

Regular/Public

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Council President Pro Tem Leathers called the regular meeting to order.

Pastor Brad Dews from the Orrville Baptist Church offered the prayer. The Pledge was recited by all.

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

Corfman moved that the minutes of the April 15, 2013, regular meeting be approved as distributed. Aspiras seconded. Roll call vote. All yeas. Motion carried.

Corfman moved that the minutes of the April 29, 2013, regular meeting be approved as distributed. Aspiras seconded. Roll call vote. Hamsher abstained. All others yeas. Motion carried.

Leathers: President Baker is out of town this evening that is why he is not here.

Public Comment: None.

Standing Committee Reports:

A. Finance – Mr. Miller: Thank you Madam President, I have no report this evening.

B. Utilities – Mr. Vance: Thank you Madam President, no report.

C. Health & Safety – Mr. Corfman: Thank you Ms. President, we have no report.

D. Parks and Recreation – Mr. Aspiras: Thank you Madam President. Just a couple things I'll mention here with the nice weather moving in real nice here. Mr. Wheeler mentioned at our last regular council meeting that the Orr Pool will open Friday, May 31st so just a reminder on that. The concerts in the park, the Thursday concerts will begin on June 13 at 7pm. There is a schedule on the website, the City website and also keep an eye on the local OrrViews journals and the Daily Record coming editions and you will see that. And I will mention the 4th of July parade a little early but I have had a few people ask. If you want to plan early the 4th of July parade here in Orrville will begin on Tuesday, July 2nd, the parade will step off at 7pm. The carnival will also begin that same day July 2nd and run through July 6 Saturday. And the festivities will end on Saturday, July 6th with the fireworks. As far as the movies in the park, Mr. Wheeler will report on that tonight. And that's all I have. Thank you.

E. Transportation – Mr. Shupp: Thank you Madam President, I also have no report.

F. Planning – Mr. Hamsher: Thank you Mr. President, I don't have a report either.

G. Ordinance & Personnel – Ms. Leathers: We have no report. I will let you know that Mr. Hamsher will be reading the ordinances tonight as I am presiding. There are no special committee reports.

Special Committee Reports: None.

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Administrative Reports:

A. Mayor Handwerk: Thank you Madam President. I have a few items tonight. Number one due to scheduling conflicts Darin Johnston has asked to step down from his appointment to the Board of Zoning Appeals. In his place I would like Council's approval of Troy Higgins to fill out the remainder of his term which actually ends at the end of this year. So it's actually just about a six month term and then if he's working out alright and he still wants to be on there then we'll look at reappointing him at the end of the year. Hamsher so moved. Vance seconded. Roll call vote. All yeas. Motion carried. Thank you, Council. I'd also like to mention that Troy is employed here in town at the Quality Castings Company and he's also heavily involved with the youth baseball and softball leagues and he and his family are residents of Orrville. I think he will be a good addition to the Board of Zoning Appeals. I'd also like to thank anyone in town here whether it was an individual or group that helped pick up litter over the last week or two. Orrville is looking better all the time. I think there were quite a few groups that were out busy picking up the winter's trash that seems to blow around a lot. Lastly, I think we had a very successful National Day of Prayer last Thursday. We had three different gatherings that day. The morning session was prayer time and breakfast at the YMCA, we had about 56 people attend that. We had a noontime prayer time which met at the front of City Hall and then moved over to the Lutheran Church as we always do and probably about 20 people there. And then an evening gathering at Red Rider Stadium, this was the first year we've done this and I think it went very well. We had probably 45 or 50 people there for that so very well attended all three. I would think each one might even get bigger each year. I appreciate everyone's attendance there. Thank you that's all I have.

B. Safety Service Director Wheeler: Thank you, Madam President. We're excited to announce that Officer Dave Marks has been promoted to the position of sergeant. This position has been vacant for the past year. Sgt. Marks has been with the department for the past 13 years. Our summer staff has started trickling in over the past week. These staff primarily work in the parks and cemetery and do mostly the mowing. A few summer help from the pool will also be trickling in next week to help get the pool ready for the opening at the end of the month. As Mr. Aspiras mentioned, we do have our Family Movie Night schedule. First movie is Brave, May 31st in coordination with the opening of the pool for the season. June 21st is Odd Life of Timothy Greene. July 12th is the Lorax. July 26th is Wreck it Ralph. And we are doing something a little differently this year in case of bad weather we are going to try to either do Schmid Hall if it's available or then if not we'll reschedule but our plan is to use Schmid Hall as the backup plan for this year. We found that when we rescheduling at the last minute the attendance on the subsequent nights are just not very good. And also we are still accepting donations for the movies if any company or individual is interested. That's my report for this evening.

C. Utilities Director Brediger: Thank you, Madam President. Just a couple of update from the Electric Department. AEP is scheduled to replace the tie line breaker at the east Wooster substation this Friday. During this time period the tie line will be out of service that means we will be disconnected from the grid. All generation will be from the plant during this time period. A lot of work has been performed over the past couple months in preparation for this. This is something that we operate in periodically so this

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isn't anything new for us other than the longer duration. The work is expected to be completed by May 24. So roughly a two week interval. There are three resolutions that I will be speaking to later on this evening and just a reminder that next Tuesday night in Columbus AMP and the Ohio Municipal Electric Association will be hosting the annual legislative rally down in Columbus. There will be some issues briefing in the afternoon and then early evening we have meetings scheduled with our State Legislators. If you have any interest in attending that, please contact my office or the Mayor's office and we'll coordinate some travel arrangements for you. And with that, that concludes my report.

D. Finance Director Strimlan: Thank you, Madam President. It is that time of the year again. At the next meeting I will be distributing the budget schedule for 2014 with my Annual Report. Also, prior to tonight's meeting I did distribute the Fund Balance Report for the period ending March 31, 2013. I would ask for a motion to approve that report subject to audit. Miller so moved. Vance seconded. Roll call vote. All ayes. Motion carried.

E. Law Director Kirkbride: Thank you, Madam President. I actually do have something to talk about tonight. Just by way of explanation, you'll notice Resolution 21-13 is actually a repeat of a resolution that you had seen previously as 20-13. The reason that it's being brought back to you is because we failed to notice that a resolution establishing a classification requires publication 7 days prior to its adoption and also cannot be passed as an emergency measure. So it's the identical language that you've seen before, we have published noticed and we are now bringing it back to you to be passed not as an emergency. That's all I have. Vance: Can we pass it on first reading? Kirkbride: You can pass it on first reading but it will have to wait the 30 days.

F. Council President Pro Tem Leathers: As Council President I do not have anything. Clerk has nothing. We have no old business. So I asked Mr. Hamsher if he would kindly read the ordinances tonight since I was presiding. So Mr. Hamsher we can start on the new business please.

Old Business:

None

New Business:

Hamsher moved that Resolution 21-13 be place on first reading. Aspiras seconded. Roll call vote. All yeas. Motion carried. **RESOLUTION 21-13**, a resolution to establish the classifications of Water/Wastewater Maintenance Worker 1, 2 & 3, in the classified service of the City of Orrville and to establish the classification of Water/Wastewater Maintenance Supervisor in the unclassified service of the City of Orrville, Ohio, and repealing all legislation inconsistent herewith.

Leathers: Any further discussion on this?

Hamsher moved that the rules, regulations, and statutes requiring the reading of a resolution on three separate days be suspended. Corfman seconded. Roll call vote. All yeas. Motion carried.

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Hamsher moved that Resolution 21-13 be adopted as read. Corfman seconded. Roll call vote. All yeas. Motion carried.

Hamsher moved that Resolution 22-13 be place on first reading. Corfman seconded. Roll call vote. All yeas. Motion carried. **RESOLUTION 22-13**, a resolution authorizing the Public Utilities Board of Control to bid and execute a contract or contracts for coal supply and ash disposal for a three (3) year period, and declaring an emergency.

Brediger: I did send out a memo to Council utilities on April 23rd explaining this resolution. Basically our coal contract expires at the end of this year on December 31st. This will be part of that process of going out and rebidding for at least a three year time period for coal from supplier or suppliers and the same would be true for ash disposal. We will be taking options for multiple years and this will also give us the ability to bid and contract with multiple suppliers also. I'll be happy to answer any other questions that you may have concerning this.

Leathers: Any other questions?

Aspiras: Thank you Madam President. Mr. Brediger, the resolution calls for coal and ash disposal approval. Does that necessarily have to be the same contractor, supplier?

Brediger: No. Right now we currently buy coal from one supplier Oxford Mining and our ashes are disposed at Kimble Sanitary Landfill. So sometimes they have the capabilities and sometimes they don't. We work out the best bid and sometimes there's some logistic opportunities that make it convenient to have both contracts under one supplier. So we have the flexibility to make this contract work in our best favor.

Leathers: Anybody else? I see none.

Hamsher moved that the rules, regulations, and statutes requiring the reading of a resolution on three separate days be suspended. Shupp seconded. Roll call vote. All yeas. Motion carried.

Hamsher moved that Resolution 22-13 be adopted as read. Aspiras seconded. Roll call vote. All yeas. Motion carried.

Hamsher moved that Resolution 23-13 be place on first reading. Miller seconded. Roll call vote. All yeas. Motion carried. **RESOLUTION 23-13**, a resolution authorizing the Public Utilities Board of Control to enter into a contract and/or contracts, without bidding, for the overhaul of turbine-generator no. 10 at the power plant, and declaring an emergency.

Brediger: Thank you Madam President. This resolution was also discussed in the committee letter. This is the 10 year overhaul for our turbine generator number 10. This is mainly driven by an insurance requirement from our insurance carrier and part of our preventative maintenance cycle. This we have budgeted roughly about \$1.2 million for this. The one change that will be different this year, instead of using a lot of contract labor due to our operating schedule, we will be using mainly in-house personnel to do this. This should save us in the neighborhood of about a quarter million dollars going this route. We still will have some contract labor, some specialty consultants, factory supervision that will lead our team in that. I'll answer any other questions that you might have.

Leathers: Any questions? Hearing none.

Hamsher moved that the rules, regulations, and statutes requiring the reading of a resolution on three separate days be suspended. Shupp seconded. Roll call vote. All yeas. Motion carried.

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Hamsher moved that Resolution 23-13 be adopted as read. Corfman seconded. Roll call vote. All yeas. Motion carried.

Hamsher moved that Resolution 24-13 be place on first reading. Vance seconded. Roll call vote. All yeas. Motion carried. **RESOLUTION 24-13**, a resolution authorizing the Director of Utilities to enter into an agreement(s) to sell a parcel of property which is a portion formerly known as the Rosemount property, and declaring an emergency.

Brediger: Thank you again Madam President. This resolution mainly an informality. This is the final step to sell 4 acres of the former Rosemont property to the Serpentine group. This will be the last sale of that property as Utilities will remain the owner of the remaining 2+ acres on the south end. With this sale this will put us almost slightly ahead of break even when we purchased that original property and demoed and abated those buildings. That leaves us with the original piece of property that we had our initial interest in. If you do recall this has been approved by Utility Board and we also did approve tax abatement for this sale also. I'll be happy to answer any questions that you might have.

Corfman: We've been informed all the way, the whole line, as this has progressed so there's really hardly anything else to ask about it. Thank you for all the information we've been kept up with.

Leathers: Any other questions.

Hamsher moved that the rules, regulations, and statutes requiring the reading of a resolution on three separate days be suspended. Corfman seconded. Roll call vote. All yeas. Motion carried.

Hamsher moved that Resolution 24-13 be adopted as read. Aspiras seconded. Roll call vote. All yeas. Motion carried.

Hamsher moved that Resolution 25-13 be place on first reading. Corfman seconded. Roll call vote. All yeas. Motion carried. **RESOLUTION 25-13**, a resolution authorizing the Board of Control to advertise for bids and enter into a contract and/or contracts for the Ella Street improvement project in the City of Orrville, Ohio and declaring an emergency.

Wheeler: Thank you Madam President. We're finally to the point of being ready to go out for bids on the resurfacing of Ella Street. As Council is aware, this is 50/50 funded with the Ohio Public Works Commission through grant funding and the remainder has been budgeted for in our capital budget. We are hoping to handle it similarly to how we handled Mineral Springs last year in regards to having the bid opening late June with the idea of the contractor starting as soon as the paperwork is received from the State which is usually the first week of July. That actually works out pretty well because obviously we don't necessarily doing work on the 4th of July week anyway. So that's the plans again for this year. I would be glad to answer any questions that you might have. This is curb as well as the under drains and the complete resurfacing.

Shupp: Thank you Madam President. Just too kind of let the public know, this is going to be a curb, a concrete curb with an asphalt inlay between and a concrete street correct?

Wheeler: Correct. And we did decide to extend the asphalt out to where people are already parking on the side. That's an area that we have to do a lot of maintenance in, it holds water, its slushy, its muddy, so we are extending the asphalt out to those points.

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Corfman: That's rebuilding the base and everything so we don't have what we had in the past.

Wheeler: Correct. With doing the under drains, you're digging so deep you're almost redoing the whole road.

Corfman: And being asphalt it will go much faster than Mineral Springs.

Wheeler: Yes, we expect construction to be at a max 4 months but we expect it to be considerably shorter assuming the weather cooperates.

Shupp: This will go from Mineral Springs to High Street correct?

Wheeler: Correct. We've actually resurfaced Ella Street going south with CDBG grant I believe it was two years ago already.

Shupp: Do we have any plans for the northern section beyond the 4-way stop at Mineral Springs in the future. I mean it's really getting very badly deteriorated with all the extra traffic from the schools.

Wheeler: Yes, that section we're actually looking at as part of another project either this year or next year. We're actually looking at redoing the chip and seal on the small portion of Congress as well this year.

Mayor: Mr. Wheeler got some good information on this this week too in the fact that since it is asphalt in the middle, they anticipate being able to keep one lane of traffic open, is that correct?

Wheeler: That's correct. The goal will be to keep one lane open and also to keep access at all time for the school as well as the Boys and Girls Club as well as the apartment complex.

Shupp: It should go quite a bit faster than the concrete pour.

Wheeler: It absolutely will unless there's some string of rain storms or something along that line. We would still encourage folks not to utilize Ella during that time unless they need to do business in that area. I think it would be better for them as well as the work to be done.

Leathers: Anything else?

Hamsher moved that the rules, regulations, and statutes requiring the reading of a resolution on three separate days be suspended. Shupp seconded. Roll call vote. All yeas. Motion carried.

Hamsher moved that Resolution 25-13 be adopted as read. Corfman seconded. Roll call vote. All yeas. Motion carried.

Hamsher moved that Resolution 26-13 be place on first reading. Vance seconded. Roll call vote. All yeas. Motion carried. **RESOLUTION 26-13**, a resolution authorizing the Safety-Service Director to enter into an agreement and/or agreements, without bidding, with Mast Lepley to purchase one (1) Ventrac 4500 tractor for the Service Department for use in the parks.

Hamsher motioned to amend the legislation title to include "and declaring an emergency" at the end of the title. Vance seconded. Roll call vote. All yeas. Motion carried.

Wheeler: This Ventrac lawn tractor is one of the mowers that we use at the park. It will replace, assuming approval, one that we've had since 1991. So we have gotten our monies worth out of the Steiner that we have there. We have two at the park, two at the cemetery, three of the four including the '91 that we'll be replacing are in the '90's so they're all definitely being utilized and we're getting our monies worth out of them and proving to be very good quality for us. We obviously prefer to continue to purchase the Ventrac's not only as a local company but based on our experiences it is a high quality and does everything that we need it to do. We also have budgeted for attachments as well in the capital budget so we'll be able to buy some attachments and be able to use it for more than just mowing as

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well, which we hope to be able to expand that usage. And this is budgeted for in the capital budget this year as well.

Hamsher: We're going to trade in the Steiner then?

Wheeler: We are trading in the Steiner. And they are giving us probably more than its worth.

Miller: Remind me again, Mr. Wheeler, what did we budget for this?

Wheeler: We budgeted \$16,000 for it. And it should, with the trade in come in right around there.

Shupp: Did he say sixteen?

Miller: Sixteen.

Shupp: I thought you said sixty.

Wheeler: I thought was probably what you thought.

(Laughter)

Mayor: It's got chrome wheels.

Leathers: Cup holders.

Hamsher: A/C.

Leathers: Anything else?

Hamsher moved that the rules, regulations, and statutes requiring the reading of a resolution on three separate days be suspended. Aspiras seconded. Roll call vote. All yeas. Motion carried.

Hamsher moved that Resolution 26-13 be adopted as read. Miller seconded. Roll call vote. All yeas. Motion carried.

Leathers: And that concludes new business, Mr. Hamsher?

Hamsher: That concludes new business.

Leathers: Thank you, sir. My apologies, we did miss one item back in the President of Council's report. We have a rezoning request, I believe, Clerk?

Gault: Yes, we have a request from Jarrett Logistics at 1330 North Main Street to rezone from an I-2 to a C-3 that needs to be referred to the Planning Commission.

Leathers: So we will do so. Thank you, Jeanne. And now there has been an executive session requested, if we could have a motion please to move into executive session at this time.

Vance so moved to go into executive session for the purpose of discussing a legal matter. Seconded by Miller. Roll call vote. All yeas. Motion carried.

Leathers: And I don't believe we expect to do any business afterwards. Is that my understanding? So we will adjourn into executive session at this time. Thank you.

Entered into executive session at 8:07 p.m.

Hamsher moved and Vance seconded that the Executive Session be adjourned. Roll call vote. Ayes all. Motion carried. Executive Session was adjourned at 9:02 p.m.

Corfman moved to adjourn the council meeting and Hamsher seconded. Roll call vote. Ayes all. Motion carried. Council was adjourned at 9:03 p.m.

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Jeanne Gault, Clerk of Council

Date

Lyle Baker, President of Council