

Regular/Public

November 19, 2007

President Handwerk called the meeting to order. Pastor Randy Gehres of United Church of Christ offered the prayer. The Pledge was recited by all.

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

Baker moved and Miller seconded that the November 5, 2007 regular meeting minutes be approved. Roll call vote. Landaw abstained, ayes from all others. Motion carried.

Public Comment: None.

Standing Committee Reports:

A. Finance – Mr. Miller reported Council should have received their booklets on the 2008 Temporary Appropriations. Did everyone get those? There will be a resolution on first reading tonight about them. Nothing has changed since the budget we had okayed in the summer time. Also, I would like to schedule a Finance Committee meeting for a workshop on the income tax amendment ordinance that will be up on first reading tonight. Everyone received that amendment at the last council meeting. I would like to do that December 10th after the Utility Board meeting. I would also like to congratulate all the winning candidates from the election that was just past.

B. Utilities – Mr. Landaw reported on two pieces of business the Public Utility Board acted on at their last meeting. They approved to do a cost service study for the electric utility – cost of service study which will review the rates. They are going to do a fairly detailed study and that is estimated to cost \$25,000. The second item is they are going to clean the primary and secondary digesters at the Wastewater Plant. We had, a few months back, approved some improvements to those digesters and those tanks. Obviously before they get in there and do the work they need to clean them out. It is estimated at \$65,000 to clean those tanks out and they approved that. I would like to speak to the coal legislation later.

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

D. Parks and Recreation – Mr. Weaver was absent. Mr. Corfman reported there was no activity in Parks and Recreation to report.

E. Transportation – Mr. Baker had no report.

F. Planning – Mr. Purdy had no report.

G. Ordinance & Personnel – Ms. Leathers reported the Ordinance & Personnel Committee met last Monday (11/12/07) evening to discuss the procedures by which we would attempt to fill the council vacancy for At-Large position when Mr. Baker takes office as President of Council. At that time we decided interested parties should submit a letter of interest and resume to City Council. Those parties must be a registered voter and a resident of Orrville for at least one year. The deadline for that is December 3rd. We have sent press releases to the local publications and placed a classified ad in the Daily Record. Our plan was to hopefully introduce some candidates

Regular/Public

November 19, 2007

on December 10th, but Mr. Miller stole my date. I don't know how long that workshop will last, whether we still want to do that that evening or whether we want to come up with an alternate plan. With Christmas Eve and New Year's Eve being on Mondays that kind of shoots all the Mondays.

Leggett: The workshop could take as much time as Council wants to take. The big issue is the universal filing. That is pretty straight forward. There are also a couple other items in there that need some explaining in there, such as what the word substantial means or what you would like it to mean and how we deal with non-residents that work for Orrville companies but also spend part of their time out of Orrville and that is where the term substantial comes in. We have a couple things we need to decide before we pass the income tax ordinance. It could take a half hour to forty-five minutes.

Leathers: Not knowing how many candidates we will be looking at that evening, I don't know if we want to try to do both the same night.

Handwerk: Why don't you wait and see a week or two whether you get two candidates or seven candidates. Then we would have a better idea whether we can do that. I know it is hard for you to start at 6:30 and do it before the Utility Board.

Leathers: We can play it by ear and wait until the deadline. We have a meeting on the 3rd and see how many we get and what we are looking at.

Handwerk: Then if we need to pick another night, we will just do that because we do need to get that decided.

Special Committee Reports: None.

Administrative Reports:

A. Mayor - Mayor Steiner reported the Great Ohio Bicycle Adventure known as GOBA is planning their 20th annual tour for 2008 and will be in Northeast Ohio. They will be leaving from Lorain fairgrounds on Sunday, June 14th and cycling from there and will arrive in Orrville on Friday, June 20th, which also happens to be Relay for Life so that should be an interesting time. They are expected about 3,000 riders. They had 2,400 last year for this tour. Remember the past GOBA when they were here it was good for the City and good for the riders. They seemed to enjoy our city and camping around the park and the high school area. How we are all going to fit in I don't know, but with the Relay going on, but we will find room for them. That is good news for Orrville. It brings income and new people to Orrville for a day. They will be leaving on Saturday to continue their tour.

B. Safety Service Director- Director Jewell reported the situation this years with the leaves not fallen yet, they have extended the leaf pickup for another week. Monday, Tuesday, and Wednesday of this week they will be in the South end of town. Monday, Tuesday, and Wednesday of next week they will go to the North end of town. On next Thursday and Friday they will finish up all over. The 30th will be the last day for the leaf pickup. After the 30th they will remove all the leaf machines and they will be ready for snow plowing after that. The other thing I would like to report is there has been quite a bit of interest within the community regarding the application from the Zaramba Group for a CVS pharmacy to be built on the corner of Main and High Street. The Design Review Board met on this at their last meeting. They chose to review it again. They asked them to make some changes and it was postponed. The next meeting of the Design Review Board will be a special meeting on Monday, November 26th, at 7:00 p.m. Just a reminder, all the meetings of the Design Review Board are open and public meetings.

Mayor Steiner: I thought we missed it, but I assume trash day is Friday this week?

Jewell: Yes. It will be delayed one day.

Regular/Public

November 19, 2007

Corfman: Where does the Design Review Board meet?

Jewell: They will meet in this room. I do know the Utility Board meets at 6:30 on that same evening. Design Review won't begin until the Utility Board meeting has ended.

C. Utilities Director – Director Preising had no report.

D. Finance Director – Director Leggett reported he had three items. The first two deals with some handouts I gave to Council before the meeting. One of them is just a letter from State Auditor Taylor regarding some changes in audit standards. Because we deal with public money – both taxpayer and rate payer monies – municipal governments are held to a higher standard than private industry. We actually report to a number of standards that are derived by a number of groups. We have the Federal Controller's Office for Government Accounting. We have the Government County Standards Board as well as the American Institute of Certified Public Accounts and Federal Accounting Standards Board. All these groups have different regulations or requirements and we actually fall under all of those. What it is really saying is that they are tightening the standards on internal controls. What we may have done in the past may not be acceptable in the future. We always adjust to those, but there is always a period where...for example...(tape inaudible)...What makes this difficult is these changes were made in October, but yet those standards will be applied for the entire year of 2007. So what we have been doing from January 1 to now, which has been totally acceptable in the past may no longer be. These are really just comments/suggestions. These are not serious matters. It is just that your audit report may have a lot of suggestions in it that we didn't have in years past. When we get to audit time just so that you are aware of that. With a new state auditor, each state auditor interrupts the Ohio Revised Code in their own manner. This year for our audit we have had the same group of people from the State Auditor's office for about the last seven or eight years. That group has changed because they do a rotation. So we will have an entire new staff. Senior Auditor Managers may interrupt the Ohio Revised Code differently...(tape inaudible). This is just so you are aware of it. Secondly, I distributed the Fund Balance Report for the period ending 10/31/07 and I would like a motion to accept the report subject to audit. Baker moved and Miller seconded to accept the Fund Balance Report subject to audit. Roll call vote. Ayes all. Motion carried.

The last item is to remind council that at the next meeting we will bring what we traditionally do in December an annual appropriation amendment to cover anything that just needs to be adjusted to get us through the end of the year. There will be an appropriation amendment on the solid waste fund. We had estimated that cost to run about \$25,000 per month and it has been running a little more than that...(tape inaudible)..

E. Law Director - Director Lutz had no report.

F. President of Council – President Handwerk clarified the upcoming meeting schedules. Ms. Peppard has something to refer to the Planning Commission.

Peppard: We will need to refer Ordinances T-07, U-07, and V-07 to the Planning Commission.

Old Business: (NOTE: Tape is inaudible for the majority of the remaining part of the meeting. Minutes are condensed.)

ORDINANCE R-07

Leathers moved and Landaw seconded that Ordinance R-07, an ordinance amending Section 931.07 of Chapter 931 of the Codified Ordinances of the City of Orrville, Ohio, and declaring an emergency, be placed on second reading. Roll call vote. Ayes all. Motion carried.

Regular/Public

November 19, 2007

ORDINANCE T-07

Leathers moved and Purdy seconded that Ordinance T-07, an ordinance amending Chapter 1109 of the Orrville Zoning Code regarding on-premises exterior signs, be placed on second reading. Roll call vote. Ayes all. Motion carried.

ORDINANCE U-07

Leathers moved and Corfman seconded that Ordinance U-07, an ordinance to amend the Zoning Code of the City of Orrville, Wayne County, State of Ohio, by adding a new chapter to be entitled *Outdoor Wood Furnaces*, be placed on second reading. Roll call vote. Ayes all. Motion carried.

ORDINANCE V-07

Leathers moved and Landaw seconded that Ordinance V-07, an ordinance amending Section 1111.05 of Chapter 1111 of the Zoning Code of the City of Orrville, Ohio, regarding Permitted Conditional Uses, be placed on second reading. Roll call vote. Ayes all. Motion carried.

RESOLUTION 69-07

Leathers moved and Corfman seconded that Resolution 69-07, a resolution authorizing the amendment of a certain agreement with Waste Management of Ohio, Inc., for trash pickup in the City of Orrville, Ohio, by increasing the rate charged, and declaring an emergency, be placed on second reading. Roll call vote. Ayes all. Motion carried.

New Business:

ORDINANCE W-07

Leathers moved and Baker seconded that Ordinance W-07, an ordinance amending Chapter 181 of the Codified Ordinances of the City of Orrville, Ohio, regarding income tax, be placed on first reading. Roll call vote. Ayes all. Motion carried.

RESOLUTION 71-07

Leathers moved and Corfman seconded that Resolution 71-07, a resolution authorizing the sale or disposition by internet auction of unclaimed property held by the Police Department for the 2008, 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, Purdy seconded. Roll call vote. Ayes all. Motion carried.

Leathers moved and Corfman seconded that Resolution 71-07 be adopted as read. Roll call vote. Ayes all. Motion carried.

RESOLUTION 72-07

Leathers moved and Miller seconded that Resolution 72-07, a resolution allowing the sale or disposition of municipal personal property by internet auction for the year 2008, 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, Purdy seconded. Roll call vote. Ayes all. Motion carried.

Leathers moved and Baker seconded that Resolution 72-07 be adopted as read. Roll call vote. Ayes all. Motion carried.

RESOLUTION 73-07

Regular/Public

November 19, 2007

Leathers moved and Baker seconded that Resolution 73-07, a resolution to make appropriation for current expenses and other expenditures of the City of Orrville, State of Ohio, during the fiscal year ending December 31, 2008, and declaring an emergency, be placed on first reading. Roll call vote. Ayes all. Motion carried.

RESOLUTION 74-07

Leathers moved and Landaw seconded that Resolution 74-07, a resolution authorizing the Public Utilities Board of Control to enter into a contract and/or contracts for coal supply and ash disposal for a three (3) year period, and declaring an emergency, 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, Weaver seconded. Roll call vote. Ayes all. Motion carried. Leathers moved and Corfman seconded that Resolution 7-07 be adopted as read. Roll call vote. Ayes all. Motion carried.

Good of the Order:

Corfman moved and Baker seconded that the council meeting be adjourned. Ayes all. Motion carried. Council was adjourned at 8:03 p.m.

Tamra Peppard, Clerk of Council

Date

Dave Handwerk, President of Council