

Regular/Public

January 5, 2009

President Baker called the meeting to order. Jane Disbury of Trinity United Methodist Church offered the prayer. The Pledge was recited by all.

Roll call: Shupp, Miller, Landaw, Vance, Aspiras, Corfman, and Leathers were present.

Aspiras moved and Corfman seconded that the minutes of the December 15, 2008 regular meeting be approved. Roll call vote. Ayes all. Motion carried.

Public Comment: None.

Standing Committee Reports:

A. Finance – Mr. Miller scheduled a Finance Committee meeting for Tuesday, January 20th at 6:30 p.m. before the regular council meeting with the purpose of reviewing the job creation incentive policy. I would also like to remind council we also have a meeting that has already been scheduled for Monday, February 9th after Utility Board to discuss the Capital Improvement account. Other than that I would like to wish everybody a happy and prosperous new year.

B. Utilities – Mr. Landaw had no report.

C. Health & Safety – Mr. Corfman reminded council there will be a committee meeting at 6:45 p.m. next Monday immediately following the Utility Board meeting concerning the nuisance ordinance. We will review that with the police chief and Mrs. Jewell.

D. Parks and Recreation – Mr. Aspiras had no report

E. Transportation – Mr. Shupp had no report.

F. Planning – Mr. Vance had no report.

G. Ordinance & Personnel – Ms. Leathers had no report.

Special Committee Reports: None.

Administrative Reports:

A. Mayor - Mayor Handwerk reported the January Employee of the Month is Vince Steiner. I have a few statements here from Superintendent Mr. Staley. It says, "Vince was hired in 2001 as a Service Technician in the Service Department. His job responsibilities are vary broad, in fact it is easier just to say that any piece of City owned equipment or facility has been repaired or improved by Vince. I have yet to see a failure that Vince was unable to diagnose and repair. To make a repair is one thing, but to diagnose what the reason of the failure and make the appropriate repair that eliminates a repeat is what makes Vince an exceptional technician. Vince is a valued resource when we look to improve a system or process. His down-to-earth approach to problem solving always results in a simple, effective improvement and his work enables his co-workers to safely accomplish more with less effort." Vince is always willing to help out in any way that he can and that was very evident to us this past November. We were putting up some new decorations in the lobby and we were trying to figure out how we were going to put wreaths and garland when all we had was glass and metal out there to work with and Mrs. Jewell suggested we get a hold of Vince and see if he could figure something out for us and so he came up after work that day; took a look at what we had there; went

Regular/Public

January 5, 2009

home and out of his own materials crafted three brackets or braces that we could use to hang the wreaths on and brought them back the next day. They worked great. They were perfect. That is just the type of person he is. We certainly appreciate all that he does for the City and we will be going to lunch tomorrow and Vince chose to eat at Jerry's. Secondly, I just wanted to inform council that Carrie McCallister will be replacing Cindy Summers on the Design Review Board. Cindy was unable to finish this last year of her term due to other obligations so Carrie will finish 2009 and then need to be reappointed next year, if that is what is chosen to be done.

B. Safety Service Director- Director Jewell reported that she gave copies to those present an article that had appeared in the November/December issue of the Ohio Fire Chiefs magazine. This one is Meet the Chief and Chief Bob Ballentine is the feature for this statewide magazine. I think that is quite an honor for him to be chosen to be interviewed for this magazine. Then today Chief made me aware of the fact there was an article in Firehouse magazine. Firehouse is probably the premier magazine in the country that talks about apparatus, buildings, everything that has to do with fire service. There is an article in here written by a man whose been known for many, many years as a designer of fire apparatus. He is one of the go-to people for fire apparatus design and they wrote an article about the year 2008 and some of the success stories that they had seen. Right at the very beginning of this article they feature the Orrville Truck 63, our heavy rescue truck, that was designed by a committee of the Orrville Fire Department. What happened was that we first intended to combine two trucks into one and ended up combining three trucks into one truck with this heavy rescue #63. This now has national recognition as a success story for the way that was done and for the great piece of equipment we have, but we wouldn't have that if it weren't for the Orrville Fire Department and the firefighters and our Chief Ballentine. I just wanted to be sure everyone was aware of that and Chief Ballentine is here and I can thank him personally for the great job on that truck.

Ballentine: Just one thing, it wasn't just me by any means on that truck. It was a committee of firefighters and officers from the department. Mine was just a small part in that.

Jewell: That is one of the issues that they bring out here, was the fact that it was done by a committee; totally designed by the department and it was a great job of them working together.

Ballentine: My job is to strictly make sure they don't get out of hand.

C. Utilities Director – Director Preising had no report.

D. Finance Director – Director Leggett reported the council had received a memo from him concerning a slight change in our investment policy. Tonight I distributed copies of our current investment policy which we adopted back in July 2007. On page 3, the next to last paragraph, you will see we have inserted the words "including certificates of deposits" in the paragraph talking about maximum maturities. Basically our maturity limit on all of our investments is five years and we have operated under that for some time, even prior to 2007 when this policy was adopted. It has recently come to our attention by our investment advisor that the State Auditor has commented in some other localities that unless your investment policy specifically identifies certificates of deposits in that timeframe then you can only purchase certificates for up to a year. If you want to go longer than a year, then it must be specifically identified in your maturity section and that is all that this does. We operate under the assumption for years that we could deposit CDs that were longer than a year, but now they are telling us it must be specifically included so that is what this does. I guess it is because certificates are technically deposits and not investments and therefore they must be singularly identified. That is the only change and it is up to council when they would like to make that change. They can make it tonight or whatever. We just need a motion to do that.

Miller moved and Vance seconded that we adopt a new investment policy as amended for certificates of deposit. Roll call vote. Ayes all. Motion carried.

Regular/Public

January 5, 2009

E. Law Director - Director Lutz had no report, but welcomed Steve Wheeler and Phil McFarren. Steve Wheeler is our new Safety-Service Director and he is here tonight. Phil was here for the reception, but is not here now, and Phil is our new HR Manager. It is nice to see these gentlemen here and starting to work as of today.

F. President of Council – President Baker: I would also like to welcome Steve and Phil and I notice Janet Stremlan is in the audience today. All three of you are going to have an interesting spring time I believe because with everybody starting all at the same time, it is going to be interesting for all of us. So welcome to the new year in Orrville. Congratulations especially to the Orrville Fire Department and Chief Ballentine. This is quite a honor. My father was a fire chief for many years and I remember some of the things that he would bring home; of course it was before many of the things that are in this magazine were even available, but it is quite an accomplishment when you can make a national magazine from a little town like Orrville. So congratulations to you and all the people that worked on that.

Old Business:

RESOLUTION 64-08

Leathers moved and Aspiras seconded that Resolution 64-08, a resolution to adopt rules and regulations for Crown Hill Cemetery, be placed on second reading. Roll call vote. Ayes all. Motion carried.

Leathers moved and Corfman seconded 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 Corfman seconded that Resolution 64-08 be adopted as read. Roll call vote. Ayes all. Motion carried.

New Business:

ORDINANCE A-09

Leathers moved and Miller seconded that Ordinance A-09, an ordinance amending Section 151.08 of the Codified Ordinances of the City of Orrville, Ohio, regarding compensation for the Clerk of Council, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Leathers: Council had a meeting in regards to this and since the Council Clerk has not received any kind of a raise in compensation since 2003, we decided to raise her salary by \$500 per year and that will be effective 01/01/09.

Leathers moved and Vance seconded 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 Aspiras seconded that Ordinance A-09 be adopted as read. Roll call vote. Ayes all. Motion carried.

ORDINANCE B-09

Leathers moved and Landaw seconded that Ordinance B-09, an ordinance adding Chapter 1305 to the Codified Ordinances of the City of Orrville, Ohio, relating to payment of insurance proceeds to the City for removal or repair of structures damaged by fire, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Jewell: This is an ordinance that is permitted by the Ohio Revised Code. It allows the city to receive money from an insurance settlement. This money would come into the City; it would be held until such time as the person either repairs or demolishes a house that has been fire damaged. At this time the State law allows us to receive \$2000 for each \$15,000 of loss and then a fraction of that amount. There are many, many other communities in the State that do this and I just recommend doing because of some of the issues that we have had recently with fire damaged properties. It does not need to be passed on first reading.

Aspiras: Mrs. Jewell, the Ohio Revised Code, is this something where the code has been modified or are we just trying to bring our ordinance in line with the state code?

Regular/Public

January 5, 2009

Jewell: This is what would be a permissive code in the Ohio Revised Code that a city may pass an ordinance to require this. In the past we have not done that. So we're just taking advantage of a provision that is there in the Revised Code. It says that if a city wishes to participate we would pass this legislation and forward a copy to the Department of Insurance and then they would have it on file.

RESOLUTION 1-09

Leathers moved and Corfman seconded that Resolution 1-09, a resolution appropriating funds for the cooperative effort between the City of Orrville and ODOT to perform pavement repairs and resurfacing of State Route 57 from WAY-057-02.19 (Orrville South Corp.) to WAY-057-03.27 (Orr Street); authorizing the commencement of the project; authorizing the Safety-Service Director to execute the contract providing for payment, and declaring an emergency, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Jewell: This I believe is the final piece of legislation that we need to pass in order to proceed with this project. The City will then forward our share of the project, \$135,340 will be escrowed with the State. They will bid the project in early February and then I believe they are going to start the project after Memorial Day and it will be completed before school starts. Those are the parameters of the project. It includes some base repair which is 100% City cost and then it includes the milling of the surface and replacing the surface in addition to the base repair. We do need to pass this on first reading. ODOT would like the check and the agreement back to them by January 12th. If it would be your pleasure, if you could pass this this evening, that would be great.

Leathers moved and Corfman seconded 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 Vance seconded that Resolution 1-09 be adopted as read. Roll call vote. Ayes all. Motion carried.

Good of the Order:

Landaw: I believe at the beginning of each year we need to appoint a clerk and a council pro-temp.

Landaw moved and Corfman seconded that Denny Miller be appoint President Pro-Temp. Roll call vote. Ayes all, except Miller who abstained. Motion carried.

Landaw moved and Aspiras seconded that Tamra Peppard be appointed Clerk of Council. Roll call vote. Ayes all. Motion carried.

Leathers moved and Corfman seconded that the council meeting be adjourned. Ayes all. Motion carried. Council was adjourned at 7:53 p.m.

Tamra Peppard, Clerk of Council

Date

Lyle Baker, President of Council