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President Handwerk called the meeting to order. Matt Mellott of the First Presbyterian Church offered the prayer. The Pledge was recited by all.

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

Miller moved and Baker seconded that the July 16, 2007 minutes be approved. Roll call vote. Ayes all. Motion carried.

Public Comment: Deborah Goudy requested to reschedule for next council meeting.

Standing Committee Reports:

A. Finance – Mr. Miller had no report.

B. Utilities – Mr. Landaw had no report.

C. Health & Safety – Mr. Corfman reported that Ordinance J-07 will remain on the table. The State has taken action in enforcement in that respect and there is no need presently for us to move forward. We do have some information in front of us about sound and we will all need to read that before we have a meeting, but that will be coming up.

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

E. Transportation – Mr. Baker had no report.

F. Planning – Mr. Purdy had no report.

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

Special Committee Reports: None.

Administrative Reports:

A. Mayor - Mayor Steiner congratulated Armstrong for their national award as Independent Operator for the Year 2007. It covered three areas – technology, operations, and community involvement. I would also like to thank them for all they do for Orrville. We have closed on the new industrial park last month. I would like to thank our Directors for their cooperation in working together and finding a way to finance this without going outside to find money to do this. We did it internally and I thank Utilities for what Dan and Utilities offered us; and Becky and Mr. Leggett for their work; and Dan for the legal work on it. We are now the owner and we already have some interest in someone possibly relocating to that site in the near future. Engineerings being done and we hope to have streets and some infrastructure in this year yet, so we will be able to offer something for sale.

B. Safety Service Director- Director Jewell reported that Orrville received the new Flood Plane maps sent out by FEMA and they are on display in the lobby if anyone would like to review them. They are asking for us right now to make comments on what they call all the technical aspects of the map and those are roadway names, corporation limits, various things like that. One thing I did notice on those maps is that the actual designation for the area of the flood plane has changed slightly from what we've been used to in the past. So I am thinking that anyone that owns property in the north and northeastern parts of Orrville may want to review those maps because they do affect the future permitting process in terms of being able to pull permits without having to do subplane studies. I just wanted to make everyone aware of that. I believe we have until the 14th of September to finalize our comments on those. I will be attending a meeting next week to find out a little bit more about that

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and to present the comments I have already, but if anyone from the community has any comments there is an address with those maps in order to make a comment to the engineering firm. I also wanted to mention West Market Street we have a project where we are going to be milling and resurfacing East and West Market Street in the downtown. We plan to start that work on the 10th, which will be next Monday. That work will take several days and we will maintain traffic during that construction project. We also have West Market Street, west of Cherry Street, and Smucker Street, both of those will be resurfaced and again we will maintain traffic and they are scheduled to start the 17th of September. We are just finalizing the plans for Hostetler Road at this time and we will be going out for bid on that shortly.

Leggett: Will Hostetler Road be completed by the time the Middle School opens?

Jewell: The plan is to get it completed yet this year.

Handwerk: Is that an asphalt overlay for Hostetler Road?

Jewell: They are actually removing sections of concrete and repairing it.

C. Utilities Director – Director Preising thanked council members that attended the workshop last Monday to talk about some projects we have up coming. Tonight we have one piece of legislation for one of those projects. I will be bringing you legislation for the next two projects next Monday night. I have the draft resolutions of that which I will be getting to Mr. Lutz. Again, you have the AMP generating station project before you tonight and the hydro project and the Prairie State projects will be coming next week.

D. Finance Director – Director Leggett reported he distributed the Fund Balance Report for the period ending 07/31/2007 prior to the meeting. Miller moved and Corfman seconded that the July Fund Balance Report be accepted subject to audit. Roll call vote. Ayes all. Motion carried.

Corfman: Last week at the Utility Board meeting you had a comment for our power plant concerning the insurance and I wondered if you could share that tonight as well.

Leggett: I would be very happy to. I received a call several weeks ago from our insurance agent that we work through to get insurance for our power plant. Just getting insurance for the power plant is a major task because you have a replacement cost of about \$110,000,000 setting on a relative small footprint and it is difficult to find insurance because of the nature of the business. We work very hard to do that and one of the things that is very important is the inspections that are done by the insurance company as far as everything – the operation of the plant, the safety of the plant, the efficiency, everything – just to make sure there is very little risk there. That inspection took place here a month or so ago and the team that inspected our plant had no recommendations for improvements for our plant. Our insurance agent called me to point out the fact that this never happens. It is an extremely rare occurrence where these inspectors come in actually make no recommendations and he said it is his understanding that some of the inspectors are using Orrville as a standard for some of the other plants that they inspect. But to have a power plant, coal fire plant the age of our plant held in this high esteem by these group of people is quite a compliment to the Electric Utility, Mr. Brediger and all his staff and Mr. Preising. The fact that the plant, like I said as old as it is, is in such a good operating order as it is and safe condition. The kind of compliment that was received was really appreciated, but he called me specifically because he said this is a very rare occurrence and the City should be proud.

Handwerk: That is quite a tribute to all the employees down there. Obviously everybody is doing a good job.

E. Law Director - Director Lutz reported he has had several inquiries from the public about the gaming legislation I will expand on what Mr. Corfman said. As I think most of us know and hear, the Governor passed an emergency order which allowed the Attorney General's office to pass a regulation without going through the normal process to be able to issue cease and desist orders to these gaming establishments and I think there are two or three here in town. This is why we are leaving our legislation on the table because it is probably going to be moot because the State is taking a force of action. There has been court ordered injunction which some people may have read

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about, but that only pertains to a specific type of arcade game – that is the Tic-Tac-Fruit game and the reason the injunction was granted by the court is because currently court action law disputes whether it is a game of skill or a game of chance as I understand it. So it can be enforcement these gaming establishments are supposed to cease and desist operating any other games. I don't know how many of these places have the Tic-Tac-Fruit games, but the cease and desist order does not apply for those games specifically. So we are not going forward with our legislation because it appears that the State enforcement would take precedence anyway.

F. President of Council – President Handwerk: Mrs. Jewell, I have had a couple people ask me about our mosquito spraying. Are we up-to-date on that, because I suppose due to the rains which is now about two weeks ago, they are pretty pesky again?

Jewell: I just check on that myself today, because over the weekend the mosquitoes were out really bad. I believe that in the previous week we sprayed two different times. Just after those rains, usually a time of two to three days after a rain. From what I understand from the Superintendent there are areas in town where there aren't mosquitoes right now, so they are looking at the source, you know if there are water sources around they are going to be looking a little bit more into that. In the meantime, they are going to be out this evening again, but they are also going to look at the larva side end of it where they find bodies of water and we have a tablet that we can toss in there and get those mosquitoes while they are still in the larva stage. We are still at it.

Handwerk: I would like to congratulate Warren Caskey on his accepting the job at Smithville as Chief of Police. It is certainly our loss and Smithville's gain on that.

Old Business:

Resolution 35-07

Leathers moved and Corfman seconded that Resolution 35-07, a resolution to approve the form and authorize the execution of a power sales contract with American Municipal Power – Ohio, Inc. and other actions in connection therewith, and declaring an emergency, be placed on second reading. Roll call vote. Ayes all. Motion carried.

Landaw: It is my understanding that we are going to vote this resolution down. It has been replaced with Resolution 41-07 which is on tonight's agenda for first reading. Roll call vote. Ayes all. Motion carried.

There are just some numbers that have been changed and there was enough of a change made to this piece of legislation that warrants a new one. So I would ask that we vote no on this one and when we get to the replacement we can talk about it a little further.

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 Corfman seconded that Resolution 35-07 be adopted as read. Roll call vote. Nays all. Motion defeated.

Resolution 36-07

Leathers moved and Landaw seconded that Resolution 36-07, a resolution authorizing the Safety-Service Director to amend the Enterprise Zone Agreement between the City of Orrville, Ohio and Smith Dairy Products Company, dated September 7, 2004, be placed on second reading. Roll call vote. Ayes all. Motion carried.

Handwerk: We received memos from Mrs. Jewell on this and we have talked about it. Does anybody have any further questions on this? Basically some wording changes, is that correct.

Jewell: Yes. Smith Dairy still owns the company, but they have a different name for the company that owns the property – Smith Dairy Properties, Inc. So what we will be doing is amending two agreements we have. This one is the one that we have with the City of Orrville. It is a newer agreement and then further in your legislation under new business you also have the one to amend the county's agreement. It was a 1997 agreement and since it was 10 years we thought perhaps it was expiring and it would not need to be amended, but they said yes we should amend it. That is the reason you have two pieces of legislation. One is the county and one is the city.

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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 Baker seconded that Resolution 36-07 be adopted as read. Roll call vote. Ayes all. Motion carried.

Resolution 37-07

Baker moved and Weaver seconded that Resolution 37-07, a resolution authorizing the Public Utilities Board of Control to enter into a contract and/or contracts, without bidding, for a period of one-year for trimming of trees located in the power right-of-way, be placed on second reading. Roll call vote. Ayes all. Motion carried.

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

Leathers moved and Corfman seconded that Resolution 37-07 be adopted as read. Roll call vote. Ayes all. Motion carried.

New Business:

Ordinance O-07

Leathers moved and Weaver seconded that Ordinance O-07, an ordinance implementing Sections 3735.65 through 3735.70 of the Ohio Revised Code, amending the boundaries of the community reinvestment area in the City of Orrville, designating a Housing Officer to administer the program and creating a Community Reinvestment Housing Council and a Tax Incentive Council, be placed on first reading. Roll call vote. Ayes all. Motion.

Lutz: I have just informed council that this ordinance is missing Exhibit B that is referenced and what I recommend, it doesn't have to be passed on first reading; I recommend that you don't pass it on first reading even if you wanted to, so that next everybody has Exhibit B which is a map of the area. I would just mention that there is also four other pieces of legislation that do not have an exhibit attached for fire fighting services. They don't have the attached contract, so I would ask the same thing and not pass them on first reading, rather wait until next time.

Resolution 40-07

Leathers moved and Landaw seconded that Resolution 40-07, a resolution authorizing the Safety-Service Director to amend the Enterprise Zone Agreement between the City of Orrville, Ohio and the Smith Dairy Products Company, dated February 12, 1997, and amended on August 18, 2004, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Handwerk: This goes along with the other one, correct Mrs. Jewell?

Jewell: That is correct.

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 40-07 be adopted as read. Roll call vote. Ayes all. Motion carried.

RESOLUTION 41-07

Leathers moved and Weaver seconded that Resolution 41-07, a resolution approving the form of a power sales contract or contracts with American Municipal Power-Ohio, inc., and authorizing the execution thereof, and authorizing any other actions in connection therewith, and declaring an emergency, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Landaw: This was obviously the topic of our workshop last Monday evening. Mr. Preising has provided us with a large stack of material on this. I thank him for all that material and the presentation at the workshop. There is a lot of material to cover and since with this new piece of legislation back to first reading, I won't give a lot of information about it tonight. We have all been trying to let it sink in. I encourage council members to get any questions to Director Preising that you have on these projects and if we need to have another workshop or a mini question/answer session so we can hear each other out a little more on it, from what I am picking up we are all in favor of this piece of legislation and moving ahead with these projects, but Director Preising pointed out it is a

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very big decision for the future of Orrville and it is a very positive opportunity/situation to be in so I encourage any questions to go to Director Preising and if there are any feelings that we need more discussion as a group, we can sure do that.

Miller: What kind of money would we be committing to this?

Preising: If you look at it through the long term, we are talking several millions of dollars. I really can't give you an exact number because some of that is based on what it is going to cost – the final construction costs – of these facilities. We will actually be spending this in a form of purchase power. We will be buying the power and along with what we pay for the power there will be the debt service on these facilities. Whatever that number comes up to will be added to what the power cost is out of that facility. If you wanted to do a rough estimate to figure out what it is going to cost, I don't have that number right in the top of my head, but they have estimates of what the plant is going to cost. The portion that we are taking out of that plant would be the dollars that we are actually spending on those facilities, plus the cost of power on top of it. It comes out to be several millions of dollars, probably in the range of one hundred million dollars, I would guess, over forty years. It is a long period of time also, but it is a big number of that period of time. I can't really give you a number. I will know as things get closer as to what the actual cost will be. This is similar to a project we participated in in the past where we really didn't know what the total cost would be until construction was completed. One comment I would make, there is pretty lengthy contract. This contract has been reviewed by several law firms and I did not give you a copy of that. Mr. Lutz will be getting a copy, but there is actually three contracts for three separate contracts and they are each over an inch thick. You are welcome to see them. We have them in the office and Mr. Lutz will be looking at them. We would like these to go to three readings on all three of these projects. Time wise, when I first went into this the timing was such that we needed to make a decision by October, that date is now November and on the other two projects is actually December so there is plenty of time to do three readings and plenty of time to ask questions.

Purdy: Will this investment have an impact on our rates here in town?

Preising: It should, but it shouldn't have a lot. Right now we are into a project where we are purchasing 13.3 megawatts of power. We are actually going to 16.9. That 13.3 is going away, so the net difference is 3.6 megawatts of power additional. There will be some incremental difference and plus there is escalation of cost over time and operating cost, and things like that. So there will be an incremental change in the power, but this is going to be down the road here, 2013 before it would actually take affect.

Landaw: In all that material is there a report about beefing up the Orrville operation – adding generation here?

Preising: We have considered some of those things, but when you start talking about economy of scale... (break in audio tape)...to build any size plant. This is a large plant and we are spending \$3,000,000,000 on it and something larger we would have trouble financing an actual plant expansion at this time. Now we are just buying a very small increment of that plant and plan to continue to run ours until we can't run it any more. We are hoping that is a long time.

Handwerk: This purchase is also something we need to look at because it gives us another alternative source of power, correct? The hydro, we are going to have to have that.

Preising: At some point in time we are going to have to have a renewable portfolio, some kind of renewable power – wind, solar, hydro – and this is what that portion is. The number we picked is ten percent of what our current power is. We are hoping the government passes something at ten percent. At fifteen we will have to acquire some more, some place.

Corfman: Something we don't want to overlook is that this is to avoid us having to go to the market to buy power in the future. Market base power is going to be the most expensive.

Handwerk: That is a good point because a lot of people might say why don't you just keep what you have and don't go out and do anything like that if it is going to cost a lot of money, but there are reasons we need to do that.

Preising: Basically, by the time this power becomes available we are going to have exceeded or be very close to exceeding what our plant can generate. We are going to have to buy some at some

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point in time and it is better to get in one of these projects and pick up a little bit of that power now and have that available through the future and later on we will have to get into some additional projects as growth goes on even though this portion will carry on for a very long time.

Resolution 42-07

Leathers moved and Corfman seconded that Resolution 42-07, a resolution authorizing the Safety-Service Director to prepare and submit an application to participate in the Ohio Public Works Commission State Capital Improvement Program for grant funds, and/or execution of any agreement or agreements required to obtain said funds, and declaring an emergency, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Jewell: The purpose of this application to the Ohio Public Works Commission will be for the resurfacing of North Crown Hill Road, South Crown Hill Road, and also the intersection at Schrock Road where the Spectrum plant is located. We have talked with Green Township and the Wayne County Engineer and they are in favor of doing a joint project with us for that roadway. The other part of it is that we are also seeking Department of Development funds. So there might be another source of funding, but that would be the purpose of this application. The application is not due until September 30th so this would not need to be passed on first reading.

Handwerk: Even if we are successful, these are projects for next summer?

Jewell: These would be next summer. We would not receive our actual grant agreement until July 1st of next year.

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 42-07 be adopted as read. Roll call vote. Ayes all. Motion carried.

Resolution 43-07

Leathers moved and Landaw seconded that Resolution 43-07, 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, 2007, and declaring an emergency, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Leggett: This is a very minor appropriation change. It has to do with the fact that this year we are required to appropriate by department. The law department which has very little monies appropriated for it. The expenses were \$200 and it should have been \$450. The full purpose of this appropriation is to cover the secretarial allowance. The law director's firm is allowed to charge us \$5,300 per year for all the legal secretarial work. When I set the appropriations up I missed that one by a couple hundred dollars and we need to fix it. It is not an increase in appropriations, when we reduce out of the general funds, we add to the utility funds.

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

Leathers moved and Corfman seconded that Resolution 43-07 be adopted as read. Roll call vote. Ayes all. Motion carried.

Resolution 44-07

Leathers moved and Landaw seconded that Resolution 44-07, a resolution authorizing the Safety-Service Director to enter into a contract and/or contracts with the Trustees of Baughman Township, Wayne County, Ohio, to provide fire fighting services to said township for a period of two (2) years, and declaring an emergency, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Handwerk: This is the one you said wasn't ready yet?

Lutz: This is the first of four fire fighting resolutions that did not have the contract attached.

Resolution 45-07

Leathers moved and Corfman seconded that Resolution 45-07, a resolution authorizing the amounts

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and rates as determined by the Budget Commission and authorizing the necessary tax levies and certification to the County Auditor, and declaring an emergency, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Leggett: This resolution is an annual resolution we get from the Budget Commission. Each year after the budget is set; I go to a hearing before the Budget Commission. That usually takes place the first week in August, as it did this year. After they certify our receipts they send us legislation that permits the County Auditor to collect the millage tax the City of Orrville receives – that is 2.8 mills which amounts to about \$464,000 per year. This legislation must be passed and returned to the County Auditor by September 20th.

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

Leathers moved and Corfman seconded that Resolution 45-07 be adopted as read. Roll call vote. Ayes all. Motion carried.

Resolution 46-07

Leathers moved and Corfman seconded that Resolution 46-07, a resolution authorizing the Safety-Service Director to enter into a contract and/or contracts with the Trustees of the Central Fire District, Wayne County, Ohio, to provide fire fighting services to said township for a period of two (2) years, and declaring an emergency, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Handwerk: We also need to hold that one.

Resolution 47-07

Leathers moved and Landaw seconded that Resolution 47-07, a resolution authorizing the Safety-Service Director to enter into a contract and/or contracts with the Trustees of East Union Township, Wayne County, Ohio, to provide fire fighting services to said township for a period of two (2) years, and declaring an emergency, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Resolution 48-07

Leathers moved and Landaw seconded that Resolution 48-07, a resolution authorizing the Safety-Service Director to file an application with the State of Ohio to participate in the FY07 Small Cities Community Development Block Grant Downtown Revitalization Program and to enter into an agreement and/or agreements with the State; and declaring an emergency, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Jewell: This is an allocation for downtown projects like we have received in the past. The maximum amount we can receive is \$400,000. At this time we don't know what the grant will look like in terms of dollars. They are still in the process of polling owners who would want to use the grant funds. This allows us to apply for a downtown grant again.

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 Weaver seconded that Resolution 48-07 be adopted as read. Roll call vote. Ayes all. Motion carried.

Resolution 49-07

Leathers moved and Landaw seconded that Resolution 49-07, a resolution authorizing the Safety-Service Director to enter into a contract and/or contracts for the purchase of gasoline and diesel fuel; the purchase of medium curing asphalt, asphaltic concrete and asphalt emulsions; concrete; general miscellaneous engineering and architectural services; and public officials liability insurance with riders for employment practices liability, extended employment practices liability and police professional liability insurance for the Year 2008, be placed on first reading. Roll call vote. Ayes all. Motion carried.

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Jewell: This is an annual ordinance. The purpose of this is to allow us to contract the various services and various commodities without bidding. Although it says without bidding the materials such as the asphalt, the concrete, and also the gasoline and diesel fuel, we purchase those by seeking a quotation at the time we purchase so we get the best price we can at the time.

Leathers moved that the rules, regulations, and statutes requiring the reading of a resolution on three separate dates be suspended, Baker seconded. Roll call vote. Ayes all. Motion carried. Leathers moved and Purdy seconded that Resolution 49-07 be adopted as read. Roll call vote. Ayes all. Motion carried.

Resolution 50-07

Leathers moved and Landaw seconded that Resolution 50-07, a resolution authorizing the Safety-Service Director to enter into a contract and/or contracts with the Trustees of Sugar Creek Township, Wayne County, Ohio, to provide fire fighting services to said township for a period of two (2) years, and declaring an emergency, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Resolution 51-07

Leathers moved and Corfman seconded that Resolution 51-07, a resolution authorizing the establishment of a Water Utility Grant Fund for the first of three grants from the State of Ohio Public Works Commission for Fiscal Year 2007, and repealing Resolution No. 1-07, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Leggett: The Water Utility applied for at least three grants through the Public Works Commission and received those. One to do the stream work at the Water Utility Plant, one to do the work currently going on at Market Street, and one to do the work that just got started on South Main Street. We established a Grant Fund back in January to deal with these grants; however, the grant agreements specify that each agreement will have its separate fund. I think that stipulation has been there way back when everything was done on cash and city's had various many checking accounts so I think this is kind of an archaic requirement, but none the less, I double checked with our one of our state auditors to see if we do indeed did have to do that and she said yes if it is in the grant then you need to make sure have separate funds. These next three pieces of legislation are merely to take that original grant fund and divide it into three funds. We have already received money on these grants. 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 51-07 be adopted as read. Roll call vote. Ayes all. Motion carried.

Resolution 52-07

Leathers moved and Corfman seconded that Resolution 52-07, a resolution authorizing the establishment of a Water Utility Grant Fund for the second of three grants from the State of Ohio Public Works Commission for Fiscal Year 2007, and repealing Resolution No. 1-07, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Leathers moved that the rules, regulations, and statutes requiring the reading of a resolution on three separate dates be suspended, Baker seconded. Roll call vote. Ayes all. Motion carried. Leathers moved and Landaw seconded that Resolution 52-07 be adopted as read. Roll call vote. Ayes all. Motion carried.

Resolution 53-07

Leathers moved and Corfman seconded that Resolution 53-07, a resolution authorizing the establishment of a Water Utility Grant Fund for the third of three grants from the State of Ohio Public Works Commission for Fiscal Year 2007, and repealing Resolution No. 1-07, be placed on first reading. Roll call vote. Ayes all. Motion carried.

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Leathers moved that the rules, regulations, and statutes requiring the reading of a resolution on three separate dates be suspended, Landaw seconded. Roll call vote. Ayes all. Motion carried. Leathers moved and Landaw seconded that Resolution 53-07 be adopted as read. Roll call vote. Ayes all. Motion carried.

Resolution 54-07

Leathers moved and Baker seconded that Resolution 54-07, a resolution requesting that the Ohio Department of Development amend Wayne County's Enterprise Zone #115C, and declaring an emergency, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Jewell: The purpose of this legislation is to allow us to offer enterprise zone agreements to the Spectrum property that was recently annexed. As a result of their annexation they came out of Wayne County zone, but they weren't automatically put in to Orrville zone so they did not have any zone designation. It is our wish to not amend the enterprise zone that we have because it was grandfathered in several years ago as an enterprise zone where we can take action without have the County Commissions approve those agreements within that area. The County Commissioners have agreed to allow us to add that Spectrum property back into their enterprise zone so that would be the purpose of this legislation. Any agreement in that part of that zone would be approved first by the Orrville City Council then given to Wayne County Commissions for their approval.

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 Corfman seconded that Resolution 54-07 be adopted as read. Roll call vote. Ayes all. Motion carried.

Resolution 55-07

Leathers moved and Landaw seconded that Resolution 55-07, a resolution authorizing the City of Orrville, Ohio to participate in the Northeast Ohio Sourcing Office's ("NEO/SO") Bulk Road Salt Program to purchase salt through NEO/SO's Bulk Road Salt Program, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Handwerk: Our first purchase through NEOSO?

Jewell: This would be our first contract we have through NEOSO for our purchasing. The purpose of this contract is to bring a lot of entities in Northeastern Ohio together to purchase bulk road salt. They obtained pricing, by county, for the various different organizations. The City of Orrville has a price of \$40.75 delivered here. This will be a year of transition for us because we still have a contract with Morton that runs through the end of the year. This contract will take us from the beginning of next year into the summer season when we don't need salt any more. Then the following year we will have an agreement that will be for the winter season through NEOSO. We will still purchase from Morton through the end of this year because we have a contract with them. Then NEOSO starts January 1st. In this case our contract with Morton is slightly less than the NEOSO contract. \$40.12 is our bid price that we received last year. There are some advantages to the way NEOSO has this agreement put together. One of those is there are discounts for prompt electronic payment, so we can get discounts off that \$40.75 price. The other big advantage is that there are time frames in there depending on how much salt you order that order has to be delivered to you within a certain amount of time or there is a penalty for the company that supplies the salt. In the middle of the wintertime when everybody is ordering salt at the same time, you get a big storm going on; sometimes we will wait up to two weeks for our salt delivery. This will provide us with some mechanism to get that salt here a little bit sooner. This does not have to be passed on first reading.

Resolution 56-07

Leathers moved and Landaw seconded that Resolution 56-07, a resolution authorizing the Safety-Service Director to make direct payments to contractors, or to reimburse property owners, for Community Development Block Private Rehabilitation Grants (CDBG) that exceed \$15,000, and declaring an emergency, be placed on first reading. Roll call vote. Ayes all. Motion carried.

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Jewell: The purpose of this legislation, as it states, is to allow the Safety-Service Director to make direct payments for reimbursement. Right now the system is such that if a property owner in the downtown wants to have a project done on their building, they work with our Downtown Manager Darrin Wasniewski. He goes through a bidding process that follows the federal guidelines. They go through that process, they come up with a contract amount and our reimbursement is fifteen percent. This time we have had some contractors that have taken on some rather large projects. Those reimbursements to the property owners will be in excess of \$15,000 which means their projects are over \$30,000. There was a question whether or not we even needed legislation since this was strictly federal money passing through, but I felt more comfortable if we had a piece of legislation that if we had one of these block grants come through that I have the authority to reimburse that property owner or to make a direct payment to the contractor, whichever one we have worked out with them.

Leathers moved that the rules, regulations, and statutes requiring the reading of a resolution on three separate dates be suspended, Baker seconded. Roll call vote. Ayes all. Motion carried. Leathers moved and Purdy seconded that Resolution 56-07 be adopted as read. Roll call vote. Ayes all. Motion carried.

Good of the Order: Mr. Preising advised the Power Plant will be having an Open House on September 15, 2007 which is open to the public.

Baker moved and Corfman seconded that the council meeting be adjourned. Ayes all. Motion carried. Council was adjourned at 8:32 p.m.

Tamra Peppard, Clerk of Council

Date

Dave Handwerk, President of Council