

## RECORD OF PROCEEDINGS

Minutes of

Regular Meeting / Public

Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held

Monday, November 4,

20 24

Council President Vance called the council meeting to order at 7:33 p.m. Pastor John Mulpus from Orrville Christian Church led the prayer. The pledge was recited.

Roll call. All present.

Council minutes of the regular meeting on October 21st were presented for approval. Handwerk motioned to approve those minutes; Davies seconds; all ayes; motion passes.

#### **Public Comments**

Motion was made by Squirrell and seconded by Handwerk to amend the agenda order of public comments per the presenters' requests. Roll call vote; all ayes. Motion passed

Wendy McKee – 1719 Sherck Blvd, Wooster- Resolution for a valid 2024 General Election, United Sovereign Americans

Susan Sonnet – 1468 Ramblewood Dr., Wooster- Resolution for a valid 2024 General Election, United Sovereign Americans

Thomas Wood – 380 Meadow Ln, Wooster-United Sovereign Americans Resolution for a legal valid 20024 General election

Dorene Miller – 3590 Snyder Dr., Wooster-Resolution for a valid 2024 General Election, United Sovereign Americans

The above individuals each read a portion of a resolution they distributed to council requesting their signature showing support. This is not our legislative procedure. Nothing was signed.

#### **Standing Committee Reports**

Health & Safety – Aspiras: Met this evening to discuss Resolution 45-23, a moratorium on retail dispensaries, cultivators or processors of marijuana. Legislation will be coming November 18 to extend the moratorium. And door-to-door solicitors, with legislation coming on this. A company was violating our solicitation rules and isn't hindered by the fine.

#### **Administrative Reports**

Mayor Plybon: Brenda Nussbaum retired from the Finance Department with 30½ years. Two recent promotions announced: Tammy Auble to Human Resources Manager and Kristin Hranko to Planning, Marketing and Community Manager. Mayor attended the Ohio Municipal League annual conference.

Safety-Service Director Wheeler: Striping project continues. Thermoplastic portion is complete and are working on the epoxy part. OPWC streets are done with minor punchlist items to complete. Leaf pick up started today. Pickleball courts are awaiting painting, this year if weather cooperates. Washington Blvd. trees were removed as they were hanging low. New trees will be planted.

Finance Director Strimlan: The 2023 audit was released by the State Auditor on October 22<sup>nd</sup>. It will be posted to the website. Our next meeting will be legislation for the 2025 temporary appropriations as well as 2024 amendments. The fund balance for period ending September 30, 2024, was distributed with a request for a motion to approve, subject to audit. Moved by Carr and seconded by Shanklin. All ayes; motion carried.

Clerk Gault: Request for a new liquor license at Family Dollar Stores of Ohio LLC, DBA Family Dollar Store 22367, at 409 Hostetler Rd. Requesting C-2, wine and mixed beverages in sealed containers for carryout. Law Director Kirkbride will look into how many are allowed. No action taken this meeting. It will come before council at our next meeting.

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**No Old Business****New Business**

**Resolution 32-24**, Squirrell moved that it be placed on first reading. Davies seconds. Ayes all; motion passes. **Resolution 32-24**, A Resolution authorizing the Director of Utilities of the City of Orrville, Ohio, to enter into a contract, without bidding, for the purchase of one forty-foot distribution bucket truck and declaring an emergency.

Discussion: Director Brediger had sent a memo. An older distribution truck failed the electrical test. Repair costs for will exceed the trucks value. This has not been budgeted.

Funds are in the capital budget. The old truck will be up for resale or trade-in. Smallest and cheapest truck. Requested approval this evening.

Squirrell moved that the rules, regulations, and statutes requiring the reading of a resolution on three separate days be suspended. Lax seconded. Ayes all; motion carried. Squirrell moved that **Resolution 32-24** be adopted as read. Shanklin seconded. Ayes all; motion carried.

**Resolution 33-24**, Squirrell moved that it be placed on first reading. Davies seconds. Ayes all; motion passes. **Resolution 33-24**, A Resolution authorizing the Public Utilities Board of Control of the City of Orrville, Ohio, to execute a contract or contracts, without bidding, for coal supply and ash disposal for a five (5) year period and declaring an emergency.

Discussion: Current contract is ending. It has a two-year extension option. Issues with our current supplier. Options are limited in our region. Proposals expected to be in by month end. Our current contract expires December 1<sup>st</sup>. Requested approval this evening.

Squirrell moved that the rules, regulations, and statutes requiring the reading of a resolution on three separate days be suspended. Davies seconded. Ayes all; motion carried. Squirrell moved that **Resolution 33-24** be adopted as read. Lax seconded. Ayes all; motion carried.

**Resolution 34-24**, Squirrell moved that it be placed on first reading. Shanklin seconds. Ayes all; motion passes. **Resolution 34-24**, A Resolution authorizing the Public Utilities Board of Control to enter into contracts, without bidding, each for a one-year period, for various services and supplies required by the Department of Public Utilities, Orrville, Ohio, for year 2025.

Discussion: This annual legislation is identical to last year. It is for annual purchases that will exceed, or has a possibility of exceeding, \$100,000.

Squirrell moved that the rules, regulations, and statutes requiring the reading of a resolution on three separate days be suspended. Lax seconded. Ayes all; motion carried. Squirrell moved that **Resolution 34-24** be adopted as read. Carr seconded. Ayes all; motion carried.

**Resolution 35-24**, Squirrell moved that it be placed on first reading. Shanklin seconds. Ayes all; motion passes. **Resolution 35-24**, A Resolution authorizing the Safety Service Director to enter into a contract and/or contracts with other political subdivisions to provide Fire and/or EMS services for 2025.

Discussion: Previous memo was emailed to council. Instead of a three-year period, we are asking for a one-year period. This allows us to bill their residents at a rate similar to ours. If they do not pay, we are able to bill the township. A majority of individuals are Medicaid/Medicare insured. We bill \$850 and Medicaid will send us \$250. By law we are not allowed to charge anyone else. It is a losing proposition to go throughout the county and provide services when the majority of the time we are getting a fraction of what we are charging. Our ultimate proposal would be to do similar to our contract with Baughman Township with the fire portion which is a set dollar amount based on historical trends of the calls from our years of data. Preliminary discussions with townships have been held. They are not in favor of that. This will give us time to

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educate them on this. Our department is busy. We are 50-60 calls over this point last year. If a township wants to go a different route, our feelings won't be hurt. We have increased payroll with employees, the amount of money in equipment, this is a good route. Currently it is Central/Green township, Baughman, East Union and Sugar Creek. Orrville residents are subsidizing these services for people are not Orrville residents. There will be follow up committee meetings regarding this. Requested approval this evening.

Squirrell moved that the rules, regulations, and statutes requiring the reading of a resolution on three separate days be suspended. Shanklin seconded. Ayes all; motion carried. Squirrell moved that **Resolution 35-24** be adopted as read. Lax seconded. Ayes all; motion carried.

**Resolution 36-24**, Squirrell moved that it be placed on first reading. Shanklin seconds. Ayes all; motion passes. **Resolution 36-24**, A Resolution authorizing the Board of Control to obtain quotes and enter into a contract and/or contracts for the East Hostetler Culvert Bridge Repair Project in the City of Orrville, Ohio and declaring an emergency.

Discussion: This is a follow up piece to the East Hostetler project. The culvert has worsened from the August flooding. Those that are working on the East Hostetler repair, do not handle culvert work and would subcontract it out. It made sense to pull it out. This allows us to get quotes for the culvert portion. Our goal is to have the culvert done by Thanksgiving. We are working with Quality Castings on the timing of the Hostetler Road work.

Squirrell moved that the rules, regulations, and statutes requiring the reading of a resolution on three separate days be suspended. Davies seconded. Ayes all; motion carried. Squirrell moved that **Resolution 36-24** be adopted as read. Shanklin seconded. Ayes all; motion carried.

**Ordinance F-24**, Squirrell moved that it be placed on first reading. Davies seconds. Ayes all; motion passes. **Ordinance F-24**, An Ordinance amending City of Orrville, Ohio Codified Ordinance §521.13 Criminal Activity Nuisance and repealing any legislation inconsistent herewith.

Discussion: The law director and OPD have been working on this. We changed from dwelling unit to residential property. It includes an exclusion for domestic violence. Chief Birkbeck said this was the single most useful tool in their toolbox with regards to continual issues at a property, whether the owner or a renter, after three violations we can notify them of future fines. The fourth violation they are fined. We have utilized it. It was passed on '09. There were a lot of landlords attended the meetings. The clarification is dwelling unit was restrictive and specific. We've expanded it to be the property so it includes outside of the dwelling unit. If they are in their yard being difficult, it is clear that is included as a possible citation. This is not defined in our new updated zoning code version.

Squirrell moved that the rules, regulations, and statutes requiring the reading of an ordinance on three separate days be suspended. Shanklin seconded. Ayes all; motion carried. Squirrell moved that **Ordinance F-24** be adopted as read. Davies seconded. Ayes all; motion carried.

#### Good of the Order

Squirrell: Expressed gratitude to the EMS when they came and assisted her mother. They were kind, gentle and understanding. Her mother was very comfortable riding with them. Requested an Ordinance and Personnel meeting at 6:30 prior to the next council meeting to discuss salary adjustments for elected and appointed officials, November 18.

Davies, referring to our public comment, also attended the poll worker training. No one was complaining.

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Mayor thanked the utility board and their work on the legislation. In August 2023, he was an election poll worker and procedures at the Wayne County Board of Elections were very secure. Encouraged everyone to vote.

Wheeler: Thursday there is a tabletop exercise with Norfolk Southern representatives to prepare everyone's roles including the fire department, police department, and multiple agencies statewide if something happened similar to the East Palestine event (train derailment with hazardous material leak).

Davies moved to adjourn. Squirrell seconds. Ayes all; motion carried.

Our next regular meeting will be Monday, November 18, 2024. Meeting adjourned 8:48 pm.

*Jeanne Gault*

Jeanne Gault, Clerk of Council

*November 18*

2024

Date

*Paul Vance*

Paul Vance, President of Council