

Regular/Public

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President Baker called the regular meeting to order. Pastor Brad Dews of Orrville Baptist Church offered the prayer. The Pledge was recited by all.

Roll call: Miller, Vance, Hamsher, Aspiras, Corfman, and Leathers were present. Shupp was excused.

Aspiras moved and Hamsher seconded that the minutes of the February 22, 2011 regular meeting be approved. Roll call vote. Ayes all. Motion carried.

**Public Comment:** None.

**Standing Committee Reports:**

A. Finance – Mr. Miller reported that Council should have received the 2011 Final Appropriations booklets from Ms. Strimlan. It will be on first reading tonight and it will go three readings. I want to also remind Council that next Monday, March 14th, there will be a special meeting for second reading of the appropriations and a workshop where we will be discussing the details of the appropriations following the Utility Board meeting. There is also a note ordinance on the docket tonight that Ms. Strimlan will address and this is something we do every year.

B. Utilities – Mr. Vance reported to Council that he joined the Mayor, the Finance Director, and the Utility Director for the Annual American Public Power Association Legislation Rally last week. I was pleased to see the progress that has taken place in Congress between when we were there last year and this year. Last year we spent a lot of time acquainting our representatives with the issues and this year it is evident that our representatives are committed to re-engaging in the process of setting energy policies for our country, rather than letting unelected officials and bureaucrats set energy policy through the EPA. I look for some progress to be made there in this area. I am sure Mr. Brediger will address the EPA ruling that came out the week before last, but just to report on our various representatives. We met with both of our Senators. Rob Portman is a new senator this year. He obviously is very experienced and hit the ground running and is very familiar with our issues and the projects that we are involved with so I think he understands and is going to do a good job in this area of energy regulation. Senator Sherrod Brown, we were very grateful for his involvement with us. He actually is a new member of the Appropriations Committee. Their first committee meeting was the day that we were there. Hillary Clinton was testifying and he still excused himself from that hearing to meet with us. We were very appreciative of that and asked a lot of good questions and he is on board. We also met with our new house representative, Jim Renacci and his staff. That process I would characterize as – because they were new – of acquainting them with our issues and there we can all be grateful for Mr. Brediger and his ability and expertise to be able to explain these issues to Mr. Renacci's staff and I think that job for him is probably just begun as he will continue that relationship and continue to not only provide them information, but be inviting them to visit our community, see what we have going here and so Mr. Brediger is going to be investing a lot of time in building that relationship as well. We can be grateful for that. That is just kind of an update and wrap up of what we have done and again the main theme is that Congress is committed to engaging in this process and so that is the encouragement that we took away this year.

C. Health & Safety – Mr. Corfman had no report.

D. Parks and Recreation – Mr. Aspiras had no report, but congratulated the Orrville High School Boys and Girls basketball teams. They are both in playoffs still in the tournament. As a matter of fact,

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according to our minute-by-minute sports analyst Julie Leathers, it is half time at the boy's game and Hillsdale is up by a few points. The girls play this Wednesday so best wishes to them and congratulations to Coach Hamsher and Sam Reusser for bringing him to State. I believe it was a 7th place finish.

E. Transportation – Mr. Shupp was absent.

F. Planning – Mr. Hamsher had no report, but echoed Mr. Aspiras' comments. Sam Reusser represented Orrville admirably, competed honorably for Orrville High School and he is a fine young man. He brought home a 7th place finish and not only did he bring home a placement from State which is an incredible accomplishment, he is also academic All Ohio. He is a testament to Orrville and nice to see him represent us well.

G. Ordinance & Personnel – Ms. Leathers had no report, but noted we missed one athlete that went to a State meet and that would be Madison Monheim who placed 13th at the State swim meet.

**Special Committee Reports:** None.

### **Administrative Reports:**

A. Mayor - Mayor Handwerk followed up on Mr. Vance's report about their trip to Washington. We did have a successful meeting I think there. I thought one of the most promising reports that we heard was from House Senator Policy sub-committee chairman Ed Whitfield from Kentucky. He spoke at one of our meetings and he said last week "yes we need green energy, but we have no hope of meeting our energy demands without fossil fuels. We need energy from everywhere." He further stated "that the House Energy Committee wants to have a discussion with EPA Administrator Lisa Jackson" and then he further went on to say he wanted her to have a parking space at their place and they want to have a parking space at her place. We are hoping that means some meaningful talks will be taking place between those two. We all want the same things. All of us want the cleanest energy possible, but we want it at an affordable price and that is what I think we really need to work on. We did have good meetings with our Senators and Congressmen as Mr. Vance said. We also had George Brown here today who is from Senator Portman's Cleveland office and he stopped in and Mr. Brediger and I had a chance to talk with him for quite a while too. I think that will be helpful just for him to get to know us and we also invited him to come back and also try to set up a time for Senator Portman to visit here. Hopefully that will work out. Lastly, I just want to mention that our Employee of the Month for March is Dana Harrison. Dana is a meter reader who has worked for the water department for over 10 years. His job duties include reading all the water and electric meters each month, transferring accounts, installing water meters, and assisting with maintenance work. During the past year the department has been downsized which has included the elimination of two meter readers and as a result of this Dana has taken on additional work and has kept things running smoothly. Dana is very important to the overall success of the organization. He lives in Orrville with his wife, Mary, and three children Justin, Chad, and Trent. I had all those kids in school and they are good kids, I can testify to that. In his spare time he enjoys going to his kids activities and watching Orrville High School sporting events. We will be having lunch either sometime later this week or next week, but we haven't decided where that will be yet.

B. Safety Service Director- Director Wheeler reminded everyone there are three ways to keep instantly updated on City events such as bad weather, which unfortunately we have seen quite a bit

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of lately. One is to sign up for the Orrville PD's Twitter account which is at Orrville PD, another is to sign up for the Safety Service Department's Twitter account which is at OrrvilleSSD, and then also our sign up for our mass e-mail which you can do on the home page of our website. Three very good ways to keep updated as well as get notice of the parking bans when we have to do those as a result of the heavy snow fall. The City will be testing our tornado sirens on March 23rd at 9:50 a.m. as part of Ohio Severe Weather Awareness Week and that is an annual event in which we test it. We also do it the first Wednesday of every month at noon. Overall I think the storm water system functioned fairly well during the heavy rain and unthawing which occurred last Monday. However, we are evaluating our entire storm water system to ensure we are operating to capacity. The City is also out doing pothole repair work as well as some road repair on Pine Street. We did have to complete some major road repair on Paradise Road last week as a result of some damage that occurred as a result of the unthawing and rain.

C. Utilities Director – Director Brediger echoed some of the comments that were made concerning our trip to Washington. Orrville was one of twenty-nine communities that attended that event. When we traveled to Washington at least in that type of representation it is all about building some relations and keeping the issues in front of our elected officials going forward. As the Mayor mentioned, that will be part of our ongoing efforts, but we do have a lot of support and a lot of understanding with respect to the type of work that is needed to help turn our efforts into a little bit more productive outcomes with respect to the EPA. A few comments on mother nature as you are aware we have picked up a couple pretty good rain events this past week. The February 28th rain event resulted in some flooding. We had about 25 calls from residents mainly in the South Ella and Jefferson Street areas. March 2nd we had just as much rain, but it was spread over a longer period of time which did help ease a lot of the stress and strains on the collections systems. The waste water treatment plant was operating at full capacity during most of that week. We did have one reportable event. You have heard there were a number of events of overflows, emergency discharges from a lot of communities, but we did have a small discharge on High Street that was an EPA reportable event. Nothing major, just an over-burdening of the water flowing into our system. Most of the calls that we received were people that had backed up problems inside their basements. A lot of the problem that we experience during these high water or high rain event issues are the fact that most of the older residential areas in this town have their sewers and downspouts and all that tied into our sanitary systems. New facilities, new housing areas built today those systems are separate, but when we have those combined in and they are not separated in like that they do present themselves for some problems. Some suggestions we can make to our customers include the use of backflow preventers. Hopefully if you don't have a sump pump or need a sump pump you have one of those and have a battery backup isn't a bad idea. We will be working with the EPA to discuss some high flow bypassing or offsite treatment options that are available. What this does is it allows us to partially treat those high water storm events. Right now everything is required to be run through the waste water treatment plant and when we get a lot of that residential stuff combined in there it does create some issues for us. Mr. Auten did indicate that during that time that plant was operating at six times its normal capacity and that is normally around 2,000,000 gallons a day. So we did not have any problems at the waste water treatment plant although we were tapped pretty good on that. During the March 14th Board meeting Mr. Auten will be giving a few more details on this past week's rain events and a few other items for consideration. So if you have some interest in learning a little bit more about how well we did and we did weather the storm so to speak very well those two days despite all the flooding in some of our surrounding communities. The last item I have

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is that I did bring a visual demonstration to let you know, at least in volume wise, where this current rule making is in front of us. You can see here on my left the banking bailout bill – a little over 2300 pages and about \$700 billion. This rule making that just came out about a week and a half or so ago is around 500 pages and has a possibility of impacting our industry, mainly the industrial and manufacturing community, to the tune of around \$20 million. We are diligently working with various consultants on coming up with a matrix of compliance options. We should have some of those preliminary results here real soon to start trying to stack up what our choices are from a compliance perspective at the power plant going forward.

D. Finance Director – Director Strimlan reported the Finance Department has initiated several pieces of legislation that I will discuss as they come up tonight in new business. I would also like to echo Mayor Handwerk, Mr. Vance, and Mr. Brediger's comments regarding our trip to Washington DC. I do believe that our representatives are aware of the issues thanks to AMP, Mr. Brediger, and also our American Public Power Associates. Hopefully some progress can be made on those issues before it is too late. Also, prior to tonight's meeting I distributed the Fund Balance Report for January 2011 and I would ask for a motion from Council to approve that report subject to audit. Miller moved and Vance seconded. Roll call vote. Ayes all. Motion carried.

E. Law Director - Director VanSickle had no report.

F. President of Council – President Baker congratulated all of the sports teams. Orrville seems to have a reputation in the area and it always brings a target on your back. So congratulations to the boys and the girls, everyone for getting as far as they have so far and keep up the good work.

**Old Business:** None.

### **New Business:**

#### **ORDINANCE C-11**

Leathers moved and Corfman seconded that Ordinance C-11, an ordinance providing for the issuance and sale of \$1,400,000 notes, anticipation of the issuance of bonds, for the purpose of paying costs of improving the municipal water system by the acquisition and construction of improvements to that system including, but not limited to, the development of a new well field, extending raw water mains to that well field, constructing a building and a booster station in connection therewith and improving the site thereof, upgrading the control system at the water plant, increasing the capacity of and otherwise improving and upgrading existing raw water mains, installing additional pumping capacity and water mains, upgrading existing water mains, and otherwise improving that system, together with all necessary appurtenances thereto, and declaring an emergency, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Peppard: The Fiscal Officer's Certificate for Ordinance C-11 is on file.

Strimlan: I sent a memo to Council detailing the specifics of this note ordinance last week. As I told you at our last council meeting, we have only one note this year and this is for the water utility projects. This note was originally issued in 2008 to finance the wells and the water main improvement projects. We roll this over every year. We are paying down \$100,000 again this year so the note we are asked to issue is for \$1.4 million. This legislation permits us to utilize a local financial institution if we are able to secure a competitive rate. If we are not able to get that competitive rate, we will go to a competitive sale utilizing the services of an underwriter. The

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ordinance does not have to be approved tonight. We can rollover the notes up to 90 days prior to the expiration which is April 21st, but we would like the flexibility of utilizing the full timeframe between now and then to negotiate the best rate possible for the Utilities. Once Council approves the legislation we can begin the negotiation process.

Miller: I just think it is worthy to note here that in the past we have dealt with these note ordinances on first reading ever since we have been paying them down. So it wouldn't be unprecedented to do that again.

Corfman: I have a question. We have more flexibility with this being a water bond then we had with the electricity bond didn't we?

Strimlan: We rolled them all into one note several years ago so they were all combined as one issue any way.

Corfman: With the electricity bond that one had a lot more restrictions on it I thought per Mr. Leggett's explanations.

Strimlan: Again, a few years ago they were all rolled into one note.

Corfman: So we have a lot more flexibility.

Leathers moved and Corfman that the rules, regulations, and statutes requiring a reading of a resolution on three separate days be suspended. Roll call vote. Ayes all. Motion carried.

Leathers moved and Miller seconded that Ordinance C-11 be adopted as read. Roll call vote. Ayes all. Motion carried.

### RESOLUTION 6-11

Leathers moved and Miller seconded that Resolution 6-11, a resolution to make appropriations for current expenses and other expenditures of the City of Orrville, State of Ohio, during the fiscal year ending December 31, 2011, and declaring an emergency, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Strimlan: The appropriation booklets were distributed to Council last Friday. As Mr. Miller indicated we do have the workshop set for Monday after the Utility Board meeting to review the significant changes from budget. The two notes that I referred to earlier that we are going to be paying off are included in the appropriation book so assuming Council approves the Utility Board appropriations we will pay off those notes. If you have any questions between now and next Monday, feel free to give me a call. We will be sending out a memo to all of you later in the week detailing the significant changes for you to review and also the capital plan for both Utilities and the City side.

### RESOLUTION 7-11

Leathers moved and Aspiras seconded that Resolution 7-11, a resolution authorizing the Board of Control to enter into a contract and/or contracts for professional planning services for the City of Orrville Comprehensive Plan update, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Wheeler: This is a request for approval to go out for an RFP/RFQ for professional services for a planned update to the City's comprehensive plan. The last one was completed in 2001. The RFP/RFQ process allows us to consider both the firms qualifications as well as their experience in completing these comprehensive plans as well as the firm's cost proposals associated with completing the plan. The plan at this point is to have a small selection committee review the proposals, grade the proposals based on the criteria of the RFP, and then make its selection at that point. Also, we have budgeted for this plan in the 2011 budget and we plan to advertise for a period of 30 days and it does not need to be passed on first reading tonight.

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Hamsher: For those who are not acronym prolific RFQ and RFP stand for?

Wheeler: Request for Proposal/Request for Qualifications.

Miller: How will you pick the folks that will be on the selection committee?

Wheeler: It is actually based on the qualifications within. There is a list of variety listed within the RFP of which they are going to have to answer in their proposal. One of which is qualifications, experience, and previous comprehensive plans, who will be assigned to the project and their experience with RFQs. There is a cost proposal aspect in it as well. So it is a combination of experience, what the team's experience is, the individual's experience, the cost associated, as well as what the process is they will use to ensure that there is adequate public participation and all those other kinds of things as well which are important to the comprehensive plan.

Superintendent Ron Cross presented the Street Department's annual report.

**Good of the Order:** None.

Leathers moved and Hamsher seconded to adjourn the council meeting. Roll call vote. Ayes all. Motion carried. Council was adjourned at 8:15 p.m.

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Tamra Peppard, Clerk of Council

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Date

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Lyle Baker, President of Council