

## Regular/Public

May 4, 2020

Council President Paul Vance called the May 4, 2020, regular meeting to order. Pastor Brad Dews led the prayer. The pledge was recited.

Roll call: Handwerk, Aspiras, Lorson, Mosley, Carozza, Widmer and Wilson were all present.

Council minutes of regular meeting held April 20, 2020, were presented for approval. Lorson moved to approve the minutes; Mosley seconded. Roll call vote; all yeas; motion carried.

### **Standing Committee Reports**

No committee reports.

Mosley – There are three resolutions tonight. Asked if the Capital Improvement legislation could go two readings. Commented on the park protest, thankful it was peaceful without incident today. There is only so much we can do on a local level. We need to listen and we need to discuss what we are going to do as public officials.

### **Special Committee Reports** - None

### **Administrative Reports**

Mayor Handwerk: Commended our officers at the park protest this weekend protesting the playground equipment is off limits. After reviewing the body cam footage, you could hear exactly what was said by everyone. Our officers did a very respectable job. The citizens at the park, especially today, thank you there were no issues. The play equipment at the park was restricted from the very beginning of the virus with the issue being the number of hands that could possibly be touching those. There are things you can do, the rest of the park is open for walking, you can ride your bike around town, walk with your family, backyard activities, family get togethers are all okay to do, just to name a few. We all want things to get back to normal. The restrictions on the playground equipment is a law right now, not a recommendation. We will follow what the law is. The equipment is off limits. Everyone should help to not put our police in this type of situation. Their job is to enforce the laws. Let's not put the children in the middle of that. Our officers have done a great job building positive relationships with the school age kids. We don't want to see that get damaged. People for and against this have made contact with us. Let's keep our town safe.

Safety Service Director Wheeler: The Service Department is busy with mowing, working on potholes and starting the new little league parking lot at the south end of the bowling alley off Ella. The compost center is now open on Saturday mornings as well as normal hours on Wednesday. Commented on the park incident and commended the police and the protesters for calmness all around. The Governor specifically closed the park equipment and basketball courts. The tennis courts you play at a distance and only a couple people. Continue to social distance with those that are not your family.

The Governor's orders can be enforced by the Health Department for some items like restaurants, Orr Pool, and the park issue falls back on the police. The regulations of businesses, the number allowed to enter and such can fall back on the police if customers get upset and a no trespass order has to be issued. Each individual should do the right thing and obey the order, even though it is unpopular.

Utility Director Brediger: The Utilities are still maintaining limited staffing as we have in March and April. Any that can work from home are continuing with those efforts. Business continues as usual with limited customer access to the facilities as we protect our people assets so we can continue our services uninterrupted.

Finance Director Strimlan: The Utility Board approved the Utility Relief Program designed to assist customers with financial difficulty due to the pandemic. It will provide 6 months interest free period for repayment. It applies to past due utility bills incurred March 17 thru May 2, 2020. Approved participants can expect the past due amount to be deferred until July 1<sup>st</sup>. At that time the past due amount will be broken out into 6 monthly installments that will be required to be paid along with their current charge. Customers will be subject to disconnect after July 1<sup>st</sup> if their regular charge and monthly installments are not made. Applications are on the website and additional documentation is

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required. We were awarded a \$5,000 a United Way grant to help our residential customers pay past due utility bills. The Utility Reinvestment Program agreed to a matching \$5,000 grant for small businesses. The distribution will occur over a 4 month period and will be based on evaluation of accounts scheduled for shutoff and a 12 month historical shutoff perspective.

After reviewing the City financial information for March, there are no significant items to report. We will be closing April in the next seven days, we will then send council reports as that is when we will start to see impacts to revenue during the April – May timeframe. Wilson asked about any outstanding loans and any impacts to repay those. There is one small interest-free loan with \$25,000 annual payments. We see no difficulty in making that debt service obligation.

Law Director Kirkbride: In regards to the park protest and the question of constitutionality of the Governor's orders, we don't decide that on a local level. People that are unhappy with the Governor's directives should address their state elected officials. Its concerning that people bring their children to the park and intentionally violate the laws of the State of Ohio and put the police in a position to advise people in front of the children as to what they should or shouldn't do.

Council President Vance: This process is laid out for us to handle the disagreements and differing viewpoints. You can email the state officials, the governor's office, and county and you can email us. Conversations have taken place with the Governor's office, state health department, and county health department. Conversations took place today with our state representative who shared the various factors that go into account as the state legislature is moving forward with the re-opening process. Feel free to contact us. We will listen, hear what you have to say and pass those concerns along. They do understand our concerns and are working on it. Let's continue to work together. We are on the same team. Let's work to communicate, respect each other and work together.

### Old Business - None

### New Business

Resolution 14-20 Lorson moved that it be placed on first reading. Wilson seconded. Roll call vote; all yeas; motion carried. **Resolution 14-20**, A Resolution authorizing the Board of Control to advertise for bids and enter into a contract and/or contracts for the OPWC 2020 Asphalt Street Resurfacing Project in the City of Orrville, Ohio and declaring an emergency.

Discussion: This legislation allows us to bid for the OPWC project. The goal is to go out for bids by the end of May, open bids in June, award and start construction in July based on State funds. The streets are West Chestnut, Smucker Road, South Crown Hill at the edge of the corporate limits, South Walnut under the bypass, Vine Street and South Elm Street Extension.

Lorson moved that the rules, regulations, and statutes requiring the reading of a resolution on three separate days be suspended. Carozza seconded. Roll call vote; Mosley, nay; all remaining yeas; motion carried. Lorson moved that Resolution 14-20 be adopted as read. Carozza seconded. Roll call vote; all remaining yeas; motion carried.

Resolution 15-20 Lorson moved that it be placed on first reading. Mosley seconded. Roll call vote; all yeas; motion carried. **Resolution 15-20**, A Resolution authorizing the Board of Control to enter into a contract and/or contracts, with the Wayne County Commissioners to provide supplemental funding for the Kirk Avenue Resurfacing Project in the City of Orrville, Ohio and declaring an emergency.

Discussion: This is a CDBG project, defined as a low to moderate income eligibility neighborhood. The funding and the project go through the county commissioners. This resolution is agreeing to provide our portion of the funding with an engineers estimate of about \$16,850, with a overall project cost of \$68,850 by engineers estimate. This legislation will go for 2<sup>nd</sup> reading at our next meeting.

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Resolution 16-20 Lorson moved that it be placed on first reading. Carozza seconded. Roll call vote; all yeas; motion carried. **Resolution 16-20**, A Resolution authorizing the Board of Control to enter into a contract and/or contracts, with the Wayne County Engineer to provide supplemental funding for the Burton City Road Resurfacing Project (Orr Street) in the City of Orrville, Ohio and declaring an emergency.

Discussion: The Wayne County Engineer's office applied for OPWC funds to resurface Burton City Road. This become Orr Street in our city limits, as a result we have agreed to cost share our portion of that \$26,478 which is a nice discount for us to do Orr Street in 2020. It cannot start until after July 1<sup>st</sup> with a goal of completion this year.

Lorson stated that given the timeframe, given the familiarity of council colleagues and that it has been discussed previously and is a very good deal on behalf of the citizen of Orrville, I move that the rules, regulations, and statutes requiring the reading of a resolution on three separate days be suspended. Mosley seconded. Roll call vote; all yeas; motion carried. Lorson moved that Resolution 16-20 be adopted as read. Handwerk seconded. Roll call vote; all yeas; motion carried.

Resolution 17-20 Lorson moved that it be placed on first reading. Handwerk seconded. Roll call vote; all yeas; motion carried. **Resolution 17-20**, A Resolution authorizing the Board of Control to enter into an agreement and/or agreements through a Federal or State Purchasing Cooperative contract to design and build two (2) pickleball courts; or alternatively to contract with another company upon equivalent terms, conditions and specifications, but at a lower price than it can be contracted through the Federal or State Contract as allowed by Ohio Revised Code Section 125.04; or alternatively to advertise for bids and enter into an agreement and/or agreements for the design and construction of two (2) pickleball courts, and declaring an emergency.

Discussion: This is part of the Gateway Project, a portion of where the bowling alley was located. This will be on the southwest side of the property which is owned by Orrville Schools and being donated to the city and will be a pickleball court. It is a mixture of ping pong and racquetball. It is a growing sport with over 18 locations in Stark County. Wooster has six courts. This legislation will give us the option to get the lowest and best price and be sure we get quality work. There will be fencing around both courts and one inbetween the courts. The portion of "declaring and emergency" is due to the timeframe of securing a contractor to get them on the books and complete it this year. Which means it goes into effect immediately instead of waiting the 30 days.

Lorson stated, given the logic of moving forward with this and its been discussed for quite a while, I move that the rules, regulations, and statutes requiring the reading of a resolution on three separate days be suspended. Wilson seconded. Roll call vote; all yeas; motion carried. Lorson moved that Resolution 17-20 be adopted as read. Handwerk seconded. Roll call vote; all yeas; motion carried.

**Good of the Order:**

Mayor Handwerk thanked President Vance for running smooth Zoom meetings.

**Adjournment**

Lorson moved to adjourn the council meeting; Carozza seconded. Roll call vote; all yeas; motion carried. Council adjourned at 8:20 p.m.

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Jeanne Gault, Clerk of Council

\_\_\_\_\_, 2020  
Date

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Paul Vance, President of Council