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President Handwerk called the meeting to order. Pastor David Kearns-Preston 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.

Baker moved and Purdy seconded that the December 3, 2007 regular meeting minutes be approved. Roll call vote. Ayes all. Motion carried.

Public Comment: None.

Standing Committee Reports:

A. Finance – Mr. Miller reported there was a workshop on Monday, December 10th on the income tax ordinance and we will deal with that legislation tonight.

B. Utilities – Mr. Landaw reported the next meeting of the Public Utility Board will be Monday, January 14th at 6:30 p.m.

C. Health & Safety – Mr. Corfman had no report, but thanked Mr. Purdy and Mr. Weaver for their service on City Council. Also thanks to Mr. Handwerk as Council President and I will be anxious to work with you as mayor. Unfortunately, our mayor is not here tonight, but I think he deserves quite a bid of praise for the accomplishment he has done in his three terms as well.

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

E. Transportation – Mr. Baker asked Mrs. Jewell if when the businesses plow their lots is there a way to let the snow plow people now not to push the snow up over the sidewalks? I had a complaint of people who do some walking even though it is cold outside where their parking lot have been plowed and the snow is a few deep where the sidewalk should have been. Jewell: We have asked them not to do that. In the instances where we see that, we go out and talk to them and ask them to clear the sidewalks. That does become a problem. It also becomes a problem of sight distance at a corner if they pile it up too high. We would make contact if we see that happening. Or if anyone has a complaint, they can call into my office.

F. Planning – Mr. Purdy reported that prior to tonight's City Council meeting the Planning Committee met to review three petitions. I will go over each one of them individually. The first one was to vacate an alley. On November 15th the Orrville Planning Commission reviewed a request from Schmid Inc. to vacate an alley parallel to Vine Street and Main Street, between Lots 378-381 and Lots 70-72. The Planning Commission voted to recommend to City Council that the above-listed alley be vacated as requested. The second alley vacation petition was also approved by the Planning Commission and is a request from Orrville Theater Company to vacate an alley parallel to West High Street, between Lots 72 and 3398. The Planning Commission voted to recommend to City Council that the above-listed alley be vacated as requested. We reviewed these petitions and it was unanimous that the Planning Committee and members of Council agreed to go ahead with legislation to be drawn up at this time for these alley vacations and we will also have to schedule a Public Hearing for January 22, 2008 prior to the City Council Meeting. Also, we looked at a partial street dedication. The Orrville Planning

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Commission reviewed a request for dedication of a portion of the West Market Street at the Sunset Drive intersection. The Commission voted approve and recommend to Council the dedication of this portion of roadway. Again, the Planning Committee also reviewed this and members of council and were unanimous in going ahead and seeking legislation that will be drawn up on this as well.

Purdy moved and Weaver seconded to hold a Public Hearing on Tuesday, January 22nd, prior to City Council meeting. Roll call vote. Ayes all. Motion carried.

G. Ordinance & Personnel – Ms. Leathers reported the Ordinance & Personnel Committee met on Tuesday, December 11th, to talk with interested applicants for the soon to be vacated council seat – the At-Large seat – when Mr. Baker takes his oath as President of Council and I am pleased to announce that Paul Vance was selected to fill that At-Large council seat and he will be sworn in on January 7, 2008 directly after Mr. Baker's swearing in. In addition, I would just like to ditto the comments from Mr. Corfman in regards to the service of Mr. Purdy and Mr. Weaver. I have worked with both of them probably almost as long as they have been on council. I was council clerk and then I took a hiatus, but it has been a pleasure working with them and also with you (President Handwerk) and with Mayor Steiner.

Handwerk: I would also like to mention, thank you to all those people that did apply for that council position. We had a very tough job. We had nine very good candidates for that position and I thank all of them for showing the interest they did.

Special Committee Reports: None.

Administrative Reports:

A. Mayor - Mayor Steiner was absent.

B. Safety Service Director- Director Jewell no report, but echoed the comments of Mr. Corfman and Ms. Leathers regarding the public service the City Council members have given. It is really a pleasure to serve with people who have the best interest of the community at heart and I want to thank them for their service. The other part of my report is I just wanted to mention my condolences go out to the family of Rev. Paul Stroup. He served on city council for quite a few years and was also one of those members who gave his heart to the community in many ways. I just wanted to express condolences to the family. That is all I have unless someone has questions.

Corfman: Is the durapatcher capable of fixing the railroad tracks on South Main. Is that something...do we mess with railroad tracks?

Jewell: That is actually on the list. I discussed that with Mr. Staley last week and I believe they were going to try to do some patching there and the durapatcher will also work there. They would have to put more layers in. That is on the radar screen to get that taken care of.

Corfman: It just fell apart fast.

Jewell: It did. For some reason that one section just disintegrated.

C. Utilities Director – Director Preising reported that one January 15th the Ohio Municipal Electric Association will be hosting a legislative day and mayor's reception. Any council members that would like to attend, we would be glad to have you. It will be in Columbus and it would give you a chance to talk to your state legislators. I would also like to wish you all a Merry Christmas and Happy New Year.

D. Finance Director – Director Leggett reported that prior to council tonight I distributed the

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Fund Balance Report for the period ending November 30, 2007. I would like to have a motion to approve that subject to audit. Miller moved and Landaw seconded to approve the Fund Balance Report for the period ending November 30, 2007 subject to audit. Roll call vote. Ayes all. Motion carried. I would also like to personally thank Mr. Weaver, Mr. Purdy, and Mr. Handwerk for your years of service in your current positions. It has been a pleasure and as a member of the Administration and also as a citizen thank you for your hours and dedication and your efforts, I know what that is like and I know it is not appreciated to the level it should be. So thank you very much for your time. I do appreciate it. Merry Christmas and Happy New Year.

E. Law Director - Director Lutz reported that on December 26th the Design Review Board will be having another meeting regarding the Zaremba/CVS project. Both parties agree that if it does not get resolved at that meeting, both parties agree that another meeting is pointless. It calls for another meeting, but if they both agree another meeting is pointless, it can allow the applicant to appeal directly to council. Because of timing issues, the applicant has asked if that be as soon as possible. I would ask that Council make a motion to schedule a special meeting for Thursday, December 27th, at 7:30 p.m. Hopefully it won't be necessary to have the meeting and it will get resolved on the 26th, but just in case it doesn't that give the applicant a chance to come and appeal to council the decision of the Design Review Board if it is not resolved by the Design Review Board the night before. Corfman moved and Purdy seconded to have a Special Meeting on December 26th at 7:30 p.m. Roll call vote. Ayes all. Motion carried.

Handwerk: Again, that may not be necessary, but if it is we have the date reserved and that meeting will be done. Anything else Mr. Lutz?

Lutz: I would just reiterate the comments made by everybody regarding everybody who is leaving including the Mayor and may I also wish everybody a Merry Christmas and Happy New Year.

F. President of Council – President Handwerk wanted to mention that we were saddened this week with the passing of Paul Stroup who was one of our former council members. The calling hours were tonight and the funeral is tomorrow. We certainly give our condolences to his family. I have several appointments I need to bring to council's attention. I would like to request council's approval for the appointment of Darin Wallace and Todd Johnson to serve on the Design Review Board for another three year term. Leathers moved and Miller seconded this request. Roll call vote. Ayes all. Motion carried. Also along the same lines our council representative for the Design Review Board will be taking Mr. Purdy's place effective January 1st and that would be Mr. Paul Vance, so we need a motion to accept that. Baker moved and Weaver seconded this request. Roll call vote. Ayes all. Motion carried. I have one final request of Council and that would be to approve the appointment of Mike Hamsher to the Board of Zoning Appeals beginning in January. Weaver moved and Corfman seconded this request. Roll call vote. Ayes all. Motion carried. There will be one more for the Board of Zoning and Appeals, but I am waiting for a return call from one of those people, so I will come back to you on that in January. I need Mr. Weaver and Mr. Purdy to step out of their seats and join me down front. We have appreciated the services of both of these fine gentlemen for a good many years and I have a plaque here for each one that says "Many thanks for your years of service and dedication to Orrville City Council." Thank you. Finally, for my report I would just like to say that for the past 18 years I have been on Council, I have been very appreciative no matter who the members are on council. I feel we have worked very well together. While it may look like we agree on everything up here and sometimes people say "you guys just come up and say yes all the time", I can assure you that not everybody agree with each other, but I think the important thing is with our Council is that when it comes time for the meeting, whether you agree or not, we stand united and still talk to each other and still remain very good friends whether we agree on each

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issue or not. I think that has been real important over the years and I hope that will continue and I am sure it will.

Old Business:

ORDINANCE W-07

Leathers moved and Purdy 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 third reading. Roll call vote. Ayes all. Motion carried.

Miller: We are going to need Director Leggett to address this.

Leggett: You should have received a memo from me regarding this income tax ordinance. The income tax ordinance which we had the workshop on last week is up for third reading tonight because of the meeting where we determined the term "significant time outside of Orrville" as it relates to people getting a refund or not living in a taxing district and working outside Orrville not in a taxing district, we defined that as twenty percent (20%) rather than the term "significant" that was in the ordinance. Also, the ordinance did not specifically define the split between monies to the General Fund and monies to the Capital Improvement Fund which are currently in our old ordinance an 80-20 split and we made sure that 80-20 split got inserted into this ordinance, which means that the ordinance that we have had on the first two readings would have to be amended to cover those items. It was the Law Director's opinion that it should not be just an amendment, but we should vote down this ordinance and put the new ordinance on first reading. Since those or the only two changes, I think being what we have been through and the timing, when we get to the new ordinance in the new business you pass that on first reading so it can go into affect for the year 2007. That is why we would like you to vote no on Ordinance W-07. We would be happy, between the Law Director and I, to answer any questions.

Leathers moved and Corfman seconded that Ordinance W-07 be adopted as read. Roll call vote. Nays all. Motion failed.

RESOLUTION 73-07

Leathers moved and Landaw 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 third reading. Roll call vote. Ayes all. Motion carried.

Miller: We have been talking about this for the last couple meetings. This reflects the budget we approved back in the summer. It is on third reading tonight, so unless there are questions we can vote.

Leathers moved and Miller seconded the Resolution 73-07 be adopted as read. Roll call vote. Ayes all. Motion carried

New Business:

ORDINANCE X-07

Leathers moved and Miller seconded that Ordinance X-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.

Miller: As Director Leggett indicated, this is the ordinance we had talked about actually had two readings already with the two amendments that we referred to. We have had two readings on this. I think the amendments were explained pretty well and we would like to pass this tonight.

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

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

RESOLUTION 76-07

Lutz: I would ask for a motion to amend this resolution prior to first reading. The purpose for the amendment is that the Safety-Service Director saw this and would also like to have the ability to do what this resolution calls for and both Mr. Preising and Mrs. Jewell can explain in more detail if you want to learn more about the mechanics, but the motion for amendment that I would ask is that anywhere the language "the Director of Utilities" reads in the resolution that the language "the Safety-Service Director and" is added preceding that language. And anywhere the "Department of Utilities" is, that be deleted and "City of Orrville" be substituted.

Baker: Mr. Lutz, should that be an "and" or an "or"? Otherwise it sounds like it has to be both of them.

Lutz: You can make it and/or if you would like. I don't think it makes much difference. They would both be authorized for their respective departments. Whichever language is preferred by council.

Landaw: Why do we need to approve this, because we currently do this in the City right now? We want to add it obviously. So will be annually seeing an ordinance that says this or will we being kind of doing this one time from here on out?

Lutz: There is no requirement in the language of this resolution to do it annually. This would be a one-time vote. It is a procedure that is authorized by the Ohio Revised Code. Other cities are doing it and I did not attend the program where it was presented, but my three compatriots here to my right can answer more about the mechanics on how it works, but it is authorized by the law. In the material I read it can save up to fifteen percent in costs. That is always a good thing.

Landaw: We just got this tonight, so I am trying to read it over quickly. Is this any and all future bids that we would be going out for?

Preising: It only works on certain bids, but I can't really can't tell you which bid it will work on. Where there are a lot of items It is not really a good way to do it. Where you have a select number of items of either the same item or larger quantities of the same item and things like that. It is actually an internet bidding process. A company by the name of Bid Bridge hosts the internet site. They derive their monies by charging a percentage of the actual bid to the person/company that actually achieves the bid. It is all done over the internet. We get on-line and we can actually watch the bids being done and whenever they have a certain period of time to make these bids and when they are finished you can either accept the lower bidder or not. It is just a process of bidding rather the formal paper processing we use. We are still kind of new at how this will work and we are trying to find a good test case. We are looking at chemicals for the Utilities trying this even though it has several components. I am not totally sure that is going to work. Some of the examples they gave us was one of the communities was looking for modular buildings and they were all the same and they saved several of thousands of dollars by doing it this way. The bidders see what the last bid is, so they can change their bid. It will keep spiraling down until it hits the bottom.

Leggett: It is a true reverse auction. The bid process works primarily the same up to that point. We still draw up the specs and everything except that when we receive a bid we still have signed documentation as we require in a bid package except there won't be an actual bid price on the bid. The bidding company will be given a date and time and they can go on-line and make their actual dollar bid. We can watch those ourselves and see how they go. It seems like it is a fairly neat process. As Mr. Preising explained, the more commodity type products you have, the better off you are. A none of the cities that use this, use it for all their bids. Some it just

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doesn't make sense and that will be up to Mrs. Jewell and Mr. Preising to determine which bids they want to use, if any. They may go a couple years and not do any.

Handwerk: So it is a tool you can use on some things that may save us some money and we may not use it all the time.

Leggett: Right and that is their discretion. There is no contract with this. There is no fee to us anyway. As Mr. Preising said, the fee is paid by the successful bidder.

Handwerk: Any other questions?

Leathers moved and Corfman seconded that Resolution 76-07 be amended to add "Safety-Service Director and/or" in front of the language "Director of Utilities" and every place it states "Department of Utilities" it be replaced with "City of Orrville." Roll call vote. Ayes all. Motion carried.

Leathers moved and Weaver seconded that the amended Resolution 76-07, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Good of the Order:

Jewell: I do have one thing. Mrs. Kristin Endsley is here and she has something to show City Council regarding our Community Development Block Grant.

Endsley: I am very happy to report that we have received another \$400,000 grant from the Ohio Department of Development. This is CDBG money and it will go to another downtown revitalization program for the next two years. We were one of six communities and Dave Handwerk, Becky Jewell, myself, Darrin Wasniewski, and Jim Webster from Main Street Orrville were all down at the Statehouse on Thursday to accept the check. So we will be seeing some more downtown revitalization in the next two years.

Handwerk: How many cities applied for that?

Endsley: There were actually 15 that applied initially, 13 were allowed to give a final application, and six were funded. It was very competitive.

Handwerk: You failed to mention the stack of paperwork that goes with that, which you do the most of. So we appreciate all your work for that because without that we wouldn't be getting that check.

Endsley: Thank you.

Handwerk: Thank you. Anything else?

Weaver: I would just like to thank everybody for my years of service. I enjoyed working with everybody and going to miss you, but it is time to move on.

Purdy: I guess I better throw my two-cents out there too. It has really been an honor and a privilege to serve the community as a council member. I think everybody should get involved. I think it is a good way to find out what is happening in your community and it is definitely a good way to be able to make a contribution and make Orrville even better. I have really enjoyed the 12 years I have been on council and encourage other people to get involved. Thank you.

Handwerk: Thank you both. Anything else?

Corfman moved and Baker seconded that the council meeting be adjourned. Ayes all. Motion carried. Council was adjourned at 8:09 p.m.

Tamra Peppard, Clerk of Council

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Lyle Baker, President of Council