

Council President Vance called the council meeting to order.

The Orrville Ministerial Association, Pastor Brad Dews of Orrville Baptists Church, led the prayer. The pledge was recited.

Roll call. Mosely, excused. All others present.

Council minutes of the November 6, 2023, regular meeting were presented for approval. Carr motioned to approve those minutes; Shanklin seconded. All ayes; motion passed.

#### **Public Comment**

Lorson moved to allow Mr. Riedel, 10 minutes in place of the 3 minutes normally allotted, Shanklin seconded. All ayes.

Andrew Riedel, 718 S Elm Street, spoke about a need to change the ordinance to allow for chickens and rabbits within city limits. As a livestock and as 4-H projects and for fertilizer.

President Vance: Council did draft legislation that was presented to the Planning Commission. Their opinion was that there isn't enough room between lot lines to have animals. We are continuing to work with them to see if we can figure something out but that is where it stands right now.

Endsley: Planning Commission does not need to approve the change. They make a recommendation to council.

President Vance: Council can do what they want regardless of their recommendation.

Endsley: They need to make a recommendation yes or no. Council can veto their recommendation. If you make changes from what was previously presented to them, it would need to go back to them, if you change setbacks or whatever.

#### **Standing Committee Reports**

Ordinance and Personnel – Lorson: Not met; no report. He attended the Planning Commission meeting seeking answers on why they voted not to recommend the ordinance change. Their comments were based on proximity to the neighbors. He asked for the distance they would be okay with and it seemed they would not be okay with anything. The members of the Planning Commission don't live in neighborhoods where chickens or rabbits would be permitted anyway. Two live in a condo development and the others live where there are deed restrictions prohibiting it.

Mayor: Deed restrictions are not followed so that shouldn't be thrown out there.

Lorson: Planning Commission is stacked all in one end of town. In one socioeconomic area. New administration might be able to find commission members more representative of the entire city. During my short time remaining, my hope is to reintroduce this. We can reintroduce it as it was presented to them, with no changes. We can't bring it off the table as we never tabled it. We will have to reintroduce it. That would give us two readings of it, and needing to suspend the rules at some point because it wouldn't be read for a third time.

Clerk: We would need a public hearing on the second reading.

Lorson: Let's plan on that.

Kirkbride: You'd like me to have this for the next meeting?

Lorson: Yes.

Vance: We can't say we are planning on suspending the rules at this point. We would have to vote on it at that time. We will not announce that we are going to suspend the rules.

Lorson: I'm just framing things in my limited time.

#### **Administrative Reports**

Mayor Handwerk: Our November employee of the month is Officer Nate Chrapowicki from the police department. Trash and recycling pick up will be delayed one day this week due to the holiday. Home for the Holidays is the day after Thanksgiving. Service Dept. completed Christmas decorating today. Mayor-elect Matt Plybon helped decorate our lobby.

Safety-Service Dept. - Endsley: Compost center closed for the season. Leaf pick up round two begins Monday.

Utility Director Brediger: Odor complaints about the Smith Dairy's pretreatment facility at the end of Mohican Street should be directed to Smith Dairy. AMP Scholarship applications have been sent to area high schools in our service area.

Clerk Gault: Our Safety Service Department is requesting a change in the Central Business District, (CBDD) to include tattoo and body piercing shops to the downtown central business district that needs to be referred to the Planning Commission.

Endsley: Previously they were conditional uses in our code. When we redid the code it became a prohibited use in the downtown. The licensing for salon permanent makeup, eyebrows, etc., is the same license to do tattoos. A salon downtown would like to provide those services. This would change it from a prohibited use to a conditional use which requires application and approval from Planning Commission with a public hearing.

President Vance: Ward 2 Councilman Shanklin ran for an at-large position and won. His seat is coming available January 1<sup>st</sup>. We are seeking resumes for the Ward 2 vacancy by December 6<sup>th</sup>. Interviews will be that evening beginning at 7 pm. On January 2<sup>nd</sup>, at 7 pm will be a meeting of the whole will be an organizational meeting for council to begin the new year.

### **No Old Business**

### **New Business**

**Ordinance K-23**, Lorson moved that it be placed on first reading. Handwerk seconded. Roll call vote; all ayes; motion passes. **Ordinance K-23**, An Ordinance to Amend The City of Orrville, Ohio Income Tax Code to Adopt changes to Ohio municipal income tax set forth in HB 33, and declaring an Emergency.

Discussion: These are required changes in order for us to collect taxes in 2024 and needs to be in effect by January 1. It can go three readings. Rate is the same and method of collection is the same. This is formatted to match the RITA legislation, the prior piece did not align and was a challenge. Any future changes from RITA will seamlessly fit in.

Lorson moved that the rules, regulations, and statutes requiring the reading of an ordinance on three separate days be suspended. Squirrell seconded. Roll call vote; all yeas; motion carried. Lorson moved that **Ordinance K-23** be adopted as read. Shanklin seconded. Roll call vote; all ayes; motion carried.

**Resolution 37-23**, Lorson moved that it be placed on first reading. Handwerk seconded. Roll call vote; all ayes; motion passes. **Resolution 37-23**, A Resolution authorizing the Safety-Service Director to enter into purchase order(s), without bidding, each for a one-year period, for various services and supplies by the City of Orrville, Ohio for year 2024.

Discussion: This is an annual resolution to allow us to purchase items and services without bidding. All items are the same as the 2023 resolution.

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 37-23** be adopted as read. Squirrell seconded. Roll call vote; all ayes; motion carried.

**Resolution 38-23**, Lorson moved that it be placed on first reading. Carr seconded. Roll call vote; all ayes; motion passes. **Resolution 38-23**, A Resolution of the City of Orrville, Ohio, adopting the 2023 Wayne County Hazard Mitigation Plan.

Discussion: This is a 5-year update to the 2018 plan approved already by the Ohio EMA. We are awaiting FEMA approval. As a requirement, all the communities need to approve

the plan Chief Bishop and Endsley were on the steering committee. Request to pass on first reading.

Lorson moved that the rules, regulations, and statutes requiring the reading of a resolution on three separate days be suspended. Squirrell seconded. Roll call vote; all yeas; motion carried. Lorson moved that **Resolution 38-23** be adopted as read. Shanklin seconded. Roll call vote; all ayes; motion carried.

**Resolution 39-23**, Lorson moved that it be placed on first reading. Shanklin seconded. Roll call vote; all ayes; motion passes. **Resolution 39-23**, A Resolution authorizing the Public Utilities Board of Control to enter into contracts, without bidding, each for a one-year period, for various services and supplies required by The Department of Public Utilities, Orrville, Ohio, for year 2024.

Discussion: The legislation is for well rehabilitation and roof repairs after the first of the year with higher than anticipated estimates. The Utility Board has already approved them. This is out at the wastewater treatment where they are pushing 25 years.

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 39-23** be adopted as read. Squirrell seconded. Roll call vote; all ayes; motion carried.

**Resolution 40-23**, Lorson moved that it be placed on first reading. Handwerk seconded. Roll call vote; all ayes; motion passes. **Resolution 40-23**, A Resolution to accept and affirm the recommendations of the Orrville Tax Incentive Review Council regarding tax abatements for companies located in the City of Orrville.

Discussion: Annual legislation. The Tax Incentive Review Council reviews every tax abatement in Orrville. They recommend to continue all abatements that we have. Once approved this will be sent to the State of Ohio for their records.

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 40-23** be adopted as read. Carr seconded. Roll call vote; all ayes; motion carried.

**Resolution 41-23**, Lorson moved that it be placed on first reading. Squirrell seconded. Roll call vote; all ayes; motion passes. **Resolution 41-23**, A Resolution to make appropriations for current expenses and other expenditures of the City of Orrville, State of Ohio, during the fiscal year ending December 31, 2024, and declaring an emergency.

Discussion: The ORC allows us to expend funds for the first three months of the year provided that we approve these temporary appropriations. These are identical to the 2024 budget council passed on July 17, 2023. This should go three readings with the final passage on December 15. If we won't have a quorum for that meeting, we will need to pass sooner.

### **Good of the Order**

Mayor – Thanked our public comment resident. Not everyone is in favor of the legislation. We live in the city limits for a reason. Addressing the statement of commission members being from one central area. Three were appointed previous to me. There are no term limits. Some have moved and didn't always live where they do now. The Mayor is responsible for finding people to serve on a multitude of committees and commissions all year long. Some meet once or twice a year, some once a month, some get paid \$25/meeting and others don't get paid. People aren't doing it to make money. It isn't always easy to fill those committees. Council approves those lists every year.

Lorson: It is largely a thankless job and I know that it's probably tough to get people to sign on for something that doesn't pay and commits you to be here. My comment was in no way

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meant to disparage their service. I know them all and have been great public servants. My point was, if possible, to geographically spread them out.  
Handwerk: This week is Home for the Holidays put on by a 501c3 Orrville Community Development Corporation. Thank them if you see them.

**Adjournment**

Squirrell moved to adjourn the council meeting; Lorson seconded. All ayes; motion passes.

Our next regular meeting will be December 4, 2023. Meeting adjourned at 8:26 pm.

_____	_____, 2023
Jeanne Gault, Clerk of Council	Date

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Paul Vance, President of Council

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