

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: Shupp, Miller, Vance, Hamsher, Aspiras, Corfman, and Leathers were present.

Corfman moved and Aspiras seconded that the minutes of the May 3, 2010 regular meeting be approved. Roll call vote. Ayes all. Motion carried.

**Public Comment:** Scheduled public comment did not appear.

**Standing Committee Reports:**

A. Finance – Mr. Miller reported that prior to the meeting tonight Ms. Strimlan passed out the 2011 Budget Calendar. If you looked at it, I am sure you will find that it is very similar to what we have done in the past. Also, with that there are a couple of motions that we would need to make. First one being that I would move to set a public hearing on the 2011 Budget on the 7th of June prior to that Council meeting. Vance seconded the motion. Roll call vote. Ayes all. Motion carried. The other motion would be that we call a special meeting for second reading of the 2011 Budget on the 14th of June and that will also be a workshop and that will be after the Utility Board meeting. That is my motion. Corfman seconded. Roll call vote. Ayes all. Motion carried.

B. Utilities – Mr. Vance had no report.

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

D. Parks and Recreation – Mr. Aspiras reported the Orr Pool will open on June 5th. That is a Saturday and that follows the last day of the Orrville School systems. Also, on June 4th there will be a concert in the park and that is sponsored by the Orrville Baptist Church and the slated time is somewhere around 7:00. Following that will be the first movie of the summer; movie night, June 4th, and the title will be “Cloudy with a Chance of Meatballs.” That is sponsored by the Hummel Group. Details will be in this Friday’s Orrviews.

Hamsher: We talked about a dog park back awhile ago. How is that process coming along?

Aspiras: I know the application has been submitted to the OENR for the Nature Way Grant and so we are currently waiting for that. I know the last time we spoke with Mr. Wheeler, he mentioned it would probably be somewhere around June or July if Kristin can verify that.

Endsley: They have typically the award is June or July when the school year for the State switches over. In the past they have awarded late. The last time we were awarded the grant we were not awarded until September. So I would not be surprised if they don’t make a decision until fall.

Aspiras: So we could possibly be looking at, if this does go through, not implementing it until possibly next year?

Endsley: Right.

E. Transportation – Mr. Shupp had no report.

F. Planning – Mr. Hamsher had no report.

G. Ordinance & Personnel – Ms. Leathers reported the committee met prior to tonight’s council meeting. We did have discussions in regards to compensation for the next term for mayor and also a potential change to Council Rules, but there was not action coming out of the committee meeting.

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**Special Committee Reports:** None.

**Administrative Reports:**

A. Mayor - Mayor Handwerk reminded citizens of our Memorial Day service which will be Monday, May 31st. The precession will leave from the American Legion around 9:15am and proceed through town and to the cemetery for the Memorial Day service. Also that same day the Boys and Girls Club have their traditional BBQ. So if you are looking for some good food, that is a good place to get some of that during the day. The last thing I had is I just wanted to show Council something we started here just a few weeks ago. We have had a number of calls from people and just things that we see too where certain people around town put the trash out maybe two to three days before trash day or the day after the trash is picked up the containers are still laying out there two or three days or more. So we made a door hanger that can be actually used and if you will notice on there, there are four different things that can be checked off. This will be done either by myself, Mr. Wheeler, or Ron Cross our Inspector. All three of us have these in our cars so if we see those kind of things we can put these out there to remind people. It is not a ticket or anything like that, but it gives us a chance to keep track of how many times we have already asked people to do the same thing so that if it does get to the point where we need to start ticketing people because they just refuse to help keep the community looking nice and keep things cleaned up, we can do that. You will notice the first one on there talks about what day is your trash day so you know when you are supposed to put it out the evening before either Thursday or Friday depending on where you live. The second one is putting your trash or recycle containers out of sight or back after the trash has been picked up instead of leaving them lay out there. The third one is just please keep your grass mowed which I am sure all of you have scene some around town. We have sent out I don't know how many letters already this spring for the same problem. This is not a letter. This is something we are hoping that maybe would just be something to do before the letter gets sent. Maybe just a simple reminder and then that saves us from sending a certified letter which costs I think \$3 and some cents per letter and also takes a lot of time for Karen to have to print those out and send them out. The last one is also just has to deal with keeping sidewalks clear of snow during the winter months and also trash, toys, and debris year round. We will see how this goes. Like I said, it is basically a friendly reminder and hopefully that will help with at least with some of those cases. I just wanted you to be aware that we have those now and actually there has been 10 or 15 of them already put out in the last two weeks. So if you hear about that you will know what we are talking about.

B. Safety Service Director- Director Wheeler was absent. Kristin Endsley was present and had a report for the Safety-Service Director. Chief Ballentine is here, as well as myself, to answer any questions about Ordinance J-10 when we get to that. I wanted to give you just an update on the neighborhood Stabilization Program. I think we have talked about that in the past. That is federal money that is given to communities to purchase properties that are either vacant or foreclosed upon and allows us to rehabilitate those properties and get them back to homeowners. We've been working with Wayne Metropolitan Housing. They have been doing a wonderful job and we have three properties that we have purchase and are in various stages of repair. The first one is 116 West Fike Street. It is nearing completion and there is a buyer that is already preapproved and ready to move in and so probably by the end of June that closing will take place and we will have a new homeowner in that house. The second property we purchased is 703 South Main Street on the corner of Main and Oak. Right now they have received bids for the rehabilitation work. They have not signed a contract, but that will be happening very soon. The third property is 106 West Oak which is directly behind 703 South Main and that property has actually closed and will be demolished in the next month or so and then we will re-parcel those two properties together and we will sell those. At this point in time we don't have an interested buyer. We have a couple people looking so if there are people out in the community there are income guidelines and a homebuyer education

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program that Wayne Metropolitan Housing will help you through. But if there is anyone that is interested, you can call Michelle Rose and she can kind of step you through the process. She is very, very good at doing that. Lastly, I know they would be thrilled if we can schedule a time for Council to come and view those properties before they are turned over. I will get with Michelle Rose and Stan Poppa at Wayne Metropolitan Housing and figure out a time that we can get in 116 West Fike before it closes so you can see the difference. We would also like you to get into 703 South Main so you can kind of see a before and after to see what this money is doing. It is coming from the federal government and the great thing about this program is we can actually sell these properties at a loss, what they are actually going to sell on the market which is the big problem across the country with these properties that require a lot of work to them. It is very difficult for people to get their money out of them even if you have private individuals. This is federal money that is being used and once we have homebuyers in them that money should come back to us and we will be able to do more properties in the future. That is where we are and we will let you know when we can get something scheduled and I think you will really be impressed when you get in there and take a look. Another issue that has come up recently, I know we had some bad weather the last couple weeks and we have some questions about the storm sirens and I have Chief Ballentine and Chief Carozza here if anybody has any questions they can maybe talk a little bit about what our policy is with the storm siren.

Carozza: Good evening. There seems to be a little bit of confusion about our current policy regarding the activation of the warning sirens for tornados. Currently our policy states that if there is a funnel cloud in Wayne County, it is actually sighted it doesn't necessarily have to be on the ground and heading in the direction of Orrville we will trip the sirens, but our policy actually states that a funnel cloud actually has to be sighted. There is where the confusion lies. We are going to revisit this policy and speak with Director Wheeler to see if he might want to make some changes to the policy, but the policy currently states that a funnel cloud actually has to be sighted in Wayne County and headed in the direction of Orrville before we hit the tornado sirens.

Ballentine: We had some complaints or people who expressed their concerns last Tuesday night when the weather got pretty bad. I happened to be at the Wayne County Fire Chief's meeting sitting with the EMA Director with all the fire chiefs from Wayne County and we had one fire chief from the whole county that actually got up and left and went back to his community. That was West Salem because they were getting the worst of it up there. In light of that and because we got some Facebook complaints and some dispatchers took some phone calls, we are going to look at that policy, but from what I, and I know a couple others, five of us that have the authority to activate the siren: the Mayor, Safety Service Director, Police Chief, Fire Chief, and the shift supervisor of the Police Department working the road are the people that can actually activate the sirens any time that is deemed. I wasn't at home that night. I am not sure where Dino was. From what I scene Orrville wasn't getting that bad of weather, nothing more then a mild thunderstorm rolling through here. Everything was going north of us and I originally sat on that committee that put together that policy years ago when we started doing the radio controlled sirens and we did not want our storm siren to become something that people became very no complacent about. If we blow the sirens in Orrville, we want you to know it is time to go to the basement because that is where me and Dino are going to be. Keep that in mind. We are not going to blow them because there are some communities that blow their sirens as soon as Wayne County goes under a tornado warning and that warning could be like the other night up in West Salem or could be down in the Fredericksburg/Shreve area. We didn't want to do that because I know some communities that do that and you talk to their citizens and they just ignore the sirens when they blow because they blow all the time. So you can have sunny weather in Orrville and a severe thunderstorm going through Shreve and they could be getting a very severe weather incident at the time and it never come up this far so we didn't want ours to be that way. We wanted people to know that when we blow them, it is time to pay attention and we also want to emphasis that storm sirens are for the people that are outside. They are not designed for people to hear in their homes. For the City of Orrville to have a storm siren system that you could

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hear inside your home 24 hours a day we would have to put one on every block. There is no way around that. They are designed to get people off the streets and into their homes where they can take shelter. If you are in your home, there are other ways. We use the cable TV interrupter. You can watch the weather channels, they are all interrupting local broadcasting and stuff when it gets bad around here and those are what you need to pay attention to. Don't depend on the siren if you are sitting in your house because you may not hear it.

Corfman: Just to clarify and this has been repeated before I am sure. There is no all clear. We rely on the media. When the siren goes off we have warned you and now it is up to you to use the media that is out there to find out when it is cleared.

Carozzo: An additional reminder, the first Wednesday of every month at noon we sound the warning sirens as a way to test the sirens to make sure they are functioning properly. Again, that is the first Wednesday of every month at 12 noon.

Ballentine: I think we have a very reliable storm warning system now because it is all electronically controlled. It is all monitored every day. It is monitored by a computer that sits in the fire station. When I come in in the morning, I can look at the screen and tell if we have a siren that is not working that day and we can get it fixed that day. The old system, when we had to test them, it was hit and miss whether they were actually going to work or not. Now we have a very good system and Baughman Township actually picked up the bulk of the cost on that with the understanding that we monitor them at the fire station in Orrville and that we blow them over here. We actually have the capability of blowing all the City of Orrville, ten of them in Baughman Township, the Village of Marshallville, two in Dalton, and one in Smithville. So those are the sirens we actually control. We control a fair amount of sirens and they are all done electronically or computer other than the dispatcher when she needs to blow them when the weather gets bad she turns a key and hits a button. It is very simple.

Vance: So you are not necessarily listening to a TV meteorologist. You are actually using observations on the ground.

Ballentine: That is something I think we are going to revisit because at night it is very hard to see unless you have a thunderstorm that has got a large amount of lightening involved it is very hard to see funnel clouds forming at night. We have all stood out on the porch and looked and unless you can catch one in a lightening flash. Personally, I watch meteorologists of the Doppler radars we have today, when they show the rotation on that screen and it is headed toward Orrville...matter of fact the last time I was involved in having the sirens blown, I blew it based on what is scene on that radar on Channel 5. There was rotation in the clouds and they said it is possibly on the ground and it is headed to Orrville, we are hitting it. I am not going to wait and stand outside and try to pick it out in the middle of the night.

Shupp: So you can actually blow the siren in Dalton or Smithville?

Ballentine: Yes, if we are asked to. They do not go off with Orrville's.

Shupp: Like at 2 or 3 in the morning just for the fun of it?

Ballentine: Smithville's is actually blown from the Justice Center because of their physical location being west of us; they are going to get the weather before we do. Dalton blows their own, but we do have the capability of blowing Dalton. Marshallville's goes off with Orrville's, along with Baughman Township. Any other questions? I hope that clears it up a little bit and people realize that when you hear the sirens, if you do hear them and you are outside and get in, that it is time to take cover because everybody else will be.

Baker: Thank you gentlemen.

Vance: I did have a comment on Kristin's earlier report. I just wanted to commend the administration for the use of those resources on the South Main Street area. As you know, the South Main Area Residents Team has formed there and a lot of residents are very concerned about what is going on with the housing situation and I think the administration responded to some needs that were made aware of through that process and especially on the corner of West Oak and Main Street. That was

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a key property that needed to be addressed so I just wanted to thank Mrs. Endsley and the Mayor and the rest of the administration for addressing that problem with the resources that were available. Corfman: I would like to compliment the Safety Service Department and the Mayor for the lawn mowing and getting on that right away this spring and a thank you to several of the residents that I know of that have gone out and mowed lawns that have been abandoned and not mowed. It takes their time, their effort, their gas, their work, their parts and I think that is very unselfish and thankful for their efforts in doing that.

Vance: Regarding that, let's say there is an abandoned property and perhaps I would like to direct this to the Law Director. If there is an abandoned property and some concerned neighbors say hey let's go together and maybe have a schedule and mow that property, is that something that you would suggest doing or is there potential liability incurred through that? I know some people have done that.

Lutz: You could do it. You want to make sure it is abandoned so you don't risk getting trespass charges against you because you are not permitted to be there.

Vance: Let's say a foreclosed home.

Lutz: I suppose there is always potential liability and as a lawyer I would say I wouldn't do it over an abundance of caution, but if someone gets hurt doing it on the property or something like that but I don't see a real big problem with concerned citizens doing that if they want to do it on their own time I wouldn't say "oh no, don't do it" just for the small chance of that.

C. Utilities Director – Director Brediger had no report.

D. Finance Director – Director Strimlan had no report.

E. Law Director - Director Lutz had no report.

F. President of Council – President Baker reminded everyone of Memorial Day coming up and the chicken BBQ and please, lets have a good showing out at the cemetery as we honor those people that served us.

**Old Business:**

**ORDINANCE I-10**

Leathers moved and Aspiras seconded that Ordinance I-10, an ordinance amending Section 151.08 of the Codified Ordinances of the City of Orrville, Ohio, regarding compensation for the Public Utilities Board, be placed on third reading. Roll call vote. Ayes all. Motion carried.

Baker: Any discussion on this one? This is the third time we have heard this.

Miller: I just think it would be prudent to review the fact that we are talking about \$250 a year increase for these folks and there hasn't been one since 2006. So that is what we would be voting on here.

Leathers moved and Vance seconded that Ordinance I-10 be adopted as read. Roll call vote. Ayes all. Motion carried.

**New Business:**

**ORDINANCE J-10**

Leathers moved and Corfman seconded that Ordinance J-10, an ordinance establishing rates of pay for the firemen of the City of Orrville and establishing salaries for officers of the Fire Department, repealing all conflicting resolutions and ordinances, and declaring an emergency, be placed on first reading.

Baker: The Chief is here this evening. Does anyone have any questions for him concerning this ordinance?

Vance: I've made a chart. Mr. Wheeler provided salary information for neighboring fire districts. I like

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charts. So I made one. I want to make sure everyone on Council that wants one has received one. Has the Clerk received this?

Peppard: No.

Vance: I will submit this to you at the conclusion of the meeting to make sure it is part of the record. This chart is available to anyone who would want one.

Shupp: When was the last raise, Chief, for these firefighters?

Ballentine: 2006.

RESOLUTION 15-10

Leathers moved and Hamsher seconded that Resolution 15-10, a resolution authorizing the Safety-Service Director to execute a Quit-Claim Deed that conveys to The J.M. Smucker Company certain real estate which is no longer needed by the municipality for public highways, streets, avenues, sidewalks, public grounds, bridges, aqueducts, and viaducts, or needed in connection with any such purposes, be placed on first reading.

Lutz: I can speak to this. When Council approved vacating those alleys not too long ago we have to take that over to the Recorder's Office to get it recorded and it has to go through the Map Office and get approved before it goes over to the Recorder's Office and the Map Office pointed out that the City still owned pieces of intersections on the corners apparently that were acquired I think when we did the Main Street widening project that are still there at the intersections of these alleys and/or streets that we vacated. So that is all that is. It is just clean it up and transfer it over to Smuckers so we don't own these little pieces on the corners of the intersections. That is what this is accomplishing.

Leathers moved and Shupp 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 15-10 be adopted as read. Roll call vote. Ayes all. Motion carried.

RESOLUTION 16-10

Leathers moved and Aspiras seconded that Resolution 16-10, a resolution authorizing the Public Utilities Board of Control to advertise for bids and to enter into a contract and/or contracts for lime sludge removal, and declaring an emergency, be placed on first reading.

Brediger: This is a fairly routine process and our Water Department is part of the softening process that we use lime byproduct of that ends up in one of three settling lagoons that we have on the North end of town and every four to five years we have to clean these out and we are in need of cleaning two of those three lagoons later this year. Part of this contract includes for the disposal of this sludge which the contractor will make those arrangements with a farmer or farmers in our region. Again this is just a routine thing that we have to do on a periodic basis. This work will be completed when the contracts are led and the disposal will be timed based on the farmer's need.

Aspiras: I guess you kind of answered your last sentence. I was going to ask if you could explain what actually happens to this sludge once it is cleaned out.

Brediger: It gets applied basically as part of a soil amendment.

Aspiras: Like a fertilizer?

Brediger: It basically balances the PH in the soil. Instead of a lot of farmers you will see these piles of lime sitting out in their fields that they will apply at certain times of the year. Either in the fall or the spring. This is basically a lime product. So it does have some value to it and helps mitigate some of the cost of the contract and disposal portion of this work.

Hamsher: To piggyback on Mr. Aspiras, so we sell then what we take out to farmers?

Brediger: No, the contractor builds that into his cost. So he has an idea of what that lime product is worth and that is included as a base portion of his bid. So his bid will include him recovering whatever value there is to that. All we are doing is basically contracting for the removal of this material and it is up to him to find a suitable buyer. So he knows there is some value to that and he will bid that work accordingly.

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Miller: You are estimating the cost at \$220,000?

Brediger: Yes and that is probably a little bit on the high side. It should be lower than that. We budgeted that high, but we are expecting that to be a little bit lower than that.

Miller: That is for two out of the three?

Brediger: That is correct.

Miller: And you budgeted for it?

Brediger: That is correct.

Hamsher: How often, approximately, do we do this?

Brediger: Every four to five years. All three of them were cleaned in 2006. We will be cleaning the third one next year. We didn't do all three this year just due to budget constraints.

Aspiras: Is there any other technology, pressure plates, filtration, whatever that is out there as opposed to sludged digging?

Brediger: I want to say yes. That technology is generally more expensive. This is a very common form of water softening treatment and this final process you will find this in various other locations. But there are other forms of softening that don't generate this kind of waste that is out there and is being utilized.

Aspiras: Very expensive technology?

Brediger: I can't answer that. I can find that out for you though.

Corfman: I don't know where they went with the lime the last time we did it, but about ten years ago when we did all three at once nearly all the lime went northwest of town. We saw those trucks. It goes in a semi-liquid and is spread very similar to where farmers use, especially for corn, to lime the fields. It is nothing out of the ordinary. Nothing to be alarmed about as far as environmental concerns.

Brediger: As part of this process we have to do testing on this material and submit applications to the EPA to verify the makeup of this product and that is given to the bidders so they know exactly what it is they are taking out. We also maintain the integrity of the lime lagoons also at that time too. So we will be doing that site inspection in-house to make sure they only take out the lime in the lagoon and leave those storage facilities intact.

Aspiras: You need this to pass tonight?

Brediger: No.

**Good of the Order:**

Hamsher: I want to thank everyone for getting out and voting on May 4<sup>th</sup>. We were fortunate to pass the school levy which I think keeps Orrville strong and keeps it attractive to folks to call home. Thank you to the community.

Corfman: On the second meeting in June for the eleventh straight year I won't be here. Just to let you know ahead of time.

Shupp: Regarding the changing of the name on Ella Street we have had some inquiries about Red Rider Road. I have a citizen that had a suggestion last week that he thought Levy Way might be a good name for the street.

Handwerk: I don't think so.

Baker: I suppose we could turn you in to work for David Letterman after tonight.

Leathers moved and Hamsher seconded that the council meeting be adjourned. Ayes all. Motion carried. Council was adjourned at 8:10p.m.

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Tamra Peppard, Clerk of Council

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Lyle Baker, President of Council