

Regular/Public

January 7, 2013

Council President Baker called the regular meeting to order.

Pastor Dave Barber of Orrville Baptist Church offered the prayer. The Pledge was recited by all.

Roll call: Miller, Vance, Hamsher, Aspiras, Corfman and Leathers were present.
Shupp was excused.

Corfman moved and Aspiras seconded that the minutes of the December 17, 2012, regular meeting be approved as posted. Roll call vote. All ayes. Motion carried.

Public Comment: None.

Standing Committee Reports:

A. Finance – Mr. Miller: Thank you, Mr. President. Finance has no report this evening.

B. Utilities – Mr. Vance: Thank you, Mr. President. Utilities Committee has nothing to report.

C. Health & Safety – Mr. Corfman: Thank you, Mr. President. No report tonight.

D. Parks and Recreation – Mr. Aspiras: Thank you, Mr. President. Parks and Recreations has no report.

E. Transportation – Mr. Shupp: Absent

F. Planning – Mr. Hamsher: Thank you, Mr. President. Prior to tonight's Council meeting we had a Planning Committee meeting. The Concerned Citizens of Orrville met, wanted to speak out regarding the Comprehensive Plan. I think a good dialog was established and we heard some concerns and addressed some of their issues. And we're going to move forward with the Comprehensive Plan. As Mr. Wheeler mentioned, it's an evolving document and we're going to continue to tweak it and, as Orrville grows, look for ways to continually improve using that as a base document.

G. Ordinance & Personnel – Ms. Leathers: Thank you, Mr. President. I have no report this evening but I do believe we have Special Meeting minutes to approve sir?

Baker: That's right.

Gault: December 26th.

Baker: Did everyone receive a copy of the December 26 Special Meeting minutes. Anyone who did not, raise your hand. Ok, that means everyone got some. We will need a motion to approve the minutes for that meeting.

Miller: I so move.

Corfman seconded. Roll call vote. Leathers abstained. All ayes. Motion carried.

Baker: Now we will move on. Ms. Leathers did you have anything else?

Leathers: No, sir. That's all. Thank you.

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Special Committee Reports: None.

Administrative Reports:

- A. Mayor Handwerk: Thank you, Mr. President. If you came here tonight to hear the State of the City Address, I have bad news for you. If you came here dreading that address, then I have good news for you. That is actually scheduled for our next Council meeting, we had a little bit of a mistake there and so that will be next meeting. I will give the State of the City address and then we'll follow that in various meetings with our different Directors giving their addresses for the year. That's the schedule. And the only other thing that I have is that I wanted to mention that Mr. Don McFarlin will be appointed to the Utility Board starting here next week. He's actually already been appointed and sworn in. He will be taking the place of Mr. Bob Maglio who served on that Utility Board for his maximum 3 five-year terms and we certainly appreciate the time and effort that Mr. Maglio gave to that Utility Board. So Don McFarlin will start and take his spot next week. And that's all I have.

Leathers: Just as a clarification, the State of the City will be before Council's meeting? Or as part of Council's meeting?

Handwerk: It will be right now when I give my report during the next Council meeting.

Leathers: Just wanted to clarify that publicly. Thank you.

- B. Safety Service Director Wheeler: Thank you, Mr. President. A short report tonight, Officer Cory Seiler was sworn in as a fulltime officer this morning. This brings us back to full staff in our Police Department. Cory is an Orrville High School graduate and has been with the department almost a year now already in a part-time capacity and we welcome him full time onto our Police Department Staff. And that is my report for this evening.

Baker: Thank you. We'll move to our Utilities Director Mr. Brediger. And Mr. Brediger I understand that today is a special day is that true?

Brediger: It is a very special day.

Baker: Alright. Have you gotten older than the rest of us or are you just...

Brediger: Just trying to keep up with you, Mr. President. (Much laughter in the room).

Baker: Did you have anything to report this evening?

- C. Utilities Director Brediger: Just one brief comment. The weekend before Christmas, while everybody was snuggled in their beds the Environmental Protection Agency did release its 400 page MACT rule. Some of the good news is, this had the potential of impacting about a million and a half entities and 99% of them will not be radically impacted by this rule. Less than 1%, which we are part of, will be impacted by this rule. So needless to say, we've got a lot of work to do in 2013. This rule, we're still going through this document, not a lot of surprises to what we had anticipated. It does have a 3-year compliance schedule. If we do elect to pursue some sort of retro fitting on the units, we could look at an extension of an additional year. So we will be, over the next several months engaging in some additional dialog with the EPA along with our consultants and narrowing down some of our options and develop some

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strategies to deal with this rather onerous task that we have. So we have a huge year ahead of us from the Electric Utility perspective on dealing with this fine effort coming out of Washington for the New Year. Other than that, that's all the comments I have for this evening.

D. Finance Director Strimlan: Thank you, Mr. President. Finance has no report this evening.

E. Law Director Kirkbride: Thank you, Mr. President. I have no report as well.

F. Council President Baker: For my report I have two items that are part of our annual items to do. The first is that we will need a motion and a second to appoint Jeanne Gault as our Clerk of Council for 2013.

Leathers: So moved. Hamsher: So seconded. Roll call vote. All ayes. Motion carried.

Baker: We also will need a motion to appoint Ms. Julie Leathers as the Council President Pro Tempore for the year 2013. Hamsher: So moved. Vance seconded. Roll call vote. Leathers abstained. All ayes. Motion carried.

Baker: Thank you. That's all I have for my report this evening. We have no Old Business on our Agenda for tonight. We'll move to New Business Ms. Leathers.

Old Business: None

New Business:

Leathers moved that Ordinance A-13 be place on first reading. Hamsher seconded. Roll call vote. All ayes. Motion carried. **ORDINANCE A-13**, AN ORDINANCE VACATING TENNYSON STREET, 150 FEET FROM WEST HIGH STREET IN THE CITY OF ORRVILLE, OHIO.

Baker: Mr. Wheeler, any information for us?

Wheeler: Thank you, Mr. President. I provided a map to everyone. Hopefully it will be clear to you in regards to what that section of Tennyson it is. Also it really pertains to Ordinance B-13 as well obviously, in regards to that small section there as well for the vacation of the alley. A public hearing was held by the Planning Commission. There were no comments against the vacation. All those properties directly impacted by the vacation are in the support of the vacation request. And this is for a construction of a new auto parts store, Advanced Auto Parts. Barry Weaver who is the developer for Weaver Development is here in the audience tonight. He is here if you have any specific questions for them in regards to the project. I would be glad to answer any other questions you might have.

Baker: Anyone on Council have any questions? I see no questions.

Leathers moved that the rules, regulations, and statutes requiring a reading of an ordinance on three separate days be suspended. Aspiras seconded. Roll call vote. All ayes. Motion carried.

Leathers moved that Ordinance A-13 be adopted as read. Corfman seconded. Roll call vote. All ayes. Motion carried.

Leathers moved that Ordinance B-13 be place on first reading. Miller seconded. Roll call vote. All ayes. Motion carried. **ORDINANCE B-13**, AN ORDINANCE VACATING AN ALLEY RUNNING EAST AND WEST NEAR TENNYSON STREET, BETWEEN LOTS 1069, 1070, 1071 and 2375, IN THE CITY OF ORRVILLE, OHIO.

Baker: Mr. Wheeler, your same comments apply?

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Wheeler: Same comments apply. This is actually what we would refer to as a paper alley. There isn't an actually alley there in place. It's just grassland at this point. All the properties that are impacted by this directly have signed the petition in support of the vacation.

Baker: Anyone have any questions here? I see none.

Leathers moved that the rules, regulations, and statutes requiring a reading of an ordinance on three separate days be suspended. Hamsher seconded. Roll call vote. All ayes. Motion carried.

Leathers moved that Ordinance B-13 be adopted as read. Corfman seconded. Roll call vote. All ayes. Motion carried.

Leathers: That concludes tonight's new business, sir.

Good of the Order:

Baker: Anyone have any items for the good of the order this evening? Mr. Miller.

Miller: Thank you, Mr. President. I just wanted to mention that Orrville Community Theatre in conjunction with Knick-Knode Productions is presenting a new show called "Run For Your Wife" the next two weekends. It's a very funny PG-13 British comedy. Friday and Saturday at 7 o'clock, and Sunday at 2:30. Weekend of the 11th. The weekend of the 18th. Be a great show to see. Hope to see everybody come out for that. Andy Knode is the star so if you turn the camera on your face. I don't know if that works. You'll enjoy it. Thank you.

Baker: Thank you, Mr. Miller. Anyone else?

Leathers moved to adjourn the council meeting and Hamsher seconded. Roll call vote. Ayes all. Motion carried. Council was adjourned at 7:45 p.m.

Jeanne Gault, Clerk of Council

Date

Lyle Baker, President of Council