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President Baker called the meeting to order. Pastor Ray Pfahler of the Christian & Missionary Alliance Church offered the prayer. The Pledge was recited by all.

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

Corfman moved and Leathers seconded that the February 19, 2008 regular meeting minutes be approved. Roll call vote. Ayes all. Motion carried.

Public Comment: None.

Standing Committee Reports:

A. Finance – Mr. Miller reported Council should have received their 2008 Final Appropriations booklet in the mail and there will be legislation on first reading concerning that. There will be a special meeting next Monday, the 10th, which has already been scheduled for second reading and we will have a workshop on the appropriations immediately after that. That meeting will be after the Utility Board meeting next Monday, March 10th. I would encourage everyone to exercise their right to vote in tomorrow's primary.

B. Utilities – Mr. Landaw had no report.

C. Health & Safety – Mr. Corfman reported he had a lunch meeting as the newest member of Main Street Orrville and the representative for City Council and the liaison between Council and Main Street Orrville. I had the lunch meeting with the President, Mr. Dan Lutz, and Darrin Wasniewski and I think we will see if we can keep communication open between Main Street Orrville and the City Council.

Baker: Thank you for accepting that position.

D. Parks and Recreation – Mr. Aspiras reported the committee met last Monday, February 25th, and the main reason for meeting was the committee wanted to get more information on the Schmid Hall renovation. It is a good project; we just wanted to get some more details so we spent a good deal of time going over some of the finer details. There is legislation up for second reading tonight for the engineering/architectural services. It is resolution 13-08 so we can talk more about that when we get there. I wanted to congratulate the Orrville High School Cheerleaders. They were down in the Columbus area yesterday competing in at the State level in Division 3 and they placed third. The girls work really hard. A lot of time the cheerleaders don't get the credit they deserve, so congratulations to them.

E. Transportation – Mr. Shupp reported the committee met on February 21st at a request by the Mayor and a property owner from Lakewood Drive which happens to be a private street in reference to the City taking possession of the Lakewood Drive and making it a public street. Council, the Mayor, and most of Administration along with four of the property owners were in attendance at the meeting. After much discussion about the issue, a majority of property owners preferred that Lakewood Drive remain private. Also discussed at the meeting were several issues between two of the property owners, which hopefully we resolved at the meeting.

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F. Planning – Mr. Vance reported the Planning Committee met recently and on our agenda was some discussion about pursuing some legislation regarding abandoned signs when businesses close to require them to take down their signs and make it look presentable once again. We expect to see some legislation before Council here in the coming weeks regarding that. We are looking to the Wooster as a model for that and talking with them about how it is working for them. We also looked into the possibility of updating our Comprehensive Plan which was last done in 2001. One of the aspects of that which is most exciting me is part of that would include doing a market study which would show where the dollars in Orrville, the people/citizens of Orrville, where our dollars are going and showing what kinds of businesses might do well here in Orrville. Obviously the goal of that would be to encourage small and medium size businesses especially to do business here in Orrville and help improve our local economy. We also recognized the need for better and clearer codes for the business district – the design review area within Orrville. Kristin Endsley is working on that and we appreciate her work there. We think that will help us be very responsive to the needs of businesses that want to locate here or expand their facilities so we want to provide very clear paths for them to know how to do that. We are excited about that as well. The Planning Commission has recommended that we adopt the legislation regarding some of the dedications of the streets we are talking about tonight. They had met on that and they are recommending we adopt those.

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

Special Committee Reports: None.

Administrative Reports:

A. Mayor - Mayor Handwerk reported that Mr. Jon Gresser has agreed to a new term on the Planning Commission which is an appointment by the Mayor. Also, our Adopt-A-Citizen program is off to a good start. We have three individuals who are being helped right now. Councilman Denny Miller is actually one of the people who is helping someone and also Ron Coppa and some friends of his are helping someone else too. I also wanted to thank those people in the community that have worked really hard this winter, especially this last month or so, in keeping their sidewalks clean. You get a day like today and people want to get out right away and start walking and it is nice when they can actually walk on the sidewalks and don't have to go out into the streets. Just a reminder to a lot of people that didn't do much shoveling this winter, that is a City Ordinance. You are supposed to keep your sidewalks clean. We certainly understand that if you are someone who can not physically do that, but we have large areas, blocks, of sidewalks that aren't getting shoveled at all when we get a good snow. Just to remind people, they are supposed to be doing that. I wanted to thank Mr. Preising for letting me tag along with him to Washington DC last week for the APPA legislative rally. We had a chance to meet with Congressman Ralph Regula while we were there and Senator George Voinovich and Senator Sherrod Brown along with many other mayors and utility people there to help express to them our desire to see public power continue to be productive. Lastly, our employee of the month for the month of February was Randy Regan from the Police Department. Randy and I were able to have a nice lunch together last Friday and I really enjoyed getting to meet him and talk with him.

B. Safety Service Director- Director Jewell reported that somewhere around the first of April we will be starting the Back Massillon Road project. As a part of that project that intersection of Back Massillon Road where it intersects with Crown Hill Road will be closed for about two months. On March 11th at 7:00 p.m. we will be holding a meeting at City Hall to let everyone in

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the area know about that. We have notified the property owners right there on that project so that we can let them know how they will be getting access to their properties during that construction process. All members of council as well as anyone in the public who wants to know about the project. We will be sharing the plans for the project that evening too.

C. Utilities Director – Director Preising had no report.

D. Finance Director – Director Leggett had no report.

E. Law Director - Director Lutz had no report, but requested an executive session regarding pending litigation and possible purchase of real estate after new business and prior to Chief Ballentine's report.

F. President of Council – President Baker had no report.

Peppard: We received an application for renewal of the liquor license for Pizza Hut.

Old Business:

RESOLUTION 13-08

Leathers moved and Landaw seconded that Resolution 13-08, a resolution authorizing the Safety-Service Director to enter into a contract and/or contracts without bidding for architectural services for the renovation and addition to Schmid Hall, be placed on second reading. Roll call vote. Ayes all. Motion carried.

Aspiras: A quick question for Director Jewell. I know during the committee meeting we talked about these services. \$44,600 is the number here for this. You had mentioned that the architectural engineering services was going to take a second look at it. The number may have been a little bit too high.

Jewell: The mechanical and electrical he was going to take a look at those services. I have not heard anything more from him on that part of it. I can give him a call and check on that.

RESOLUTION 14-08

Leathers moved and Corfman seconded that Resolution 14-08, a resolution authorizing the Board of Control to advertise for bids and enter into a contract and/or contracts for concrete repairs on Crown Hill Road, Hostetler Road and Mineral Spring Street in the City of Orrville, Ohio, be placed on second reading. Roll call vote. Ayes all. Motion carried.

New Business:

ORDINANCE G-08

Leathers moved and Landaw seconded that Ordinance G-08, an ordinance accepting the Beaver Street allotment and Dedication Plat, Green Township, City of Orrville, Wayne County, Ohio, and confirming the dedication of all streets and utility easements set forth thereon, to the public use forever, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Jewell: I would like to give you just a word of explanation for Ordinances G-08, H-08, and I-08. These are all three ordinances accepting dedication plats for an additional five feet of dedication of roadway so that we have room to put a sidewalk in. It is for a portion of Beaver Street, a portion of Birch Street, and a portion of South Elm Street Extension. This is Sidewalk Phase 3 and as a result of that we needed to acquire the additional right-of-way. So we now have all the plats signed and ready for acceptance by City Council. Once that is done, they will be recorded.

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In exchange for the dedication of the right-of-way, the City will be putting their sidewalks in for the people involved in this. That will be done probably next year.

Miller: The Planning Commission has already recommended this to us, right?

Jewell: That is correct.

Miller: You would like this on first reading so you can get it recorded?

Jewell: That would be ideal if we could get it recorded.

Leathers moved and Landaw 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 Landaw seconded that Ordinance G-08 be adopted as read. Roll call vote. Ayes all. Motion carried.

ORDINANCE H-08

Leathers moved and Landaw seconded that Ordinance H-08, an ordinance accepting the Birch Street allotment and Dedication Plat, Green Township, City of Orrville, Wayne County, Ohio, and confirming the dedication of all streets and utility easements set forth thereon, to the public use forever, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Leathers moved and Landaw 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 Ordinance H-08 be adopted as read. Roll call vote. Ayes all. Motion carried.

ORDINANCE I-08

Leathers moved and Landaw seconded that Ordinance I-08, an ordinance accepting the Elm Street allotment and Dedication Plat, Green Township, City of Orrville, Wayne County, Ohio, and confirming the dedication of all streets and utility easements set forth thereon, to the public use forever, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Leathers moved and Landaw 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 Landaw seconded that Ordinance I-08 be adopted as read. Roll call vote. Ayes all. Motion carried.

RESOLUTION 15-08

Leathers moved and Miller seconded the Resolution 15-08, 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, 2008, and declaring an emergency, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Miller: This is the appropriations we talked about earlier. They will go three readings. The second reading will be next Monday followed by a workshop after the Utility Board.

RESOLUTION 16-08

Leathers moved and Aspiras seconded that Resolution 16-08, a resolution authorizing the Safety-service Director to advertise for bids and to enter into a contract and/or contracts for the installation of street and infrastructure in Industrial Park #2, located in the City of Orrville, Ohio, be placed on first reading. Roll call vote. Ayes all. Motion carried.

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Jewell: This is a resolution that would allow us to advertise for bids for the installation of the streets and storm sewers in the Industrial Park. This would be the extension of Dairy Lane and it also goes back and there would be a new cul-de-sac which right now they are calling Industry Court. That could end up with a different name before we are done with the dedication. The project is financed by the sale of Economic Development Bonds. Those bonds were sold last year and the money from the bonds was used to purchase the land and then the second use of the money is to actually do the improvements. The estimated cost for this portion of the project is \$1.1 million and does not need to be passed on first reading.

Baker: Just so the general public knows, it is my understanding that we hope to recover this money later when the land is sold.

Jewell: That is correct. The City has sold the bonds and we would hope that over the years as we sell this property that we would be able to pay those bonds off as they come due.

Landaw: Are you planning on putting sidewalks in?

Jewell: We are not including sidewalks in this project because we do not require sidewalks in industrial subdivisions. Right now they are exempt and we do not have sidewalks in our industrial subdivisions.

Landaw: So that would be something we would want to consider in the future if that would be our intention to have walks in an industrial subdivision.

Jewell: If that would be our intention then what we should do is change our ordinance and then require it everywhere. That can be done, but right now they are not required so we did not put them in.

Vance: When do we expect the work to begin on this project?

Jewell: Right now they are working on the final plans. We are expecting those back in two weeks. I would say we would hope work would begin by the first of May.

Vance: And then it might be ready for occupancy or to be developed?

Jewell: Construction time we are probably talking 90 days.

Vance: So yet this year?

Jewell: Yes – yet this year for sure.

RESOLUTION 17-08

Leathers moved and Corfman seconded that Resolution 17-08, a resolution authorizing the Safety-Service Director to enter into an agreement and/or agreements with the State of Ohio Purchasing Cooperative to purchase one (1) police cruiser, or in the alternative, to advertise for bids and enter into an agreement and/or agreements for the purchase of one (1) police cruiser, which meets the specifications of the City of Orrville, Ohio, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Corfman: This is an ordinance while it is not really an annual ordinance we do this once a year to keep us from having an aging fleet and getting hit all at once. This isn't unusual for us. We go one or sometimes two. They are cars as in Mrs. Jewell's memo, 124,000 miles on this one. Usually we rotate those cars down to a utility car or somewhere else in the City. This is primarily just to keep us from getting hit with a very old fleet of cars later on.

Baker: Mrs. Jewell does this one need to be passed this evening?

Jewell: It does not need to be passed on first reading. We have plenty of time.

Baker: Do we want to?

Leathers: Council's pleasure? Budgeted item.

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.

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Leathers moved and Aspiras seconded that Resolution 17-08 be adopted as read. Roll call vote. Ayes all. Motion carried.

RESOLUTION 18-08

Leathers moved and Landaw seconded that Resolution 18-08, a resolution authorizing the Safety-Service Director to purchase replacement decorative lights without bidding, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Jewell: The resolution is needed because we have really; I said it is like we have targets on all of our light poles this winter. Since December we have had five light poles that were knocked off. We usually keep a couple spares around, so right now we are out of spares. If you noticed right out in front of City Hall there is one missing there that was knocked off maybe three weeks ago. Mr. Staley, the Street Superintendent, has been doing quite a bit of investigation into various types of lights that we could possibly use to replace these. These poles, once you get the poles the luminars and everything in place, are around \$3,000 a piece. So we have been checking into all the various sources and he believes he has found the probably the best one that we can. That is the reason we are asking to do this without bidding, because he has already received the quotations. The cost of these poles is recovered from the people that hit them or their insurance companies. So while this is an expenditure of the City, it is something that we do recover the revenues back again. We really would like to get moving forward with this replacement so if we could have this passed tonight I would appreciate it. If not, it could go one more reading. It is just something we are trying to get these purchased and replaced.

Miller: I was just curious; if you hit a pole then you get the \$3,000 from the guy that hit the pole?
Jewell: Yes.

Miller: That works out pretty well usually.

Jewell: Yes it does. Usually from their insurance companies and I have spoken with a couple different insurance companies recently because of the fact they are kind of anxious to get the claim closed and I explained what those poles are worth. I think they hold a reserve for it or whatever they do, but yes we do.

Miller: About one of those would make you careful.

Shupp: If the operator of the vehicle doesn't have insurance, do we have a policy to cover that cost through City insurance?

Jewell: No, we do not have them on any of our property policies.

Handwerk: Has there been any way to look into, since we are buying replacements anyway, to get the LED lights instead of the regular lights?

Jewell: They spent quite a bit of time studying the actual luminar part of the light. The ones that we are getting are going to be different. They are going to require less energy and they have a different reflector inside them that will tend to hold the light downward and actually look like it is providing more light.

Handwerk: So they will be more energy efficient?

Jewell: Yes.

Vance: How many will we keep in reserve now?

Jewell: We are still going to keep two. We think in this case we have found a source that said they can turn the poles around quicker than what we are used to. In the past when we have ordered a couple poles for replacement, they have been ordered and they come from Mexico. They are actually poured in Mexico and then they come into the States. Right now they are telling us we have a shorter turn around time. That lead time on those was about three months, but right now we are hearing we could have them within a month.

Aspiras: The five poles that got damaged, is that normal in a year's time?

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Jewell: That is very unusual. I have no explanation because they were at various different places. One of them was a truck by Seifried's Drug store, on that corner. The next one we lost was up at the corner of High and Main. There was another one where a truck backed over it over at the parking lot behind Johnson's Hardware. We had one of them hit in front of City Hall where they hit the one on the Main Street side of Main and Water and that was a truck. The other pole a car slid into it and took the other one off outside City Hall. We usually only lose one or two in a year.

Leathers moved and Aspiras 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 18-08 be adopted as read. Roll call vote. Ayes all. Motion carried.

Leathers moved and Corfman seconded that Council go into Executive Session regarding pending litigation and possible purchase of real estate. Roll call vote. Ayes all. Motion carried. Executive session began at 8:05 p.m.

Miller moved and Aspiras seconded that Executive Session be adjourned. Roll call vote. Ayes all. Motion carried. Executive Session ended at 8:25 p.m. Regular meeting resumed at 8:28 p.m.

Chief Bob Ballentine presented the Annual Report for the Fire Department.

Good of the Order:

Miller: Many of you probably saw the article that Mr. Locher had in the paper in the Arts section about the play that is coming up this coming weekend. It is called *A Cricket on Grandma's Heart*. It is a play for the whole family and it is sponsored by Daybreak Church and it will be at the old Junior High School this Friday and Saturday at 7:30 p.m. and Sunday at 2:00 p.m. The broader vision of this project is that this could be the start of community theater in the Orrville area. We ask that you come support us and we hope to see you this weekend.

Leathers moved and Aspiras seconded that the council meeting be adjourned. Ayes all. Motion carried. Council was adjourned at 8:55 p.m.

Tamra Peppard, Clerk of Council

Date

Lyle Baker, President of Council