

**CITY COUNCIL MINUTES**  
**October 20, 2008**

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

Acting President David Silvestri called the regular meeting of Wooster City Council to order at 7:30 p.m. in council chambers by asking everyone to rise and join in the Pledge of Allegiance. The following members were present: Jon Ansel, Mike Buytendyk, Ed Schuch, David Silvestri, Jeff Steiner, Keith Topovski and Jon Ulbright.

**II. APPROVAL OF MINUTES**

Mr. Topovski moved, seconded by Mr. Steiner, to approve the minutes of the October 6, 2008 meeting.

**III. COMMUNICATIONS FROM MAYOR/ADMINISTRATION**

Mayor Breneman updated council on various activities in the city: 1) the Bicentennial volunteers were honored with a party at City Hall on October 16, 2008; 2) the Bicentennial time capsule was sealed and its placement will soon be determined; 3) final plans were received from Ohio EPA for the Cleveland/Portage Rd. waterline project.

**IV. PETITIONS/COMMUNICATIONS FROM PUBLIC**

A Petition to Vacate Alley was received for a 100 foot public alley running in a south/north direction from the Best Western parking lot to the Best Western's back door between lot numbers 157, 158, 159, 160, 161. The petition has 100% of the property owners' signatures.

Notice of Filing of Annexation Petition and Notice of County Commissioners' Hearing was received. The Wooster Growth Corporation is seeking annexation of the Timken property located in Wooster Township on approximately 125 acres. A public hearing is set before the Wayne County Commissioners on November 20, 2008 at 1:30 p.m.

The following members of the audience spoke: Bhajan S. Saluja, 515 Industrial Blvd. (Enviro Clean Services); Jeff Griffin, 245 Elm Dr. (Job Creation Income Tax Credit).

**V. COMMITTEE REPORTS; PUBLIC HEARINGS**

A Finance Committee meeting was held on Tuesday, October 7, 2008, 5:30 p.m. at City Hall, to review the 2007 Comprehensive Annual Financial Report (CAFR). Mr. Ansel recapped the meeting, mentioning two distinguished awards the Finance Department received and also highlighting the 2007 financial overview of the city, which he noted is in positive financial condition.

**VI. OLD BUSINESS**

**VII. NEW BUSINESS**

1. First Reading - ORDINANCE NO 2008-30 RE-AUTHORIZING A JOB CREATION INCOME TAX CREDIT FOR ELIGIBLE BUSINESSES THAT CREATE NEW JOBS WITHIN THE CITY OF WOOSTER (Buytendyk)

Mr. Buytendyk stated this law mirrors the state income tax credit. In essence, it piggy-backs on what the state has already done, the investigation and due diligence. If a business complies with the state requirements and is approved at the state level, then they can apply for the city tax credit. The job creation tax credit is a tax break given to eligible businesses that create at least 25 new jobs in the city and meet certain wage criteria. Mr. Buytendyk expressed his approval for using a program already in place by the state, tailoring it to the city's benefits and hopefully providing one more tool in the economic development tool belt to attract new businesses and encourage existing businesses to expand. Mr. Ulbright asked what determined the average pay requirement to be at least 1.75 times the federal minimum wage. Mayor Breneman said the same criteria from the fast track Enterprise Zone agreement was used, which amount was set by council. Mr. Ansel explained how the EZ fast track amount was determined and suggested that language be reviewed so as to be consistent with the income tax credit requirements. Mr. Buytendyk indicated he would leave this on first reading.

2. First Reading - RESOLUTION NO. 2008-86 AUTHORIZING THE DIRECTOR OF FINANCE TO ISSUE PAYMENT TO THE PUBLIC ENTITIES POOL OF OHIO FOR PROPERTY AND GENERAL LIABILITY INSURANCE, AND DECLARING AN EMERGENCY (Ansel)

Mr. Ansel stated every year the city renews their Public Entities Pool Insurance. The State of Ohio has a program providing property and general liability insurance at a substantial savings over other third parties. This year's cost is approximately \$10,000 lower than last year and is a budgeted item.

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

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

3. First Reading - RESOLUTION NO. 2008-87 AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO ADVERTISE ACCORDING TO LAW AND ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR IMPROVEMENTS TO THE CLEVELAND ROAD AND PORTAGE ROAD WATER LINES, AND DECLARING AN EMERGENCY (Silvestri)

Mr. Silvestri stated this project is for improvements to the Cleveland Rd. waterline running between E. Highland Ave. and Portage Rd., and the waterline on Portage Rd. between Cleveland Rd. and Highland Park. The funding is \$500,000 (\$200,000 in grant funds and \$300,000 in zero percent interest loan) from the Ohio Public Works Commission and the remainder a low interest loan from Ohio EPA, WSRLA. Mr. Montgomery answered questions regarding the project.

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

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

4. First Reading - RESOLUTION NO. 2008-88 DECLARING THE NECESSITY OF CONSTRUCTING IMPROVEMENTS TO THE SIDEWALK ON A PORTION OF WALNUT STREET, AND DECLARING AN EMERGENCY (Ulbright)

Mr. Ulbright stated a portion of sidewalk on the west side of Walnut St. between Liberty St. and South St. is in bad condition and needs to be repaired. In addition, development of the Library facilities resulted in the abandonment of two previously vacated alleys in this area, leaving behind alley approaches that need to be eliminated. The cost of the project is \$79,000, which is allocated through CDBG funds.

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

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

5. First Reading - RESOLUTION NO. 2008-89 AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO INCREASE THE AMOUNT OF A CONTRACT WITH SNELLING STAFFING SERVICES FOR SEASONAL TEMPORARY SERVICES, AND DECLARING AN EMERGENCY (Ansel)

Mr. Ansel stated the city engages in seasonal, temporary, part-time help and contracts through Snelling Staffing for these services. The cost of the contract will not exceed \$36,000.00, payable from the operating budgets of the Maintenance Division (\$20,000.00); and the Parks Division (\$16,000.00, of which amount \$8,700.00 has already been expended). The cost is included in the budget for 2008.

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

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

**VIII. MISCELLANEOUS**

Mr. Topovski questioned if the fast track annexation was being used on the Timken annexation. Mr. Benson indicated it was not as the property is owned by Wooster Growth Corporation, not the City of Wooster and therefore does not meet the statutory requirements for use of the expedited annexation procedure

Mr. Steiner disclosed that he should have recused himself from voting on Resolution No. 2008-86 as his brother is the local agent for the Public Entities Pool for the City of Wooster.

Mr. Ulbright asked Mr. Montgomery to give an update on the progress of Streetscape III.

Mr. Silvestri noted improvements to the sound quality for tapings of the city council meetings is continuing to be explored. Murr Printing took a few moments before the council meeting to bring members up to speed on some of the options and upgrades.

Mayor Breneman also wanted to mention: 1) City Hall exterior renovations should be finished in a few weeks and once they're completed a community Open House/Ribbon-Cutting will be held; 2) City leaf pick up will begin on November 3, 2008 and the schedule will be advertised in the newspaper; 3) one Bed Tax application was received from the combined group of the Chamber of Commerce, Main Street Wooster and Wayne County Convention & Visitors Bureau; 4) a Chamber of Commerce membership business Open House will be held at City Hall on October 22, 2008, 5-7:00 p.m.

**IX. ADJOURNMENT**

Mr. Buytendyk moved, seconded by Mr. Ansel, to adjourn. Motion carried and meeting so adjourned at 8:20 p.m.

---

David J. Silvestri  
Acting President of Council

---

Cheryl K. Collins  
Clerk of Council