

CITY COUNCIL AGENDA

March 5, 2012

7:30 p.m.

The meeting will be held at City Hall, in Council Chambers, 1st Floor, 538 N. Market Street, Wooster, Ohio.

I. ROLL CALL & ORDERING OF AGENDA

II. APPROVAL OF MINUTES

III. COMMUNICATIONS FROM MAYOR/ADMINISTRATION

IV. PETITIONS/COMMUNICATIONS FROM PUBLIC

V. COMMITTEE REPORTS; PUBLIC HEARINGS

VI. OLD BUSINESS

1. Third Reading - ORDINANCE NO. 2012-05 AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH ABS MATERIALS, INC. AND THE WOOSTER GROWTH CORPORATION FOR TAX ABATEMENT, AND DECLARING AN EMERGENCY (Steiner)

VII. NEW BUSINESS

1. First Reading - RESOLUTION NO. 2012-33 AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO ADVERTISE ACCORDING TO LAW AND ENTER INTO A CONTRACT(S) WITH THE LOWEST AND BEST BIDDER(S) FOR CLEANING THE VOC STRIPPING TOWERS IN THE SOUTH WELL FIELD (Ulbright)
2. First Reading - RESOLUTION NO. 2012-34 AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO ENTER INTO A COOPERATIVE AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE RESURFACING OF SR 302 WITHIN THE CITY OF WOOSTER, AND DECLARING AN EMERGENCY (Ulbright)
3. First Reading - RESOLUTION NO. 2012-35 AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST PROPOSAL FOR THE CONSTRUCTION OF A WATER LINE UNDERNEATH THE PUBLIC PARKING LOT TO BE CONSTRUCTED IMMEDIATELY BEHIND THE MERCHANT'S BLOCK DEVELOPMENT (Sanders)
4. First Reading - RESOLUTION NO. 2012-36 AUTHORIZING THE MAYOR TO ENTER INTO A COOPERATIVE AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE OAK HILL ROAD AND QUINBY AVENUE MICROSURFACING AND PAVEMENT MARKINGS PROJECT (PID 92641) (Ulbright)

VIII. MISCELLANEOUS

IX. ADJOURNMENT

**REQUEST FOR AGENDA ITEM
AUTHORIZATION FOR CONTRACT**

Division: **Water Treatment Plant**

Meeting Date Requested: **March 5, 2012**

Project Name: **RVI: VOC Tower Cleaning**

Approved for Agenda: **Andrei Dordea**

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1. Estimated Total Cost: **Not to exceed budgeted amount. Estimated cost is \$40,000.**

2. Is the full amount budgeted? **YES** or NO. If no, how is the purchase to be funded? **Funds are available in the Water Fund.**

3. Description of Purchase: **Request to advertise for bid and award a contract for VOC Stripping Tower cleaning. It is necessary to periodically clean VOC Stripping Towers and replace the media. There are three (3) Towers in the South Well Field and one near the North Well Field.**

4. Justification\Benefits: **It is essential to periodically remove VOC media and clean the VOC Stripping Towers to maintain VOC removal efficiencies.**

5. Will this project affect the city's operating costs? **No as this has been an ongoing expense for 20 years.**

6. What alternatives exist and what are the implications of the alternatives. **None. As mentioned above the media removal and tower cleaning are essential to maintain VOC removal efficiencies which is an Ohio EPA requirement.**

7. Is this a sole source request? YES **NO** If yes, explain the circumstances:

8. Are you requesting suspension of the rules and passage on one reading? If yes, note reasons. **Yes. VOC Tower cleaning and media replacement is on an "as needed" basis and is difficult to anticipate. In order to maintain removal efficiencies, however, a cleaning event needs to be scheduled ASAP.**

Joel Montgomery
Public Works Administrator

Date: February 27, 2012

Res #53

PRELIMINARY LEGISLATION

~~Ordinance~~ Resolution No. 2012-34
PID No. 88670
Project Name WAY SR 0083 08.06

The following Resolution enacted by the City of Wooster of Wayne County, Ohio,
(Ordinance/Resolution)
hereinafter referred to as the City, in the matter of the stated described project.

SECTION I - Project Description

WHEREAS, the State has identified the need for the described project:

This project is Wooster's Urban Paving project that includes resurfacing SR 83 from just south of SR 302 to the US 250 ramp, and also SR 302 from SR 83 to S. Bever St., in the city of Wooster, Wayne County.

Approximately 2.43 miles of this project is within the Wooster Corporation Limits

Construction is tentatively scheduled to begin in 2013.

NOW THEREFORE, be it ordained by the City of Wooster of Wayne County, Ohio.

SECTION II - Consent Statement

Being in the public interest, the City gives consent to the Director of Transportation to complete the above described project.

SECTION III - Cooperation Statement

The City shall cooperate with the Director of Transportation, for the portion of this project within the Wooster Corporation limit, as follows:

- 1) *ODOT agrees to assume and bear one hundred percent (100%) of the preliminary engineering costs, and environmental studies costs.*
- 2) *ODOT agrees to assume and bear eighty percent (80%) of the roadway construction and construction engineering costs;*
- 3) *The City agrees to assume and bear twenty percent (20%) of the roadway construction and construction engineering costs;*

SECTION III - Cooperation Statement continued.

- 4) *ODOT and the City agree that the following roadway construction items are eligible for 80%ODOT/20%City funding: Pavement planing, asphalt overlay, treatment of shoulder, height adjustment to existing guardrail, pavement markings, temporary and fast dry, adjustments to catch basins, man holes, valve boxes, etc, Mailbox supports & approaches and Work zone signs*
- 5) *ODOT agrees to assume and bear one hundred percent (100%) of the bridge related costs.*
- 6) *The City further agrees to pay One Hundred Percent (100%) of the cost of the following construction items, Pavement repair partial & full depth, Curbs, curb ramps, sidewalks, City owned signs, Guardrail- replacement of existing & required new locations, and those items requested by the City which are determined to be unnecessary by the State or Federal Highway Administration for the intent of this project.*

SECTION IV - Maintenance

Upon completion of the described Project, and unless otherwise agreed, the City shall:

- 1) provide adequate maintenance for the described Project in accordance with all applicable state and federal law;
- 2) provide ample financial provisions, as necessary, for the maintenance of the described project;
- 3) maintain the right-of-way, keeping it free of obstructions; and hold said right-of-way inviolate for public highway purposes.

PID No. 88670
Project Name WAY SR 0083 08.06

**CERTIFICATE OF COPY
STATE OF OHIO**

City of Wooster of Wayne County, Ohio

I, _____, as Clerk of the City of Wooster of Wayne County, Ohio,

Do hereby certify that the foregoing is a true and correct copy of _____ adopted by
(Ordinance/Resolution)

the legislative Authority of the said City of Wooster on this ____ day of _____, 20____,

that the publication of such _____ has been made and certified of record according to
(Ordinance/Resolution)

law; that no proceedings looking to a referendum upon such _____ have been taken;
(Ordinance/Resolution)

and that such _____ and certificate of publication thereof are of record in
(Ordinance/Resolution)

_____, Page _____.
(Ordinance/Resolution)

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable, this ____ day of _____, 20____,

(SEAL)
(If Applicable)

Clerk Signature
City of Wooster of Wayne County, Ohio.

The foregoing is accepted as a basis for proceeding with the project herein described.

For the City of Wooster of Wayne County, Ohio

Attest: _____, Date _____
Contractual Officer

For the State of Ohio

Attest: _____, Date _____
Director, Ohio Department of Transportation

**Request for Agenda Item
Authorization for Bid or Purchase of Capital Item**

Division Engineering	Meeting Date Requested March 05, 2012
Project Name ODOT Resurfacing SR 302 South	Approved for Agenda
Estimated Total Cost \$54,000. Costs to be funded by existing SCMR, ODOT Large City and/or Permissive Tax funds.	
Is Full Amount Budgeted Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
If No, How Is The Purchase To Be Funded? This project is scheduled for early 2013, and will be budgeted in the 2013 budget.	
Description Of Purchase This is a request to authorize ODOT to resurface SR302 from S. Bever Street to SR83, and SR83 from SR302 to the US 250 Ramp. The total ODOT project is 8.06 miles, with a portion of this section of roadway is inside the Wooster corp. limit, and a portion is outside. A total of 2.43 miles is inside the City. This legislation would also authorize cooperation with funding the City portion of the roadway. The City is agreeing to pay only 20% of the inside City corp. paving costs.	
Justification / Benefits The Ohio Department of Transportation has committed to funding 80% of the construction costs for this project in FY 2013, with construction taking place in 2011. The City will only be responsible for 20% of the construction costs located within the City corp.	
Will This Project Effect the City's Operating Costs This project should have little or no effect on the City's operating costs. Road maintenance should be reduced after the project is completed.	
What Alternatives Exist and What Are The Implications of The Alternatives We could do nothing and forfeit the ODOT funds.	
Is This A Sole Source Bid or Non-Bid Situation <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
If Yes, Explain The Circumstances This is a request to simply consent and cooperate with ODOT.	
Are You Requesting Suspension Of The Rules <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
If Yes, Note Reasons Passage on first reading is not required, however, ODOT has requested that signed legislation be returned to them by April 23rd.	
Division Manager Joel Montgomery	Date February 29, 2012

Res # 34

**Request for Agenda Item
Authorization for Bid or Purchase of Capital Item**

Division Engineering	Meeting Date Requested March 5, 2012
Project Name : Merchants Block Waterline Installation	Approved for Agenda
Estimated Total Cost \$25,000	
Is Full Amount Budgeted <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
If No, How Is The Purchase To Be Funded? The costs for this project will be paid from the Water Fund (47% = \$11,750) and OPWC Funds (53% = \$13,259)	
Description Of Purchase This is a request to authorize entering into a contract for constructing the waterline under the parking lot site to make domestic and fire service available to the Merchants Block development. The cost is below the amount requiring bidding, and the contract can therefore be awarded to a contractor without the bidding and advertisement process. The request is to enter into a contract with Campbell Construction.	
Justification / Benefits The Merchants Block Development is currently under construction and the waterline needs to be installed prior to other utilities, parking lot and building construction. This work is being performed in accordance with an agreement with the Merchants Block Development in 2010. Campbell construction is already mobilized on site and currently building the Merchants Block Development. Contracting with Campbell avoids advertising requirements and delays, and reduces the cost to the City.	
Will This Project Effect the City's Operating Costs This will be a new waterline, so operation and maintenance costs should be minimal.	
What Alternatives Exist and What Are The Implications of The Alternatives We could advertise and bid the project, which will cause future conflicts with other proposed construction and utilities, and will increase the cost. The estimate for this work based on recent bid projects would be closer to \$35,000.	
Is This A Sole Source Bid or Non-Bid Situation <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
If Yes, Explain The Circumstances The estimated cost and quotes are below the bidding threshold established by City ordinance and Ohio revised code.	
Are You Requesting Suspension Of The Rules <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
If Yes, Note Reasons While suspension of the rules is not necessary, earlier passage would allow the for easier coordination with work currently taking place.	
Division Manager Joel Montgomery	Date February 29, 2012

Res # 35

**Request for Agenda Item
Authorization for Bid or Purchase of Capital Item**

Division Engineering	Meeting Date Requested March 5, 2012
Project Name 2012 Resurfacing – Oakhill & Quinby; PID 92641	Approved for Agenda
Estimated Total Cost \$412,200. ODOT Grant = \$329,800 (80%), Local Funds = \$82,400 (20%)	
Is Full Amount Budgeted <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
If No, How Is The Purchase To Be Funded?	
<p>Description Of Purchase This is a request to authorize the Mayor to enter into a cooperative agreement with the Ohio Department of Transportation (ODOT) for resurfacing of Oakhill Road between Wayne & Oldman, and Quinby between Bowman and Wayne. ODOT is funding 80% of construction and construction engineering costs, or \$299,800. All of the construction engineering, contract management and inspection will be performed in-house by the engineering division staff. ODOT will reimburse 80% of these costs as well, up to \$30,000.</p>	
<p>Justification/Benefits The Ohio Department of Transportation has committed to funding 80% of the construction costs for this project in FY 2012.</p>	
<p>Will This Project Effect the City's Operating Costs This project should have little or no effect on the City's operating costs.</p>	
<p>What Alternatives Exist and What Are The Implications of The Alternatives We could do nothing, and turn down the grant funds. We could proceed with the project using other interest accruing financing methods.</p>	
<p>Is This A Sole Source Bid or Non-Bid Situation <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p>	
<p>If Yes, Explain The Circumstances This is a request to simply accept the funds already awarded for this project, and is a requirement of the funding process.</p>	
<p>Are You Requesting Suspension Of The Rules <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p>	
<p>If Yes, Note Reasons ODOT plan approval process can not begin until the LPA agreement is signed. This process must begin ASAP in order to meet the current funding timetable. This agreement was delivered to the City on Friday, March 2.</p>	
Division Manager Joel Montgomery	Date March 2, 2012