

Regular/Public
July 15, 2013

Prior to council's regular meeting, public hearing was held regarding **ORDINANCE N-13, AN ORDINANCE AMENDING THE ZONING MAP CREATED BY CHAPTER 1120 OF THE CODIFIED ORDINANCES OF THE CITY OF ORRVILLE, OHIO, TO RECLASSIFY A PARCEL OF LAND KNOWN AS LOT NUMBER 3444 IN THE CITY OF ORRVILLE FROM I-2 (INDUSTRIAL) TO C-3 (COMMERCIAL).**

President Baker swore in Diane Jarrett, of Jarrett Companies, who was present to answer any questions directed to her regarding the Ordinances to be discussed.

President Baker finding no comments or questions adjourned the public hearing at 7:31 p.m.

Council President Baker called the regular meeting to order.

Dave Barber of the Orrville Ministerial Association offered the prayer. The Pledge was recited by all.

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

Excused: Shupp and Vance.

Corfman moved and Aspiras seconded that the minutes of the July 1, 2013, regular meeting be approved as posted. Roll call vote. All yeas. Motion carried.

Public Comment: None.

Standing Committee Reports:

A. Finance – Mr. Miller: No report.

B. Utilities – Mr. Vance: Absent.

C. Health & Safety – Mr. Corfman: Thank you, Mr. President. Firefighters festival came off fairly well. We thank the Firefighters Association for everything they did. It's a lot of work and there's numerous groups that help them too. I'll let them thank all of them because I'm bound to miss somebody. And the Police came through that week with just minor incidents. We really came through well. So, all in all, a good week in Orrville. That's all I have.

D. Parks and Recreation – Mr. Aspiras: Thank you, Mr. President. I will echo Mr. Corfman's appreciation and thank you to the Orrville Firefighters Association and Orrville Fire Fighters, Orrville Police Department, the Wayne County Deputies, the Orrville Utilities and City Administrators and all the City workers. It was a great week. I know several people in this immediate community had thanked us for doing a good job, very appreciative of dodging all the weather that we had, it was kind of tricky. But a lot of people enjoyed it. I did want to share just a few comments from the extended community outside of Orrville. There is a website called Ohio Fast Pitch Connection and there's a forum in there and there's several comments made about the Fire in the Sky tournament and the Orrville 4th of July celebration week. Here's a gentleman that says, "This was a very well ran tournament and now sits near the top of my list for one of my favorites. Carnival, fireworks, and the best 14U teams around the surrounding states. Fire fighters and crews did an awesome job working and prepping fields." Here's a person from Zanesville, Ohio, "Once again by far Fire in the Sky gets a big hooray for being number one again in 2013 for post scores and results." Here's someone from Olmstead Township, "This was an awesome tournament. We didn't play as long as hoped but great competition. It was nice to make it past the second round with all the good teams in Orrville." Another comment here from Kirkland, Ohio,

Regular/Public
July 15, 2013

“Another great tournament. Nice job in handling the rain issues. Nice having an open day Sunday to utilize.” I have one final comment here, this is from Newark, Ohio, “I will start with saying the tournament was everything I had heard it would be and more. I want to thank the tournament organizers and the Orrville Fire Fighters for all their hard work to ensure that all games were played and without shortening game times. The fields were also in great shape and had batter boxes and foul lines. The field of teams was outstanding and we had the opportunity to play some great teams. The Ohio Classic 99 intends to return next year to defend our crown.” So that was the champion. Great job. Thanks a lot and look forward to it next year. That’s all I have.

E. Transportation – Mr. Shupp: Absent.

F. Planning – Mr. Hamsher: No report.

G. Ordinance & Personnel – Ms. Leathers: No report.

Special Committee Reports: None.

Administrative Reports:

A. Mayor Handwerk: Thank you, Mr. President. I would like to mention that our July employee of the month is Mr. Steve Wheeler. You might know him. Steve came to us early 2009 as our new Safety Service Director and after the retirement of long time City employee, Becky Jewell. Steve’s duties are spread over the Service Dept., the Police Dept., and Fire Dept. which all together makes the Safety Service Department. He is in charge of yearly budgets on the City side of our City/Utility combination. For the past year Steve has also stepped in as Superintendent of our Service, Street Dept. as some people know it, and provided leadership there in that area as well as his normal activities as Safety Service Director. Steve is married to Bridget and has two daughters, Jordan and Kasey. He chose to eat lunch at Jerry’s which we haven’t done yet but we’re going to do that sometime when we both get a chance. I also would like to echo everyone’s feelings about the 4th of July festivities again. I think our fire fighters do an excellent job and we certainly did have the cooperation and help from a number of groups as mentioned, the Police Department, the Utilities groups, our Safety Service Department people, a lot of people involved in that but absolutely, mostly the Fire Department and Firefighters Association. I was glad Mr. Aspiras read those comments because I think a lot of people that live in town here don’t realize what we have. You just get used to it and you think, oh, yeah, that’s nice. But when people come from out of state and from all over the place in state like you said and have those kinds of comments, you know that we have something pretty good out there for that tournament. They do a great job with that. Lastly, I’d like to just mention that we are fast approaching, faster than we’d like probably, 2014, and that will be Orrville’s sesquicentennial, 150 year anniversary. There will be a group getting together to do some planning of events for different activities going on during the year of 2014. Not sure when we’re going to meet yet. We are talking about getting a group together though. So I’d like to just put out there if anyone’s interested in being on that group, we’re interested in not just people that can throw out ideas of what you should do. That’s easy. We need people that will actually be involved and help with the planning and help with the activities. So if you’re interested in that, please get in touch with me or you can call the Chamber office. I know Jenni Reusser is also getting some names together too so that we can get this group all together and begin to meet and begin to plan a little bit. That’s all I have. Thank you.

Regular/Public
July 15, 2013

B. Safety Service Director Wheeler: Thank you, Mr. President. Main Street will be one lane Tuesday and Wednesday. Only the southbound lane will be open as a result of the Raspberry Road construction work and that will be from 8 a.m. to 4 p.m. If possible, please avoid that area. And that is for the work on Raspberry Road with some connections to water and storm water lines. The contractor has started mobilizing and has actually started some work on Ella Street. So that continues on schedule and hopefully we can get as much done as possible before the school year begins. A lot on the schedule for the Performing Arts since we're not meeting in August, this Thursday, July 18, is Lincoln Way which plays today's popular country hits. The following Thursday is the Orrville Area Adult Community Band, then August 1 is the swing band Blue Lunch. And the final show for the season is August 8 featuring REN which is a diverse and eclectic show for the whole family. The final Family Fun Night Movie at Orr Park will be Friday, July 26, featuring Wreck it Ralph sponsored by Armstrong Utilities. Also I'd like to echo Mr. Corfman as well as the Mayor and Mr. Aspiras in regards to special thanks to the Orrville Firefighters Association for another great 4th of July week and fireworks show. Every year I am amazed and impressed by all the hard work that they put into that whole week. And I also know it takes several months and lots of time in those months in regards to the preparation for the actual events. Also I'd like to give kudos to the Police Department, Street Department, and Utilities as well for all their work during that week. It's a lot of joint efforts there in order to make it a success. The last Moonlight Swim will be July 25th, that's a Thursday, from 8p.m. to 10 p.m. And that includes an ice cream social. Also just an update on 100 North Main Street which is where folks might know it as Cecilia's Garden there in regards to what's in that location. Not a whole lot new to update everyone on but you may notice the scaffolding is up and the repairs are scheduled to be in very soon. Again we urge caution in that area and if pedestrians can avoid that area, that would be good as well. And that's my report for this evening.
Corfman: The Ella Street.

Wheeler: Yes.

Corfman: I think I just read it's going to take 4 months?

Wheeler: They have up to 4 months to complete it.

Corfman: Ok. We were thinking a shorter time frame right?

Wheeler: I think the contractor is thinking a shorter time frame as well. Basically we want to give them enough time to complete it successfully and take into account rain days and things like that. But the contractor's eager to get in and get out to be honest with you.

Corfman: Ok.

Aspiras: Two things. Mr. Wheeler I know we put a lot of emphasis on appreciation for the 4th of July celebration but I spent about a half hour walking through Orr Park yesterday and I really was amazed. You couldn't have convinced me there was a carnival there. So kudos to you guys cleaning up the park. It looks great. The other thing, I wanted to ask you, I had a few people that have asked about the mosquito and bug control in the City. I know it's been challenging with all this wet weather. Can you speak to the status of that?

Wheeler: Absolutely, we've been doing it a minimum of two times weekly. The rain this past week, I think we've made some headway as it's dried out some. But honestly it's been a battle this year in regards to the wet weather, the puddling and the water just standing in various areas. So we definitely tried to stay up and on top of it. The weather has made it challenging. And hopefully with this break in the wetness we can conquer the mosquitoes and get ahead of them if you will and get control of it. I did notice it as I was out late last night personally and it seemed better than it had been. So hopefully that's a sign of things to come.

C. Utilities Director Brediger: Thank you, Mr. President. The repairs to Turbine Generator No. 11 had

Regular/Public
July 15, 2013

been completed. That unit was started up last week. We did identify the source of the vibration and the capacity problems. Those were corrected. It took us a little bit more time to complete than we had planned but none the less that unit is back and in service. I do expect that we will probably hit a new peak this week. We came pretty close today and it didn't even get hot out today. Setting a new peak is not a concern for us. We do have all three units in service in addition to our other resources that we have coming in from the outside. But it is coincidental that when we set out peak last year it was also during this exact same week. So we'll be peaking out a little bit over 61mgw this year. Other than that I just hope everybody stays cool this week and enjoy your time off for the next couple of Mondays.

D. Finance Director Strimlan: Thank you, Mr. President. I trust everyone received the post audit package from Mike Ifantiedes, the Senior Audit Manager for the State of Ohio. With that package you should have received the basic financial statements of the City, the audit report, as well as the verbal comments of the auditors. Prior to tonight's meeting I did give each of you the full Comprehensive Annual Financial Report. If you had an opportunity to view that, you see that we did, once again, receive a clean audit report. The Finance Department is very proud of the continued clean audits we have been receiving as well as the CAFR awards. We do appreciate Council's support with regard to those audits as well as the dedication and diligence of all of the departments that help us, the Finance Department, in this regard, not only during the audit but it is a year round process to receive these clean audits and the CAFR award. If you have any questions as you're going through the CAFR, please don't hesitate to give me a call or Toni Wilson in my office and we can help you out with any questions you might have. The CAFR is also going to be available on the website for viewing if you'd prefer to look at it online. Also prior to tonight's meeting I did distribute the Quarterly Investment Report. The policy that we have, the investment policy, does not require a motion but the minutes do need to reflect that that was distributed. I also provided the Fund Balance Report for June 30, 2013, that will require a motion to approve that report subject to audit. Miller moved and Aspiras seconded. Roll call vote; all ayes; motion carried. Strimlan: I also have a piece of legislation on the agenda tonight to establish a new fund and I can address that when it comes up. Thank you.

E. Law Director Kirkbride: Thank you, Mr. President. I do have a piece of legislation on the agenda for this evening. It will be on first reading for some compensation. I am going to ask for a motion to amend it though. Mr. Hamsher brought it to my attention a correction that needs to be made specifically that it would exempt any elected member of Council for the compensation for a committee so we need to make that revision and otherwise it's okay to put on first reading. Hamsher: I motion we amend it as presented by Ms. Kirkbride. Leathers: What section would that be in? Kirkbride: Section 1B to add the language "except for elected members of Council. Miller seconded. Roll call vote; all ayes; motion carried.

F. Council President Baker: For my report this evening, it's always nice to be able to show off our City. People get to come to town for the parade, for the carnival, for the fireworks and we always have a city that we can be proud of. One thing though, Mr. Brediger, it may not have been hot in your neighborhood but I guarantee you it was hot in the foundry today. And it's going to be the rest of the week too.

Old Business:

Leathers moved that Ordinance N-13 be place on 2nd reading. Aspiras seconded. Roll call vote. All yeas. Motion carried. **ORDINANCE N-13, AN ORDINANCE AMENDING THE ZONING MAP CREATED BY CHAPTER 1120 OF THE CODIFIED ORDINANCES OF THE CITY OF ORRVILLE, OHIO, TO RECLASSIFY A PARCEL OF**

Regular/Public
July 15, 2013

LAND KNOWN AS LOT NUMBER 3444 IN THE CITY OF ORRVILLE FROM I-2 (INDUSTRIAL) TO C-3 (COMMERCIAL).

Wheeler: As we talked about a little bit at the last meeting, this is a request from Jarrett Companies to rezone 1330 North Main Street from its current zoning of Industrial 2 to Commercial 3. The property currently houses Zephyr's Gym and the remaining building and property layout is just not conducive to current industrial needs. The property is adjacent and across from both C-3 and C-4 properties. The Planning Commission also held a public hearing as well as Council on this rezoning request and received no negative feedback. The request is in line with the 2012 Comprehensive Plan update. And I believe a portion of this property is scheduled to be demolished very soon to create additional parking regardless of the action on the rezoning request.

Mayor Handwerk: I just wanted to mention that we certainly appreciate the effort that Jarrett's have put in down there not only with Zephyr's which has definitely proven to be a worthwhile endeavor here in town as its been used very well and definitely a successful thing. But also looking ahead and looking into the future at different uses of that property down there. So we appreciate the effort that they're putting into that.

Corfman: I appreciate what they've reinvested into the City. I think it's been good for us and unfortunately we're not going to be able to pass it tonight because of the numbers but I don't see any opposition to it or any problem with it.

Baker: Okay, so it will then go to third reading.

New Business:

Leathers moved that Ordinance O-13 be place on first reading. Corfman seconded. Roll call vote. All yeas. Motion carried. **ORDINANCE O- 13**, AN ORDINANCE AMENDING SECTION 151.08 OF THE CODIFIED ORDINANCES OF THE CITY OF ORRVILLE, OHIO, REGARDING COMPENSATION FOR PUBLIC UTILITIES BOARD CLERK AND MEMBERS OF THE PLANNING COMMISSION, BOARD OF ZONING APPEALS AND DESIGN REVIEW BOARD.

Baker: Anyone have any comments for this one?

Leathers: The Ordinance and Personnel met on this subject quite some time ago for discussion. In the past many of these, the persons/citizens who have been serving on these boards have not had any kind of compensation and we decided that it was time that we reward their service with some compensation on a per meeting basis.

Baker: Anyone else have any comments? Let's move to the next item.

Leathers moved that Ordinance P-13 be place on first reading. Aspiras seconded. Roll call vote. All yeas. Motion carried. **ORDINANCE P-13**, AN ORDINANCE TO AUTHORIZE THE ESTABLISHMENT OF THE WATER UTILITY 2013 BOND RETIREMENT FUND, AND DECLARING AN EMERGENCY.

Strimlan: We did receive the final arbitrage rebate calculation for the 2002 water system refunding revenue bonds. This is for the entire period going from 2002 to May 15, 2013 when those bonds were retired. There is no liability that is due and as a result we do have a balance in trust with the bank of New York. The money that's remaining we can use that for capital expenditures. We can also use that for principal and interest payments for the general obligation bonds that were issued earlier this year. However for us to receipt that money that's in trust, we do need to establish a bond retirement fund for the 2013 general obligation bonds. We do not need the State of Ohio auditor's approval to establish the fund but we do need the Utility Board and also City Council's approval to establish that fund. So that is the purpose of this legislation.

Baker: Okay. Anyone have any questions? Mr. Brediger, has the Utility Board already approved this?

Regular/Public
July 15, 2013

Brediger: I was just about to comment on that. Yes, sir, they approved that at their last Public Utilities Board meeting.

Hamsher: Ms. Strimlan, about how much are we talking that we have sitting there?

Strimlan: We have \$230,237.14 in trust with the Bank of New York.

Hamsher: Are we planning on using that toward the bonds as you mentioned?

Strimlan: It will remain in that account and it will be used again for principal and interest or capital expenditures. We'll continue to set aside money in this fund for the regular payments for principal and interest as we always would as a matter of business practice. But this money will be set aside in that fund.

Baker: Anyone else have any questions or comments?

Good of the Order: None

Leathers moved to adjourn the council meeting. Corfman seconded. Roll call vote. Yeas all. Motion carried. Council was adjourned at 7:58 p.m.

Jeanne Gault, Clerk of Council

Date

Lyle Baker, President of Council