizing its Disposal.

Description:

When it is determined that certain vehicles or equipment are no longer useful to, or needed by the City, Council must declare the item(s) as surplus and authorize the disposal of the items.

This Ordinance being considered declares the following vehicle as surplus and authorizes its disposal by means of auction:

2008 International Dump/Salt Truck with Plow and Salt Spreader
Vin#1HTWDAAR68J648534

Action Needed:

Approval of Resolution

Attachment(s):

Ordinance declaring surplus property and authorizing its disposal.

Public Comments

D. 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 collection.

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

Attachment(s):

Resolution requesting advances on the collection of real estate taxes.

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. A **Resolution** Appointing _____ to the Mahoning Valley Sanitary District (MVSD) Advisory Council.

Description:

The Mahoning Valley Sanitary District (MVSD) is requesting that Council appoint a person to the Advisory Council pursuant to ORC 6115.104. That person shall provide additional oversight on the Mahoning Valley Sanitary District, which is the district that actually treats water for the City of Canfield and several surrounding areas. The panel is made up of member communities that get

their water either directly or indirectly through the Mahoning Valley Sanitary District. This panel meets and reviews receipts and expenditures of the sanitary district.

Action Needed: Approval of Resolution Appointing someone to the Mahoning Valley Sanitary District (MVSD) Advisory Council

Attachment(s): Resolution and Letter from MVSD.

Public Comments

- B. A **Resolution** Authorizing the City Manager to Apply for, Accept, and Enter into a Water Pollution Control Loan Fund (WPCLF) for Water Supply Revolving Loan Account (WSRLA) Agreement on behalf of the City of Canfield for Planning, Design and/or Construction of Wastewater or Water Facilities; and Designating a Dedicated Repayment Source for the Loan.

Description:

This Resolution authorizes the City Manager to Apply for a Water Supply Revolving Loan Account to fund the maintenance on the city's water tanks per our contract with Veolia North America.

Action Needed:

Passage of Resolution

Attachment(s):

Resolution

12. Council Comments.

13. Adjournment

Introduced by: _____
First Reading: _____

AN ORDINANCE AMENDING
CANFIELD CODIFIED ORDINANCE
SECTION 1169.03 ACCESSORY BUILDINGS

WHEREAS, the Zoning Inspector and the Planning and Zoning Commission of the City of Canfield have recommended amending Canfield Codified Ordinance Section 1169.03 regarding "Accessory Buildings"

WHEREAS, the Council of the City of Canfield desires to amend Codified Ordinance Section 1169.03 accordingly.

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

Section 1: That Section 1169.03 of the Canfield Ordinance of the City of Canfield is hereby amended to read as follows:

1169.03 "Accessory Buildings"

- (a) An accessory building may be erected as an integral part of a principal building, or it may be connected thereto by a breezeway or other similar structure.
- (b) An accessory building may be erected detached from the principal building. No detached accessory building shall be erected in any required yard except a rear yard, and shall not occupy more than thirty-five percent of the area of the required rear yard and shall be located a minimum of five feet from lot lines. For computing the percentage of occupancy of a rear yard, as required herein, if a detached accessory building is connected to the principal building by a breezeway, the ground area of such breezeway shall be considered as a part of the accessory building and be included in the computation. (Notwithstanding the above, accessory buildings to be located on properties in excess of (4) acres or larger may (i) occupy no more than forty five percent (45%) of the rear yard, and (ii) must be no larger than Two Thousand (2,000) square feet in total size (as specifically approved by the Planning & Zoning Commission upon recommendation by the Zoning Inspector).
- (c) Any accessory building, if not located in the rear yard, shall be an integral part of, or connected with, the principal building to which it is an accessory, and shall be so placed as to meet all yard requirements for a principal building of the same height and other dimensions as such accessory building.

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 _____, 2023

PRESIDENT OF COUNCIL

ATTEST:

CLERK OF COUNCIL

Certification of Publication

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

_____.

CLERK OF COUNCIL

APPROVED AS TO FORM:

MUNICIPAL ATTORNEY

Introduced by: _____
First Reading: _____

**AN ORDINANCE ADOPTING AN
INTERNET AUCTION POLICY FOR 2023
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 _____, 2023.

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: _____

ORDINANCE

AN ORDINANCE DECLARING SURPLUS PROPERTY
AND AUTHORIZING ITS DISPOSAL

WHEREAS, the City Manager has recommended that certain vehicles are no longer needed by the City; and

WHEREAS, Council desires to declare the following vehicle surplus and dispose of it.

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

Section 1: The following vehicle and accessories are hereby declared surplus:

<p>2008 Dump/Salt Truck with Plow and Salt Spreader Vin#1HTWDAAR68J648534</p>
--

Section 2: The City Manager is hereby authorized to dispose of the listed vehicle in accordance with the applicable City of Canfield Ordinances.

Section 3: That this Ordinance and all deliberations relating to the passage of this Ordinance were held in open meetings of this Council, all pursuant to Section 121.22 of the Ohio Revised Code and Section 3.11 of the Ohio Revised Code.

PASSED IN COUNCIL THIS _____ DAY OF _____ A.D. 2023.

PRESIDENT OF COUNCIL

ATTEST:

CLERK OF COUNCIL

CERTIFICATION OF PUBLICATION

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

CLERK OF COUNCIL

APPROVED AS TO FORM:

MUNICIPAL ATTORNEY

Introduced By: _____
First Reading: _____

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 2022 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., 2023.

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: _____
First Reading: _____

RESOLUTION

A RESOLUTION APPOINTING _____
TO THE MAHONING VALLEY SANITARY DISTRICT
(MVSD) ADVISORY COUNCIL

WHEREAS, the Ohio Revised Code Section 6115.104 grant authority to Cities to appoint one individual to the Mahoning Valley Sanitary District (MVSD) Advisory Council; and

WHEREAS, the Council of the City of Canfield desires to make said appointment.

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

Section 1: _____ is hereby appointed to serve as the City of Canfield's representative to the Mahoning Valley Sanitary District (MVSD) Advisory Council.

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. 2023.

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: _____
First Reading: _____

RESOLUTION

A RESOLUTION AUTHORIZING THE CITY MANAGER TO APPLY FOR, ACCEPT, AND ENTER INTO A WATER POLLUTION CONTROL LOAN FUND (WPCLF) OR WATER SUPPLY REVOLVING LOAN ACCOUNT (WSRLA) AGREEMENT ON BEHALF OF THE OF CANFIELD FOR PLANNING, DESIGN AND/OR CONSTRUCTION OF WASTEWATER OR WATER FACILITIES; AND DESIGNATING A DEDICATED REPAYMENT SOURCE FOR THE LOAN

WHEREAS, the City of Canfield seeks to upgrade its existing water facilities; and

WHEREAS, the City of Canfield intends to apply for Water Pollution Control Loan Fund (WRCLF) or **Water Supply Revolving Loan Account (WSRLA)** for the planning, design and/or construction of the wastewater or water facilities; and

WHEREAS, the Ohio Water Pollution Control Loan Fund (WRCLF) or **Water Supply Revolving Loan Account (WSRLA)** requires the government authority to pass legislation for application of a loan and the executive of an agreement as well as designating a dedicated repayment source:

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

Section 1: That the City Manager be and is hereby authorized to apply for a WPCLF or WSRLA loan, sign all documents for and enter into a Water Pollution Control Loan Fund (WPCLF) or **Water Supply Revolving Loan Account (WSRLA)** with the Ohio Environmental Protection Agency and the Ohio Water Development Authority for planning design and/or construction of a wastewater or water facilities on behalf of the City of Canfield, Ohio.

Section 2: That the dedicated source of repayment will be water user fees.

Section 3: That this Resolution shall take effect and be in force from and after the earliest period allowed by law.

Section 4: That this Resolution and all deliberations relating to the passage of this Resolution were held in open meetings of this Council, all pursuant to Section 121.22 of the Ohio Revised Code and Section 3.11 of the Charter of the Municipality of Canfield.

PASSED IN COUNCIL THIS _____ DAY OF _____, 2023.

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



MAILING ADDRESS:
P.O. Box 4119
Youngstown, OH 44515-0119

SHIPPING ADDRESS:
1181 Ohltown-McDonald Road
Mineral Ridge, Ohio 44440

TELEPHONE: (330) 652-3614 * (330) 799-6315 * FAX (330) 652-9869

STATE OF OHIO
THE MAHONING VALLEY SANITARY DISTRICT

January 18, 2023

Mr. Chuck Tieche
102 Lisbon Street
Canfield, OH 44404

RE: Mahoning Valley Sanitary District Advisory Council

Dear Mr. Tieche,

The District is in the process of updating contact information for the Advisory Council. Attached is a copy of ORC 6115.104 which is a section of the Sanitary District law used to appoint an Advisory Council. Kindly review this information and please let us know at your earliest convenience whether you have a person that will represent the City of Canfield in the future on the Advisory Council.

Thank you for your assistance in this matter.

Sincerely,

Brenda Duffett, Board Secretary

Enclosure

cc: Board of Directors
Michael D. McNinch, P.E., Chief Engineer
Attorney Thomas Wilson

6115.104 Sanitary district advisory council for sanitary district organized wholly for purpose of providing water supply.

(A) With respect to a sanitary district organized wholly for the purpose of providing a water supply for domestic, municipal, and public use that includes two municipal corporations in two counties, there shall be appointed, within sixty days of the effective date of this section, a sanitary district advisory council. The council shall consist of one member who uses water supplied directly or indirectly by the district to be appointed from each municipal corporation or township that receives all or part of its water supply directly or indirectly from the district. Appointments to the council shall be made by resolution of the legislative authority of the municipal corporation or the township, as appropriate. Within ten days after making an appointment to the council, the appointing authority shall submit an authenticated copy of the appointment resolution to the board of directors of the sanitary district and to the clerk of the court.

(B) If a municipal corporation or township that, prior to the effective date of this section, did not receive any of its water supply from a sanitary district described in division (A) of this section begins to receive all or part of its water supply either directly or indirectly from such a district and the municipal corporation or township is not represented on the advisory council of that district, the legislative authority of the municipal corporation or township, within sixty days after it begins receiving all or part of its water supply from the district, shall appoint a representative to the council and make the submittals as provided in division (A) of this section. If a municipal corporation or township that, on the effective date of this section, receives all or part of its water supply from such a district ceases to receive any of its water supply either directly or indirectly from the district, the member on the advisory council representing that municipal corporation or township shall no longer serve on the council.

(C) A majority of the council constitutes a quorum, and a concurrence of the majority in any matter within the council's duties is sufficient for its determination. The council shall appoint one of its members as chairperson and one member as secretary. The council shall adopt bylaws governing its proceedings. The council shall meet at least once annually and shall meet upon the call of its chairperson or of the president of the board of directors of the district, or whenever a majority of the members of the council, by petition filed with the chairperson of the council, requests a meeting of the council. The chairperson shall call a meeting of the council within thirty days after the receipt of the petition.

(D) The council shall do both of the following:

(1) Annually review and evaluate the receipts and disbursements of funds by the board of directors during the preceding calendar year;

(2) Review, evaluate, and make recommendations to the board of directors regarding the operation, policies, programs, and improvements of the district. The board shall consider all recommendations made under division (D)(2) of this section.

Effective Date: 05-06-1998 .

MINUTES

CANFIELD CITY COUNCIL
REGULAR MEETING
FEBRUARY 1, 2023-5:30 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. Morvay, Mr. Nacarato, and Mr. Neff.

Absent: Mr. Dragish and Mr. Tieche.

Staff present: Charles Colucci, Chief of Police; Christine Stack-Clayton, Finance Director; Mike Cook, Zoning Inspector.

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

Under **APPROVAL OF MINUTES**, the Minutes of the regular meeting on January 18, 2023 were approved as presented.

Under **READING OF COMMUNICATIONS**:

MR. NEFF: I have none this evening.

MR. NACARATO: I have none this evening.

MR. MORVAY: Just a comment or an observation, somebody said something to me the other day about the city and how when they drive in at night, the lights look so beautiful, the streetlights and they do. They asked me if we're going to continue those up 46, north on 46. They end at Sleepy Hollow. I know we had a grant at one time and something happened and we never got them. Just be cognizant, if we ever have an opportunity to do that, that's maybe something we'd like to do. That's all I had under communications. Chief.

CHIEF COLUCCI: Over the last 3 days, we've had 8 water breaks on Indian Lake. John and his crews have been out quite a bit. Eight is a significant amount. It's the same line and John believes these are 60-80-year-old pipe. They're old, cast iron. He also didn't like what he saw when they pulled the dirt from it, the way it was backfilled. There are certain ways to properly bed the pipe, that make it last longer. Again, 60-80 years ago, they probably weren't using sand and gravel, they were just using the topsoil. He thinks it causing hot spots and these pressure points to explode. Eight water breaks in 3 days and they just got the last one fixed. I have a picture here that I can show you guys later, it's pretty interesting. He's been busy with that. I told him not to come. He's soaked and full of mud. It would cost us more to clean the carpet.

MR. NEFF: Did he mention what streets?

CHIEF OF POLICE: Just Indian Lake. They were all relatively close to each other. This is something that we talked about, the question to why we would pay somebody to watch the pipework getting done at Millennial Moments, Red Gate, Phase II. This is why. To make sure it's put in right and make sure it backfilled right, so that we can prevent this in 40-50 years when we're not here. That was the first thing that came to my mind, I asked him and he agreed.

We did get some good news. Both the time of work and time extension request for the Sawmill Creek Project have finally been approved by FEMA. Just to keep you aware of what that project is, that's the project for Saw Mill and FEMA was going to pay for one million dollars of the project. The community wasn't satisfied with it. We went back to the drawing board and it came back at 2.4 million. As we don't have the extra 1.4 million to do the project, we're going to have to make a decision. I know that Chris has been looking into low interest loans to cover that cost. But at some point, we're going to have to make a decision on what we're going to do with the project.

MR. MORVAY: What's the timeframe on that Chief?

CHIEF OF POLICE: Spring/Summer.

MR. MORVAY: I mean before we have to make.....

CHIEF OF POLICE: Spring/Summer.

MR. MORVAY: Oh, okay.

CHIEF OF POLICE: That's what Steve Preston and I talked about this afternoon. Also, I'm working with a community member who desires the gazebo project to be put on the city's website. Although, the gazebo project is not a city project, it certainly is a part of our community and it's going to be available for people to use. Dom Rozzo, our I.T. Manager and I, have been working together trying to find a spot for it, a convenient spot for it on the website. He's going to reach out to you and who is behind Kenwood Construction?

MR. NACARATO: Ken Leonard.

CHIEF OF POLICE: With that information, Rotary's information, and some pictures. If you drive by at night, it looks awesome. Except for the outhouse looking shed that I'm sure landscape will cover up.

MR. NACARATO: Well, we got to get a ramp to. Once that gets all in.

CHIEF OF POLICE: It looks beautiful, good job, thank Rotary. We're definitely going to find a place on the city website for it. We have to give credit where credit is due to Rotary for doing the project. That's it.

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

MR. NEFF: Our Board meets later this month.

MR. NACARATO: Design and Review meets next week.

MR. MORVAY: I sit on the Fire District, for the month of January we had a total of 188 calls, of those we had ambulance transports of 113, no fire loses in January. We just put on 2 or 3 new firefighters, we're up to our capacity. The Fire District is in good shape right now.

FINANCE DIRECTOR: The City of Canfield website has a link now for taxpayers to E-file 2022 City Income Tax. You can utilize the E-filing website to file the current year tax return, check your estimates that you've paid, and upload digital copies of their tax documents for current and prior years. Payments can also be made by either credit card or ACH payment. There is a convenience fee to pay by credit card. The Resolution on the agenda is requesting advances from the Mahoning County Auditor for this coming year, the first half tax collection of 2022 real estate taxes will begin shortly. Hopefully, we'll have our first advance starting February 24th and they hope to be done by the end of March.

MR. MORVAY: Thank you, Christine. We'll move over to our Zoning Inspector, Mr. Mike Cook.

ZONING INSPECTOR: For the month of January, we issued 4 permits for a total valuation of \$471,800.00. The bulk of that came from a new home out in Stonebridge area, that lot was just transferred over last weekend. I'll be expecting plans from that house. One of them was at St. Michael's, it was after the fact, they demolished the building and I went told them never picked the permit up, so they came in and went through that scenario. They're planning on rebuilding, the contractor that is demolishing told me they are planning on rebuilding in a different position. I told them, I need a plot plan because I don't know where that house is going, you're sitting on two lots there, they might need a replat. They need to come in and talk when they're ready for that.

MR. NACARATO: Father Lavelle was talking at one time about making that all one. I'll reach out to Father Lavelle about that.

ZONING INSPECTOR: Tequila Jalisco are on Design Review next week, they have a \$205,000 renovation to the exterior. It looks pretty nice on paper.

MR. MORVAY: Thanks, Mike. Our City Clerk, Pat Bernat.

CLERK: The Civil Service Commission met on January 19th, they will be administering two tests, the first will be for a Safety Dispatcher on February 22nd, the deadline to apply is February 17th. The second test is for Patrol Officer, that test will be given March 1st and the deadline to apply is February 24th.

MR. MORVAY: Our City Manager and also Chief of Police, Mr. Chuck Colucci.

CHIEF OF POLICE: The police department received good news last week, we applied for a state grant called a JAG Grant. We've had good luck in obtaining these grants over the years. We received the full amount this time, it was for \$25,000. I do believe we have an \$8,000 match; which we'll put in the budget. We received the full amount that we asked for and we're going to utilize the \$25,000 for server storage that we were going to ask for in the budget for next year. Also, we found out we received the BWC Grant, it's for body worn cameras. We got passed over on the first round because we were one of the few departments that actually have the cameras to begin with. We applied for the second round and we got clever, unique, and since we already have the cameras, we asked for storage. We received \$51,000 for body worn camera storage. As you guys know, to storage audio and video files, is expensive and it takes up a lot of room. We retain that for one year, unless we have to pull it for a case. That will go a long way, that \$51,000. Between the two grants and storage it's about \$76,000. We're excited about that. That's less that I'm going to have to ask for at budget. We just found out and I had it prepared to go for the budget.

Also, last Monday, Mayor Don Dragish swore in a new police officer, part-time, his name is Jay Gentile and a new dispatcher Morgan Ball. We also have that on our Facebook page.

As far as the City Manager, I have only one thing to report. We've all been working at great length on the EPA Loan for the water tanks. Mark just finished up what he needed to do as Law Director of the City. John and Christine got everything done. We have everything prepared and ready to go. At the next council meeting we'll have legislation to allow us to enter into that loan. Everything looks to be on schedule.

MR. MORVAY: Chief, do you write those grants?

CHIEF OF POLICE: Scott Weamer does.

MR. MORVAY: Kudos! We always do very, very well. Tell him we appreciate it.

CHIEF OF POLICE: On that note, as far as the lighting goes, and there was something else that recently came up at our staff meeting about a grant, it was a police training grant, it was for the police, I apologize. As far as the city goes, we're constantly watching, Patty is watching, anybody who sees it or Steve. We're not going to hold back from writing a grant while we do not have a true city manager. We're perfectly capable of doing that.

MR. MORVAY: Our Attorney, Mr. Fortunato.

ATTY. FORTUNATO: I'll reserve most of my comments for Executive Session. I would like to note that I read a fascinating article today, during my lunch, in a parking lot, the killer from Idaho, when the FBI and police were tracking him when he left Idaho with his father, to Pennsylvania, they lost him immediately, within 10 minutes. They were panicking until a camera got his license plate in Colorado. A Flock Camera got his license plate in Colorado and then they were able to catch up. Isn't that amazing. Everything else, I'll reserve for Executive Session.

MR. MORVAY: Council, questions for these reports?

MR. NEFF: Chuck did you say doors or did you say storage for first?

CHIEF OF POLICE: Storage. Both grants were for storage.

MR. NEFF: So, additional hard drive storage for achieving.

CHIEF OF POLICE: It will mutually benefit the police and city and everything we do.

MR. NEFF: Good job.

MR. MORVAY: Residents, questions about these reports that you've just heard?

KATHRYN YOUNG: Kathryn Young, 570 Barbcliff. I just wanted to say, the gazebo looks excellent. Thank you for that. I think it was last week, we were talking about Farmer's Bank is going to have a conglomeration of the lots right there. I know in other communities they brought up, like in Cranberry Dick's donated a whole beautiful park, so there are like businesses that have profited in the community for a long time, sometimes by giving back and I thought maybe in that particular area, was it ever brought up donating public restrooms? Since we're giving that big lot, I thought somewhere in there, there could be public restrooms that connect to the water.

ATTY. FORTUNATO: I want to clarify what you just said, we're not giving them land.

KATHRYN YOUNG: I know. They have a primary spot in the city, you drive in and it's right there. They've been here since the start. It would behoove whoever is responsible for having these discussions with them during zoning or whatever, to bring up public restrooms.

MR. MORVAY: Somebody just put public restroom in, they were \$100,000. That's what the cost was.

MR. NACARATO: Warren is spending almost 1.4 million dollars. At their amphitheater. It's 1.4 million dollars for them to put restrooms in.

FINANCE DIRECTOR: It depends on where the water and sewer are.

ANTHONY NACARATO: Then on top of that, they were talking about the maintenance fees and having staff available to clean them twice a day and locking them and all that. Their estimates in Warren for maintenance are going to be like over \$100,000 a month, for maintenance and bills and everything.

ATTY. FORTUNATO: A month?

ANTHONY NACARATO: A month. One of the biggest issues that they're concerned with is vandalism.

FINANCE DIRECTOR: We already have that problem with the port-a-potty's that we have at the parks.

ANTHONY NACARATO: Unfortunately, it's today's society and it's something as we look forward and think about this, that's something we really have to take into consideration is what the costs are going to be to us long-term. Thinking about it, we'd have to pay somebody to lock them, somebody to clean them, maintain them. If somebody takes the toilet paper rolls and shoves them all into the toilet.

MR. MORVAY: Not that we won't have those discussions.

KATHRYN YOUNG: It's centrally located. It's practically next to the police station. It has lots of lights. It's not like Greasel out in the corner.

ATTY. FORTUNATO: Maybe Parks and Rec's should go talk to Farmers.

KATHRYN YOUNG: I was just thinking because council was the one that recently spoke to them.

MR. MORVAY: Not that we won't have those types of discussions with outside people but the other side of the coin is, I know because we raise quite a bit of money for charity and all kinds of things, the first one we go to is Farmer's and they're always more than generous in what they give us in donations. It's unbelievable how receptive they are.

MR. NACARATO: They were one of the first ones to donate for the gazebo project.

MR. MORVAY: They're community minded. Not that we won't have those discussion but just keep in mind it's very, very expensive.

KATHRYN YOUNG: As far as the Parks Board goes, I think this year it's going to be the Pump Track as the focus of the funds.

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

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

CLERK: John, I have nobody on the list.

MR. MORVAY: Frank did you forget?

MR. MICCHIA: I'll give you a break.

MR. NACARATO: Thanks Frank, appreciate the break.

MR. MORVAY: Kathryn, anything?

KATHRYN YOUNG: Kathryn Young, 570 Barbcliff. On December 7th, Mr. Fortunato brought up the Charter Review Committee. Today, you are going to vote on who is going to be part of that committee. The question was brought up back then, Mr. Fortunato said, why don't you just bring back the same one as last time.

ATTY. FORTUNATO: I didn't say that. I said, that was a really good group. That's what I said.

KATHRYN YOUNG: Okay. My response was, why don't you try new eyes.

MR. MORVAY: I think we have.

KATHRYN YOUNG: I'm not sure but was one of them on the list today, wasn't he on the list?

ATTY. FORTUNATO: One of them.

KATHRYN YOUNG: Is there a reason why we have 6,000 citizens and we have to have the same person on that committee? It doesn't necessarily have to be myself but just fresh eyes.

MR. NACARATO: I will tell you this Kathryn, I went to probably 3 dozen people that I know and asked them and got No's. It's hard to find people that want to do it. When you find somebody, you take advantage of it. That goes, I think for all the committees. Even you, on Parks Board, you know it's hard to find somebody to take a place when we get termed out. We had a heck of a time with that this year with Design Review. I understand where you're coming from but I think sometimes when somebody offers or is asked and says, yes. You go with it. It hard to get anybody to do it.

ATTY. FORTUNATO: I think it's, frankly helpful to have somebody on there, who has been on there because it's a process and he can be helpful in terms of that process. It's a lot of work for these people.

MR. NEFF: This committee, isn't it open to citizens to attend?

ATTY. FORTUNATO: Yes, citizens can attend. We had a few citizens attend last time. They're boring. They're incredibly boring but they can attend.

KATHRYN YOUNG: Do you post the date of when those meetings are?

ATTY. FORTUNATO: Yes.

KATHRYN YOUNG: Does it come through this council? Where is that posted?

CLERK: We have to advertise in the Vindicator. I could put it on the website.

KATHRYN YOUNG: Thank you.

MR. MORVAY: Thank you, Kathryn. Frank, anything? J.T. anything? Hearing none, we're going to move on.

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

Under **NEW BUSINESS**:

ITEM A: An Ordinance Adopting an Internet Auction Policy for 2023 for the Disposal of Unneeded, Obsolete or Unfit Personal Property.

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

MR. NEFF: Second.

ROLL CALL ON MOTION:

3 Votes-Yes

0 Votes-No

Motion passes.

MR. NEFF: Mr. President, I have an Ordinance Adopting an Internet Auction Policy for 2023 for the Disposal of Unneeded, Obsolete or Unfit Personal Property. This constitutes first reading.

MR. MORVAY: We're going to have a hearing on that Patty?

CLERK: No.

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

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

MR. NACARATO: Second.

ROLL CALL ON MOTION:	3 Votes-Yes
	0 Votes-No
	Motion passes.

MR. NACARATO: Mr. President, I have an Ordinance declaring surplus property and authorizing its disposal. This constitutes first reading.

ITEM C: A Resolution requesting advances on the collection of real estate taxes.

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

MR. NACARATO: Second.

ROLL CALL ON MOTION:	3 Votes-Yes
	0 Votes-No
	Motion passes.

MR. NEFF: Mr. President, I have a Resolution requesting advances on the collection of real estate taxes. This constitutes first reading.

ITEM D: A Motion Reappointing Mark Fortunato as Municipal Attorney

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. NACARATO: Second.

ROLL CALL ON MOTION:	3 Votes-Yes
	0 Votes-No
	Motion passes.

MR. NACARATO: Mr. President, I have a Motion reappointing Mark Fortunato as Municipal Attorney. I move for passage.

MR. NEFF: Second.

MR. MORVAY: Chief, any discussion on this?

CHIEF OF POLICE: Atty. Mark Fortunato has been the Municipal Attorney for the City for over 20 years. His legal expertise and knowledge are unparalleled and the level of service we receive is exceptional. Section 6.02 of the Charter of the City of Canfield dictates Council has the authority to appoint a municipal attorney of the City of Canfield. Attorney Fortunato has historically been appointed under a 3-year contract. That's what we're recommending again. This motion reappoints Mark Fortunato as Municipal Attorney for the City of Canfield for a period of 3 years beginning January 1, 2023.

MR. MORVAY: I personally couldn't agree with you more. Mark, you're absolutely valuable to the city. We appreciate your due diligence and work that you put into it.

ATTY. FORTUNATO: My pleasure, truly.

MR. MORVAY: Any other comments? Hearing none. Residents, comments? Hearing none.

ROLL CALL ON MOTION:	3 Votes-Yes
	0 Votes-No
	Motion passes.
	Motion 2023-03

ITEM E: A Motion Appointing Members of the Charter Review Commission for 2023

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. NEFF: Second.

ROLL CALL ON MOTION:	3 Votes-Yes
	0 Votes-No
	Motion passes.

MR. NEFF: Mr. President, I have a Motion appointing members of the Charter Review Commission for 2023. I move for passage.

MR. NACARATO: Second.

MR. MORVAY: Chief, any comments on the appointment to the Charter Review?

CHIEF OF POLICE: Section 7.11 of the City Charter requires that every 5 years, council appoint 5 members to the Charter Review Commission. The Commission shall review the Charter of the

Municipality and shall recommend within 6 months after the appointment, any recommendations, alterations, revisions, if any, to council. Council may submit all or none of such proposed alternations, recommendations, or revisions to the electors.

MR. MORVAY: Patty, these individuals have all been talked to agreed to sit on this commission.

CLERK: Everyone who contacted me had already spoke with them.

MR. MORVAY: Okay, great. Then you'll coordinate their meeting?

CLERK: Yes.

MR. MORVAY: Council any other questions?

MR. NEFF: Do you remember when we did this before how many meetings did they have?

ATTY. FORTUNATO: About 6. I give then assignments, basically. We're going to do Titles I and II, next week, please read those and we go through those line by line. We've had Charter Review Commissions recommend no changes. Some recommend a lot, to Council. You guys pick and choose which ones you want to go to ballot.

ATTY. FORTUNATO: We'll probably meet in here. We met before in the City Manager's Office when it was down here but this strikes me as a pretty good place.

MR. NEFF: Thank you.

MR. MORVAY: Residents? Kathryn anything?

KATHRYN YOUNG: As long as it's posted what time.

MR. MORVAY: Frank, anything? Hearing none.

ROLL CALL ON MOTION:

3 Votes-Yes
0 Votes-No
Motion passes.
Motion 2023-04.

MR. MORVAY: We're going to go into Executive Session. When we come out we will not be taking any action. If you want to wait and say, good-bye to us, that's fine. If not, we'll see you next meeting. Anthony can you get us into executive session.

ATTY. FORTUNATO: You need to make a motion as follows: We need to adjourn into Executive Session pursuant to ORC 121.22 (G)(2) to consider the purchase or sell of property.

MR. NACARATO: I'll make that Motion.

MR. NEFF: Second

ROLL CALL ON MOTION:

3 Votes-Yes
0 Votes-No
Motion passes.

Council convened into Executive Session at 6:00 P.M.

Council reconvened from Executive Session at 7:05 PM

Mr. Nacarato made a Motion to adjourn.

Mr. Neff seconded the Motion.

The meeting was adjourned at 7:06 P.M.

PRESIDENT OF COUNCIL

ATTEST:

CLERK OF COUNCIL