

SPECIAL CITY COUNCIL MEETING FOR
EXECUTIVE SESSION
MONDAY, MAY 18, 2015 – 6:30 PM

REGULAR COUNCIL MEETING
MONDAY, MAY 18, 2015 - 7:30 PM

President Paul Hach called the Special Meeting to order in Council Chambers at 6:30 pm. He asked for a motion to convene to Executive Session. Mrs. DiNallo made a Motion to move into Executive Session in Accordance with the City's Charter Article II, Section 6, Items 1, 3 & 4: (1) To consider the appointment, employment, dismissal, discipline, promotion, demotion or compensation of an employee or official of the City; (3) To discuss pending or potential litigation involving the City; and (4) To prepare for, conduct or review negotiations or bargaining sessions with municipal employees concerning their compensation, or other terms of employment., which was seconded by Mr. DeLeone.

Roll call was performed by Acting Clerk of Council Tina Pomfrey. On roll call, Mrs. DiNallo, Mr. DeLeone, Mr. Fodor, Mr., Flock, Mr. Fitzgerald, and Mr. Hach answered, "Yes". Mrs. Jenkins was absent. Motion carried. Council moved to Courtroom #2.

At 7:30 pm, Council returned to Council Chambers in Courtroom #1. President Hach asked for a Motion to Adjourn from Executive Session and reconvene the regular meeting. Motion to Adjourn from Executive Session was made by Mr. DeLeone seconded by Mr. Fodor.

Roll call was performed by Acting Clerk of Council Tina Pomfrey. On roll call, Mr. DeLeone, Mr. Fodor, Mr. Flock, Mr. Fitzgerald, Mrs. DiNallo, and Mr. Hach answered, "Yes". Mrs. Jenkins was absent. Motion carried.

At 7:31 pm, President Hach called the regular meeting to order in Courtroom #1, requested visitors please turn off their cell phones and other electronic devices. Councilwoman DiNallo gave the invocation. The Pledge of Allegiance was recited.

City Council convened in a regular meeting in Council Chambers, with the following in attendance: Paul Hach, Lori DiNallo, Andrew Flock, Jim Fodor, Tom Fitzgerald, Mike DeLeone, City Manager Anthony Carson, Law Director Joseph Gurley, Assistant City Manager Doug Lewis, Fire Chief Mark Mlachak, Police Chief Anthony Powalie, Finance Director Andy Unetic, Water Superintendent George Ginnis, Public Works Director Brian Belfiore, Water Pollution Control Plant Superintendent Randy Bruback; Electric Superintendent Jeff McHugh, Parks and Recreation Director Lee Homyoock, City Planner Lynn White, City Engineer Leanne Exum, Building Official David Zofko, Economic Development Director Cathy Bieterman, and Acting Clerk of Council Tina Pomfrey. Mrs. Jenkins and Ms. Diehl were absent.

A Motion was made by Mr. DeLeone, seconded by Mrs. DiNallo to approve the meeting minutes for May 4, 2015 as submitted. All members answered "Yes". Motion carried.

Mr. Hach stated we will now be recognizing visitors and if there was anyone in the audience who wished to speak to please raise their hands and wait to be called upon. Once called upon, he requested Visitors please use the podium, clearly state their name and address into the microphone, and limit comments to 3 minutes. Any dialogue must be conducted through him as President of Council, although comments or questions can be addressed to Council, the Administration, or both. Two people wished to speak.

Mr. Art Shamakian of 348 Mentor Avenue, Steele Mansion, shared a flyer for the Grand Opening scheduled for Tuesday, June 2, 2015 from 2:00 pm – 8:00 pm. There will be a ribbon cutting ceremony, music, food truck, cash bar and a walking tour of the mansion.

Mr. Anthony Torre of 158 Sanford Street stated he has been doing some research from May 1993 Council Minutes regarding Waste Management. The contract will be up soon and would like Council to be ready for a new contract that is a good contract. Also he expressed his concerns regarding Waste Management and plastic bags. Every container has 4-5 plastic garbage bags in them as we do not use paper anymore because plastic is cheaper and doesn't leak.

Mr. Fodor clarified that Waste Management's issue is with plastic grocery bags, not garbage bags. Grocery bags should be taken back to the store for recycling, not places in the Waste Management recycling bins.

President Hach stated there is no new legislation on the Agenda this evening and the Tabled Legislation will remain tabled.

AN ORDINANCE AMENDING SECTION 1303.03 AND 1303.04 OF THE PAINESVILLE CODE OF 1998, RELATING TO PERMITS AND FEES, AND DECLARING AN EMERGENCY.

remains Tabled.

AN ORDINANCE AMENDING SECTION 1305.03 OF THE PAINESVILLE CODE OF 1998, RELATING TO ELECTRICAL CONTRACTOR REGISTRATION FEES, AND DECLARING AN EMERGENCY.

remains Tabled.

AN ORDINANCE AMENDING SECTION 1306.03 OF THE PAINESVILLE CODE OF 1998, RELATING TO GENERAL CONTRACTOR REGISTRATION FEES, AND DECLARING AN EMERGENCY.

remains Tabled.

AN ORDINANCE AMENDING SECTION 1307.02 OF THE PAINESVILLE CODE OF 1998, RELATING TO PLUMBING CONTRACTOR REGISTRATION FEES and DECLARING AN EMERGENCY.

remains Tabled.

AN ORDINANCE AMENDING SECTION 1308 OF THE PAINESVILLE CODE OF 1998, RELATING TO SEWER BUILDER CONTRACTOR REGISTRATION FEES and DECLARING AN EMERGENCY.

remains Tabled.

AN ORDINANCE AMENDING SECTION 1309 OF THE PAINESVILLE CODE OF 1998, RELATING TO HEATING, VENTILATING AND AIR CONDITIONING CONTRACTOR REGISTRATION FEES, AND DECLARING AN EMERGENCY.

remains Tabled.

Under old business was Prairie State Power Plant. Mr. Flock read a quote from an article (*See Attachment #1*) from Mr. Gerken, CEO of Prairie State. He is concerned about the participants as some communities do not have the money to pay off their share of the project and rely on the residents and businesses. The participants should investigate Mr. Gerken's comments. It is disheartening.

Mr. Hach stated he has not had the opportunity to read the article and would like to continue this discussion at the next meeting.

Mrs. DiNallo mentioned that Mr. Gerken's quote was taken out of context and created some confusion. He shared his comments that they had more to do with the organization and operations of the facility. Mr. Gerken further indicated marked improvements and the plant will remain a strong long-term investment.

Mr. Flock would like to invite Mr. Gerken to come to speak to Council again.

There was no Unfinished or New Business.

There was no presentation to Council this evening.

Mr. Gurley and Mr. Carson did not have an administrative reports.

Under Clerk of Council Correspondences, Ms. Pomfrey stated the next Regular Council Meeting will be held on Monday, June 1, 2015 at 7:30 pm.; there will be a Council Worksession in Courtroom #1 on Tuesday June 23, 2015 at 6:00 pm to discuss the 2015 Budget; Farmer's Market every Thursday with NEW HOURS 12-4pm in Veteran's Park through September 24th. Check out our new vendors, giveaways, special guests and monthly food trucks; Friday Night Car Cruises, sponsored by the Downtown Painesville Organization, have begun in Veteran's Park from 5-9 pm and will continue through September 25th; Economic Development's Business Breakfast is Thursday, May 21, 2015 at 8:00 am at Lake Erie College Dining Hall. RSVP to Cathy or

Barb. Tickets are \$15.00; City offices CLOSED Monday, May 25, 2015 in observation of Memorial Day; Memorial Day Parade, Americana Concert and Fallen Heroes Ceremony are all being held Monday, May 25, 2015. Parade has a 10am kickoff at Riverside Cemetery ending in Veteran's Park, Concert is 11:30 am – 1:00 pm, followed by the ceremony; Ms. Diehl is out of the office until Tuesday, May 26, 2015 for the International Institute of Municipal Clerks Annual Conference; Kick-off to Summer's "Bathtub Race" is Friday, May 29, 2015 4:30 – 8:00 pm on Main Street. There will be a DJ, Food Trucks, Raffle and more...Sponsored by Active Plumbing and Buckeye Credit Union; Jim Venditti Memorial Youth Fishing Derby is June 6, 2015 9:00 am – 12:00 pm at Kiwanis Recreation Park; and Painesville Recreation's Summer Camp begins June 1st – Contact Recreation Dept. for more information.

Closing Comments.

Mr. DeLeone, Mr. Flock, Mr. Fitzgerald and Mrs. DiNallo had no comments.

Mr. Fodor Motioned to Excuse Mrs. Jenkins from this evening's Council Meeting which was seconded by Mr. DeLeone.

Mr. Hach thanks all for attending the meeting.

Motion to Adjourn made by Mr. DeLeone seconded by Mr. Fodor. All members answered "yes". Motion carried. The meeting was adjourned at 7:45 p.m.

Tina Pomfrey
Acting Clerk of Council

Paul W. Hach II
President of Council

Danville Utility Commission blames Prairie State project for rate woes

BY DENICE THIBODEAU

dthibodeau@registerbee.com

(434) 791-7985 | Posted: Monday, May 11, 2015 9:11 pm

Danville Utility Commissioner Bill Donohue blasted American Municipal Power's Prairie State project during a commission meeting Monday, telling AMP's president and CEO, Marc Gerken, he blames the project's cost overruns for much the financial woes Danville Power & Light is suffering.

Prairie State is a 1,600-megawatt, coal-powered plant in southern Illinois ran well above projected estimates and still had a lot of "bugs" to work out when it opened about 2.5 years ago. AMP owns 368 of the megawatts the plant produces and Danville Utilities signed onto the project for 49.76 of those megawatts.

"This project has struggled, to say the least," Gerken admitted, but said he feels the plant is on track now.

There also were issues with the coal used to power the plant. One of the big pluses of the project was that there was a coal mine at the site, which would save transportation costs. But this coal is what Gerken called "very abrasive," creating more ash than expected and requiring extra equipment to deal with it.

"We struggled to get combustion right," Gerken said.

Gerken said the quality of the coal is "within spec" and that he expects quality to vary as coal is extracted from different parts of the mine.

"It's hard for us to see the economics of that unit," Donohue said. "Three years to start the unit is unacceptable."

Donohue said he felt the five localities in Virginia got the worst of the project, since getting the power it produces here crosses a section of the national electric grid that adds extra congestion charges for transporting the electricity.

"I feel the problems are AMP's fault," Donohue said, noting that as the owner-agent representative, AMP should have had more control over how the project went.

Danville has a \$500 million commitment to Prairie State and other AMP projects, which include a natural gas-fired plant and several hydroelectric projects.

"It's hurting our community because we're not competitive with our neighbors," Donohue said. "This

is really hurting our community and our citizens; I don't think you really understand that.”

Gerken said Prairie State is under new leadership, with a new management team hired in 2014. He said the plant has improved rapidly since that change was made.

He also admitted he is not “proud of [the Prairie State project] either ... looking back, if it were up to me, I wouldn't do it again.”

Unlike the Fremont, Ohio, gas-fired plant, AMP does not own the entire Prairie State Energy Campus; it owns just under a quarter of the plant's capacity — but it is the largest equity owner in the project.

“I'm not going to argue that the last year and a half shouldn't have happened; it should have all been fixed the first year,” Gerken said. “My job now is to get it running right, then lowering costs ... we're working on it.”

In other business, the commission discussed efforts to lower the power cost adjustment element of electric bills and talked about Danville City Council tabling the proposed electric and gas rates recommended for next year.

Commission Fred Shanks — who is also a member of Danville City Council — said council had received all of the ideas the steering committee exploring the fate of Danville Power & Light for lowering costs and wondered if any of them would help eliminate the need for an electric rate increase next year.

“None of the recommendations will have any effect on this set of rates,” City Manager Joe King said.