

AGENDA

CANFIELD CITY COUNCIL

REGULAR MEETING

April 3, 2024-5:30 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** Requesting Participation in Purchase Contracts of the State for Sodium Chloride (Road Salt) and Declaring an Emergency.

Description: As part of the City of Canfield's participation in Ohio Department of Transportation (ODOT) Winter Salt Contract for 2024-2025 we are required to pass legislation expressing our desire to participate in the program. The contract document binds us to purchase at least 90% of our requested number of tons for the contract year at the price that is awarded through the ODOT contract.

This ordinance requests participation in the State of Ohio purchase of road salt for the contract year 2024-2025. This is being passed as an emergency due to the requirement to submit our commitment of salt purchase by the deadline.

Action Needed: Approval of Ordinance

Attachment(s): None.

Public Comments

12. Council Comments.
13. Adjournment

Introduced By: _____
First Reading: _____

ORDINANCE

AN ORDINANCE REQUESTING PARTICIPATION
IN PURCHASE CONTRACTS OF THE STATE FOR
SODIUM CHLORIDE (Road Salt) AND DECLARING
AN EMERGENCY

WHEREAS, Section 5513.01(B) of the Ohio Revised Code provides the opportunity for Municipal Corporations to participate in contracts of the Ohio Department of Transportation (ODOT) for the purchase of machinery, material, supplies, or other articles; and

WHEREAS, Canfield City Council desires to participate in said purchasing program.

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

Section 1: The City of Canfield requests authorization from ODOT to participate in the purchase contract for sodium chloride for 2024-2025.

Section 2: Upon authorization to participate in said purchasing program, the City of Canfield authorizes the City Manager to represent the City and execute all documents related to said Contract.

Section 3: The City of Canfield also agrees to the terms and conditions of the Contract authorized by the City Manager.

Section 4: This Ordinance is hereby declared to be an emergency measure necessary for the preservation of public peace, health and safety of the inhabitants of the City of Canfield, Ohio. Said emergency exists by reason of the application deadline for State Purchasing.

Section 5: That this Ordinance and all deliberations relating to the passage of this Ordinance were held in open meetings of this Council, all pursuant to Section 121.22 of the Ohio Revised Code and Section 3.11 of the Charter of the Municipality of Canfield.

PASSED IN COUNCIL THIS _____ DAY OF _____ A.D., 2024.

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

MINUTES
CANFIELD CITY COUNCIL
REGULAR MEETING
MARCH 20, 2024-5:30 P.M.

The meeting was called to order by Christine Oliver, President of Council. The Clerk called the roll to which a quorum responded as follows: Mr. Dragish, Mr. Graham, Mr. Neff, Mrs. Oliver and Mr. Tieche.

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

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

Under **MINUTES**, the Minutes of the Regular Meeting on March 6, 2024 were approved as presented.

Under **READING OF COMMUNICATIONS**:

MR. TIECHE: I have none.

MR. NEFF: I have none.

MR. GRAHAM: I have none.

MR. DRAGISH: I have none.

MRS. OLIVER: I don't have any communications.

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

MR. TIECHE: I do not have a report.

MRS. OLIVER: Welcome back.

MR. TIECHE: Thank you.

MR. NEFF: Planning & Zoning we address what we just had the hearing on. That will be voted on tonight. Jodi will probably catch me up, if there was someone on our agenda that I missed. Thank you.

MR. DRAGISH: I have the Mayor's Monthly Statement to Council. The fines and other monies collector and/or received. That total is \$1,812.01.

MR. GRAHAM: I have no report.

MRS. OLIVER: My next meeting for the Fire Board is not until next Monday. I don't have anything since the previous meeting. Let's move on to our City Manager.

MR. D'APOLITO: Just a couple of things Mrs. Oliver. The Canfield High School and Middle School will be holding a Jazz Concert on the Village Green on Monday, May 20th at 6:30 P.M. We appreciate them. The city did receive the official letter from the Arbor Day Foundation congratulating us on earning recognition as a Tree City for 2023. In other news, the City Clock may be able to be saved. I know that people are very sentimental about it. We did meet with Big Ben's Clock's. It may be able to be saved and repaired, of course considering Parks & Rec's, if it can be repaired maybe moving it towards the Gazebo, depending upon what it costs. If not, we'll go to auction. At this point, we're going to wait and see.

MRS. OLIVER: Thank you. For those of you that don't know, Ben Mischev from Ben's Clock's, we have several of his clocks in our home and he reached out to me because he saw it in the newspaper, that we were going to be getting rid of the clock. He's the gentleman that did an overhaul on it before and he thought it might be able to be saved. He thought we might want to do that because it's a piece of our history. I connected him with Dave and it went from there. My thoughts to that, from what I understand it's not supposed to be very expensive but I truly believe as a community that we can raise the money to save our clock. It sounded like it was under a thousand dollars. I would be willing to donate to that myself and keep that here in Canfield on the Green. It's something that people have always enjoyed.

MR. D'APOLITO: There would be an additional cost to put the electrical portion. We're thinking about moving it towards the Green over by the cement pad by the Green with Council approval and Parks & Recreation Board. The other thing I was going to say is, I want to congratulate the Mayor on a great job today on promoting the city on the noon news. You did very well.

MR. DRAGISH: Thank you.

MRS. OLIVER: Let's go to John Rapp, our Public Works Supervisor.

PUBLIC WORKS SUPERINTENDENT: Good evening. Crews have been continuing with the water meter changeouts, that's still going pretty well. Sanitary maintenance, we're trying to keep them clean and running. The Yarian storm line is going very well. They finished the last of the pipe today so, moving forward there will be restoration. Weather permitting, concrete, asphalt, yards and any adjustments. I was out today with engineer's walking the area. Any adjustments for storm drains that need raised or lowered and just looking at the work in general. All the feedback that I've been getting, all the residents coming out, they're very impressed with Yarian's company and their performance and how they approach residents and how communicated. So, good stuff from them. We're also prepping for the Hilltop Water Tank that will be rehabbed this year. There is a lot that goes into that, taking that offline and feeding

from just the Fairground tank and the pumps. We're going to go to a pressure system instead of gravity through that tank. We're prepping for that. I'd like to thank the Fire Chief and his guys for allowing us to bring in Core & Main and the (inaudible) fire hydrant rep to do a 2-hour maintenance and repair class, over at the Herbert Road fire station. Our guys all got to participate, his guys and our city manager attended it also and I thought it was a really good thing for everybody. It was how they work, how you're supposed to use them, repair. Thank you to them for allowing us to use their facility. That's all I have.

MRS. OLIVER: Thank you. Our Finance Director, Christine Clayton.

FINANCE DIRECTOR: I've been finalizing the budget and starting to enter revenues in our new accounting software. I'm also working with our implementation specialist for the utility conversion that's supposed to go live on April 1st.

MRS. OLIVER: Thank you. Our zoning inspector, Ms. Flinn.

ZONING INSPECTOR: I just have a couple of things to add to Bruce's report. We had a request for an adjustment of Ordinance 1169.01 for a 6-foot fence in the side yard of a corner lot at 76 Hood Drive. We set that public hearing for April 18th. To go along with that, our next meeting was moved from April 11th to April 18th. It was in the paper this morning for public notice on that. For zoning, so far, for the month of March we issued 11 permits for a total valuation of \$682,443.00.

MRS. OLIVER: Thank you. Patty any report?

CLERK: No report this evening.

MRS. OLIVER: Our Chief of Police, Chuck.

CHIEF OF POLICE: Good evening, thank you. I'm not sure who knows this but we do have a temporary holding facility inside the police department. We have two holding cells, if we do have a prisoner we're allowed to hold that subject for up to 6 hours before we would transfer them to Mahoning County Jail. There is an annual state inspection and I want to congratulate Officer Mike Siroka, one of our school resource officers. He just had his last holding cell inspection completed and it was fully approved by the State of Ohio. Officer Sroka is going to be handing that over as he'll be retiring real soon. Within the next year, year and a half. So, congratulations to Mike, there is a lot of work that is involved with that, in order to maintain that facility. Thank him, very much for that. Also, I'll be talking a lot of speed enforcement. We've had hit and miss, February and March weather, 70-degree days and white out's today that we may have drove through. When the weather gets better, we always get increased speed. We try to educate our students, educate our families in the community to talk to your children who are driving. It's not always children. There are times when it's adults as well. Lieutenant Ruiz had somebody speeding on Herbert Road 56 MPH, passing cars, after school. He was able to apprehend that suspect and give him a citation. That type of driving is reckless

and uncalled for. The bike path is up there. Again, we always encourage our students, adults, me, everybody to drive the speed limit and respect there is a lot of homes on Herbert Road. They're the main reason that the speed is at 25. We had it increased to 35 and they came in here and we heard the Herbert Road residents and we dropped it back down to 25. 56 is way too fast. Good job to Lieutenant Ruiz for catching that person. It always hurts to get that call that we missed somebody passing on Brookpark, after school, we've had that.

Also, as I was walking in, I didn't really get a chance to talk to the City Manager about this yet, I got a call from Anthony Sebastiani and his company who are handling the IGA renovation. He is very excited that the liquor option on the ballot last night passed, I think it was by 90%. That district is district 5. He's excited that it passed and he also wanted to reassure everybody that he'll be awarding the contract bid within the next month. Everything that he promised is going to be happening in the summer of 2024. He'll also be getting introduced to the City Manager this week. Of course, the Mayor has dealt with him and addressed that earlier today. Thank you for that. That's it. Thank you.

MRS. OLIVER: That's exciting news. Thank you. Last but certainly not least, Atty. Fortunato.

ATTY. FORTUNATO: I'll reserve my comments for executive session.

MRS. OLIVER: Thank you. Council any questions on these reports?

MR. DRAGISH: I just wanted to say, thanks again. I know they were not only on Herbert but they were also on Brookpark, sitting as well, this past week looking for speeders. I appreciate that.

MRS. OLIVER: Residents any questions on reports?

DAVE SCHIALDONE: I live on Talsman. In regard to the water tank on Hilltop, is that going to have an adverse effect on water pressure in that area?

PUBLIC WORKS SUPERINTENDENT: No.

DAVE SCHIALDONE: Not at all?

PUBLIC WORKS SUPERINTENDENT: No.

MRS. OLIVER: Any other questions? Hearing none.

Under Recognition of Persons Desiring to Appear Before Council:

ANTHONY NACARATO: Good evening, Anthony Nacarato, 101 Willow Way. As many of you know, I've very involved with the community through Rotary. I had the privilege of sitting up there in Mark's position for 4 years. One thing that got me is, we kept pushing off paving of Fair Park. If any of you have been to Fair Park's parking lot, you'd know that it's pot hole city. Now

that we have the pump track there and really trying to get things moving around at Fair Park, Rotary who has done many of our community projects, came together and decided that we would go ahead and foot the bill for repaving Fair Park. I just wanted to let you know, starting Mid-April, weather permitting, we are going to have Fair Park repaved and striped at no expense to the city. Canfield Rotary will pick up the entire tab. Thank you.

MR. TIECHE: Is their paving going to meet our paving standards?

PUBLIC WORKS SUPERINTENDENT: Good question. I guess we have to look into.

ANTHONY NACARATO: I did give a copy of the contract to the city manager to review and make sure that we're up to snuff on it. I believe it was all checked before we even started.

MR. TIECHE: I appreciate the donation.

ANTHONY NACARATO: I understand.

ATTY. FORTUNATO: It's under \$50,000, correct?

ANTHONY NACARATO: It is under \$50,000, yes.

MRS. OLIVER: I just want to say, I serve on Rotary with Anthony and I know the Rotary does a lot of great things for our community. Thank you, Anthony.

MRS. OLIVER: Don Hutchison.

FIRE CHIEF DON HUTCHISON: Don Hutchison, 20 Canterbury Court. Cardinal Joint Fire District, Fire Chief. First of all, I'd like to say, we did receive a permit for fireworks on Saturday, June 29th at the Fairgrounds. I hope that don't take away from my time. Thank you for allowing me to speak tonight. I'm here because I have two concerns that will affect the fire district. I just wanted to express my concerns to city council. I already met with the city manager. I see that you do have a Resolution on the agenda for tonight. My concern is you vote against Boardman joining the fire district but the committee that is out there doing the research right now, doesn't even have all the information. They're waiting on information from the Attorney General and the State Auditor, through the County Auditor. It's still in committee. Normally, when you have it in committee, you wait for it to come out, you have discussion, public meetings, and everything else. Then you go from there. Then debate and then if you wish to vote no, that's the American way. I agree with that 100%. The big thing I'm here for is to make sure you understand that Boardman Fire and the Cardinal Joint Fire District have an automatic mutual aid agreement in place. A lot of people don't know what that is. That means, if the police department dispatches or sends a tone out for our guys for a structure fire, Boardman's fire stations automatically get dinged. They're sending one truck and an officer. I'll tell you, Monday morning, at 7:15, we had the fire alarm going off at Panera Bread. Smoke in the building, they said, send out a full alarm, automatically, we had 12 firefighters on the scene

within 5 minutes. That's what I'm afraid of risking here tonight, if this goes through. Also, the partnership where our guys are working with their guys. Over 4 years, they trust each other. I'll give you an example. We got called to a fire. They have more fires than us, absolutely. We got called to a fire on Glenwood Avenue, our ladder 103 arrived there, before they even got there, they were asked, pull a ladder, go to the rear of the building, you have 2 people on a balcony that are trapped. Our guys went there, pulled them off, they came off with barely smoke inhalation. That's what I'm hoping, somehow, somehow, that this Resolution could be held off for a little while. One month, two months, because I believe the State Auditor is coming back with all their points to the local auditor this month. Meaning by the end of March-first of April. Then we'll know where the numbers are going to go to be able to work out everything. The one thing I do want to do is give you a hand-out. Chuck and Bruce, you both know, when you were on the Fire Department before it was status quo. Whatever you can get, right. The problem is, we now have a full-time fire department with part time people, I have to follow what's called an NFPA 1710. They give me a guideline to go by. What do we need to do? All I'm saying here is, you see occupancy single family dwelling minimum of 16 firefighters. Well, just the other day, I had 12, with the help of Boardman. What I'm looking for, just to explain to you is, our guys do a great job, they make me look good. I answer to everybody. So, if people are against this, I take that and I explain to them, my view. I'm okay with that. But I'd rather run the process and see how it's going to come out. My understanding is there was a contract sent around here. This committee that I'm on, never saw that contract. So, I picked up the phone and I contacted Jason Loree. Jason have you seen the contract? He said, "I did not." I called up Chief Pitzer. Did you see any contract? He said, "I did not." How I got to see that contract was from Chief Colucci. He called me up, I talked to him, I said, let me see this. I had no idea what you're talking about. That's how I got to see it.

CHIEF COLUCCI: You only saw the part that said dispatching services can be within any agency.

DON HUTCHISON: Right. I'm not in agreement of that, at all. You cannot have a fire department working together being dispatched by two places. Cardinal Joint Fire District, as I've told you, is through Canfield. Why would we change?

CHIEF COLUCCI: You're President of the Fire District said, it will change. The City's representative said it would change.

DON HUTCHISON: It has never been said that in a meeting because whenever I've been in committee meetings.

MR. D'APOLITO: It has been said in a meeting. It was said to me.

MRS. OLIVER: I was present.

DON HUTCHISON: I think it was taken out of context but it was not. Okay, anyways.

MRS. OLIVER: With all due respect. I was in that meeting as well and we both heard the same thing. My personal opinion, as a firefighter, just like a doctor, you take an oath to protect property and save lives and help people, so I cannot even imagine that, that would change. We already give mutual aid to Boardman and they give mutual aid to us. To me, that's what you do as a community together. As a firefighter you respect your oath and you help people and you save their property and their lives. I personally do not agree that a merger would change that. We would still continue, to do, what we do currently. I also know that I have been approached by residents from Boardman, Canfield Township and Canfield City and I have not had one person tell me that they think this is a good idea. I would also like to say that for the record. It's difficult for me to have to be in this position because I serve on that Fire Board. But, I have an open mind and I listen to our community and our citizens and I want to do what's best for them.

DON HUTCHISON: I have a responsibility to make sure that all calls are covered. Just today, within 5 minutes, all 3 ambulances were out on call, I had one firefighter left on the floor over here. That is my concern. It's a matter of, what does it look like to Boardman if this goes through.

MR. D'APOLITO: Chief, why wasn't the due diligence done up front? Why are you now trying to get numbers after you already decided you want to do a merger? Why wasn't it the other way around? Why wouldn't it be that way?

DON HUTCHISON: We just passed the levy a year and a half ago. Inflation went up so high, we had 5 people leave in one year. So, we had to raise our wages. I'm just looking at here's what we got to do. I'm not here to run the fire board. I'm here to run the fire district. I'm here to protect my firefighters, my constituents, my people that put their trust in me to cover their lives. That's what I have to do. What happens, I had nobody left, I had one firefighter over here. So, we put out an all-call. We have 5 firefighters living in town. So, you expect them to come back, maybe 1, 2, 3, 4, 5, we used to have 25 or 30 living in town. Times are changing and we have to be able to adapt to where we're going to.

MR. D'APOLITO: The economics is what I'm talking about.

DON HUTCHISON: I understand. We had to raise their wages and that's where that money went.

MR. D'APOLITO: The only information that we have is what the board has given us.

DON HUTCHISON: Right, I understand that. Right now, they're not giving out anything because it's still in committee. How can you vote on something when it's still in committee? The State of Ohio, you go to the Senate, you go to the House.

MR. D'APOLITO: Will you tell the council who the committee is?

MRS. OLIVER: I was just going to ask you; how many people are on that committee?

MR. D'APOLITO: You're a member of the fire board and she's not on that committee.

DON HUTCHISON: You have Rich Russo, Denise Harlan, and Marie Cartwright from here.

MR. D'APOLITO: How is Marie Cartwright a part of that?

DON HUTCHISON: Public.

MR. D'APOLITO: She's a Trustee.

DON HUTCHISON: She the public person on there.

MR. D'APOLITO: The Board only permits one Trustee and one person from the township and one council member. We don't have two council members on.

DON HUTCHISON: You have one city citizen, one township resident and one township trustee.

MR. D'APOLITO: Who is your township citizen?

DON HUTCHISON: Denise Harlan

MR. D'APOLITO: She's the city.

MRS. OLIVER: David Bernard (spelled phonetically) is the township citizen.

MR. D'APOLITO: Who is Marie Cartwright is my point?

DON HUTCHISON: She's the public representative.

MR. D'APOLITO: She's the Trustee.

DON HUTCHISON: Correct. After speaking with Mr. Russo and Mr. Loree, they'd love to have a member from here on that committee too.

MRS. OLIVER: Wait a second, I have to ask a question. At the last board meeting, which I received the Minutes from that and it is not in the minutes what was said, when I questioned the fact that I was removed from the Strategic Planning Committee and Mr. Russo placed himself in my position, that I was unanimously voted for, then he explained when Chief Colucci asked him about it, that it was a separate committee from the Strategic Planning for the fire merger. He said and I quote, "Denise and I are on that committee. We will not be adding anyone to that committee and we will not be subtracting anyone from that committee, it will not be changed." There are two citizens sitting right here that were also at that meeting. They

heard the same thing I heard. I know that Chuck was at that meeting and Mr. Graham was at that meeting. If you're saying he welcomes someone else on this committee but he made it very clear there will be no changes, no additions, no subtractions. It's him and Denise and it's going to remain that way. That is what was said. It's not in the minutes.

DON HUTCHISON: I'm not on that board. I'm not going to answer for him.

MRS. OLIVER: That's fine. You were present too. I read the minutes. It's missing from the minutes. Now I have it on our public record.

MR. D'APOLITO: Mrs. Oliver, just so you're aware, I made a public record request of all the minutes from the past two years and Chief delivered those this evening. I haven't reviewed them yet. That's why I asked, for that purpose.

MRS. OLIVER: Thank you.

DON HUTCHISON: All I'm asking for is protect our firefighters.

CHIEF COLUCCI: Do you have an indication from Boardman Township Fire that they would not respond in mutual aid if they voted for this.

DON HUTCHISON: No. But I did talk to them. They said they didn't know what their response would be.

CHIEF COLUCCI: They wouldn't provide mutual aid?

DON HUTCHISON: No. Automatic Mutual Aid. What does that mean? That means, they'll be coming automatically. If we wait and call, it's 8, 10, 15 minutes. If a firefighter goes down through a floor, there is nobody there to rescue him.

ATTY. FORTUNATO: We have a mutual aid agreement in place.

DON HUTCHISON: That's a whole county.

CHIEF COLUCCI: We're talking about public safety. They would change it because they voted not in favor of this.

DON HUTCHISON: I don't know. I'm just telling you I talked to them about it.

CHIEF COLUCCI: That's what you came out and said.

DON HUTCHISON: You're trying to put words in my mouth Chuck. I didn't say that.

CHIEF COLUCCI: I'll let everyone decide that.

DON HUTCHISON: I'm in fear of, okay.

CHIEF COLUCCI: I can't imagine not backing up another police department or another fire department not coming for us if they voted in favor of this.

DON HUTCHISON: Just remember, automatic mutual aid means you're going to send somebody automatically. Mutual aid means, you're going to take a poll on what you have available, I'm sorry, not today, call somebody else. Then you have to go to the next one. That happens everyday in Mahoning County. Nobody has enough people to run calls.

CHIEF COLUCCI: This document that you gave us, says 16 members or 17 members for a single-family dwelling and you only have 12.

DON HUTCHISON: That's with Boardman help.

CHIEF COLUCCI: According to this, have you ever been up to staff?

DON HUTCHISON: Yes. The one time we had people come back who were in town, the 5 members.

CHIEF COLUCCI: I'm confused. That's alright.

DON HUTCHISON: We tone everybody out. We only have 5 living in town. Those 4 or 5 come in, Boardman came in, then we did have. That was on Briarcliff. What's the hydrant?

PUBLIC WORKS SUPERINTENDENT: Barbcliff

DON HUTCHISON: Barbcliff. The Barbcliff fire. All I'm saying is, we're at $\frac{3}{4}$ of that right now with their help. I'm striving to get every inch out of our budget. I'm not stating this here for you about them joining us. I'm here about making sure it continues on, what we have in place. I agree. Everybody has their opinion. You guys have your opinion. This couple, nice enough to come to our fire board meeting. They told me their opinion. They wanted to know if we would have discussions? Absolutely.

MRS. OLIVER: What's the overall opinion of the firefighters?

DON HUTCHISON: I guess it's changing. Originally, I'd say, 50%. I guess their vote was unanimous. I'm not sure everybody voted. I'm not going to talk about that.

MR. TIECHE: If we remain Cardinal Joint Fire District how many additional employees do we need to add to meet this standard? What might be the estimated cost of doing that?

DON HUTCHISON: Right now, I couldn't tell you. I could guess but it would be just guessing.

MR. TIECHE: You're getting numbers on the other stuff, get numbers on that too.

DON HUTCHISON: I will.

MR. TIECHE: Thank you.

DON HUTCHISON: Thank you for your time. I appreciate it.

COLLECTIVELY: Thanks, Chief.

MR. TIECHE: Let me ask another question. Did he leave?

AUDIENCE: Chief!

MR. TIECHE: By us reading this motion this evening, opposing the expansion, why is that so much of an issue with regard to how you're proceeding?

DON HUTCHISON: I'll tell you why. Because a year and a half ago, the Fire District called them out and told them we're not running ambulance over there anymore because it's against, number one the mutual aid agreement.

MR. TIECHE: Wait.

DON HUTCHISON: The Fire District.

MR. TIECHE: The Cardinal Joint Fire District said they're not running ambulance over there.

DON HUTCHISON: To Boardman. You remember that. That was a hard pill for them to swallow. That's when I talked to the members on that committee, about this tonight and they said that would be the second hardest pill to swallow. That's why I'm concerned.

MR. D'APOLITO: The committee made up of Rich Russo, Denise Harlan and Marie Cartwright?

DON HUTCHISON: No. The Boardman members.

MR. D'APOLITO: They are?

DON HUTCHISON: Tom Costello, Jason Loree and Chief Pitzer.

MR. TIECHE: If we pass this motion, they're saying that ...

DON HUTCHISON: I'm not saying that they're saying anything. I'm just saying, I'm concerned.

MR. D'APOLITO: They're aware that we're doing this.

DON HUTCHISON: Yes.

MR. D'APOLITO: I made them aware. None of them are here.

DON HUTCHISON: That's why I made the phone calls.

MR. D'APOLITO: I'm just saying, none of them are here.

DON HUTCHISON: Right.

MR. TIECHE: If we pass the Motion, which is just opposing the expansion, is there anyway that that affects the Cardinal Joint Fire District's response to the residents of Canfield Township or Canfield City for fire or EMS Services?

DON HUTCHISON: Say that one more time.

MR. TIECHE: If we pass the Resolution for opposing the expansion, it doesn't mean it can't be changed, if we pass it tonight. Is that going to affect the Cardinal Joint Fire District's response to fire and/or EMS Service within Canfield Township or Canfield City?

DON HUTCHISON: My fire department's response?

COLLECTIVELY: Correct.

DON HUTCHISON: Not Boardman, correct?

MR. TIECHE: Correct.

DON HUTCHISON: No. Nothing changes.

MR. TIECHE: Okay.

DON HUTCHISON: Even during all of this, nothing changes.

MR. GRAHAM: Was the option ever discussed by the fire board about getting the resources, the personnel that are needed?

DON HUTCHISON: Not to the numbers. We just passed a levy a year and a half ago.

MR. TIECHE: So, we don't really know what those numbers are to meet the standard if we need to add, whether we'd be talking about 10 people or whether we'd we talking about 50.

DON HUTCHISON: If you would be asking me, it would be a minimum of 12. That way we would have all stations double open, as in a fire truck and an ambulance at all times.

MR. TIECHE: A salary range of \$60,000 a year.

DON HUTCHISON: Yeah, they're topping out \$65,000 and then retirement, benefits.

MR. GRAHAM: I just wondered if it was ever brought up.

DON HUTCHISON: No.

MR. D'APOLITO: Chief, I want to say one last thing, a good thing. The residents love your fire department. They want to keep your fire department and no one else's. That's a compliment to you. If you're going to leave, why don't you leave on that note. We love your fire department.

DON HUTCHISON: I got a phone call today stating, thank you for bringing my sister-in law to the hospital in such efficient manner and everything else. I will tell you this, these guys make me look good. They do. Chuck knows what I'm talking about. I'm always looking 5 years ahead. What's going to be happening then.

MR. D'APOLITO: Maybe this is 5 years premature.

DON HUTCHISON: Absolutely. I will state this one other fact, Boardman put an ambulance in service, the third out ambulance, Lanes goes out first, second, then Boardman Fire Department runs their ambulance. It's fully manned all the time. The first 80 days, our ambulance has been over there once. We're now able to reciprocate. They've been over here twice. They've been here for a call on Indian Run and an auto accident on the turnpike.

MR. TIECHE: One other thing, to quote Frank Micchia, "If it ain't broke, don't fix it."

MRS. OLIVER: He's here in spirit. He's watching us at home, right now.

DON HUTCHISON: You say it's not broke, today I had one firefighter on the floor.

MR. TIECHE: So, maybe that's broken.

DON HUTCHISON: Thank you, very much.

MRS. OLIVER: Anyone else desiring to speak or ask a question?

MR. DRAGISH: I had something that I wanted to add. I think Chuck you were going with it. I don't think we should base our decision on a document or whatever it is on Boardman's fire. We should base it on the fact of our Cardinal Joint Fire District; which is Canfield Township and

Canfield City. Whatever Boardman decides to do, or say, however they want to react, that's on Boardman. We have to save the lives of our residents in Canfield first.

MR. TIECHE: I think part of his concern is, he's got automatic mutual aid; which is different than awhile ago, you had mutual aid.

MR. D'APOLITO: It's both ways for Boardman, us not responding to them as well.

MR. DRAGISH: Right.

MR. D'APOLITO: He acts like it's a one-way street but it's not. It's a two-way street.

MR. TIECHE: Very good.

MR. GRAHAM: I just question why this discussion didn't happen about getting the resources and needs awhile ago. That they've never had that discussion with the fire board.

MR. TIECHE: Part of that issue may be because we didn't ask questions.

MRS. OLIVER: That's where it changed. My very first board meeting, I asked what the firefighters thought, in January. Then it came to light in the public. Now, there has been communication that has occurred because of it. There never was any before. Speaking of the ambulance in Boardman, from what I understand it was the fire board in Canfield that told them they had to have an ambulance to consider doing this merger, so they got an ambulance. I saw in the Boardman News that in January they billed \$22,000 out for their first month. They had over 50 calls. They haven't collected one nickel of that money, from that article. I feel that our residents come first and that's why I listen to what people say about that, how they feel. I have residents tell me we would gladly pay more in our taxes, if we need to hire additional firefighters to keep things the way they are here, in our city. We don't want to change those services. I think we have the best firefighters and EMT's around. I personally have witnessed them. They saved the life of my neighbor across the street, who died, and they brought him back to life. I have seen how wonderful they are, coming to my home for a medical check when something happened to myself. They were right there, they were right on it. The gentleman is actually present who took me to the hospital. I thank you. The entire fire department for what you guys do. Our citizens are very grateful.

MR. DRAGISH: To Chuck's comment, I don't think any of us up here or over there or anybody in this room, is questioning the fact of what the fire department does for our community. I don't think that is a question. It doesn't even need to be addressed. I think what needs to be addressed, today, if we pass the Resolution, just like you said Chuck, if we have to change it, we can change it.

MR. TIECHE: Right.

MR. DRAGISH: That's something that can be changed. But as of right now, the information that we have, there is no reason in the world that we would go forward.

MR. D'APOLITO: Mayor, I think it's important on two fronts. One, our residents know that we're listening to them; Council is listening to them. Second, it important that our city representative know the official position of the city. Hopefully, she will follow that recommendation.

MRS. OLIVER: Just to clarify, that would not be me. I'm the council representative.

MR. D'APOLITO: That would not be Mrs. Oliver.

MRS. OLIVER: Anymore comments? Hearing none.

MR. DRAGISH: Did you want to speak?

MR. STEVE PLANEY: Steve Planey, Neff Court in Canfield. I heard the Chief remark about the Auditor, they need this from the Auditor and they need this from the County Auditor, if this Resolution passes tonight, it could save those people an awful lot of time and they could put their time and effort towards something more meaningful.

MRS. OLIVER: Thank you. Anyone else?

MR. SCHIALDONE: Mr. Schialdone, 91 Talsman Drive. Mr. Fortunato, did you say there is currently a mutual aid agreement.

ATTY. FORTUNATO: Yes, a county-wide.

MR. SCHIALDONE: The firefighters and the police are aware of this?

ATTY. FORTUNATO: Oh, sure.

MR. SCHIALDONE: I can't see any of our firefighters or policemen sitting on their hands, if a call goes out for mutual aid.

CHIEF OF POLICE: Not in our area. I agree with you 100%.

MR. SCHIALDONE: Thank you.

Under **OLD BUSINESS:**

ITEM A: An Ordinance Amending Ordinance 1973-44 Rezoning A Portion of Lot 2988 at 445 W. Main Street from "M-1" Manufacturing to "B-2" General Commercial.

MRS. OLIVER: 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. TIECHE: Second.

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

MR. GRAHAM: An Ordinance Amending Ordinance 1973-44 Rezoning A Portion of Lot 2988 at 445 W. Main Street from "M-1" Manufacturing to "B-2" General Commercial. I move for passage.

MR. DRAGISH: Second.

MRS. OLIVER: Any questions from Council? Hearing none. Any questions from the public? Hearing none. We had a public hearing on this earlier. With no questions, Patty.

ROLL CALL ON ORDINANCE:	5 Votes-Yes
	0 Votes-No
	Ordinance passes.
	Ordinance 2024-06.

Under **NEW BUSINESS:**

ITEM A: Annual Appropriation Ordinance to Make Appropriations for Current Expenses and Other Expenditures of the City of Canfield, State of Ohio, During the Fiscal Year Ending December 31, 2024.

MRS. OLIVER: 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. GRAHAM: Second.

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

MRS. OLIVER: 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. DRAGISH: second.

ROLL CALL ON MOTION:

5 Votes-Yes
0 Votes-No
Motion passes.

MR. TIECHE: Madam President, I have an Annual Appropriation Ordinance to make Appropriations for Current Expenses and other Expenditures of the City of Canfield, State of Ohio, during the Fiscal Year Ending December 31, 2024. I move for passage.

MR. DRAGISH: Second.

MRS. OLIVER: Any questions on Council? Hearing none. Any public questions or comments? Hearing none.

ROLL CALL ON ORDINANCE:

5 Votes-Yes
0 Votes-No
Ordinance passes
Ordinance 2024-07.

ITEM B: An Ordinance Providing Transfers to Various Funds.

MRS. OLIVER: 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. GRAHAM: Second.

ROLL CALL ON MOTION:

5 Votes-Yes
0 Votes-No
Motion passes.

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

MR. NEFF: Second.

ROLL CALL ON MOTION:

5 Votes-Yes
0 Votes-No
Motion passes.

MR. DRAGISH: Madam President, I thank you for giving me the shortest one today. I have an Ordinance providing transfers to various funds. I move for passage.

MR. NEFF: Second.

MRS. OLIVER: Any council comments? Hearing none. Any public comments? Hearing none.

ROLL CALL ON ORDINANCE:

5 Votes-Yes
0 Votes-No
Ordinance passes.
Ordinance 2024-08.

ITEM C: An Ordinance Authorizing Contract Modification Number 3 with MS Consultants, Inc. for the Sawmill Creek Improvement Project.

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

MR. DRAGISH: Second.

ROLL CALL ON MOTION:

5 Votes-Yes
0 Votes-No
Motion passes.

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

MR. NEFF: Second.

ROLL CALL ON MOTION:

5 Votes-Yes
0 Votes-No
Motion passes.

MR. GRAHAM: Madam President, An Ordinance Authorizing Contract Modification Number 3 with MS Consultants, Inc. for the Sawmill Creek Improvement Project. I move for passage.

MR. NEFF: Second.

MRS. OLIVER: Any questions from council? Hearing none. Any questions from the public? Hearing none.

ROLL CALL ON ORDINANCE:	5 Votes-Yes
	0 Votes-No
	Ordinance passes.
	Ordinance 2024-09.

ITEM D: A Resolution to Vote on a Voting Member on the Mahoning County's 9-1-1 System Committee.

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

MR. GRAHAM: Second.

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

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

MR. TIECHE: Second.

ATTY. FORTUNATO: We shouldn't do this by title only. You passed one reading. That's fine. Let's read the Resolution and take a vote.

MR. TIECHE: I'll read it. Mr. Tieche read the Resolution in full. Mr. Tieche moved for passage.

ATTY. FORTUNATO: So, a vote for passage is a vote for Christine Oliver to serve on this committee.

MR. TIECHE: That's correct.

ATTY. FORTUNATO: Does everybody understand that?

MR. TIECHE: That's correct.

MRS. OLIVER: Any discussion? Hearing none.

MR. TIECHE: It's my understanding that each of the municipalities that are listed here, Struthers and Youngstown, have to do the same thing, correct?

MR. D'APOLITO: Actually, Mr. Tieche all the Municipalities have to take a vote, and vote on one of these 4 candidates.

MR. TIECHE: So, we can vote on one candidate other than Christine?

COLLECTIVELY: Absolutely.

MR. D'APOLITO: That's the purpose, which candidate do you want to select. Every municipality in the county is supposed to do the same. The candidate with the most votes of all the municipalities will be the representative.

MR. TIECHE: The way our Resolution is written says that, the Council of the City of Canfield hereby elects Christine Oliver. So, by passage of this Resolution we are electing Oliver.

MR. D'APOLITO: You're electing her to be your candidate. Each city will get one vote.

MR. TIECHE: Right.

MR. D'APOLITO: She won't be on the board automatically, she'll get our candidate that the city has selected.

MR. TIECHE: Okay.

ROLL CALL ON RESOLUTION:

4 Votes-Yes

0 Votes-No

1 Abstention (Mrs. Oliver)

Resolution passes.

Resolution 2024-08.

ITEM E: A Resolution Opposing the Expansion of the Cardinal Joint Fire District.

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

MR. DRAGISH: Second.

ROLL CALL ON MOTION:

5 Votes-Yes
0 Votes-No
Motion passes.

ATTY. FORTUNATO: It's probably a good idea to read this in full.

MR. TIECHE: Mr. Tieche read the Resolution in Full. Mr. Tieche moved for passage.

MR. DRAGISH: second.

MRS. OLIVER: Any discussion?

MR. TIECHE: I think we've had a lot of discussion this evening about this specific issue. I don't know that I can say much more. I think some of the language in the Resolution itself indicates that we've got opposition from bargaining unit members and those kinds of things. Personally, I have not had anyone from the township or city that I talked with, that was not associated with the fire district say anything about why we should expand the district. We have a good district, it's been working fine. To coin Frank Micchia again, if it's not broke, don't fix it.

ROLL CALL ON RESOLUTION:

5 Votes-Yes
0 Votes-No
Resolution passes.
Resolution 2024-09.

Under **COUNCIL COMMENTS:**

MR. D'APOLITO: I think Mr. D'Apolito has done a great job as manager. I just got back from Florida, he can do a little better with the weather. (Laughter)

MRS. OLIVER: You were supposed to bring the sunshine back.

ATTY. FORTUNATO: We need a motion to adjourn into executive session.

MRS. OLIVER: I have a motion to adjourn into Executive Session.

ATTY. FORTUNATO: Pursuant to ORC 121.22 (g) (1) to consider employment of a public employee and (g) (3) to consider and discuss pending or imminent litigation. Can I have a motion to that effect.

MR. TIECHE: So, moved.

MR. NEFF: Second.

ROLL CALL ON MOTION:

5 Votes-Yes

0 Votes-No

Motion passes.

CLERK: The time is 6:29pm.

MRS. OLIVER: We won't be taking

PATRICK CHAPLOW: I have a question before we dismiss.

PATRICK CHAPLOW: Patrick Chaplow, 161 Laurel Hills Lane. With all of the business this evening, is there any update as far as the annexation of the property at the end of Laurel Hills?

MRS. OLIVER: We'll direct this to the city manager. I have not heard any updates.

PATRICK CHAPLOW: As far as the proposal. Has he changed anything?

MR. D'APOLITO: I have not heard a word from anyone at all. I've heard they want to get ahold of me but somehow the phone call never comes. There has been no contact.

PATRICK CHAPLOW: I was just curious.

MR. D'APOLITO: Patrick I would tell you.

MRS. OLIVER: You know I would tell you as well.

PATRICK CHAPLOW: I just didn't know if there was any updates.

CHRIS VECCHIONE: Chris Vecchione, 131 Laurel Hills Lane. Regarding the annexation, we thought it might be addressed today or some sort of news. That's one of the reasons we came. I'd like to update you folks on two things. Number one, we have a couple petitions that we have been circulating in our neighborhood, opposing the annexation. We're still gathering names. We have not been able to get everybody at home. We will be submitting it soon. Secondly, Mr. D'Apolito pointed out in the meeting when we came, that the developer had that certified letters had been sent out, when they were not. So, we did notify the township and we notified the Mahoning County Supervisors that he falsified that document. Those letters were never sent. He made a statement, a claim, on his application that they were. Please note, that if we do get letters, you will be the first to hear from us. If you hear or see another application before you've heard from us, you know there might be issues again with that applicant.

MRS. OLIVER: Thank you. I see Patrick in Giant Eagle all the time.

CHRIS VECCHIONE: We have these and we're going to continue gathering signatures. We'll present them when it's appropriate.

MRS. OLIVER: Thank you.

MR. DRAGISH: Just to let you know, I think it's correct on what you're doing. We've given you where we stand. At this point, it's kind of in the township's hands.

CHRIS VECCHIONE: We attended their meeting as well, to make them aware.

MRS. OLIVER: As you're aware this evening, we listen to all of you.

CHRIS VECCHIONE: It was a very interesting meeting. You should have a tape recorder saying that statement.

MRS. OLIVER: We're going into Executive Session, we will not be taking any action this evening. You are free to enjoy the rest of your night.

Council convened into Executive Session at 6:35 p.m.

Council reconvened from Executive Session at 7:13 p.m.

Mr. Tieche made a motion to adjourn.

Mr. Neff seconded the motion.

The meeting was adjourned at 7:14 pm.

PRESIDENT OF COUNCIL

ATTEST:

CLERK OF COUNCIL

MINUTES
CANFIELD CITY COUNCIL
PUBLIC HEARING
MARCH 20, 2024-5:20 P.M.

The meeting was called to order by Christine Oliver, President of Council. The Clerk called the roll to which a quorum responded as follows: Mr. Dragish, Mr. Graham, Mr. Neff, Mrs. Oliver and Mr. Tieche.

This is a public hearing regarding:

An Ordinance Amending Ordinance 1973-44 Rezoning A Portion of Lot 2988 at 445 W. Main Street from “M-1” Manufacturing to “B-2” General Commercial.

This was advertised on February 9, 2024 in the Vindicator/Tribune Chronicle. Certified mail was sent out to residents within 200 feet of 445 W. Main Street.

MRS. OLIVER: Counselor or David, does somebody want to explain what the public hearing is for this evening.

ATTY. FORTUNATO: We’re rezoning a portion of a lot from Manufacturing “M-1” to “B-2” General Commercial. The property will be contiguous with other B-2 properties, so it’s not spot zoning. From a Planning standpoint, this seems to make a lot of sense, given the variety of uses that a party can avail themselves in a B-2 as opposed to an M District. I think from a planning standpoint it makes sense. Certainly, legally there are no impediments. The Planning Commission looked at this and recommended it. I can turn it over to our zoning inspector and maybe she can shed a little more light on it. So, the applicant, do you want to get up and explain what you want to do. State your name and address.

MR. SHELDON WAS SWORN IN BY MRS. OLIVER.

KEVIN SHELDON: I own 451 W. Main Street in Canfield. I also own 445 W. Main Street, which is just east and butts up against the bike trail. The entire 37,000 square foot is zoned M-1. The first 1500 square foot is 3 offices, a conference room, a reception area and a bathroom. You really can’t manufacture in that 1500 square foot up front. I’m looking to get it rezoned to business. I have a potential renter from Poland.

ATTY. FORTUNATO: While we would never divide a lot from a platting standpoint, through the middle of the building, zoning can draw that zoning line through the middle of the building, that’s fine. We’re not breaking this lot into sections. We’re just rezoning a portion of it.

MR. TIECHE: So, what we are doing is rezoning the front portion of that lot, as it goes all the way across from west to east?

ATTY. FORTUNATO: Yes, sir.

MR. TIECHE: Thank you.

MRS. OLIVER: Any questions from Council? Hearing none. Any questions from the public?
Hearing none. This meeting is adjourned.

PRESIDENT OF COUNCIL

ATTEST:

CLERK OF COUNCIL