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President Handwerk called the meeting to order. Councilman Denny Miller offered the prayer. The Pledge was recited by all.

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

Baker moved and Landaw seconded that the December 4, 2006 minutes be approved. Roll call vote. Ayes all. Motion carried.

Public Comment: None

Standing Committee Reports: All committees wished everyone “Merry Christmas”

A. Finance – Mr. Miller reported had no report.

B. Utilities – Mr. Landaw had no report.

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

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

E. Transportation – Mr. Baker reported a meeting was held last week (12/11/06) regarding the salt bin which is deteriorating rapidly and it is too late to replace it this year. Hopefully we can come to an agreement on what to build and when and how much it will cost so it will be ready for next year.

F. Planning – Mr. Purdy reported a meeting was held on December 11, 2006 to discuss the proposed sign ordinance changes made from the Design and Review Board. We had a discussion with all the city council members present and pretty much decided that we would go ahead and send these changes to the Planning Commission for their review and eventually they will be coming back to us as legislation.

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

Special Committee Reports: None.

Administrative Reports:

A. Mayor - Mayor Steiner requested, with council's permission, he would like re-appointment to the Public Utility Board Roland Lehman Jr. Mr. Purdy moved and Mr. Miller seconded this request. Roll call vote. Ayes all. Re-appointment of John Morris to the Board of Zoning Appeals. Mr. Purdy moved and Mr. Baker seconded this request. Roll call vote. Ayes all.

B. Safety Service Director- Director Jewell reported the annual Christmas tree pickup will begin on January 2nd and go thru January 5th. For the other half of my report I have asked Chief Dino Carozza if he would speak to a new program that the Orrville Police Department is going to start using in the neighborhoods.

Chief Carozza: In front of you, you have a card – Crime Prevention Report Form – for further information regarding this form you can go to the city website at www.orrville.com. The purpose behind the Crime Prevention Report form is to alert citizens/residents within our community to

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secure their property. Sometimes when officers are driving through the neighborhoods they will see a garage door open or bicycles laying in the yard, so the officer – upon observing those types of situations would fill out the card and leave the card at the homeowner's address attached to the door or on the windshield of a car. It is just nothing more than a friendly reminder asking people to secure their property. Over the last couple weeks we have had numerous thefts of vehicles and valuable inside vehicles, particularly because they were left unlocked. So if we can just take some small steps to help remind citizens to secure their property. Any questions from members of council?

Handwerk: Sounds like a really good program.

Carozza: Yes, I would like to give credit to two officers in particular – Sgt. Matt Birkbeck and Officer Bill Stitt. It was their idea and they designed the card. I would like to thank them for their input. Any other questions or concerns. Okay, thank you very much for the opportunity to speak tonight.

Handwerk: Thank you Chief Carozza.

C. Utilities Director – Director Preising reported the Public Utility Board has cancelled their meeting for December 26th and will again meet on January 7th. Also, in the upcoming weeks in January we will be bringing to the Public Utilities Board and Council several resolutions to do with bidding of some of these projects we have gotten grants and loans for. To really determine what the actual costs of these projects are we need to go out and actually get bids for doing the work. Those will be coming and we will have several discussions on them I am sure.

D. Finance Director – Director Leggett stated he had a couple items, both pertaining to some handouts he distributed prior to the meeting. The first one deals with transfers of dollars from the general fund to the gas tax and motor vehicle license fund. Each year I bring a document to you to show what those transfers are and I ask for a motion to approve those. The reason we do this is – in our last audit report for a number of years there has been a statement there, it is not a citation, it is nothing more than a statement from the auditor's office that they think we should do these transfers through legislation. My contention is that the Charter grants me the right to do these transfer and that these transfers are only done for accounting purposes. These monies would not have to be moved because all these expenses paid out of the gas tax and motor vehicle fund could be paid out of the general fund just as easily and if I bring this to council as a resolution and you vote it down I can move the expenses back to the general fund anyway, so there is no real purpose to do legislation. They are not sure about that, but they don't argue very much about it. We did reach a compromise, because we don't always know when this money is going to be needed, we monitor these funds, and sometimes council meetings are convenient to move this, but this year we only had to move money twice. We did it back in February and then in November. What I do to satisfy the auditors is I bring you this information that shows twice during the year we moved money out of the General Fund to the Gas Tax and Motor Vehicle Fund. These funds are both to pay expenses that are totally controlled by Mrs. Jewell and we did \$150,000 and I would like to have a motion to approve those. Just as a slight comment, I think the appropriations were like \$250,000 or \$300,000 this year. There was not that much money needed for two reasons - #1 this is the area where Mrs. Jewell concentrated the employees cuts from a couple years ago through the retirement program and so forth that it is now showing up in the cost savings in this area and also we did receive additional gas tax money from the state this year as part of their budgeting process. I would like a motion to approve these if I could. Mr. Miller moved and Mr. Weaver second this request. Roll call vote. Ayes all. The second item is the Monthly Fund Balance Report for the period ending November 30, 2006. As you can see we are having a fairly good year from an operational standpoint and I would like to have this report approved, subject to audit, if I could please. Ms. Leathers moved and Mr. Miller seconded this request. Roll call vote. Ayes all. I think the appropriations are fine that we won't be calling you back prior to year end or at least I hope not. If we do, I will let you know.

Handwerk: Let us know.

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E. Law Director - Director Lutz had no report, but requested a motion at the end of the meeting to go into executive session to discuss pending litigation and purchase of real estate.

F. President of Council – President Handwerk reminded everyone the next council meeting will be Tuesday, January 2nd, since Monday is New Year's Day.

Old Business:

Resolution 57-06

Leathers moved and Corfman seconded that Resolution 57-06, 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 third reading. Roll call vote. Ayes all. Motion carried.

Leggett: This is the third reading for the temporary appropriations for the year 2007. We need this resolution passed in order to spend money after 12/31. Just as a reminder, this format will no longer be in existence once we get the final appropriations due to some audit changes and statute changes the appropriations are going to be much more complicated once we get into next year, but that won't happen until we get to the end of March. These are fine until then.

Leathers moved and Miller seconded that Resolution 57-06 be adopted as read. Roll call vote. Ayes all. Motion carried.

Resolution 59-06

Leathers moved and Corfman seconded that Resolution 59-06, a resolution to adopt the Hazards Mitigation Plan as submitted by the Wayne County Commissioners for the City of Orrville, Ohio, be placed on second reading. Roll call vote. Ayes all. Motion carried.

Handwerk: Mr. Lutz has some information on this.

Lutz: I had a telephone conversation with John Wise, the Disaster Management Director for the County, who is trying to get some year end stuff done. He would like to have this passed so he can include this. Apparently, I believe the other communities have passed it, so he would just appreciate having it pass and be able to address it before year end.

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 59-06 be adopted as read. Roll call vote. Ayes all. Motion carried.

New Business:

Resolution 62-06

Leathers moved and Baker seconded that Resolution 62-06, a resolution authorizing the Board of Control to enter into a contract and/or contracts for the construction of a salt storage building, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Jewell: I can address this just briefly. We met with council's transportation committee and talked to them about the need to store at least 500 tons of salt for the winter. That is our usage for the winter and that is what we would like to have. Right now we have two different bins that do that. The one salt storage bin has been torn down because it was dangerous and the second one is quickly approaching its useful life period too. We thought it would be more economical rather than just replacing one of them to do both of them. The cost estimates range from \$102,000 clear up to \$210,000. We do know that we would stay closer to the \$102,000 figure because we are going to use a pre-engineered building that has – it is almost like a tarp system over it, except it is more than that. But that is where they are looking to build at this point in time.

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Handwerk: You are actually looking at two separate buildings or one big building?

Jewell: One large building.

Handwerk: It is a cement bottom structure, correct? With partly cement walls?

Jewell: Yes, I think the cement walls would be eight feet out of the ground. It would be much deeper than that but it would be approximately eight feet out of the ground and then you would have a pre-engineered system on top of that which would support the tarp like material that is usually guaranteed for 15 to 30 years depending on which one we choose. This resolution does not need to be passed on the first reading.

Handwerk: Some of our salt is actually being stored just in a pile with tarps over it for the winter, correct?

Jewell: Yes

Handwerk: Because of the condition. The one is just not being used anymore right?

Jewell: We had to pull the salt out of that bin and then it was demolished before it fell down. So it is already gone and we moved that salt outside. So the urgency of the situation is pretty much gone at this point. We can take our time and find the proper solution and build it properly. That is the way we used to store salt years ago and I guess we are back to that right now – outside with tarps over it.

Handwerk: Any other questions?

Resolution 63-06

Leathers moved and Landaw seconded that Resolution 63-06, a resolution authorizing the Safety-Service Director to enter into a contract and/or contracts for real and personal property for GIR Holdings, LLC. and Round Top Window Products (Ohio), Inc., and declaring an emergency, be placed on first reading. Roll call vote. Ayes all. Motion carried.

Jewell: I do have information for you regarding this project. The Round Top Windows project involves 21 new jobs with a new payroll of \$612,000. Their investment in machinery and equipment will be \$1.2 million, \$200,000 in furniture and fixtures, \$600,000 in new inventory, and \$1.4 million in real property investment which brings the total project to \$3.4 million. When we talk about a tax incentive such as this enterprise zone that we are doing, we commonly refer to those as tax abatements – something that we are abating part of the taxes which indeed we are, but what I would like to point out again so that I can remind council is that we can never take away any of the taxes that are being paid right now. What we are doing with this agreement is we are taking and giving them a tax break for 15 years 50% of the new taxes so we will be receiving an additional \$16,998 of new taxes as a result of this project. Mr. Mike Hedberg and Mr. Doug Reusser are here this evening. They can answer any questions you might have. You'll notice that there are two parties to the agreement. One of those is Round Top Windows and the other party to the agreement is GIR Holdings which Doug Reusser is here representing them this evening. So if you have any questions, anything else you would like to hear about the project I think we can answer those.

Purdy: This has been presented to the school board as well and been approved.

Jewell: That is correct the Orrville School Board approved the 15 year term and also waived their notice requirement in that regard and they whole heartedly supported the project.

Handwerk: Is this company a direct competitor of American Weather Seal?

Jewell: No, they're not competitors of American Weather Seal, they actual complement one another. Round Top Windows makes a specific window for a specific application, many of those are round, half round windows, things like that and American Weather Seal makes your more conventional windows.

Handwerk: It will be a great addition.

Lutz: I will just say that I know GIR is on a tight construction timeline and would appreciate getting this legislation passed tonight if that is council's pleasure.

Handwerk: I would certainly think we would not want to hold them up any. Let them get started. Any other questions.

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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 63-06 be adopted as read. Roll call vote. Ayes all. Motion carried.

Resolution 64 -06

Leathers moved and Landaw seconded that Resolution 64 -06, an resolution fixing the salary of the Law Director of the City of Orrville, repealing all legislation inconsistent herewith., be placed on first reading. Roll call vote. Ayes all. Motion carried.

Lutz: The mayor has been kind enough to propose a three percent increase in the law director's salary. My salary consists of \$25,000 salary currently plus a secretarial allowance. The increase of three percent is only on the \$25,000 salary, so it would be increasing it from \$25,000 to \$25,750. The three percent increase is the same as what is called the general wage increase that all city employees received via their contract that you recently passed through legislation. I would appreciate passage of this, but it doesn't have to be passed tonight.

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 64-06 be adopted as read. Roll call vote. Ayes all. Motion carried.

Good of the Order: None.

Handwerk: We will now entertain a motion to go to Executive Session.

Purdy moved and Baker seconded that council go into Executive Session to discuss purchase of real estate and pending litigation. Roll call vote. Ayes all. Motion carried.

Council entered into Executive Session at 8:04 p.m.

Corfman moved and Purdy seconded that the Executive Session be adjourned. Ayes all. Motion carried. Executive session was adjourned at 8:17 p.m.

Baker moved and Corfman second that the council meeting be adjourned. Ayes all. Motion carried. Council was adjourned at 8:18 p.m.

Tamra Peppard, Clerk of Council

Date

Dave Handwerk, President of Council