

WOOSTER CITY COUNCIL MINUTES
October 5, 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. All members of City Council were present.

City Administration present: Mayor Bob Breneman, Director of Administration Joel Montgomery, Law Director Dick Benson, Finance Director Andrei Dordea, Development Coordinator Jonathan Millea, City Engineer Roger Kobilarcsik, Police Chief Matt Fisher, Zoning Manager Andrew Dutton and Fire Chief Barry Saley.

II. APPROVAL OF MINUTES

Councilman Silvestri moved, seconded by Councilman Ansel to approve the minutes of the September 21, 2015 regular meeting. Upon voice vote the motion carried unanimously.

III. COMMUNICATIONS FROM MAYOR/ADMINISTRATION

Mayor Breneman communicated to council his dismay at the failure of Ordinance No. 2015-25. He gave council a historical timeline of the purpose and development of Enterprise Zone Agreements. He explained how tax abatements assist business owners, the city, and the school district, and why it makes Wooster a competitive place. Mayor Breneman reiterated the failed Chesterland Productions EZ application met all the requirements and should have been passed. The Mayor went on to explain his efforts to meet with various parties involved to attempt to answer questions and alleviate concerns, but did not receive cooperation and was unable to do so. He asked that council provide guidance so all are clear on what is needed to ensure passage and further explained the harm that has been inflicted as a result of the failure.

Mayor Breneman introduced Bob Reynolds and Bret Defibaugh to update council on progress at the property that was the Larwill Mobile Home Park. Mr. Reynolds explained the process by which Mr. Defibaugh became the court appointed receiver of the property. Mr. Reynolds went on to explain in detail updates on clearing the property of trash/debris and hazardous materials, and the planned sale or auction that will eventually take place. Mr. Reynolds expressed his hope that a creative person with vision will acquire the property and make it into something that will complement the neighborhood and the city.

IV. PETITIONS/COMMUNICATIONS FROM PUBLIC

None.

V. COMMITTEE REPORTS; PUBLIC HEARINGS

1. Public hearing

-Wireless telecommunications tower and facility, parcel ID #64-02375.000 on N.
Market Street at Fire Station #1

Councilman Cavin opened the public hearing and reviewed the specific details of Ordinance No. 2015-34. Mr. Cavin asked Mike Hennon of Skyway Towers, LLC if he had anything to add regarding removal and installation of the radio tower. Mr. Hennon gave details of the construction tear down and rebuilding process and the radio/cell traffic which will occur on the tower. Mr. Cavin thanked Mr. Hennon and asked Council if they had any comments on the matter. None were offered. Mr. Cavin asked if there was public comment. Greg Gehris of 310 N. Grant St expressed his support for installation of a new tower that will help/support emergency services. Mr. Gehris then accused Mayor Breneman of being severely ill and under heavy medication, a problem of which he feels needs addressed. Mr. Cavin explained to Mr. Gehris he current public hearing was not the appropriate place to voice or address those particular concerns. There being no other comments offered Mr. Cavin closed the public hearing.

VI. OLD BUSINESS

1. Second Reading – ORDINANCE NO. 2015-34 AN ORDINANCE AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO ENTER INTO A TECHNICAL SERVICES CONTRACT WITH SKYWAY TOWERS, LLC FOR THE CONSTRUCTION AND MAINTENANCE OF A COMMUNICATIONS TOWER AND RELATED FACILITIES ON CITY OWNED PROPERTY; AND DECLARING AN EMERGENCY (Cavin)

Councilman Cavin mentioned the details were covered in the public hearing but briefly gave an overview of the ordinance. Councilman Silvestri noted it appeared some existing storage buildings will need to be removed and asked Chief Saley if those storage facilities will be replaced. Chief Saley confirmed the existing storage out building will be demolished and a new larger building will be added for storage of equipment and a vehicle.

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

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

VII. NEW BUSINESS

1. First Reading – RESOLUTION NO. 2015-61 A RESOLUTION AUTHORIZING THE MAYOR TO SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S), TO ACCEPT AND APPLY SUCH FUNDS, IF AWARDED, AND TO EXECUTE ANY NECESSARY DOCUMENTS IN CONNECTION THEREWITH, AND DECLARING AN EMERGENCY (Sanders)

Councilman Sanders briefly explained passage would provide funds for the reconstruction of Burbank Rd from Highland Avenue to Kinney Street. Mr. Ulbright offered his support of this necessary project and said he is excited to see it come to fruition. Councilman Myers asked if a bike path will be included and Councilman Sanders said it is.

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

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

2. First Reading – RESOLUTION NO. 2015-62 A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO ADVERTISE ACCORDING TO LAW AND ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE PURCHASE AND INSTALLATION OF TRAFFIC SIGNALS AND RELATED EQUIPMENT; AND DECLARING AN EMERGENCY (Ulbright)

Councilman Ulbright briefly reviewed the details of the resolution. He also noted this is an example of progress within the City as a result of having a capital budget.

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

3. First Reading – RESOLUTION NO. 2015-63 A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO ADVERTISE ACCORDING TO LAW AND ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE CONSTRUCTION OF A NEW FIRE STATION (Cavin)

Councilman Cavin related details of renovations needed at newly acquired property on Gateway Drive to make it into a functioning Fire Station. He noted that adding a third fire station will reduce response times and provide a backup operations center location. Mr. Cavin also reviewed the low cost at which the renovations will cost the city. Councilman Ulbright asked Fire Chief Saley if the addition of the fire station in that area of the city would reduce insurance rates for residents. Chief Saley shared that initially it would not but it allow fire personnel to arrive sooner and mitigate damage.

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

4. First Reading – RESOLUTION NO. 2015-64 A RESOLUTION AMENDING RESOLUTION NO. 2014-49 BY INCREASING THE AMOUNT OF THE CONTRACT (Sanders)

Councilman Sanders encouraged passage to allocate additional monies to cover the costs of pending litigation relating to the EnviroClean Case.

Councilman Sanders moved, seconded by Councilman Cavin, to adopt. Upon roll call, motion to adopt carried (Ansel-yes; Cavin-yes; Knapic-Yes; Myers-no; Sanders-yes; Silvestri-yes and Ulbright-yes).

VIII. EXECUTIVE SESSION

To discuss pending legislation; Councilman Ansel motioned to move into executive session, seconded by Councilman Cavin. Upon roll call, motion to adopt carried (Ansel-yes; Cavin-yes; Knapic-Yes; Myers-yes; Sanders-yes; Silvestri-yes and Ulbright-yes).

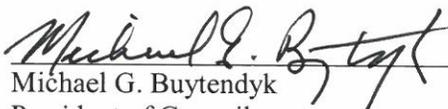
Councilman Silvestri motioned to come out of executive session, seconded by Councilman Myers. Upon roll call, motion to adopt carried (Ansel-yes; Cavin-yes; Knapic-Yes; Myers-yes; Sanders-yes; Silvestri-yes and Ulbright-yes).

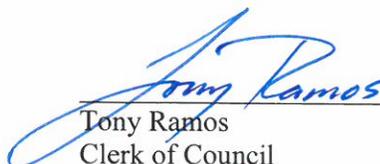
IX. MISCELLANEOUS

Councilwoman Knapic thanked Mayor Breneman for his earlier comments regarding enterprise zone agreements, and expressed her concern that some on council are redefining rules and confusing the process. Councilman Cavin shared his excitement regarding the anticipated opening of the new fire station in February. Councilman Ansel shared that the Finance Committee will review the enterprise zone requirements to ensure that all are aware of the process. Councilman Silvestri expressed his appreciation to Mr. Defibaugh and Mr. Reynolds for their efforts with respect to the Larwill Park cleanup. Mr. Silvestri expressed his excitement with respect to fire station 3. Councilman Sanders expressed his appreciation to Mr. Defibaugh for his efforts. Mr. Sanders went on to express his annoyance with council and the failure of the Chesterland EZ, and he regrets his recusal from the vote. He also feels council rewrote the policy and punished a Wooster based business. Councilman Myers noted he agrees with both sides of the EZ issue and hopes moving forward the policies can be made more clear.

IX. ADJOURNMENT

Councilwoman Knapic moved, seconded by Councilman Silvestri, to adjourn. Motion carried and meeting so adjourned.


Michael G. Buytendyk
President of Council


Tony Ramos
Clerk of Council