

## Regular Meeting / Public

Monday, April 3,

23

Council President Vance called the council meeting to order. Pastor Chuck Davis from Calvary Assembly of God led the prayer. Pledge was recited.

Roll call: Handwerk, Aspiras, Shanklin, Lorson, Carr, and Mosley were present. Excused: Wilson

Lorson moved to amend the agenda to approve the minutes of the March 13, special meeting which were included in council packet; Shanklin seconded. All ayes; motion passes.

Council minutes of the March 20, 2023, regular meeting were presented for approval. Lorson motioned to approve those minutes; Carr seconded. All ayes; motion passes.

Council minutes of the March 13, 2023, special meeting were presented for approval. Lorson motioned to approve those minutes; Aspiras seconded. All ayes; motion passes.

### **Standing Committee Reports**

Parks and Recreation – Handwerk: No report. Requested meeting for May 8 to discuss the skate park and the depot project, at 7 pm.

### **Administrative Reports**

Mayor Dave Handwerk: The Employee of the Month for April is Police Officer Adam Moss.

Safety-Service Director Wheeler: Fencing is being installed for the dog park and should be completed in the next few days, weather permitting. Skate park concrete pad is staked out. Interviews have been completed for the Staff Engineer position. We will make an offer of employment shortly.

Utility Director Brediger: The past two weekend windstorms were difficult to recover from with the sustained winds making dangerous conditions to work through. Crews were done by 2 am Sunday. First Energy customers were out of service longer. We sent a crew along with several poles to the Village of Wapakoneta.

Finance Director Strimlan: The Fund Balance reports for January and February were distributed. There are several funds with negative net income which is simply a timing issue. We had large expenditures that occurred in January and February so those should level out over the next couple of month. Lorson moved approve the reports subject to audit; Mosley seconded. All ayes; motion passes.

President Vance: Video recording update that we have a basic setup right now. Requested council's, administration and the community if it is adequate to get us by for now. Open to ideas.

### **No Old Business**

### **New Business**

**Resolution 12-23**, Lorson moved that it be placed on first reading. Aspiras seconded. Roll call vote; all ayes; motion passes. **Resolution 12-23**, A Resolution authorizing participation in the ODOT Road Salt Contracts awarded in 2023 for road salt for the City of Orrville, Ohio, and declaring an emergency.

Discussion: We have a good supply due to a mild winter. We order 1000-1100 tons. This year will be closer to the 700-800 ton range this year. Last year we paid \$51 last year. Due to supply and demand, it may go down some. ODOT does a great job with the contract. In '09 our contract was not with ODOT and was \$140/ton. Minimum is 90% of our order and can go up to 110%. We are currently fully stocked.

Lorson moved that the rules, regulations, and statutes requiring the reading of a resolution on three separate days be suspended. Carr seconded. Roll call vote; all yeas; motion carried. Lorson moved that **Resolution 12-23** be adopted as read. Shanklin seconded. Roll call vote; all ayes; motion carried.

**Resolution 13-23**, Lorson moved that it be placed on first reading. Mosley seconded. Roll call vote; all ayes; motion passes. **Resolution 13-23**, A Resolution authorizing the Board of Control to enter into an agreement and/or agreements, without bidding, with JM Outdoor, LLC for the installation of public art in the downtown and declaring an emergency.

Discussion: Mayor Handwerk spoke on this project and how it came about a few years ago when the dry cleaning building was demolished. There is a big blank wall. Wendell Hostetler spoke with the Mayor about maybe putting a picture of a train engine since it was near the depot. The wall is the Pavilion Insurance building and is over 100 years old. Brian Harbaugh of Ohio Outdoor looked at it and came up with some suggestions from telephone poles (which could warp), single pole or I-beams sunk in the ground and build the structure framework on that and then mount the picture on there. There will be landscaping underneath. The size is 12ft high by 30ft wide. Kristin Lorson has been working on the train engine picture for us with a lot of study work and talking with the Railroad Heritage Society. (Pictures were distributed for review.) This is what we are looking. Materials will not be ordered until it is passed by council then 5-6 weeks for the materials to arrive. Mosley shared he is a fan of public art. Citizen comment to him about it being on an emergency, another about there are no details to what public art is and what form it will take and where it is going, it could be offensive, streets needs repaired and catch basins that are more of an emergency issue. Mayor states we put millions into streets every year and we need to have other things, like the park that needed to have things to make it better. We had criticism when we put the dog park in. This is art work. Kristin will paint the picture and then it will be blown up on vinyl. It will last 5-6 years depending on how the fading looks. The big expense is the structure. To replace the vinyl it will be \$600. The picture can change as well. This would be nice in the depot area with Rib Fest and other things. Vance mentioned that the emergency just means normally there is a 30-day waiting period until the legislation goes into effect and this waives the 30 days. This allows us to get it ordered, or contracts signed. Aspiras asked about price and grant funding. Wheeler, \$25,000. No grant funds for this project but for the larger depot project that will take place that Handwerk mentioned. Shanklin asked about an email that stated \$30,000. (Design Review email did not go out to everyone.) Mosley mentioned the appropriations for the budget that the website didn't have the project on it. Strimlan stated that was just approved and may not yet have been updated. Shanklin, the emergency clause was read discussing peace, health and safety did not apply. Vance, that is standard language but the additional language that says, and for the further reason, that describes this particular piece. Kirkbride says Ohio law requires the first part and we are required to give two reasons so the second reason is more specific when we draft legislation. The seasonality of it due to materials. Any legislation that has the emergency provision, we are required to put both reasons. Mosley asked if it could be reworded to state where this is located so future people know where this is located. Lorson, all this will be reflected in the minutes and in our archives. Discussion ensued that this legislation is for the infrastructure not for what will be displayed. Shanklin asked why without bidding. Wheeler, state law, you are not required to bid anything under \$50,000. We do look for the best price. Mosely said we have the best artist in the county. We are approving the infrastructure and now it makes sense. Lorson, the emergency clause isn't an emergency to pass it but the speed with which it takes place once it is passed and the Mayor signs it rather than waiting 30 days. A high percentage every year are on emergency due to timing especially since COVID and supply chain issues and getting a job done. Aspiras, we don't always pass things on first reading. Once we agree we want it to move forward and declare it an emergency so we can get started. Lorson, given the time constraint and the desire to have it in place before festival season in town moved forward with a motion.

Lorson moved that the rules, regulations, and statutes requiring the reading of a resolution on three separate days be suspended. Handwerk seconded. Roll call vote; nays Shanklin, remaining yeas; motion fails.

**Resolution 14-23**, Lorson moved that it be placed on first reading. Shanklin seconded. Roll call vote; all ayes; motion passes. **Resolution 14-23**, A Resolution authorizing the Safety Service Director to enter into an agreement with Orrville City Schools to provide an additional School Resource Officer (SRO) and declaring an emergency.

Discussion: School superintendent Mr. Ritchie approached us about adding another school resource officer to be present in the schools. Currently one is 2/3rds funded by the Orrville City Schools. One the City provides that also will respond to calls if needed. This would be the third one so that all three schools have an officer presence. We are in the process of hiring two fulltime officers. One would be a candidate for this SRO position, with experience. Mr. Ritchie has offered considerable financial support to make this happen. Recommend we move forward tonight. We are in the middle of hiring and decisions have to be made. SRO's are floating right now. The new

one would work the schools hours when open and an officer available for sporting events as well. When school is not in session then will be available to do some work on the force. Twelve month funded.

Lorson moved that the rules, regulations, and statutes requiring the reading of a resolution on three separate days be suspended. Shanklin seconded. Roll call vote; all yeas; motion carried. Lorson moved that **Resolution 14-23** be adopted as read. Aspiras seconded. Roll call vote; all ayes; motion carried.

**Utility Department Annual Report – Director Jeff Brediger**

Copy on file in the Utilities Department.

**Good of the Order**

Lorson: Invited everyone to Wayne College Tuesday night for candidate’s night with Wooster and Orrville mayoral candidates as well as council.

Shanklin: Explained his no decision on the downtown artwork, to give the public notice and give opinions. We have other large capital projects like the fire truck. We need to hear public opinion if they think it is feasible or not.

Vance: It is a \$25,000 expense and the council representative is inviting public input on whether council can take on that obligation at this time.

Mosley: Took courage for Shanklin to vote no.

**Adjournment**

Lorson moved to adjourn the council meeting; Carr seconded. Roll call vote; all ayes; motion passes.

Our next regular meeting will be April 17<sup>th</sup>, 2023 where we will hear the finance annual report. Meeting adjourned at 9:08 pm.

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Jeanne Gault, Clerk of Council

\_\_\_\_\_, 2023  
Date

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Paul Vance, President of Council