

Regular/Public

April 2, 2007

President Handwerk called the meeting to order. Councilman Denny Miller offered the prayer. The Pledge was recited by all.

Roll call: Purdy, Miller, Landaw, Baker, Corfman, Weaver, and Leathers were present.

Corfman moved and Leathers seconded that the March 19, 2007 minutes be approved. Roll call vote. Ayes all. Motion carried.

Public Comment: Dan Lutz of 1730 Smucker Road spoke regarding *Bloomin' Orrville*.

It's spring and soon we are going to be able to see those wonderful hanging flower baskets that we saw for the first time in the downtown last year. The flower program has been named *Bloomin' Orrville* and I am commenting tonight because *Bloomin' Orrville* the program needs the help of Orrville citizens to be an ongoing program. We need the ongoing support of Orrville citizens. *Bloomin' Orrville* is supported solely by voluntary donations. No municipal funds are used to support the program. Consequently, I would like to encourage all Orrville Utility customers to be watching in the April utility bills because there is going to be an insert in those bills to provide an opportunity for utility customers to support *Bloomin' Orrville* on an ongoing basis and to help make Orrville a more beautiful place to live, work, and visit. The insert in the April utility bill mailing will be an agreement similar to the one that I am holding here, but it is going to be smaller and black and white. It was cheaper that way. It is going to give the opportunity for utility bill customers to make an ongoing donation of \$1, \$2, \$5, or \$10 that will be added to their utility bill each month until they otherwise indicate they want their contribution to end. You can simply indicate the amount you want to contribute, fill out the form, fold it, tape it, and drop it in the mail. It is postage prepaid and pre-addressed to the Main Street office in Orrville. I would ask that no one put the insert into their utility bill envelope. It needs to be mailed separately. I think this is truly a great opportunity for individuals and business to personally help make Orrville a better place to live than it already is. As we know, first impressions are important for communities and particular for business. For instance, the National Main Street Institute indicates that communities that have ongoing flower programs experience twenty percent higher retail sales on average than communities who don't have similar programs. I'd also like to personally thank those who have been a part of getting this program up and going and supporting it to date; including, the Will-Burt Company, Main Street Orrville, Leadership Orrville, the Orrville Chamber of Commerce, and, of course, the practical assistance we are obviously getting from the City of Orrville. I want to thank the Mayor; our Safety-Service Director, Becky Jewell; our Finance Director, Jim Leggett; and Cathy Ellis from the Finance Department has been a tremendous help. Of course, thank you to all those Orrville citizens, individuals and businesses alike, who have already supported the program and continue to support the program and thank you for caring. If there are any questions, I will attempt to answer those now. Any questions about the program or how it will work?

Purdy: I think it needs to be stated that there are no Orrville city dollars invested in this program at all, right?

Lutz: It is dependent entirely on voluntary donations. The only thing we have obviously, as I indicated, the practical assistance of the City of Orrville. The donations are also tax deductible, I will add that.

Miller: I just want to say that when those showed up last year, it really made a big difference in downtown. It really beautified it a lot. It is a good program.

Lutz: It is a great program. Hopefully we can keep it going.

Handwerk: Is there a start-up money that is needed? If you do this by the month right now, that will come in fairly slow obviously.

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Lutz: Right. Last year the program was approximately \$7300. That's the cost of the baskets and the professional maintenance. Obviously we have to rely on professional maintenance. Right now we have Buchwalters doing it because we want to make sure they get watered and weeded so they stay looking beautiful. They will look even better this year because we won't have this potato vine which kind of overwhelmed the flowers last year so they will look good all through the season. We are going to get it up and going and obviously if we can't get sufficient funds for next year, I don't know how we will keep the program going because it is entirely dependent on voluntary donations. So I encourage Orrville citizens and those who live outside the area and may work in Orrville or whatever who like to see the flowers in downtown to make donations. Those who are not Orrville utility bill customers can make one time donations. They just make it to Main Street Orrville and designate it for *Bloomin' Orrville*. So there is that way to contribute also.

Handwerk: Any other questions for Mr. Lutz?

Lutz: Thank you for your time.

### **Standing Committee Reports:**

A. Finance – Mr. Miller had no report.

B. Utilities – Mr. Landaw had one item to report from the last Public Utility Board. Director Preising and others from the electric utility will be meeting to review the power cost adjustment, look over the past statistics and see if there needs to be an adjustment in the rates for the electric and/or they may have to do a rates study. They will report back to us when they get something.

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

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

E. Transportation – Mr. Baker had no report, but had a question for Mrs. Jewell. At our last meeting you said the trash pick up day would change to Thursday effective this week?

Jewell: That's right.

Baker: The people I have talked with no one has seen anything in the paper or gotten any notice.

Jewell: I have an update for everyone this evening. We got information from Waste Management and for various practical reasons it was not going to work out for them to start it at the beginning of April, so they are going to start it at the beginning of May. This is a draft copy of a letter they will be sending out to all customers and what it says is that it will be May 10<sup>th</sup> will be the first time it will be a Thursday pickup for everyone. So it will be the week of May 7<sup>th</sup>. Everyone will wait that week until May 10<sup>th</sup>. However, they haven't sent these out yet. So until they send these out, that date could change again, but right now they are planning on May 10<sup>th</sup>.

Handwerk: So basically everybody should just wait until they get their mailer?

Jewell: Right. I thought I was getting the word out early and yes I was – way too early. They changed their plans.

F. Planning – Mr. Purdy had no report.

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

**Special Committee Reports:** None.

**Administrative Reports:**

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A. Mayor - Mayor Steiner reported there was more good news for Orrville.

I recently received a letter from Lt. Governor Lee Fisher referencing our request for financial assistance for infrastructure funding for our second industrial park. We had contacted the Ohio Department of Development in the fall of 2006 referencing any funds that were available at year's end and requested \$500,000. We received preliminary approval later in the year and the amount was increased. With the change of administration from Governor Taft to Governor Strickland, there was another increase in the grant amount and we will be receiving a grant in the amount of \$640,000 contingent on the final approval of the State Controlling Board on April 9<sup>th</sup>. I would like to read an excerpt from Lt. Governor's letter. "Investments in public infrastructure are an important factor in attracting and retaining business in Ohio. This states support a strong infrastructure system that includes the fourth largest interstate highway system and fourth largest number of railroad miles in the nation. To reach our full potential Ohio must continue to develop and integrated network to seamlessly link the states, citizens, and businesses with the most advanced and efficient transportation system in the United States. The City of Orrville's project is an intricate part of Ohio's efforts to reach this important goal. Enclosed with this letter is a summary of incentives with program information and incentive values. I look forward to working with you in the future. Good luck as you proceed with this important project." I would like to thank the Ohio Department of Development, Governor Strickland, and Lt. Governor Fisher. We have built a good strong relationship with the Department of Development in Columbus and with every entity in the state looking for grant money, we continue to benefit from this relationship. The new industrial park should serve Orrville well into the future and allow us to continue our efforts to bring new industry and jobs into our community. Also, today The J.M. Smucker Company announced another acquisition for them. They acquired Eagle Family Food Holdings, Inc. for a \$248 million transaction. Eagle is the largest producer of sweetened condensed and evaporated milk in the United States and Canada with sales primarily to retail and food service channels. Eagle generated \$216 million in sales during the 2006 fiscal year ending July 1, 2006. In addition to Eagle Brand the company also markets other brands of products including Magnolia(R) sweetened condensed milk, None Such(R) mincemeat, Borden(R) EggNog, and Kava(R) acid-neutralized coffee. Comment from Tim Smucker is: "We are pleased to acquire Eagle and expand our position in the baking aisle. Acquisitions are an important part of our growth strategy -- to own and market leading North American food brands sold in the center of the store -- and Eagle complements that strategy. The addition of Eagle Brand, the leader in the sweetened condensed milk category, increases our prominence in the baking aisle alongside the Crisco(R), Pillsbury(R), Martha White(R), White Lily(R) and PET(R) brands in the U.S. and the Crisco, Robin Hood(R) and Five Roses(R) brands in Canada, and provides additional opportunities for cross marketing and promotion." Craig Steinke, president and chief executive officer of Eagle Family Foods, commented, "We are very pleased that Eagle Family Foods is joining the Smucker organization. We have the utmost respect for Smucker, and we are confident that they will maintain the integrity of Eagle's enduring brands and superior food products and build upon the tremendous achievements of our employees." That is the good news for today.

B. Safety Service Director- Director Jewell reported in addition to the Waste Management change, which again will begin Thursday, May 10<sup>th</sup>, for the new pickup schedule. I also want to report that we tested the cable television interrupter on Tornado Safety Day; however, the cable television interrupter did not break in to the television and interrupt the signal. So we checked with Armstrong Cable and what they found was that that piece of equipment had malfunctioned so we are going to test it again when we test the sirens on the first Wednesday of the month of April. On this coming Wednesday, April 4<sup>th</sup>, at noon we will test the cable television interrupter. If you get some strange signals across your television, don't call Armstrong, it is the City doing their annual test. Hopefully it goes well and people will know it is a test because they will be able to understand what goes out

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over the interrupter. It is a new piece of equipment and to this time we have not been able to successfully test it. That is what we are going to try to do on Wednesday. The final item to report is that in the sidewalk Phase III program the City needs to acquire some additional right-of-way from a handful of property owners. What we are going to do is have a meeting with those property owners on Monday, April 16<sup>th</sup>, at 6:30pm prior to the next council meeting. Law Director, Dan Lutz, and I will meet with the property owners to explain to them what dedication of land we need in order to be able to install the sidewalks in front of their properties. In the past, when that was done, the City paid for the cost of the sidewalk for that property owner in exchange for the dedication of that right-of-way. We will be meeting with the property owners to discuss that for Phase III sidewalks.

Handwerk: 6:30pm on the 16<sup>th</sup> – is that what you said?

Jewell: Yes, 6:30pm prior to your council meeting.

Corfman: Waste Management people, I think they deserve a compliment on occasion. I only had two bags and didn't get up on time. They will come up on the porch and get the trash and pick it up and knock on the door and tell you they did it. I think they do an outstanding job. I think they deserve a compliment.

Jewell: That is good. I will pass that on to them. Yes, I think also they are providing very good service for us – above and beyond.

C. Utilities Director – Director Preising had no report.

D. Finance Director – Director Leggett had no report.

E. Law Director - Director Lutz had no report.

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

### **Old Business:**

#### Ordinance G-07

Leathers moved and Landaw seconded that Ordinance G-07, an ordinance amending Section 149-03 of Chapter 149 of the Codified Ordinances of the City of Orrville, Ohio, relating cemetery rates, be placed on second reading. Roll call vote. Ayes all. Motion carried.

Leathers: I will make note that we did amend this at the last meeting in Section 2.

#### Ordinance H-07

Leathers moved and Landaw seconded that Ordinance H-07, an ordinance amending Section 144.02 and Section 144.04 of Chapter 144 of the Codified Ordinances of the City of Orrville, Ohio, relating to fees and use of revenues for emergency medical services, be placed on second reading. Roll call vote. Ayes all. Motion carried.

Miller: This isn't about specific fees, it is to give the Finance Director the ability to set the fees, is that correct?

Jewell: That is correct and the guideline that will be used is the Usual, Customary, and Reasonable (UCR) fee as established by the Medicare region. There will be a guideline to help us establish those fees.

Leggett: Also, those changes will be reported to council when and if they occur.

#### Resolution 15-07

Leathers moved and Weaver seconded that Resolution 15-07, a resolution authorizing the Board of Control to advertise for bids and to enter into a contract and/or contracts for the resurfacing of Depot Street, Liberty street, portions of East and West Market Street, Smucker Street, and the West Market

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Street parking lot, Orrville, Ohio, be placed on second reading. Roll call vote. Ayes all. Motion carried.

Handwerk: Any questions on this one? Mrs. Jewell, a good part of this was grant money, correct? Or was it all?

Jewell: A good part of it is grant money. That would be all the downtown streets and the parking lots downtown as part of the Downtown Grant. Then the portion of Smucker Street that is being done is the new \$5 license fee. That money is used for that. Then the Capital Improvement money will be used for the West Market Street improvement, which would be from approximately Cherry Street to Crown Hill Road.

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

Leathers moved and Corfman seconded that Resolution 15-07 be adopted as read. Roll call vote. Ayes all. Motion carried.

### Resolution 16-07

Leathers moved and Baker seconded that Resolution 16-07, a resolution declaring the necessity of constructing sidewalks on certain properties in the City of Orrville, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Handwerk: Okay, this is for the next phase. We talked about this at our last meeting. Any other questions?

Landaw: I was just wondering Director Jewell, of the property owners that you have to acquire land from, have they been notified?

Jewell: Those letters will be going out this week.

### **New Business:**

### Resolution 18-07

Leathers moved and Landaw seconded that Resolution 18-07, a resolution authorizing the Safety-Service Director to enter into a contract and/or contracts with other political subdivisions to provide police dispatch services to said political subdivisions, and declaring an emergency, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Purdy: Is this an annual?

Handwerk: Well, I know we have these from time-to-time. Is this the same people we have had one before and we are renewing it?

Jewell: We've had this dispatch contract with Dalton for somewhere between 15 to 20 years. They pay us \$3000 per year and we provide police dispatching services for them. This doesn't expire until July so we don't need it passed this evening.

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

Leathers moved and Weaver seconded that Resolution 18-07 be adopted as read. Roll call vote. Ayes all. Motion carried.

### Resolution 19-07

Leathers moved and Corfman seconded that Resolution 19-07, a resolution authorizing the Board of Control to advertise for bids and enter into a contract and/or contracts for the relocation and improvement of Back Massillon Road at the intersection of North Crown Hill Road, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Handwerk: We received from information about this from Mrs. Jewell. Any questions for her right now? Mrs. Jewell, any information you need to add?

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Jewell: The only information that I would add is that this is a busy intersection at Back Massillon and Crown Hill Road. It has a less than desirable angle of intersection right now so that is what will be corrected as a result of this project. We've been planning this for several years now. One of the main reasons that we started planning it also was the fact that Wayne College has a long term plan for their campus and in doing this project it will line that up so that it would intersect with the driveway that would come out of the college so they would not intersect at an odd angle. It's good for two reasons. We really need to straighten that intersection out and also because of the future plans for Wayne College. This project is being paid for with Capital Improvement money. We will also need to acquire some additional right-of-way from the property owner on the north side. Although it will not affect the residential dwelling that is there. There is still a good setback for that.

Handwerk: Will the resident on the south side end up just having a bigger yard then or how does that work?

Jewell: That right-of-way will stay as it is now, but it will look much different and it will look like they have a bigger yard. It will involve rebuilding the intersection and rebuilding the sidewalk at that location.

Baker: Will there be a need to have traffic re-routed during construction?

Jewell: During construction, yes there will be some disruption of traffic on Back Massillon Road. I am sure we will have to have a detour for at least a short period of time.

Handwerk: Any other questions?

### Resolution 20-07

Leathers moved and Corfman seconded that Resolution 20-07, a resolution authorizing and empowering the Safety-Service Director to enter into an agreement and/or agreements with the State of Ohio Purchasing Cooperative, Department of Administrative Services, to purchase one (1) skid-steer loader and cold planer for the City of Orrville, Ohio, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Handwerk: You should have received some information from Mr. Staley on this purchase and he is here tonight if you have any questions for him. Or, Mr. Staley if you need to offer any information about this.

Staley: The purpose for this purchase is to enable us to make long term patches in the roadways similar to what we do on 57. In the past we have had to rent or lease the equipment to do this. The very last year that we did this, even though we reserved the equipment well in advance, when it came time to do the work it wasn't available. We had to scramble and find a planer from a rental firm from somewhere and we borrowed the Water Department's skid loader because their skid-loader has the hydraulic system that is needed to operate the planer. In addition to that we can use it to help load trucks in a pinch when our back hoe is gone. The back hoe is the only thing we have available to load trucks with. This skid loader will reach up over the side of all our big trucks. Of course, it is also a bigger machine so it is capable of doing a lot more things out in the field than what the old one was capable of. Any questions?

Corfman: This is in the appropriations and does let the Street Department get right into street repairs as soon as weather permits.

Staley: Another benefit is that it would be available to us year round as opposed to just having it for three or four weeks during the summer. In those number of weeks that we rented the equipment in the past, if we get rained on we are just out of luck for those days that we lose. The past two years when we have had the opportunity when we got done with Main Street ahead of time we went out and made some repairs in other spots. There have been a couple on Market Street; some down on Ella Street around Dravenstott's at the High Street and Ella Street intersection; we wanted to get out on the end of Crown Hill Road where it goes from concert to asphalt and we didn't make it. We ran out of time last year. Places like that we wanted to fix too. It would be beneficial to have it sitting around where we can get at it year round whenever we needed it.

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Handwerk: Do you plan on purchasing this nearby?

Staley: We want to purchase it from CAD. The local dealer is in Canton off Route 30. In addition to the planer they also have attachments like a stump grinder attachment that is proprietary to this piece of equipment and that is another piece that we would be looking at purchasing here in a couple years to replace our old stump grinder. So it has multi uses is what I am trying to say.

Handwerk: Any other questions for Mr. Staley?

Jewell: I just wanted to mention, the one piece of equipment we are replacing is a 1992 skid-steer loader; however, we are still going to keep that piece of equipment. One of the things we do with that is use the concrete breaker on it. The concrete breaker is really hard on equipment just by virtue of having to break through all that concrete and putting a lot of force on it. So we are going to keep the old skid-steer loader so that we have it to use the concrete breaker and then also for various tasks at the cemetery or the park. We will have an extra one then, but it has been used quite a bit over the years and it is time to replace it.

Staley: Not only that, but it is a lot smaller piece of equipment and it doesn't have the hydraulic system that is needed to run a planer – any size planer.

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

Leathers moved and Landaw seconded that Resolution 20-07 be adopted as read. Roll call vote. Ayes all. Motion carried.

Finance Director Jim Leggett presented the 2006 Annual Report for the Finance Department.

**Good of the Order:** None.

Baker moved and Miller seconded that the council meeting be adjourned. Ayes all. Motion carried. Council was adjourned at 8:33 p.m.

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Tamra Peppard, Clerk of Council

\_\_\_\_\_  
Date

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Dave Handwerk, President of Council