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President Handwerk called the meeting to order. Paster John Beck offered the prayer. The Pledge was recited by all.

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

Corfman moved and Baker seconded that the May 7, 2007 minutes be approved. Roll call vote. Ayes all. Motion carried.

Public Comment: None.

Standing Committee Reports:

A. Finance – Mr. Miller reported there was talk about the 2008 Budget Schedule last meeting and we have some legislation tonight from our last Finance Committee meeting so there is nothing new to report.

B. Utilities – Mr. Landaw reported the Public Utility Board approved to purchase a new truck for the Water Department which will replace the 1984 truck. The estimated maximum cost will be \$65,000. They also got a grant for \$65,000 which we will match to relocate the stream by the Water Treatment Plant. It will be not only relocated, but sort of upgraded around that area with walking trail and some other nice things. The Utility Board also approved to put a bore under the railroad tracks at 57 and Church Road to bore under the tracks and put in a casing to install a water line for future use to go south of the tracks.

C. Health & Safety – Mr. Corfman reported they are continuing to monitor the noise level at the dehydrator plant..

D. Parks and Recreation – Mr. Weaver has not report.

E. Transportation – Mr. Baker had no report.

F. Planning – Mr. Purdy had no report.

G. Ordinance & Personnel – Ms. Leathers had no report, but congratulated the Class of 2007 of Orrville High School who will be graduating this Sunday.

Special Committee Reports: None.

Administrative Reports:

A. Mayor - Mayor Steiner reported that people have asked what is happening with the 84 Lumber Company. I stopped today and Paragon Stone is in the facility there and they are in production and pleased to be in their new facilities. They manufacture decorative stone for use outside and inside housing and other buildings. I have also been asked about retail and they don't have any plans for retail sales at this location. Today I received information on the former Koppers property. Soil remediation activities are being conducted there by Beazer East, Inc. which was formerly known as the Koppers Company, Inc. The voluntary cleanup is being conducted in accordance with Ohio's Voluntary Action Program (VAP) administered by the Ohio EPA. The purpose of the soil cleanup is

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to meet regulatory requirements under the VAP. Over the past several years Beazer has submitted site information and sampling data to the Ohio EPA and received technical assistance from Ohio EPA under the VAP. All federal, state, and local permits required for such projects have been obtained. The cleanup project consists of the evacuation of surface soil from several areas across the property which will be consolidated in the central portion of the property. All excavated soil/material from the remediation project will remain on the property. Clean soil/material from a local off-site source will be trucked to the property and used to backfill the soil excavations and to cover the consolidation area with a two foot thick soil cover. In addition, to meet VAP requirements, the clean soil material will be used to place additional cover soil over the closed landfill at the property. The former landfill was closed in 1980 and was used to dispose of untreated and treated woods as well as office waste from the facility. Approximately 50 truckloads of cleaned soil per day will be delivered to the property via Orr Street at various stages of the project. The soil remediation project is going to start in mid-May and expected to take approximately four months to complete. So after all these years, apparently that is going to be usable property in the near future.

Handwerk: Where will they bring that soil from?

Steiner: An unknown source.

B. Safety Service Director- Director Jewell had no report.

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 reported the Memorial Day service will be Monday (05/28) starting at 9:30 a.m. with the parade uptown and will head out to the cemetery. The memorial service will be at the cemetery unless it is raining and then it will be held at the Methodist church.

Old Business: None.

New Business:

Resolution 21-07

Leathers moved and Baker seconded that Resolution 21-07, a resolution authorizing the Director of Utilities of the City of Orrville to execute a hydro developmental cost sharing agreement with American Municipal Power-Ohio, Inc., and declaring an emergency, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Landaw: There is a lot of information on this piece of legislation and on this project and I will just try to give a little bit here and you can ask questions maybe to Director Preising. If we need to have a workshop on it, I feel Director Preising can get us more information and answer a lot of questions for us, if needed. AMP-Ohio is going to be building some hydro electric plants and we have an opportunity to get in and be part of that and purchase some power from those projects. One of the things that Director Preising's memo from May 15th states that currently we are not required to have renewable energy options, but possibly state or federal legislation sometime in the future could require that and at that point we would need to have a green energy source. Hydro electric is a good program to get in to. Cost wise it is very good. There are lots of studies going on and this is a project – I forget the timeline, but it is several years down the road before obviously anybody would get any power from these plants that haven't even been started yet. We have an opportunity to start a buy-in to say. So to get a percentage of power that our power board and our utility administration feels would help our future growth and to get a good share of this project, at this point the maximum for

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the feasibility study for this phase of the program is \$193,756 we would be spending and investing. That is the maximum at this point. There are a lot of studies going on to what the future cost would be. I would encourage to take time to look at the memo and some of the other information that has been provided and I think from my understanding it is a worthwhile project and I hope we do decide to get in to it. I would encourage or offer Director Preising to make some comments, if he would.

Preising: This is where we are asking for specifically just for a feasibility study and a cost estimate to get into the project. This is not getting into the project, it is just to be able to participate in that portion of the project. We have another portion to decide whether we go ahead or not and become part of it. We are looking at about 5.9 megawatts as a maximum. So \$193,000 is really a not-to-exceed number. At the current time, if AMP-Ohio isn't able to acquire some of the licenses – right now they subscribe to about 170 megawatts of 190. So there is about 20 left and Cleveland wants 50 so everybody else's amount is going to get narrowed down. If we get the project we won't get the 5.9 probably unless they are able to acquire another group of licenses. That number is really a max. I forget what we are allotted, but the 5.9 is the max. Just a quick little bit of history – You have all heard about Pike Island. The City of Orrville owned the Pike Island license. We had that license in the 1980's – before my time here – and we were seeking to develop that facility on our own and it would have generated about 40 some megawatts. It didn't get approved at that point in time and we subsequently given our interest in hopes of developing and getting our monies back from the development to a developer. That developer is at the point of losing his license because he hasn't really developed the facility. At this point in time most of the facilities have been developed by municipals such as the City of Hamilton; AMP-Ohio; New Martinsville, WV. AMP-Ohio is looking at Smithland, Hamilton, and one called the RC Bird. None of the other developers have been able to put this together at this point. We recently got the study that R.W. Beck did for all the municipals and they pointed out that hydropower is really going to probably long term be the cheapest power out there. Unless you build a facility, all you are actually doing is paying off that facility and after that it is virtually no cost except for a slight maintenance cost. Had we developed that Pike Island we would have had it almost paid for next year and power at that point would be extremely cheap. Currently if we were to build it, even paying the debt service, we would still be way below market basically. Looking out these are 40-50 year projects. We are just looking at going into a small quantity to cover maybe 10 percent of our load. At least get our foot in the door for some. We are not looking at taking on a whole facility like they were. What we are asking you to approve is just the feasibility study to get the information. I can bring somebody from AMP-Ohio up to tell you more details. The Vice President of Marketing is available for the next council meeting, if you so desire.

Steiner: You might mention the green is probably going to be required at some point.

Preising: At some point there is going to be a renewable portfolio required of some sort with some kind of green energy. Right now hydro is not considered green energy, but in the State of Ohio the governor has said that he does consider it a green power and he would work to get legislation passed that hydro is considered green power. Just to tell you a little bit about wind power...if you had wind power and had wind units you would have electricity about 20 percent of the time. What you did the other 80 percent is questionable. Where hydro power you would have electricity nearly 40 percent of the time. With what we have we are in the high 90 percent. Hydro power is twice as good as wind power and is actually cheaper for the megawatts you get out of it. It is not a bad long term investment, we just don't know and that is why we want to be part of the study.

Handwerk: Any questions for Mr. Preising? You said there is a gentleman available for our next council meeting.

Preising: A lady. She has it on her schedule.

Handwerk: I think that would be beneficial to all of us if that is possible.

Landaw: Would we want to have a presentation during our council meeting or would we rather have a workshop before or after.

Handwerk: I was thinking of a presentation during council meeting that way it will be on TV if anybody wants to see it.

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Preisling: She already has a PowerPoint presentation she can present.

Handwerk: Why don't you check with her, I think that would be a nice solution.

Resolution 22-07

Leathers moved and Corfman seconded that Resolution 22-07, a resolution authorizing the Board of Control to advertise for bids and enter into a contract and/or contracts for concrete repair on Hostetler Road in the City of Orrville, Ohio, and declaring an emergency, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Handwerk: We received some information from Mrs. Jewell on this subject. Are there any questions? Mrs. Jewell do you have any further comments?

Jewell: The only comment I have is this is a project that we had anticipated doing with our own city forces this summer; however, we have so many other things that we need to get done we really don't feel right now that we have the manpower. We would probably be four to six weeks with our entire crew doing the work that would be needed out there. What we have decided to do is to try something new that we have not tried before and that would be to bid this project like we do our resurfacing bids where there will be just a minimal amount of engineering involved that they would put a standard spec together and it would probably be a three page set of plans. So that we can bid this work and be able to have our city crews work on other projects while a contractor is working on project. Normally we would just get quotes on this; however, the extent of the repairs that are needed on Hostetler Road would require us to bid it. We have permits and license funds that are available to do the work. We anticipate spending around \$40,000 for the permits and license funds. However, when we looked at it the other day with the engineers we found another spot that would very much benefited this year by doing some under drain work and some pavement replacement. So we might have another section which we would take out of capital improvement at that point.

Handwerk: How much of Hostetler Road are we talking about?

Jewell: It is actually just a small section. It will be the section east of Dogwood between two repaired sections that are already there, then it would continue along the north and south sides of those repaired section for quite a few feet.

Handwerk: If we were talking about it being four to six weeks with our smaller crew, how long do you anticipate it will take to finish with this other group.

Jewell: It would probably take the same amount of time for another group to be in there because they will have to work in sections. We wouldn't want them to close the entire roadway off. So they will do half at a time and then allow it to cure for a least a week.

Leathers: Two questions. First of all, how old is the road originally? I remember, but I don't remember the date. And if we bid it out, how long will it be before work can begin?

Jewell: The roadway was constructed in 1972. Generally with a concrete street you think you are going to get 30 years out of it; hopefully 50, but it is right at that point. As far as when the repairs can begin this summer? We would hope to be able to do some construction work in August and September before any leaves come down.

Purdy: To begin with, I like the idea of going out and getting bids; especially when your work force is being cut so much. With them not doing that project, as far as the Street Department goes, they can be tackling some other areas in desperate need. I had the opportunity the other day to go down Mineral Springs along side the south side of the construction project and I was really quite surprised at how bad that street has gotten. I was wondering if that was one of those spot repairs that you are looking to do sometime in the near future.

Jewell: The plans at this point for Mineral Springs Street because of the amount of construction traffic that is on there now and will continue to be on that street is pretty much to remove the bad sections and replace them with asphalt until we get most of that construction done and then it will be to come back in and do a repair similar to what we are doing on Hostetler Road where we remove large sections at a time.

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Handwerk: Is that repair on Mineral Springs planned to be done this summer?

Jewell: The temporary patching is ongoing.

Baker: Will there be further patching on Hostetler Road farther east as you go down close to where Vine Street comes out. There are some pretty bad sections in there.

Jewell: Actually, that is the other section that we looked at with the engineers the other day. It was very near to Vine Street. We were going to put that in the bid also to do the section up close to Dogwood and then go down to Vine Street and do that section. The other areas will be just patched.

Handwerk: Any other questions.

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 22-07 be adopted as read. Roll call vote. Ayes all. Motion carried.

ORDINANCE I-07

Leathers moved and Weaver seconded that Ordinance I-07, an ordinance amending Section 151.01 of Chapter 151 of the codified ordinances of the City of Orrville, Ohio relating to employee bonds, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Leggett: This ordinance is a result of the Finance Committee meeting on April 24th. You should have received a memo this past week to explain this. As you can see here from the different items listed all of the employees are bonded as has been for a long time. This ordinance is a little different from the current ordinance because it contains not only surety bonds, but fidelity bonds. Surety bonds are required by the Ohio Revised Code so we must include those in our ordinance and also our charter addresses surety bonds. So what this ordinance does is include surety bonds to their minimum. Just three individuals are required to have surety bonds, based on our charter, the mayor, finance director, and director of public safety and service. These are for minimal amounts. Primarily due to some of the issues and complications that are coming to the forefront recently with some other municipalities in Northeastern Ohio concerning surety bonds and some of the complications they have run into. The fidelity bonds is what is added to our limits and those cover a specific list of individuals: the mayor, director of public safety service, finance director, my staff, county income tax administrator and all other employees of the City of Orrville. These bonds are all high or at least as high as we formally had on surety bonds. These bonds cost a little less to have issued, although the dollar is not an issue. We are just talking hundreds of dollars here. All these fidelity bonds cost less than \$2,000 for coverage for an entire year. Fidelity bonds are a little more direct when dealing with theft in office. We covered most of this in the Finance Committee meeting.

Purdy: If and when this gets passed, which I am sure it will, when do you anticipate it going into affect?

Leggett: This will go into affect thirty days after passage. It is not an emergency ordinance. Time is not a big issue here. This does not need to be passed tonight. We currently have surety bonds in place. It is totally up to you.

Handwerk: Any questions for Mr. Leggett?

Good of the Order: None.

Corfman moved and Landaw seconded that the council meeting be adjourned. Ayes all. Motion carried. Council was adjourned at 8:01 p.m.

Tamra Peppard, Clerk of Council

Date

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Dave Handwerk, President of Council