



**WOOSTER CITY COUNCIL MINUTES**  
**March 16, 2015**

**I. ROLL CALL & ORDERING OF AGENDA**

President Mike Buytendyk called the regular meeting of Wooster City Council to order at 7:30 p.m. in council chambers. The following members were present: Jon Ansel, Mark Cavin, Barbara Knapic, Scott Myers, Craig Sanders, David Silvestri and Jon Ulbright.

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

**II. APPROVAL OF MINUTES**

Mr. Silvestri moved, seconded by Mr. Cavin, to approve the minutes of the March 2, 2015 regular meeting. Upon voice vote, the motion carried unanimously.

**III. COMMUNICATIONS FROM MAYOR/ADMINISTRATION**

Mayor Breneman shared with council that the City of Wooster was again ranked in the top ten micropolitan areas of the country. Mayor Breneman said the City has finished fourth or higher in eight of the last nine years when the rankings began. Mayor Breneman also stated the Transitional Care Unit (TCU) at Wooster Community Hospital was recognized by U.S. World and News Report as one of the best nursing homes in the United States. Mayor Breneman also announced the Wooster High School won the state championship in speech and debate. Mayor Breneman stated council members have a memo regarding the Compensation Commission nominations and briefly described the process used to develop the list.

Mr. Montgomery provided an update on the work the Public Properties Maintenance Division (PPM) has been doing on road repairs. He stated the trucks have been converted from snow removal and are now in use for pothole repairs. Mr. Montgomery said at least three crews have been out almost every day patching potholes along with the pothole patching machine. Mr. Montgomery reported the city crews have put in more than 1400 man-hours, and put down 100 tons of HPM to fill approximately 6,800 potholes so far. Temperatures must be higher than 20 degrees to use the Dura Patcher machine. City crews have used 1,000 gallons of emulsion and 15 tons of limestone using the machine. Mr. Montgomery added PPM is working with the Engineering Division to come up with a list of streets to repair using mill and fill. Mr. Montgomery said there are a few areas around the city where potholes have not been filled because they will be milled out very soon. Mr. Ulbright asked if Mr. Montgomery could send a list of the streets already on the mill and fill list, and Mr. Montgomery said he would.

**IV. PETITIONS/COMMUNICATIONS FROM PUBLIC**

The following member of the audience spoke: Brad Gowins, 4400 Melrose Dr., Lot 174 (Res. No. 2015-29)

**VI. COMMITTEE REPORTS; PUBLIC HEARINGS**

Mr. Buytendyk asked for a motion to approve the nominations for the Compensation Commission by unanimous acclamation.

Mr. Myers moved, seconded by Ms. Knapic to approve the proposed membership of the Compensation Commission. Upon roll call, motion to adopt carried unanimously (Ansel-yes; Cavin-yes; Knapic-yes; Myers-yes; Sanders-yes; Silvestri-yes; and Ulbright-yes).

**VII. OLD BUSINESS**

None.

## VIII. NEW BUSINESS

1. First Reading – ORDINANCE NO. 2015-07 AN ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE TO CONSOLIDATE FUNDS (Ansel)

Mr. Ansel stated the Ohio Development Services Agency's Office of Community Development has directed the city to consolidate the CDBG Downtown Loan Fund with the CDBG Economic Development Loan Fund to create one economic development revolving loan fund. Mr. Ansel said the funds can still be applied to where they are needed – this is merely a consolidation of funds.

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

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

2. First Reading – ORDINANCE NO. 2015-08 AN ORDINANCE AMENDING CHAPTER 743, TAXICABS, OF THE CODIFIED ORDINANCES OF THE CITY OF WOOSTER, OHIO (Knapic)

Ms. Knapic said this legislation would be a change to the ordinances governing taxicabs. Ms. Knapic stated not only did council members, but also many citizens shared concerns about taxicabs in the City of Wooster. Ms. Knapic noted there will be licensing fees set and administered by the Director of Administration and there will be rules and regulations promulgated for taxicabs by the Director of Administration in conjunction with the Chief of Police. Ms. Knapic also stated the individual drivers would have to be licensed and meet certain requirements. Ms. Knapic noted these regulations will protect the safety of all who choose or need to use a taxicab. Ms. Knapic said she would leave the legislation on first reading.

3. First Reading – ORDINANCE NO. 2015-09 AN ORDINANCE AMENDING ORDINANCE NO. 2012-25 BY AUTHORIZING THE MAYOR TO TRANSFER THE COMMUNITY REINVESTMENT AREA AGREEMENT THEREUNDER FROM THE CURRENT OWNER TO A NEW OWNER, AND DECLARING AN EMERGENCY (Ansel)

Mr. Jeff Smith, the new owner, addressed council to describe the current make-up of the building and his plans to move the Spoon Market to the lower level of the building. He and his business partner are asking to council for permission to transfer the current CRA to their names. Mr. Smith stated he is looking to invest approximately \$150,000 in the property. Mr. Ansel also noted the new owners would be adding additional employees. Mr. Smith said the plan is to have a total of 4 full-time and 15 part-time employees.

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; Myers-yes; Sanders-yes; Silvestri-yes; and Ulbright-yes).

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

4. First Reading – RESOLUTION NO. 2015-29 A RESOLUTION DECLARING THE INTENT OF THE MUNICIPAL GOVERNMENT TO APPROPRIATE CERTAIN PROPERTY INTERESTS FROM A PROPERTY OWNER LOCATED ON

BURBANK ROAD FOR THE PUBLIC PURPOSE OF CONSTRUCTING A SAFETY SERVICES FACILITY, AND DECLARING AN EMERGENCY (Knapic)

Ms. Knapic stated it is absolutely necessary to build a new safety center in the north end of town. She added many other cities are locating their fire and police services together in the same building. Ms. Knapic stated the City had surveys done to find the best location in the City for the new station. The result of that research includes the property located at 3365 Burbank Road. She stated other properties at the location have been acquired through negotiations and, unfortunately, the City has been unsuccessful negotiating a purchase of this property. Mr. Montgomery stated he had reached out to the members of the Finance and the Safety Committees asking if they were inclined to have a joint committee meeting. Ms. Knapic said she intends to leave the legislation on first reading to allow time for further discussion.

5. First Reading – RESOLUTION NO. 2015-30 A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO APPLY FOR A GRANT FROM THE OHIO DEPARTMENT OF NATURAL RESOURCES FOR IMPROVEMENTS TO THE PLAYGROUND AT CHRISTMAS RUN PARK; TO ACCEPT SUCH A GRANT IF AWARDED; TO EXECUTE ANY NECESSARY DOCUMENTS IN CONNECTION THEREWITH, AND DECLARING AN EMERGENCY (Myers)

Mr. Myers said this legislation is to allow the City to apply for a grant to rebuild the Christmas Run Park playground. He stated the current playground is slated to be demolished this year and the current estimate to replace it is around \$300,000. Mr. Myers said the Wooster Kiwanis Club is partnering with the City to help raise funds to put toward the project. Mr. Myers said the maximum amount the grant could provide is \$62,385 for this purpose. Mr. Myers said he will be scheduling a Public Health and Leisure Committee meeting to go over what is going on, what the City is trying to accomplish and why. Mr. Silvestri added he was glad to see a playground area designated for toddlers. Ms. Knapic also noted the new playground would bring it into ADA compliance.

Mr. Myers 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; Myers-yes; Sanders-yes; Silvestri-yes; and Ulbright-yes).

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

6. First Reading – RESOLUTION NO. 2015-31 A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO ADVERTISE ACCORDING TO LAW AND ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR PROVIDING RESIDENTIAL COLLECTION, TRANSPORTATION AND DISPOSAL OF SOLID WASTE AND RECYCLABLES, AND DECLARING AN EMERGENCY (Myers)

Mr. Myers stated the City is requesting permission to advertise for bids and enter a contract for waste collection. He said the current contract with Waste Management will expire on June 30<sup>th</sup> of this year. Mr. Myers said one of the options the City is looking at is the possibility of providing bins to the residents.

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

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

7. First Reading – RESOLUTION NO. 2015-32 A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO RENEW AN AGREEMENT WITH THE STATE OF OHIO, DEVELOPMENT SERVICES AGENCY FOR THE ADMINISTRATION OF A REVOLVING LOAN FUND, AND DECLARING AN EMERGENCY (Ansel)

Mr. Ansel stated the Ohio Development Services Agency manages the City of Wooster's Economic Development Revolving Loan Fund (RLF), and this is the third time the agreement has come up for renewal during the time he has served on council. The agreement is for three years and is for the on-going management of the City's RLF. Mr. Ansel added the City has two revolving loan funds – one dedicated to toward Downtown façade renovations and the other to help small businesses with gap-financing for equipment purchases. Mr. Silvestri asked if this was something that as possible to do in-house instead of partnering with the state. Mr. Millea said the agreement outlines how the City will continue to maintain the account and said through this agreement the City has the privilege of making loans to and work with small businesses.

Mr. Ansel 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; Myers-yes; Sanders-yes; Silvestri-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; Myers-yes; Sanders-yes; Silvestri-yes; and Ulbright-yes).

8. First Reading – RESOLUTION 2015-33 A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO ENTER INTO A CONTRACT TO PARTICIPATE IN THE ODOT COOPERATIVE PURCHASING PROGRAM, AND DECLARING AN EMERGENCY (Ansel)

Mr. Ulbright presented the legislation instead of Mr. Ansel. Mr. Ulbright stated it is getting more difficult to get salt for the roadways and the price has gone up due to increased demand during the past two winters. Mr. Ulbright said the City recently found out from ODOT that it could enter a cooperative agreement with ODOT to make it easier to purchase salt at a lower price and be guaranteed a supply.

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

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

### **VIII. EXECUTIVE SESSION (To discuss pending litigation)**

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

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

**X. MISCELLANEOUS**

Mr. Buytendyk announced the joint meeting of the Finance and Safety Committees would be held at 6:00pm on Monday, April 6, 2015 to discuss the proposed joint safety center.

**XI. ADJOURNMENT**

Mr. Ulbright moved, seconded by Ms. Knapic, to adjourn. Motion carried and meeting so adjourned at 9:37 p.m.

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Michael G. Buytendyk  
President of Council

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Amy M. Hamilton  
Clerk of Council