

CITY COUNCIL MINUTES
January 22, 2013

I. ROLL CALL & ORDERING OF AGENDA

President Mike Buytendyk called the regular meeting of Wooster City Council to order at 7:45 p.m. in council chambers. The following members were present: Jon Ansel, Mark Cavin, Barbara Knapic, Craig Sanders, David Silvestri, Jeff Steiner, and Jon Ulbright.

City Administration present: Mayor Bob Breneman, Director of Administration Joel Montgomery, Finance Director Andrei Dordea, and Law Director Dick Benson.

II. APPROVAL OF MINUTES

Mr. Steiner moved, seconded by Mr. Ansel, to approve the January 7, 2013 meeting minutes. Upon voice vote, the motion carried unanimously.

III. COMMUNICATIONS FROM MAYOR/ADMINISTRATION

Mayor Breneman spoke briefly stating that the performance audit is to be released on Thursday, January 24, 2013. Mr. Breneman also stated that the ballot language for the income tax increase has been submitted to the Wayne County Clerk of Courts and that the income tax campaign committee met the previous evening.

IV. PETITIONS/COMMUNICATIONS FROM PUBLIC

The following members of the audience spoke. Mrs. Mindy Cavin, 324 Palmer Street (Ordinance No. 2013-07) and Ms. Sherry Kryder, 135 Billiar Street (Ordinance 2013-07.)

V. COMMITTEE REPORTS; PUBLIC HEARINGS

Mr. Ulbright announced that the Infrastructure Committee will meet at 5:30PM on February 19, 2013 in council chambers to hear a presentation from the Ohio Department of Transportation. ODOT will present information regarding their Transportation and Funding plan, the 5311-F program for federal transit funds, and the Safety funds recently awarded to Wooster.

VI. OLD BUSINESS

None.

VII. NEW BUSINESS

1. First Reading – ORDINANCE NO. 2013-04 AN ORDINANCE AMENDING CHAPTER 162, MANAGEMENT BENEFITS, OF THE CODIFIED ORDINANCES OF THE CITY OF WOOSTER, OHIO (Knapic)

Ms. Knapic stated that the ordinance would streamline and more clearly define several positions within the city's employment structure. Mr. Montgomery added that the legislation does not add any new positions. It was also clarified that the position of Development Coordinator would be a more general position in contrast to the former title of Economic Development Coordinator, and would allow for better coordination with other community development organizations. Mr. Silvestri inquired as to the position of Planning and Zoning Manager. Mr. Montgomery stated that planning and zoning responsibilities would no longer be split, but would be re-combined into the role of Planning and Zoning Manager.

Ms. Knapic moved, seconded by Mr. Ansel, to suspend the rules and place on third and final reading. Upon roll call, motion carried unanimously (Ansel-yes; Cavin-yes; Knapic-yes; Sanders-yes; Silvestri-yes; Steiner-yes and Ulbright-yes).

Ms. Knapic moved, seconded by Mr. Silvestri, to adopt. Upon roll call, motion to adopt carried unanimously (Ansel-yes; Cavin-yes; Knapic-yes; Sanders-yes; Silvestri-yes; Steiner-yes and Ulbright-yes).

2. First Reading – ORDINANCE NO. 2013-05 AN ORDINANCE AMENDING THE ANNUAL APPROPRIATION ORDINANCE (Ansel)

Mr. Ansel stated that ODOT will be making repairs to a portion of SR 83 that is located within the city limits. The City will be responsible for the portion of the repairs from the end of the divided highway north to the intersection of SR 83 and Friendsville Road at the rate of 20% of the cost. Mr. Montgomery clarified that ODOT had planned this project prior to the end of 2012, but did not have the final estimate available prior to the end of the city's fiscal year. Construction is slated to take place in late 2013. Repairs will include the replacement of the attenuator.

Mr. Ansel moved, seconded by Ms. Knapic, to suspend the rules and place on third and final reading. Upon roll call, motion carried unanimously (Ansel-yes; Cavin-yes; Knapic-yes; Sanders-yes; Silvestri-yes; Steiner-yes and Ulbright-yes).

Mr. Ansel moved, seconded by Mr. Sanders, to adopt. Upon roll call, motion to adopt carried unanimously (Ansel-yes; Cavin-yes; Knapic-yes; Sanders-yes; Silvestri-yes; Steiner-yes and Ulbright-yes).

3. First Reading – ORDINANCE NO. 2013-06 AN ORDINANCE TO APPROVE AND ADOPT CURRENT REPLACEMENT PAGES TO THE CODIFIED ORDINANCES AND DECLARING AND EMERGENCY (Knapic)

Ms. Knapic stated that these replacement pages are necessary to ensure that the codified ordinances reflect the changes made to state law.

Ms. Knapic moved, seconded by Mr. Cavin, to suspend the rules and place on third and final reading. Upon roll call, motion carried unanimously (Ansel-yes; Cavin-yes; Knapic-yes; Sanders-yes; Silvestri-yes; Steiner-yes and Ulbright-yes).

Ms. Knapic moved, seconded by Mr. Cavin, to adopt. Upon roll call, motion to adopt carried unanimously (Ansel-yes; Cavin-yes; Knapic-yes; Sanders-yes; Silvestri-yes; Steiner-yes and Ulbright-yes).

4. First Reading – ORDINANCE NO. 2013-07 AN ORDINANCE AMENDING THE ANNUAL APPROPRIATION ORDINANCE (Ansel)

Mr. Ansel stated that council is committed to resolving an ongoing issue within the city limits. This ordinance is necessary to fund the legal costs associated with the process.

Mr. Ansel moved, seconded by Ms. Knapic, to suspend the rules and place on third and final reading. Upon roll call, motion carried unanimously (Ansel-yes; Cavin-yes; Knapic-yes; Sanders-yes; Silvestri-yes; Steiner-yes and Ulbright-yes).

Mr. Ansel moved, seconded by Mr. Cavin, to adopt. Upon roll call, motion to adopt carried unanimously (Ansel-yes; Cavin-yes; Knapic-yes; Sanders-yes; Silvestri-yes; Steiner-yes and Ulbright-yes).

5. First Reading – RESOLUTION NO. 2013-13 A RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO ISSUE PAYMENT FOR SERVICES RENDERED UNDER CONTRACTS WITH VARIOUS VENDORS AND DECLARING AN EMERGENCY. (Ansel)

Mr. Ansel stated that authorization is needed to remit payment for two invoices received for services rendered to the city. An invoice from the Walter Drane Company is in excess of \$5,000 and council approval is needed to enter a purchase order for payment. The second is to remit payment to Best Western for parking space rental. Mr.

Silvestri asked if the city uses all of the parking spaces in the rental agreement. Mr. Breneman stated that he would need to obtain that information from the Recreation Division.

Mr. Ansel moved, seconded by Mr. Ulbright, to suspend the rules and place on third and final reading. Upon roll call, motion carried unanimously (Ansel-yes; Cavin-yes; Knapic-yes; Sanders-yes; Silvestri-yes; Steiner-yes and Ulbright-yes).

Mr. Ansel moved, seconded by Mr. Steiner, to adopt. Upon roll call, motion to adopt carried unanimously (Ansel-yes; Cavin-yes; Knapic-yes; Sanders-yes; Silvestri-yes; Steiner-yes and Ulbright-yes).

6. First Reading – RESOLUTION NO. 2013-14 A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO ADVERTISE ACCORDING TO LAW AND ENTER INTO A CONTRACT(S) WITH THE LOWEST AND BEST BIDDER FOR THE PURCHASE OF CERTAIN MATERIALS FOR THE WATER TREATMENT PLANT (Sanders)

Mr. Sanders stated that this legislation is necessary to allow the city to move forward with the bidding process to purchase chemicals for water treatment.

Mr. Sanders moved, seconded by Ms. Knapic, to adopt. Upon roll call, motion to adopt carried unanimously (Ansel-yes; Cavin-yes; Knapic-yes; Sanders-yes; Silvestri-yes; Steiner-yes and Ulbright-yes).

7. First Reading – RESOLUTION NO. 2013-15 AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO ENTER INTO A COOPERATIVE AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR MOWING SERVICES ON US 30 WITHIN THE CORPORATION LIMITS, AND DECLARING AN EMERGENCY (Ulbright)

Mr. Ulbright stated that there is no cost to the city for this agreement. The Ohio Department of Transportation will perform all mowing inside the right-of-way fencing.

Mr. Ulbright moved, seconded by Ms. Knapic, to suspend the rules and place on third and final reading. Upon roll call, motion carried unanimously (Ansel-yes; Cavin-yes; Knapic-yes; Sanders-yes; Silvestri-yes; Steiner-yes and Ulbright-yes).

Mr. Ulbright moved, seconded by Mr. Steiner, to adopt. Upon roll call, motion to adopt carried unanimously (Ansel-yes; Cavin-yes; Knapic-yes; Sanders-yes; Silvestri-yes; Steiner-yes and Ulbright-yes).

VIII. EXECUTIVE SESSION

Mr. Ansel moved, seconded by Ms. Knapic, to go into executive session to discuss litigation. Upon roll call, motion carried unanimously (Ansel-yes; Cavin-yes; Knapic-yes; Sanders-yes; Silvestri-yes; Steiner-yes and Ulbright-yes).

Mr. Ansel moved, seconded by Mr. Steiner, to reconvene from executive session. Upon roll call, motion to adopt carried unanimously (Ansel-yes; Cavin-yes; Knapic-yes; Sanders-yes; Silvestri-yes; Steiner-yes and Ulbright-yes).

IX. MISCELLANEOUS

Mr. Buytendyk reminded council that each member must file an annual report with the Ohio Ethics Commission. It was noted that filing deadlines have changed. For all members who served in 2012 and who are not candidates in 2013, the filing deadline is May 15, 2013. All members who served in 2012 and will be candidates in 2013 are asked to contact the Ohio Ethics Commission by March 15, 2013 to determine their filing deadlines.

Ms. Knapic reported on a community meeting at the College of Wooster regarding Gasche Street and converting the coal plant into a natural gas plant.

X. ADJOURNMENT

Mr. Ansel moved, seconded by Mr. Ulbright, to adjourn. Motion carried and meeting so adjourned at 9:42 p.m.

Michael G. Buytendyk
President of Council

Amy M. Hamilton
Clerk of Council