CITY COUNCIL AGENDA December 18, 2017 7:30p.m.

The meeting convenes 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

Liquor Control Hearing Notice – C1 & C2
 PopularFuel LLC
 310 S. Market Street
 Wooster, Ohio 44691

V. COMMITTEE REPORTS; PUBLIC HEARINGS

Public Hearing: Annexation and Zoning for Ohio Power property located on Long Road, parcel 56-01929.000

Law & Ordinances Committee

VI. OLD BUSINESS

Third Reading – ORDINANCE 2017-36
 AN ORDINANCE APPROPRIATING FROM VARIOUS FUNDS TO INDIVIDUAL ACCOUNTS FOR
 THE CURRENT EXPENSES AND OTHER EXPENDITURES FOR THE CITY OF WOOSTER FOR
 THE FISCAL YEAR ENDING DECEMBER 31, 2018 (Ansel)

- 2. Second Reading ORDINANCE NO. 2017-37
 AN ORDINANCE AMENDING ORDINANCE NO. 2012-10 BY INCREASING THE TERMS OF THE COMMUNITY REINVESTMENT AREA COMMITMENT, AND DECLARING AN EMERGENCY (Ansel)
- 3. Second Reading ORDINANCE NO. 2017-38
 AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM PRINCIPAL AMOUNT OF \$5,000,000 FOR THE PURPOSE OF PAYING COSTS OF IMPROVING THE CITY'S SANITARY SEWERAGE SYSTEM BY ACQUIRING WASTEWATER TREATMENT FACILITIES AND EQUIPMENT, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY (Ansel)

VII. NEW BUSINESS

- First Reading ORDINANCE NO. 2017-41
 AN ORDINANCE ACCEPTING THE ANNEXATION OF TERRITORY LOCATED ON THE SOUTH SIDE OF LONG ROAD, KNOWN AS PARCEL 56-01929.000, AND CONTIGUOUS TO THE CORPORATION LIMITS (P. Todd Ireland, Esq., Agent for Petitioners OHIO POWER COMPANY) (Knapic)
- 2. First Reading ORDINANCE NO. 2017-42 AN ORDINANCE AMENDING TITLE ELEVEN, ZONING, OF THE CODIFIED ORDINANCES OF THE CITY OF WOOSTER, OHIO, TO ZONE NEWLY-ANNEXED LAND (89.510 ACRES) TO AN M-2 (GENERAL MANUFACTURING) FOR PROPERTY LOCATED ON THE SOUTH SIDE OF LONG ROAD, KNOWN AS PARCEL 56-01929.000 (Knapic)

- 3. First Reading RESOLUTION NO. 2017-54
 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)
- 4. First Reading RESOLUTION NO. 2017-55
 A RESOLUTION AUTHORIZING THE MAYOR TO SUBMIT AN APPLICATION TO THE OHIO STATE HISTORIC PRESERVATION OFFICE FOR GRANT MONIES; TO APPLY SUCH FUNDS, IF AWARDED; AND TO EXECUTE ANY NECESSARY DOCUMENTS (Ansel)
- 5. First Reading RESOLUTION NO. 2017-56
 A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO CONTRACT WITH THE COMMUNITY ACTION OF WAYNE/MEDINA COUNTIES FOR THE PROVISION OF TRANSPORTATION SERVICES FOR QUALIFIED PARTICIPANTS (Myers)

VIII. MISCELLANEOUS

IX. ADJOURNMENT

WOOSTER CITY COUNCIL MINUTES December 4, 2017

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. Lynne DePaulo, Council Clerk, called roll with the following members present; Jon Ansel, Mark Cavin, Scott Myers, Craig Sanders, Dave Silvestri and Jon Ulbright. Barb Knapic was absent. City Administration present: Mayor Bob Breneman, Director of Administration Joel Montgomery, Captain Scott Rotolo, Director of Law Linda Applebaum, Director of Finance Andrei Dordea, Recreation Supervisor Ashley Brillhart and Development Coordinator Jonathan Millea.

II. APPROVAL OF MINUTES

Councilman Silvestri moved to approve the minutes of the November 20, 2017, meeting, seconded by Councilman Sanders. By voice vote, the motion passed unanimously.

III. COMMUNICATIONS FROM MAYOR/ADMINISTRATION

Mayor Breneman began with a reminder that leaf season is about ended and the last scheduled day is December 15th, weather permitting. He expressed his thanks to the Finance Committee for their work so far on the 2018 budget.

Mayor Breneman extended his sympathies on the recent loss of several community leaders, Don Buehler, Carolyn Abramson and Joe Retzler.

The Mayor asked Council to support the resolution for the Natatorium stating that the schools are important to the community and the pool represents a quality of life valued by the residents.

Joel Montgomery advised council that the old fire station on E. Highland was being advertised for bid on Tuesday, December 5th. An Open House is scheduled for December 12th, and the bid opening is December 20th.

IV. PETITIONS/COMMUNICATIONS FROM PUBLIC

The following persons all spoke in support of the Natatorium resolution:

Janice Gallagher, 241 E. Beverly Chuck Malta, 2113 Normandy Jonathan Harvey, 888 Wildwood Drive Beth Davis, 655 Beechwood Avenue

V. COMMITTEE REPORTS; PUBLIC HEARINGS

Councilman Silvestri spoke on the recent Law & Ordinance Committee meeting. The committee is continuing its review of the planning and zoning code. They are streamlining and overhauling many of the chapters in the code book. It is an ongoing project.

Councilman Ansel discussed the Finance Committee meeting held before the council meeting. He thanked the administration for the concise and deliberate details submitted to the committee for review. He stated that Ordinance 2017-36 would be going to three reading in two weeks.

VI. OLD BUSINESS

1. Second Reading – Ordinance 2017-36
AN ORDINANCE APPROPRIATING FROM VARIOUS FUNDS TO INDIVIDUAL ACCOUNTS FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES FOR THE CITY OF WOOSTER FOR THE FISCAL YEAR ENDING DECEMBER 31, 2018 (Ansel)

A RESOLUTION AUTHORIZING THE MAYOR TO MAKE A GIFT TO THE WOOSTER CITY SCHOOLS BOARD OF EDUCATION FOR THE ELLEN SHAPIRO NATATORIUM, AND DECLARING AN EMERGENCY (Myers)

Councilman Myers discussed the need for the improvements to the natatorium and encouraged the passage of the resolution. Councilman Silvestri questioned the lifespan of the renovations. It was stated that the pool board expected the upgrades to have a useful life of 25 years.

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

5. First Reading – ORDINANCE NO. 2017-38
AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM PRINCIPAL AMOUNT OF \$5,000,000 FOR THE PURPOSE OF PAYING COSTS OF IMPROVING THE CITY'S SANITARY SEWERAGE SYSTEM BY ACQUIRING WASTEWATER TREATMENT FACILITIES AND EQUIPMENT, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY(Ansel)

Councilman Ansel discussed the need to move from the short-term bond financing that was used for the purchase of Quasar to a long-term structure and locking in low-interest rates. It was decided to keep the Ordinance on first reading and for council to be ready to vote at the December 18th meeting.

VIII. MISCELLANEOUS

Members of council expressed their sympathies to the families of Don Buehler, Carolyn Abramson, and Joe Retzler. Councilman Cavin stated he was unhappy with the YMCA and pool arrangement and thinks the YMCA should be donating more funding to the renovations.

IX. ADJOURNMENT

Councilman Ulbright moved to adjourn, seconded by Councilman Myers. By voice vote, the motion passed unanimously.

Michael G. Buytendyk	Lynne DePaulo	
President of Council	Clerk of Council	

NOTICE TO LEGISLATIVE **AUTHORITY**

OHIO DIVISION OF LIQUOR CONTROL 6606 TUSSING ROAD, P.O. BOX 4005

REYNOLDSBURG, OHIO 43068-9005 (614)644-2360 FAX(614)644-3166

		TO
7026958	NEW	POPULARFUEL LLC 310 S MARKET ST
ISSUE DATE		WOOSTER OH 44691
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		12/00/2017
PERMIT NUMBER	TYPE	
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FILING DATE		
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TAX DISTRICT RECE	IPI NO.	
MAILED 12/06/2017	DECDONI	ISES MUST BE POSTMARKED NO LATER THAN. 01/08/2018
MAILED		IMPORTANT NOTICE
PLEASE COMPLETE AND RETUR		S FORM TO THE DIVISION OF LIQUOR CONTROL
WHETHER OR NOT THERE IS A	REQU	EST FOR A HEARING.
REFER TO THIS NUMBER IN AL	L INQU	JIRIES B NEW 7026958 (TRANSACTION & NUMBER)
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		DVISABILITY OF ISSUING THE PERMIT AND REQUEST THAT
THE HEARING BE HELD		N OUR COUNTY SEAT. IN COLUMBUS.
WE DO NOT REQUEST A HEAF	DING F	
	The state of the s	THIS WILL BE CONSIDERED A LATE RESPONSE.
PLEASE SIGN BELOW AND MA	RK THE	E APPROPRIATE BOX INDICATING YOUR TITLE:
(Signature)		(Title) - Clerk of County Commissioner (Date)
		Clerk of City Council

Township Fiscal Officer

CLERK OF WOOSTER CITY COUNCIL 538 N MARKET ST PO BOX 1128 WOOSTER OHIO 44691

ORDINANCE NO. 2017-36

AN ORDINANCE APPROPRIATING FROM VARIOUS FUNDS TO INDIVIDUAL ACCOUNTS FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES FOR THE CITY OF WOOSTER FOR THE FISCAL YEAR ENDING DECEMBER 31, 2018

WHEREAS, the Charter of the City of Wooster provides, at §6.04, that no later than the second regular meeting of November the Mayor will prepare and present to the City Council for adoption an annual Appropriation Ordinance providing for the expenses of the municipal government for the coming fiscal year.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WOOSTER, OHIO:

SECTION 1. That to provide for the current expenses and other expenditures of the City of Wooster for the Fiscal Year ending December 31, 2018, the following appropriations are authorized. (copy attached)

SECTION 2. The budget approved by Council and the appropriation of funds to implement the budget represent the estimated expenditures needed to administer programs approved for the coming fiscal year. The budget is a work plan of the estimate of future needs for a given program as determined by Council when the budget is adopted.

In adopting the budget, Council recognizes that conditions may change during the fiscal year that may call for staff reductions or increases depending upon the facts in each instance.

In recognition of this fluid, constantly changing condition, the Mayor shall review requests for additional positions and for filling vacant positions within the limitations of the budget. After making a study of each request, he shall have the authority to approve, disallow or postpone such requests for additional personnel. In addition, he shall be responsible for resolving questions related to the staffing pattern of each department and division as determined by Council action on the annual budget.

Personnel requests in excess of the annual budget shall be studied, and recommendations developed for the consideration of Council.

The Mayor shall be responsible for ascertaining that personnel requirements do not exceed those included or implied in the budget and/or Appropriation Ordinances.

SECTION 3. This Council finds and declares that all formal actions concerning and relating to the adoption of this Ordinance occurred in an open meeting of this

Council or its committees, in compliance with law.

SECTION 4. This Ordinance shall be in full force and effect from and immediately after its passage and approval by the Mayor.

1st reading /	1-20-17	2nd reading //	1-4-17	3rd reading	
Passed:		, 2017	Vote:		
Attest:	Clerk of Cour	ncil	Pres	ident of Council	
Approved: _		, 2017	p. 1-2. 3. 3-3. 3-3.		
			May	or	

Introduced by: Jon Ansel

ORDINANCE NO. 2017-37

AN ORDINANCE AMENDING ORDINANCE NO. 2012-10 BY INCREASING THE TERMS OF THE COMMUNITY REINVESTMENT AREA COMMITMENT, AND DECLARING AN EMERGENCY

WHEREAS, this City Council, in Ordinance No. 2012-10, authorized the Mayor to enter into an agreement with Brasfond USA for Community Reinvestment Area (CRA) Tax Incentives, including a capital investment of up to \$700,000.00 for construction of a new facility with the creation of at least two full-time jobs; and

WHEREAS, the project had been so successful that the enterprise sought and received an amendment to its agreement to include an expansion with an additional investment of \$800,000.00 with City Council's passage of Ordinance No. 2013-12, which also amended the full-time job numbers from two to eleven.

WHEREAS, international economic conditions have negatively impacted the enterprise's employment levels and the firm reported a total of four full-time positions on site for reporting years 2015 and 2016.

WHEREAS, the 2016 Wooster City Tax Incentive Review Council recommended that Brasfond USA LLC's CRA agreement be modified with the guidance that the job commitment should be lowered from eleven full-time jobs to four full-time jobs.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WOOSTER, OHIO:

SECTION 1. That Section 1 of Ordinance No. 2012-10 is amended to read: That the Mayor is authorized to enter into an agreement on behalf of the City of Wooster with Brasfond USA for CRA tax incentives. The terms of such agreement will include, but not be limited to, the following: (1) investment of up to \$1,500,000.00 for new construction; (2) abatement of real estate taxes of 50%; (2) for a maximum term not to exceed ten (10) years; (4) creation of at least two (2) full-time jobs; and (4) such other terms as the Mayor, in his/her discretion, deems appropriate.

SECTION 2. This Council finds and declares that all formal actions concerning and relating to the adoption of this Ordinance occurred in an open meeting of this Council or its committees, in compliance with law.

SECTION 3. This Ordinance shall take effect and be in force from and after the earliest period allowed by law.

1st reading 12 - 4 - 17	2nd reading	3rd reading
Passed:	, 2017	Vote:
Attest: Clerk of Counc	il :	President of Council
Approved:	, 2017	Mayor
Introduced by: Jon Ansel		

ORDINANCE NO. 2017-38

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM PRINCIPAL AMOUNT OF \$5,000,000 FOR THE PURPOSE OF PAYING COSTS OF IMPROVING THE CITY'S SANITARY SEWERAGE SYSTEM BY ACQUIRING WASTEWATER TREATMENT FACILITIES AND EQUIPMENT, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ordinance No. 2016-36, passed on December 5, 2016, there were issued \$4,700,000 Sanitary Sewerage System Improvement Notes, Series 2017 (the Outstanding Notes), in anticipation of bonds for the purpose stated in Section 2, which Outstanding Notes mature on February 15, 2018; and

WHEREAS, this Council finds and determines that the City should retire the Outstanding Notes with the proceeds of the Bonds described in Section 2; and

WHEREAS, this Council finds and determines that it is necessary and in the best interest of the City to issue the Bonds described in Section 2 to provide funds sufficient for that purpose, including the payment of expenses properly allocable to the issuance of the Bonds; and

WHEREAS, the Director of Finance, as fiscal officer of the City, has certified to this Council that the estimated life or period of usefulness of the improvement described in Section 2 is at least five years and the estimated maximum maturity of the Bonds described in Section 2 is 40 years;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Wooster, County of Wayne, Ohio, that:

<u>Section 1</u>: <u>Definitions and Interpretation</u>. In addition to the words and terms elsewhere defined in this Ordinance, unless the context or use clearly indicates another or different meaning or intent:

"Authorized Denominations" means (subject to any limitations in Section 3) the denomination of \$5,000 or any integral multiple thereof.

"Bond proceedings" means, collectively, this Ordinance, the Certificate of Award, the Continuing Disclosure Agreement and such other proceedings of the City, including the Bonds, that provide collectively for, among other things, the rights of holders and beneficial owners of the Bonds.

"Bond Register" means all books and records necessary for the registration, exchange, and transfer of Bonds as provided in Section 5.

"Bond Registrar" means the bank or trust company appointed pursuant to Section 4 as the initial authenticating agent, bond registrar, transfer agent and paying agent for the Bonds under the Bond Registrar Agreement and until a successor Bond Registrar shall have become such pursuant to the provisions of the Bond Registrar Agreement and, thereafter, "Bond Registrar" shall mean the successor Bond Registrar.

"Bond Registrar Agreement" means the Bond Registrar Agreement between the City and the Bond Registrar, as it may be modified from the form on file with the Clerk of Council and signed by the Fiscal Officer in accordance with Section 4.

"Bonds" means, collectively, the Serial Bonds and the Term Bonds, each as is designated as such in the Certificate of Award.

"Book-entry form" or "book-entry system" means a form or system under which (a) the ownership of book-entry interests in Bonds and the principal of and interest on the Bonds may be transferred only through a book entry and (b) physical Bond certificates in fully registered form are issued by the City only to a Depository or its nominee as registered owner, with the Bonds "immobilized" in the custody of the Depository or its agent. The book-entry maintained by others than the City is the record that identifies the owners of book-entry interests in those Bonds and that principal and interest.

"Certificate of Award" means the certificate authorized by Section 6(a), to be signed by the Fiscal Officer, setting forth and determining those terms or other matters pertaining to the Bonds and their issuance, sale and delivery as this Ordinance requires or authorizes to be set forth or determined therein.

"Closing Date" means the date of physical delivery of, and payment of the purchase price for, the Bonds.

"Code" means the Internal Revenue Code of 1986, the Regulations (whether temporary or final) under that Code or the statutory predecessor of that Code, and any amendments of, or successor provisions to, the foregoing and any official rulings, announcements, notices, procedures and judicial determinations regarding any of the foregoing, all as and to the extent applicable. Unless otherwise indicated, reference to a Section of the Code includes any applicable successor section or provision and such applicable Regulations, rulings, announcements, notices, procedures and determinations pertinent to that Section.

"Continuing Disclosure Agreement" means the agreement authorized by Section 6(c), to be substantially in the form on file with the Clerk of Council, made by the City for the benefit of holders and beneficial owners of the Bonds in accordance with the Rule.

"Depository" means any securities depository that is a clearing agency under federal law operating and maintaining, with its Participants or otherwise, a book-entry system to record ownership of book-entry interests in Bonds or the principal of and interest on Bonds, and to effect transfers of Bonds, in book-entry form, and includes and means initially The Depository Trust Company (a limited purpose trust company), New York, New York.

"Fiscal Officer" means the Director of Finance of the City.

"Interest Payment Dates" means, unless otherwise determined by the Fiscal Officer in the Certificate of Award, June 1 and December 1 of each year that the Bonds are outstanding, commencing June 1, 2018.

"Original Purchaser" means the original purchaser of the Bonds designated by the Fiscal Officer in the Certificate of Award.

"Participant" means any participant contracting with a Depository under a book-entry system and includes securities brokers and dealers, banks and trust companies, and clearing corporations.

"Principal Payment Dates" means, unless otherwise determined by the Fiscal Officer in the Certificate of Award, December 1 in each of the years from and including 2018 to and including 2037, provided that in no case shall the total number of Principal Payment Dates exceed the maximum maturity of the Bonds referred to in the preambles hereto.

"Rule" means Rule 15c2-12 prescribed by the SEC pursuant to the Securities Exchange Act of 1934.

"SEC" means the Securities and Exchange Commission.

"Serial Bonds" means those Bonds designated as such and maturing on the dates outlined in the Certificate of Award, bearing interest payable on each Interest Payment Date and not subject to mandatory sinking fund redemption.

"Term Bonds" means those Bonds designated as such and maturing on the date or dates outlined in the Certificate of Award, bearing interest payable on each Interest Payment Date and subject to mandatory sinking fund redemption.

The captions and headings in this Ordinance are solely for the convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof. Reference to a Section means a section of this Ordinance unless otherwise indicated.

Section 2: Authorized Principal Amount and Purpose; Application of Proceeds. This Council determines that it is necessary and in the best interest of the City to issue bonds of the City in one lot in the maximum principal amount of \$5,000,000 (the Bonds) for the purpose of paying costs of improving the City's sanitary sewerage system by acquiring wastewater treatment facilities and equipment, together with all necessary appurtenances thereto (the improvement),

including the payment of expenses related to the issuance of the Bonds, and to retire the Outstanding Notes.

The aggregate principal amount of Bonds to be issued shall not exceed \$5,000,000 and shall be issued in an amount determined by the Fiscal Officer in the Certificate of Award to be the aggregate principal amount of Bonds required to be issued, taking into account any premium above or discount from the aggregate principal amount of the Bonds at which they are sold to the Original Purchaser, in order to effect the purpose for which the Bonds are to be issued, including the payment of any expenses properly allocable to the issuance of the Bonds.

The proceeds from the sale of the Bonds (except any premium and accrued interest) shall be paid into the proper fund or funds, and those proceeds are appropriated and shall be used for the purpose for which the Bonds are being issued. Any portion of those proceeds representing premium and accrued interest shall be paid into the Bond Retirement Fund.

- Section 3: Denominations; Dating; Principal and Interest Payment and Redemption Provisions. The Bonds shall be issued in one lot and only as fully registered bonds, in the Authorized Denominations, but in no case as to a particular maturity date exceeding the principal amount maturing on that date. The Bonds shall be dated as provided in the Certificate of Award, provided that their dated date shall not be more than 60 days prior to the Closing Date.
- (a) Interest Rates and Interest Payment Dates. The Bonds shall bear interest at the rate or rates per year (computed on the basis of a 360-day year consisting of 12 30-day months) as shall be determined by the Fiscal Officer in the Certificate of Award. Interest on the Bonds shall be payable at such rate or rates on the Interest Payment Dates until the principal amount has been paid or provided for. The Bonds shall bear interest from the most recent date to which interest has been paid or provided for or, if no interest has been paid or provided for, from their date.
- (b) <u>Principal Payment Schedule</u>. The Bonds shall mature or be payable pursuant to Mandatory Sinking Fund Redemption Requirements (as hereinafter defined and described) on the Principal Payment Dates in principal amounts as shall be determined by the Fiscal Officer, subject to subsection (c) of this Section, in the Certificate of Award, consistent with the Fiscal Officer's determination of the best interest of and financial advantages to the City.

Consistent with the foregoing and in accordance with the Fiscal Officer's determination of the best interest of and financial advantages to the City, the Fiscal Officer shall specify in the Certificate of Award (i) the aggregate principal amount of Bonds to be issued as Serial Bonds, the Principal Payment Dates on which those Bonds shall be stated to mature and the principal amount thereof that shall be stated to mature on each such Principal Payment Date, and (ii) the aggregate principal amount of Bonds to be issued as Term Bonds, the Principal Payment Date or Dates on which those Bonds shall be stated to mature, the principal amount thereof that shall be stated to mature on each such Principal Payment Date, the Principal Payment Date or Dates on which Term Bonds shall be subject to mandatory sinking fund redemption (Mandatory Redemption Dates) and the principal amount thereof that shall be payable pursuant to Mandatory Sinking Fund Redemption Requirements on each Mandatory Redemption Date.

- (c) <u>Conditions for Establishment of Interest Rates and Principal Payment Dates and Amounts</u>. The rate or rates of interest per year to be borne by the Bonds, and the principal amount of Bonds maturing or payable pursuant to Mandatory Sinking Fund Redemption Requirements on each Principal Payment Date, shall be such that (i) the total principal and interest payments on the Bonds in any fiscal year in which principal is payable is not more than three times the amount of those payments in any other such fiscal year and (ii) the true interest cost of the Bonds does not exceed 6%.
- (d) Payment of Debt Charges. The debt charges on the Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar as paying agent. The principal of and any premium on the Bonds shall be payable when due upon presentation and surrender of the Bonds at the office of the Bond Registrar designated in the Certificate of Award or, if not so designated, then at the principal corporate trust office of the Bond Registrar. Interest on a Bond shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond was registered, and to that person's address appearing, on the Bond Register at the close of business on the 15th day preceding that Interest Payment Date. Notwithstanding the foregoing, if and so long as the Bonds are issued in a book entry system, principal of and interest and any premium on the Bonds shall be payable in the manner provided in any agreement entered into by the Fiscal Officer, in the name and on behalf of the City, in connection with the book-entry system.
- (e) <u>Redemption Provisions</u>. The Bonds shall be subject to redemption prior to stated maturity as follows:
- (i) <u>Mandatory Sinking Fund Redemption of Term Bonds</u>. If any of the Bonds are issued as Term Bonds, the Term Bonds shall be subject to mandatory redemption in part by lot and be redeemed pursuant to mandatory sinking fund requirements, at a redemption price of 100% of the principal amount redeemed, plus accrued interest to the redemption date, on the applicable Mandatory Redemption Dates and in the principal amounts payable on those dates, for which provision is made in the Certificate of Award (such dates and amounts being the Mandatory Sinking Fund Redemption Requirements).

The aggregate of the money to be deposited with the Bond Registrar for payment of principal of and interest on any Term Bonds on each Mandatory Redemption Date shall include an amount sufficient to redeem on that date the principal amount of Term Bonds payable on that date pursuant to Mandatory Sinking Fund Redemption Requirements (less the amount of any credit as hereinafter provided).

The City shall have the option to deliver to the Bond Registrar for cancellation Term Bonds in any aggregate principal amount and to receive a credit against the then current or any subsequent Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation) of the City, as specified by the Fiscal Officer, for Term Bonds stated to mature on the same Principal Payment Date as the Term Bonds so delivered. That option shall be exercised by the City on or before the 45th day preceding any Mandatory Redemption Date

with respect to which the City wishes to obtain a credit, by furnishing the Bond Registrar a certificate, signed by the Fiscal Officer, setting forth the extent of the credit to be applied with respect to the then current or any subsequent Mandatory Sinking Fund Redemption Requirement for Term Bonds stated to mature on the same Principal Payment Date. If the certificate is not timely furnished to the Bond Registrar, the current Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation) shall not be reduced. A credit against the then current or any subsequent Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation), as specified by the Fiscal Officer, also shall be received by the City for any Term Bonds which prior thereto have been redeemed (other than through the operation of the applicable Mandatory Sinking Fund Redemption Requirements) or purchased for cancellation and canceled by the Bond Registrar, to the extent not applied theretofore as a credit against any Mandatory Sinking Fund Redemption Requirement, for Term Bonds stated to mature on the same Principal Payment Date as the Term Bonds so redeemed or purchased and canceled.

Each Term Bond so delivered, or previously redeemed, or purchased and canceled, shall be credited by the Bond Registrar at 100% of the principal amount thereof against the then current or subsequent Mandatory Sinking Fund Redemption Requirements (and corresponding mandatory redemption obligations), as specified by the Fiscal Officer, for Term Bonds stated to mature on the same Principal Payment Date as the Term Bonds so delivered, redeemed or purchased and canceled.

(ii) Optional Redemption. The Bonds of the maturities, if any, specified in the Certificate of Award shall be subject to redemption by and at the sole option of the City, in whole or in part in integral multiples of \$5,000, on the dates, in the years and at the redemption prices (expressed as a percentage of the principal amount to be redeemed), plus accrued interest to the redemption date, to be determined by the Fiscal Officer in the Certificate of Award; provided that (a) the earliest optional redemption date shall not be more than 10½ years after the Closing Date and (b) the redemption price for the earliest optional redemption date shall not be greater than 102%.

If optional redemption of Term Bonds at a redemption price exceeding 100% of the principal amount to be redeemed is to take place as of any Mandatory Redemption Date applicable to those Term Bonds, the Term Bonds, or portions thereof, to be redeemed optionally shall be selected by lot prior to the selection by lot of the Term Bonds of the same maturity to be redeemed on the same date by operation of the Mandatory Sinking Fund Redemption Requirements. Bonds to be redeemed pursuant to this paragraph shall be redeemed only upon written notice from the Fiscal Officer to the Bond Registrar, given upon the direction of this Council through a resolution or an ordinance. That notice shall specify the redemption date and the principal amount of each maturity of Bonds to be redeemed, and shall be given at least 45 days before the redemption date or such shorter period as shall be acceptable to the Bond Registrar.

(iii) <u>Partial Redemption</u>. If fewer than all of the outstanding Bonds are called for optional redemption at one time, and Bonds of more than one maturity are then outstanding, the

Bonds that are called shall be Bonds of the maturity or maturities selected by the City. If fewer than all of the Bonds of a single maturity are to be redeemed, the selection of Bonds of that maturity to be redeemed, or portions thereof in amounts of \$5,000 or any integral multiple thereof, shall be made by the Bond Registrar by lot in a manner determined by the Bond Registrar. In the case of a partial redemption of Bonds by lot when Bonds of denominations greater than \$5,000 are then outstanding, each \$5,000 unit of principal thereof shall be treated as if it were a separate Bond of the denomination of \$5,000. If it is determined that one or more, but not all, of the \$5,000 units of principal amount represented by a Bond are to be called for redemption, then, upon notice of redemption of a \$5,000 unit or units, the registered owner of that Bond shall surrender the Bond to the Bond Registrar (a) for payment of the redemption price of the \$5,000 unit or units of principal amount called for redemption (including, without limitation, the interest accrued to the date fixed for redemption and any premium), and (b) for issuance, without charge to the registered owner, of a new Bond or Bonds of any Authorized Denomination or Denominations in an aggregate principal amount equal to the unmatured and unredeemed portion of, and bearing interest at the same rate and maturing on the same date as, the Bond surrendered.

- (iv) Notice of Redemption. The notice of the call for redemption of Bonds shall identify (a) by designation, letters, numbers or other distinguishing marks, the Bonds or portions thereof to be redeemed, (b) the redemption price to be paid, (c) the date fixed for redemption, and (d) the place or places where the amounts due upon redemption are payable. The notice shall be given by the Bond Registrar on behalf of the City by mailing a copy of the redemption notice by first class mail, postage prepaid, at least 30 days prior to the date fixed for redemption, to the registered owner of each Bond subject to redemption in whole or in part at the registered owner's address shown on the Bond Register maintained by the Bond Registrar at the close of business on the fifteenth day preceding that mailing. Failure to receive notice by mail or any defect in that notice regarding any Bond, however, shall not affect the validity of the proceedings for the redemption of any Bond.
- Payment of Redeemed Bonds. In the event that notice of redemption shall have been given by the Bond Registrar to the registered owners as provided above, there shall be deposited with the Bond Registrar on or prior to the redemption date, moneys that, in addition to any other moneys available therefor and held by the Bond Registrar, will be sufficient to redeem at the redemption price thereof, plus accrued interest to the redemption date, all of the redeemable Bonds for which notice of redemption has been given. Notice having been mailed in the manner provided in the preceding paragraph hereof, the Bonds and portions thereof called for redemption shall become due and payable on the redemption date, and, upon presentation and surrender thereof at the place or places specified in that notice, shall be paid at the redemption price, plus accrued interest to the redemption date. If money for the redemption of all of the Bonds and portions thereof to be redeemed, together with accrued interest thereon to the redemption date, are held by the Bond Registrar on the redemption date, so as to be available therefor on that date and, if notice of redemption has been deposited in the mail as aforesaid, then from and after the redemption date those Bonds and portions thereof called for redemption shall cease to bear interest and no longer shall be considered to be outstanding. If that money shall not be so available on the redemption date, or that notice shall not have been deposited in

the mail as aforesaid, those Bonds and portions thereof shall continue to bear interest, until they are paid, at the same rate as they would have borne had they not been called for redemption. All money held by the Bond Registrar for the redemption of particular Bonds shall be held in trust for the account of the registered owners thereof and shall be paid to them, respectively, upon presentation and surrender of those Bonds, provided that any interest earned on the money so held by the Bond Registrar shall be for the account of and paid to the City to the extent not required for the payment of the Bonds called for redemption.

Section 4: Execution and Authentication of Bonds; Appointment of Bond Registrar. The Bonds shall be signed by the Mayor and the Fiscal Officer, in the name of the City and in their official capacities, provided that either or both of those signatures may be a facsimile. The Bonds shall be issued in the Authorized Denominations and numbers as requested by the Original Purchaser and approved by the Fiscal Officer, shall be numbered as determined by the Fiscal Officer in order to distinguish each Bond from any other Bond, and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to the provisions of Chapter 133 of the Revised Code and this Ordinance.

The Huntington National Bank is appointed to act as the initial Bond Registrar; provided, however, that the Fiscal Officer is authorized to appoint a different Bond Registrar in the Certificate of Award after determining that such bank or trust company will not endanger the funds or securities of the City and that proper procedures and safeguards are available for that purpose. The Fiscal Officer shall sign and deliver, in the name and on behalf of the City, the Bond Registrar Agreement between the City and the Bond Registrar, in substantially the form as is now on file with the Clerk of Council. The Bond Registrar Agreement is approved, together with any changes or amendments that are not inconsistent with this Ordinance and not substantially adverse to the City and that are approved by the Fiscal Officer on behalf of the City, all of which shall be conclusively evidenced by the signing of the Bond Registrar Agreement or amendments thereto. The Fiscal Officer shall provide for the payment of the services rendered and for reimbursement of expenses incurred pursuant to the Bond Registrar Agreement from the proceeds of the Bonds to the extent available and then from other money lawfully available and appropriated or to be appropriated for that purpose.

No Bond shall be valid or obligatory for any purpose or shall be entitled to any security or benefit under the Bond proceedings unless and until the certificate of authentication printed on the Bond is signed by the Bond Registrar as an authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Bond so authenticated has been duly issued, signed and delivered under, and is entitled to the security and benefit of, the Bond proceedings. The certificate of authentication may be signed by any authorized officer or employee of the Bond Registrar or by any other person acting as an agent of the Bond Registrar and approved by the Fiscal Officer on behalf of the City. The same person need not sign the certificate of authentication on all of the Bonds.

Section 5: Registration; Transfer and Exchange; Book-Entry System.

- (a) <u>Bond Registrar</u>. So long as any of the Bonds remain outstanding, the City will cause the Bond Registrar to maintain and keep the Bond Register at the office satisfactory to the Fiscal Officer and the Bond Registrar. Subject to the provisions of Section 6, the person in whose name a Bond is registered on the Bond Register shall be regarded as the absolute owner of that Bond for all purposes of the Bond proceedings. Payment of or on account of the debt charges on any Bond shall be made only to or upon the order of that person; neither the City nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as provided in this Section. All such payments shall be valid and effectual to satisfy and discharge the City's liability upon the Bond, including interest, to the extent of the amount or amounts so paid.
- (b) Transfer and Exchange. Any Bond may be exchanged for Bonds of any Authorized Denomination upon presentation and surrender at the office of the Bond Registrar designated in the Certificate of Award or, if not so designated, then at the principal corporate trust office of the Bond Registrar, together with a request for exchange signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Bond Registrar. A Bond may be transferred only on the Bond Registrar upon presentation and surrender of the Bond at the designated office of the Bond Registrar together with an assignment signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Bond Registrar. Upon exchange or transfer the Bond Registrar shall complete, authenticate and deliver a new Bond or Bonds of any Authorized Denomination or Denominations requested by the owner equal in the aggregate to the unmatured principal amount of the Bond surrendered and bearing interest at the same rate and maturing on the same date.

If manual signatures on behalf of the City are required, the Bond Registrar shall undertake the exchange or transfer of Bonds only after the new Bonds are signed by the authorized officers of the City. In all cases of Bonds exchanged or transferred, the City shall sign, and the Bond Registrar shall authenticate and deliver Bonds in accordance with the provisions of the Bond proceedings. The exchange or transfer shall be without charge to the owner, except that the City and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The City or the Bond Registrar may require that those charges, if any, be paid before the procedure is begun for the exchange or transfer. All Bonds issued and authenticated upon any exchange or transfer shall be valid obligations of the City, evidencing the same debt, and entitled to the same security and benefit under the Bond proceedings as the Bonds surrendered upon that exchange or transfer. Neither the City nor the Bond Registrar shall be required to make any exchange or transfer of (i) Bonds then subject to call for redemption between the 15th day preceding the mailing of notice of Bonds to be redeemed and the date of that mailing, or (ii) any Bond selected for redemption, in whole or in part.

(c) <u>Book-Entry System</u>. Notwithstanding any other provisions of this Ordinance, if the Fiscal Officer determines in the Certificate of Award that it is in the best interest of and

financially advantageous to the City, the Bonds may be issued in book-entry form in accordance with the following provisions of this Section.

The Bonds may be issued to a Depository for use in a book entry system and, if and so long as a book entry system is utilized, (i) the Bonds may be issued in the form of a single, fully registered Bond representing each maturity and registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository or its designated agent which may be the Bond Registrar; (ii) the book entry interest owners of Bonds in book entry form shall not have any right to receive Bonds in the form of physical securities or certificates; (iii) ownership of book entry interests in Bonds in book entry form shall be shown by book entry on the system maintained and operated by the Depository and its Participants, and transfers of the ownership of book entry interests shall be made only by book entry by the Depository and its Participants; and (iv) the Bonds as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the City.

If any Depository determines not to continue to act as a Depository for the Bonds for use in a book-entry system, the Fiscal Officer may attempt to establish a securities depository/book entry relationship with another qualified Depository. If the Fiscal Officer does not or is unable to do so, the Fiscal Officer, after making provision for notification of the book entry interest owners by the then Depository and any other arrangements deemed necessary, shall permit withdrawal of the Bonds from the Depository, and shall cause Bond certificates in registered form to be authenticated by the Bond Registrar and delivered to the assigns of the Depository or its nominee, all at the cost and expense (including any costs of printing), if the event is not the result of City action or inaction, of those persons requesting such issuance.

The Fiscal Officer is hereby authorized and directed, to the extent necessary or required, to enter into any agreements, in the name and on behalf of the City, that the Fiscal Officer determines to be necessary in connection with a book-entry system for the Bonds.

Section 6: Award and Sale of the Bonds.

(a) Original Purchaser Designated in Certificate of Award. The Bonds shall be sold to the Original Purchaser at a purchase price, not less than 97% of their aggregate principal amount, to be determined by the Fiscal Officer in the Certificate of Award, plus accrued interest on the Bonds from their date to the Closing Date, and shall be awarded by the Fiscal Officer with and upon such other terms as are required or authorized by this Ordinance to be specified in the Certificate of Award, in accordance with law and the provisions of this Ordinance. The Fiscal Officer is authorized, if it is determined to be in the best interest of the City, to combine the issue of Bonds with one or more other bond issues of the City into a consolidated bond issue pursuant to Section 133.30(B) of the Revised Code in which case a single Certificate of Award may be utilized for the consolidated bond issue if appropriate and consistent with the terms of this Ordinance.

The Fiscal Officer shall sign and deliver the Certificate of Award and shall cause the Bonds to be prepared and signed and delivered, together with a true transcript of proceedings concerning the issuance of the Bonds, to the Original Purchaser upon payment of the purchase price. The Mayor, the Fiscal Officer, the Director of Law, the Clerk of Council and other City officials, as appropriate, each are authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Ordinance.

- (b) Primary Offering Disclosure Official Statement. The Mayor and the Fiscal Officer, on behalf of the City and in their official capacities, are authorized to (i) prepare or cause to be prepared, and make or authorize modifications, completions or changes of or supplements to, an official statement in connection with the original issuance of the Bonds, (ii) determine, and to certify or otherwise represent, when the official statement is to be "deemed final" (except for permitted omissions) by the City or is a final official statement for purposes of SEC Rule 15c2-12(b)(1), (3) and (4), (iii) use and distribute, or authorize the use and distribution of, that official statement and any supplements thereto in connection with the original issuance of the Bonds and (iv) complete and sign that official statement as so approved together with such certificates, statements or other documents in connection with the finality, accuracy and completeness of that official statement as they deem necessary or appropriate.
- (c) Agreement to Provide Continuing Disclosure. For the benefit of the holders and beneficial owners from time to time of the Bonds, the City agrees to provide or cause to be provided such financial information and operating data, audited financial statements and notices of the occurrence of certain events, in such manner as may be required for purposes of the Rule. The Fiscal Officer is authorized and directed to complete, sign and deliver the Continuing Disclosure Agreement, in the name and on behalf of the City, in substantially the form as is now on file with the Clerk of Council. The Continuing Disclosure Agreement is approved, together with any changes or amendments that are not inconsistent with this ordinance and not substantially adverse to the City and that are approved by the Fiscal Officer, all of which shall be conclusively evidenced by the signing of the Continuing Disclosure Agreement.

The Fiscal Officer is further authorized and directed to establish procedures to ensure compliance by the City with its Continuing Disclosure Agreement, including timely provision of information and notices as described above. Prior to making any filing required under the Rule, the Fiscal Officer shall consult with and obtain legal advice from, as appropriate, the Director of Law and/or bond or other qualified independent special counsel selected by the City. The Fiscal Officer, acting in the name and on behalf of the City, shall be entitled to rely upon any such legal advice in determining whether a filing should be made. The performance by the City of its Continuing Disclosure Agreement shall be subject to the annual appropriation of any funds that may be necessary to perform it.

(d) <u>Municipal Advisor</u>; <u>Application for Rating or Bond Insurance</u>; <u>Financing Costs</u>. If, in the judgment of the Fiscal Officer, the (i) engagement of the services of a municipal advisor or (ii) filing of an application for (A) a rating on the Bonds by one or more nationally-recognized rating agencies, or (B) a policy of insurance from a company or companies to better assure the

payment of principal of and interest on the Bonds, is in the best interest of and financially advantageous to this City, the Fiscal Officer is authorized to engage a municipal advisor and prepare and to submit those applications, to provide to each such agency or company such information as may be required for the purpose, and to provide further for the payment of the fees of a municipal advisor or the cost of obtaining each such rating or policy from the proceeds of the Bonds to the extent available and otherwise from any other funds lawfully available and that are appropriated or to be appropriated for that purpose. The Fiscal Officer is hereby authorized, to the extent necessary or required, to enter into any agreements, in the name of and on behalf of the City, that the Fiscal Officer determines to be necessary in connection with the engagement of a municipal advisor or of obtaining that bond insurance.

The expenditure of the amounts necessary to engage a municipal advisor and/or secure those rating(s) and to pay the other financing costs (as defined in Section 133.01 of the Revised Code) in connection with the Bonds, to the extent not paid by the Original Purchaser, is authorized and approved, and the Fiscal Officer is authorized to provide for the payment of any such amounts and costs from the proceeds of the Bonds to the extent available and otherwise from any other funds lawfully available that are appropriated or shall be appropriated for that purpose.

Section 7: <u>Provisions for Tax Levy.</u> There shall be levied on all the taxable property in the City, in addition to all other taxes, a direct tax annually during the period the Bonds are outstanding in an amount sufficient to pay the debt charges on the Bonds when due, which tax shall not be less than the interest and sinking fund tax required by Section 11 of Article XII of the Ohio Constitution. The tax shall be within the ten-mill limitation imposed by law, shall be and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner and at the same time that taxes for general purposes for each of those years are certified, levied, extended and collected, and shall be placed before and in preference to all other items and for the full amount thereof. The proceeds of the tax levy shall be placed in the Bond Retirement Fund, which is irrevocably pledged for the payment of the debt charges on the Bonds when and as the same fall due. In each year, to the extent that revenues and surplus funds from the City's sanitary sewerage system or other moneys are available for the payment of debt charges on the Bonds and are appropriated for that purpose, the amount of the tax shall be reduced by the amount of revenues and funds and/or moneys so available and appropriated. Nothing in this section in any way diminishes the irrevocable pledge of the full faith and credit and general property taxing power of the City to the prompt payment of the debt charges on the Bonds.

Section 8: Federal Tax Considerations. The City covenants that it will use, and will restrict the use and investment of, the proceeds of the Bonds in such manner and to such extent as may be necessary so that (a) the Bonds will not (i) constitute private activity bonds, arbitrage bonds or hedge bonds under Section 141, 148 or 149 of the Internal Revenue Code of 1986, as amended (the Code), or (ii) be treated other than as bonds to which Section 103 of the Code applies, and (b) the interest thereon will not be an item of tax preference under Section 57 of the Code.

The City further covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the Bonds to be and to remain excluded from gross income for federal income tax purposes, (b) it will not take or authorize to be taken any actions that would

adversely affect that exclusion and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Bonds to the governmental purposes of the borrowing, (ii) restrict the yield on investment property, (iii) make timely and adequate payments to the federal government, (iv) maintain books and records and make calculations and reports, and (v) refrain from certain uses of those proceeds and, as applicable, of property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.

The Fiscal Officer, or any other officer of the City having responsibility for the issuance of the Bonds is hereby authorized (a) to make or effect any election, selection, designation (including specifically designation or treatment of the Bonds as "qualified tax-exempt obligations"), choice, consent, approval or waiver on behalf of the City with respect to the Bonds as the City is permitted or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections provided for in or available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting the favorable tax treatment or status of the Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments or penalties, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the City, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Bonds, and (c) to give one or more appropriate certificates of the City, for inclusion in the transcript of proceedings for the Bonds, setting forth the reasonable expectations of the City regarding the amount and use of all the proceeds of the Bonds, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Bonds.

Each covenant made in this section with respect to the Bonds is also made with respect to all issues any portion of the debt service on which is paid from proceeds of the Bonds (and, if different, the original issue and any refunding issues in a series of refundings), to the extent such compliance is necessary to assure exclusion of interest on the Bonds from gross income for federal income tax purposes, and the officers identified above are authorized to take actions with respect to those issues as they are authorized in this section to take with respect to the Bonds.

Section 9: Certification and Delivery of Ordinance and Certificate of Award. The Clerk of Council is directed to deliver or cause to be delivered a certified copy of this Ordinance and a signed copy of the Certificate of Award to the Wayne County Auditor.

Section 10: Retention of Bond Counsel. The legal services of Squire Patton Boggs (US) LLP, as bond counsel, be and are hereby retained. The legal services shall be in the nature of legal advice and recommendations as to the documents and the proceedings in connection with the issuance and sale of the Bonds and the rendering of the necessary legal opinion upon the delivery of the Bonds. In rendering those legal services, as an independent contractor and in an attorney-client relationship, that firm shall not exercise any administrative discretion on behalf of the City in the formulation of public policy, expenditure of public funds, enforcement of laws,

rules and regulations of the State, the City or any other political subdivision, or the execution of public trusts. That firm shall be paid just and reasonable compensation for those legal services and shall be reimbursed for the actual out-of-pocket expenses it incurs in rendering those legal services. The Fiscal Officer is authorized and directed to make appropriate certification as to the availability of funds for those fees and any reimbursement and to issue an appropriate order for their timely payment as written statements are submitted by that firm.

Section 11: Satisfaction of Conditions for Bond Issuance. This Council determines that all acts and conditions necessary to be performed by the City or to have been met precedent to and in the issuing of the Bonds in order to make them legal, valid and binding general obligations of the City have been performed and have been met, or will at the time of delivery of the Bonds have been performed and have been met, in regular and due form as required by law; that the full faith and credit and general property taxing power (as described in Section 7) of the City are pledged for the timely payment of the debt charges on the Bonds; and that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Bonds.

Section 12: Compliance with Open Meeting Requirements. This Council finds and determines that all formal actions of this Council and of any of its committees concerning and relating to the passage of this Ordinance were taken in open meetings of this Council or committees, and that all deliberations of this Council and of any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law.

Section 13: Declaration of Emergency; Effective Date. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of this City, and for the further reason that this Ordinance is required to be immediately effective in order to issue and sell the Bonds, which is necessary to enable the City to retire the Outstanding Notes and thereby preserve its credit; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of at least three-fourths of the members of Council; otherwise, it shall be in full force and effect from and after the earliest period allowed by law.

1st reading <u>/2 - 4 - / 7</u>	2nd reading	3rd reading
Passed:	, 2017	Vote:
Attest: Clerk of Coun	cil	President of Council
Approved:	, 2017	Mayor
Introduced by: Jon Ansel		

FISCAL OFFICER'S CERTIFICATE

TO THE COUNCIL OF THE CITY OF WOOSTER, OHIO:

As fiscal officer of the City of Wooster, Ohio, I certify in connection with your proposed issue of bonds in the maximum principal amount of \$5,000,000 (the Bonds) for the purpose of paying costs of improving the City's sanitary sewerage system by acquiring wastewater treatment facilities and equipment, together with all necessary appurtenances thereto (the improvement), that:

- 1. The estimated life or period of usefulness of the improvement is at least five years.
- 2. The estimated maximum maturity of the Bonds, calculated in accordance with Section 133.20 of the Revised Code, is 40 years.

Dated: December 4, 2017

Director of Finance City of Wooster, Ohio

ORDINANCE NO. 2017-41

AN ORDINANCE ACCEPTING THE ANNEXATION OF TERRITORY LOCATED ON THE SOUTH SIDE OF LONG ROAD, KNOWN AS PARCEL 56-01929.000, AND CONTIGUOUS TO THE CORPORATION LIMITS (P. Todd Ireland, Esq., Agent for Petitioners OHIO POWER COMPANY)

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WOOSTER, OHIO:

SECTION 1. That the proposed annexation (consisting of approx. 89.510 ac.), as agreed, and as approved by the City of Wooster by the Board of County Commissioners of Wayne County on October 11, 2017, is accepted. The territory to be annexed is described in the agreement, a copy of which is hereto and incorporated by reference.

The certified transcript of the proceedings for annexation, together with an accurate map of the territory, the petition for annexation, the annexation agreement and other papers relating to the proceedings of the Wayne County Commissioners, are on file with the Clerk of this Council and have been for more than sixty (60) days.

SECTION 2. The Clerk of Council is directed to make three (3) copies of this Ordinance, to each of which shall be attached a copy of the map accompanying the annexation agreement, a copy of the transcript of proceedings of the Board of County Commissioners of Wayne County, and a certificate as to the correctness. The Clerk shall then deliver one copy to the Wayne County Auditor, one copy to the Wayne County Recorder and one copy to the Secretary of State, and shall file notice of this annexation with the Wayne County Board of Elections within thirty (30) days after it becomes effective; and the Clerk shall do all other things required by law.

SECTION 3. This Council finds and declares that all formal actions concerning and relating to the adoption of this Ordinance occurred in an open meeting of this Council or its committees, in compliance with the law.

SECTION 4. This Ordinance shall take effect and be in full force from and after the earliest date allowed by law.

1st reading	2nd reading	3rd reading
Passed:	_, 2017	Vote:
Attest: Clerk of Council		President of Council
Approved:	_, 2017	Mayor

Introduced by: Barbara A. Knapic

Resolution

No. 2017-504

Board of Wayne County Commissioners Ann M. Obrecht Sue A. Smail Ron Amstutz

Adopted:

October 11, 2017

Subject:

Approval of Type I Expedited Annexation 2017-A2

It was moved by $\underline{\text{Mrs. Smail}}$ and seconded by $\underline{\text{Mr. Amstutz}}$ that the following resolution be adopted:

WHEREAS, on October 6, Ohio Power Company filed with the Board of Commissioners, a Type I Expedited Petition for Annexation from Wooster Township to the City of Wooster, Ohio; and

WHEREAS, the Petition has been signed by 100% of owner(s) with signatures dated no more than 180 days before filing of Petition; and

WHEREAS, Petition includes Appeal Waiver and Adjacent Property Owner list with names and address of owners; and

WHEREAS, the Petition includes a copy of an Annexation Agreement as provided in Sections 709.022 and 709.192 of the Ohio Revised Code, signed by the City of Wooster; Wooster Township; and the Ohio Power Company; and

WHEREAS, the Wayne County Engineer has reviewed the annexation plat and legal description and found it to be accurate and correct pursuant to ORC 709.031; and

WHEREAS, ORC 709.022(A) states the board of county commissioners, at the board's next regular session after the filing of the petition, shall enter upon its journal a resolution granting the annexation, without holding a hearing;

IT IS HEREBY ORDERED that the Petition for Annexation be granted and that the resolution, petition, map, and all other papers on file be delivered to the City of Wooster to be filed with the Wayne County Recorder's Office; and

BE IT FURTHER RESOLVED, a copy of the Resolution granting the Annexation be sent to the Agent for Petitioner, P. Todd Ireland and Atty. Tom Scanlon of Day Ketterer, Attorneys at Law.

The vote is as follows: Ann M. Obrecht yea

Sue A. Smail yea

Ron Amstutz yea

CERTIFICATE

I, Diane L. Austen, Clerk of the Board of County Commissioners, Wayne County, Ohio, hereby certify that the above is a true and correct copy of the resolution adopted and journalized by said Board on said date.

Diane L. Austen, Clerk

Petition for Annexation BY: OHIO POWER COMPANY

(R.C. 709.021; 709.022; 709.192; 709.02)

To: Board of County Commissioners of Wayne County, Ohio

Petitioner, Ohio Power Company, ("Ohio Power" or "Petitioner"), pursuant to Ohio Revised Code Section 709.021 and related provisions, being the owner of certain real estate in the unincorporated territory of Wooster Township which it proposes to be annexed to the City of Wooster, Ohio, hereby submits an application for annexation by petition of said real estate, being known as Permanent Parcel Number: 56-01929.000 in Wayne County, Ohio and more fully described herein.

The territory that is proposed for annexation is contiguous to the City of Wooster, Wayne County, Ohio. An accurate legal description of the territory proposed for annexation is attached hereto as Exhibit "A" and incorporated herein by reference. An accurate map or plat of the territory proposed for annexation is attached hereto as Exhibit "B" and incorporated herein by reference. There are no other properties or parcels owned by any other persons included in this petition.

P. Todd Ireland is appointed to act as agent for Petitioner with full authority to take any action necessary for obtaining the granting of this petition.

Simultaneously with the filing of this petition, P. Todd Ireland is filing with the Clerk of the Board: [i] a list of all tracts, lots, or parcels in the territory proposed for annexation; and [ii] a list of all tracts, lots, or parcels adjacent to that territory or directly across the road from it when the road is adjacent to it. The lists include the name and mailing address of the owner of each tract, lot, or parcel, and the permanent parcel number from the Wayne County Auditor's permanent parcel numbering system for each tract, lot, or parcel.

A certified copy of the Annexation Agreement by and between Ohio Power, the City of Wooster, and Wooster Township, a township located within Wayne County, Ohio, is attached hereto as Exhibit "C" and incorporated herein by reference.

[Remainder of page intentionally left blank; Signature Page to Follow]

I hereby certify this is a true and correct copy of the original on file

Page 1 of 2

Wayne County Commissioners, Diane L. Austen, clark

WHOEVER SIGNS THIS PETITION EXPRESSLY WAIVES THEIR RIGHT TO APPEAL ANY ACTION ON THE PETITION TAKEN BY THE BOARD OF COUNTY COMMISSIONERS. THERE ALSO IS NO APPEAL FROM THE BOARD'S DECISION IN THIS MATTER IN LAW OR EQUITY.

	Manager Real Estate Asset Management American Electric Power Service Corporation Authorized Signer
	Print Name: P. TODS Ireland Its: P. Todd Ireland
Date: 10-3-17	By: P. Todd Island
	OHIO POWER COMPANY

ANNEXATION AGREEMENT

This Annexation Agreement ("Agreement") is entered into as of the day of Sept. 2017, by and between Ohio Power Company, a public utility ("Ohio Power"), the City of Wooster, Ohio ("the City"), and Wooster Township, a township located within Wayne County, Ohio ("the Township"), (also collectively "the Parties").

WHEREAS, Ohio Power has acquired ownership of a parcel of real estate which is contiguous to the City and presently is located within the boundaries of the Township ("the Property"); and,

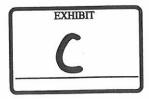
WHEREAS, Ohio Power desires to have the Property, the legal description of which is set forth in "Attachment A", which is incorporated by reference herein, annexed to the City pursuant to Chapter 709 of the Revised Code of the State of Ohio.; and

WHEREAS, the City agrees to accept the annexation of the property upon receipt of a copy of the resolution adopted by the Board of County Commissioners of Wayne County, Ohio granting the annexation; and,

WHEREAS, the Township is in agreement for the annexation of the property to the City;

WHEREFORE, pursuant to the terms set forth herein, it is hereby agreed as follows:

The Parties agree that the Property may be annexed to the City.



- 2. The Parties agree that a Petition for Annexation will be submitted to the County Commissioners of Wayne County, Ohio ("the Commissioners") pursuant to Ohio Revised Code §709.021, §709.022, and related provisions, which Petition will represent that the Parties are in agreement for the annexation, and that the requisite resolutions of the City and the Township have been adopted.
- The City agrees, subject to the recommendation of the Planning Commission of the City of Wooster, that the property may be zoned for "General Manufacturing", designated as "M2".
- The City agrees to allow the extension of the existing water and sewer lines ("the Utilities"), located within the City's right-of-way on Long Road, to the Property.
- Ohio Power agrees to cover all costs associated with the extension of the Utilities to the Property.
- 6. The Parties will direct and authorize their respective agents and counsel to take all necessary actions to complete the annexation and that certified copies of the respective resolutions of the City and the Township agreeing to the annexation will be provided for submission by Ohio Power of the request for annexation to the County Commissioners of Wayne County.
- This Agreement will be executed in triplicate, each copy of which will be regarded as an original.
- 8. This Agreement constitutes the entire agreement of the Parties for the annexation and any alteration, addition, or amendment must be in a writing approved by and executed by the authorized representatives of the Parties.

By: Robert & Brancoma.	By: P. rodd Suland
Its: Mayor	ILS: Manager Peal ESTATE
Date: 9-6-2017	Date: 8 - 15 - 17
Wooster Township By: Lots. Unle	
Its: Board President	
Date: 9/24/17	

I, P. Todd Ireland, Ohio Power Company's Manager of Real Estate, hereby certify that the above is a true and correct copy of the Annexation Agreement entered into by and between the City of Wooster, Wooster Township, and Ohio Power Company on the date set forth above.

Date: 10-3-17

P. Todd Ireland

Since 1972

Bair, Goodie and Associates, Inc.

CONSULTING ENGINEERS AND SURVEYORS

FRANK E. BAIR, P.S. (OH/PA)

JOHN M. PELTZ, P.E. (OH/KY)

DANIEL L. SMALLWOOD, P.E. (OH/WV)

KAYNE TOUKONEN, P.S. (OH)

153 NORTH BROADWAY

NEW PHILADELPHIA, OHIO 44663

FAX 330-343-9505

E-MAIL

bairgoodie@bairgoodie.com

December 19, 2016

DESCRIPTION OF A 89.510 ACRE TRACT

Situated in the Township of Wooster, (T-15, R-13), Northwest Quarter of Section 1, County of Wayne, and State of Ohio:

COMMENCING at a 1-inch rod (found) in a monument box marking the northwest corner of the Northwest Quarter of Section 1, also being at the intersection of the centerlines of Geyers Chapel Road and Long Road; THENCE North 89 deg. 52 min. 36 sec. East, 20.35 feet along the section line, Wayne Township line and the centerline of said Long Road to a R.R. spike (found) marking the southwest corner of the Southwest Quarter of Section 36; THENCE North 89 deg. 15 min. 06 sec. East, along the section line, Wayne Township line and the centerline of said Long Road to an iron pin in concrete monument (set) at the PLACE OF BEGINNING of the tract herein to be described;

- THENCE from said BEGINNING, North 89 deg. 15 min. 06 sec. East, 1298.43 feet along the section line, Wayne Township line and City of Wooster Corp. Line to an iron pin in concrete monument (set) on Pennsylvania Lines LLC (Official Record Volume 257, Page 681) west line;
- 2. THENCE South 13 deg. 07 min. 35 sec. East, 252.70 feet along a chord subtending a spiral curve to the right along said Pennsylvania Lines LLC west line to an iron pin in concrete monument (set);
- 3. THENCE along a curve to the right an arc length of 710.23 feet having a delta of 31 deg. 42 min. 46 sec., a radius of 1283.18 feet, a tangent of 364.47 feet, a chord bearing of South 07 deg. 19 min. 35 sec. West, a chord distance of 701.20 feet along said Pennsylvania Lines LLC west line to an iron pin in concrete monument (set);
- 4. THENCE South 23 deg. 59 min. 45 sec. West, 36.50 feet along a chord subtending a spiral curve to the right along said Pennsylvania Lines LLC west line to an iron pin in concrete monument (set);

- 5. THENCE South 89 deg. 39 min. 35 sec. West, 11.05 feet along said Pennsylvania Lines LLC west line to a 1-inch pinchtop (found);
- 6. THENCE South 30 deg. 41 min. 11 sec. West, 426.10 feet along a chord subtending a spiral curve to the right along said Pennsylvania Lines LLC west line to an iron pin in concrete monument (set);
- 7. THENCE South 33 deg. 28 min. 57 sec. West, 550.60 feet along said Pennsylvania Lines LLC west line to an iron pin in concrete monument (set);
- 8. THENCE South 35 deg. 41 min. 51 sec. West, 390.30 feet along a chord subtending a spiral curve to the right along said Pennsylvania Lines LLC west line to an iron pin in concrete monument (set);
- 9. THENCE along a curve to the right an arc length of 176.42 feet having a delta of 6 deg. 57 min. 52 sec. a radius of 1451.40 feet, a tangent of 88.32 feet, a chord bearing of South 44 deg. 10 min. 48 sec. West, a chord distance of 176.32 feet along said Pennsylvania Lines LLC west line to a point on the Ohio Power Company's (Deed Volume 471, Page 20) east line, witnessed by a 1-inch copperweld rod in concrete (found) North 07 deg. 41 min. 36 sec. West. 1.14 feet;
- 10. THENCE North 07 deg. 41 min. 36 sec. West, 424.90 feet along said Ohio Power Company's east line to an iron pin in concrete monument (set);
- 11. THENCE North 82 deg. 18 min. 24 sec. East, 100.00 feet along said Ohio Power Company's east line to a 1-inch copperweld rod in concrete (found);
- 12. THENCE North 07 deg. 41 min. 36 sec. West, 360.00 feet along said Ohio Power Company's east line to a point, witnessed by a 1-inch copperweld rod in concrete (found) South 82 deg. 18 min. 24 sec. West, 0.50 feet;
- 13. THENCE South 82 deg. 18 min. 24 sec. West, 400.00 feet along said Ohio Power Company's north line to a 1-inch copperweld rod in concrete (found);
- 14. THENCE South 07 deg. 41 min. 36 sec. East, 943.92 feet along said Ohio Power Company's west line to a pont on said Pennsylvania Lines LLC north line, witnessed by a 1-inch copperweld rod in concrete (found) North 07 deg. 41 min. 36 sec. West, 0.62 feet;
- 15. THENCE along a curve to the right an arc length of 712.82 feet having a delta of 28 deg. 08 min. 23 sec., a radius of 1451.40 feet, a tangent of 363.75 feet a chord bearing of South 75 deg. 10 min. 00 sec. West, a chord distance of 705.68 feet along said Pennsylvania

- Lines LLC north line to a 1-inch ID pipe found on the east line of the Leo Schafrath Allotment (Plat Volume 4, Page 341) and said corp. line;
- 16. THENCE North 00 deg. 53 min. 42 sec. West, 733.75 feet along said Leo Schafrath Allotment, Timothy G. and Tina Ann Yates' (Official Record Volume 539, Page 273), John M. and Cindy K. Turner's (Official Record Volume 497, Page 2014), Delbert and Marsha Lang's (Official Record Volume 789, Page 92), and Ohio Power Company's (Deed Volume 468, Page 338) east line and said corp. line to a 1-inch copperweld rod in concrete (found);
- 17. THENCE North 83 deg. 39 min. 55 sec. West, 54.80 feet along said Ohio Power Company's (Deed Volume 468, Page 338) north line and said corp. line to an iron pin in concrete monument (set);
- 18. THENCE North 01 deg. 23 min. 24 sec. West, 199.67 feet along T&T Yates Allotment No. 1 (Plat Volume 26, Page 25) east line and said corp. line to a 3/4-inch rebar (found);
- 19. THENCE North 83 deg. 39 min. 55 sec. West, 93.68 feet along said T&T Yates Allotment No. 1 north line and said corp. line to a concrete monument (set);
- 20. THENCE North 01 deg. 14 min. 44 sec. West 685.02 feet along David and Wanda Rohr's (Deed Volume 513, Page 521) east line and said corp. line to an iron pin in concrete monument (set);
- 21. THENCE North 00 deg. 30 min. 37 sec. East, 273.22 feet along Jerry L. Zimmerman's (Deed Volume 702, Page 696), Leo Schafrath Allotment No. 2 (Plat Volume 5, Page 31) and Jerry Lee and Elizabeth Zimmerman's (Official Record Volume 116, Page 796 and 798) east line and said corp. line to an iron pin in concrete monument (set);
- 22. THENCE South 86 deg. 39 min. 50 sec. East, 4.85 feet along Harley L. Stout's (Official Record Volume 607, Page 606) south line and said corp. line to a 5/8-inch rebar "Rudolph" (found);
- 23. THENCE North 01 deg. 29 min. 38 sec. West, 72.00 feet along said Stout's east line and said corp. line to a 5/8-inch rebar "Rudolph" (found);
- 24. THENCE North 01 deg. 18 min. 32 sec. West, 145.20 feet along Harley Leroy Stout's (Official Record Volume 360, Page 1802) east line and along said corp. line to an iron pin in concrete monument (set);

- 25. THENCE North 01 deg. 20 min. 48 sec. West, 208.53 feet along Elmus G. Jr. and Colleen Y. Boord's (Deed Volume 621, Page 170) east line to an iron pin in concrete monument (set);
- 26. THENCE North 01 deg. 19 min. 13 sec. West, 232.38 feet along Mark A. and Janet L Gatten's (Deed Volume 640, Page 119), Teresa L. Hess' (Official Record Volume 455, Page 547 and Official Record Volume 566, Page 1536) and Wooster Growth Subdivision No. 1 (Plat Volume 25, Page 112) east line and said corp. line to a 5/8-inch rebar "Engineering Associates" (found) on the south line of said Long Road;
- 27. THENCE North 89 deg. 15 min. 06 sec. East, 777.01 feet along the south line of said Long Road and said corp. line to a 5/8-inch rebar "Engineering Associates" (found);
- 28. THENCE North 00 deg. 44 min. 54 sec. West, 30.00 feet along the east line of said Long Road to the PLACE OF BEGINNING, containing 89.510 acres, more or less, but subject to all legal highways, right-of-ways, and easements.

For survey See Volume _____, Page_____ of the Wayne County Survey Records.

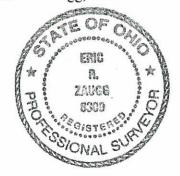
Survey and description prepared by Eric R. Zaugg, Professional Surveyor No. 8309.

Permanent Parcel Number: 56-01929.000

Prior Deed Reference: Deed Vol. 512, Pg. 615

Plat and Description Prepared By

Eric R. Zaugg, Professional Surveyor No. 8309



Page 4 of 4 (89.510 ac. tr.)

89.510 Ac closure.txt Mon Dec 19 08:31:41 2016

Inverse With Area

CRD File> C:\Carlson Projects\CHECK.crd

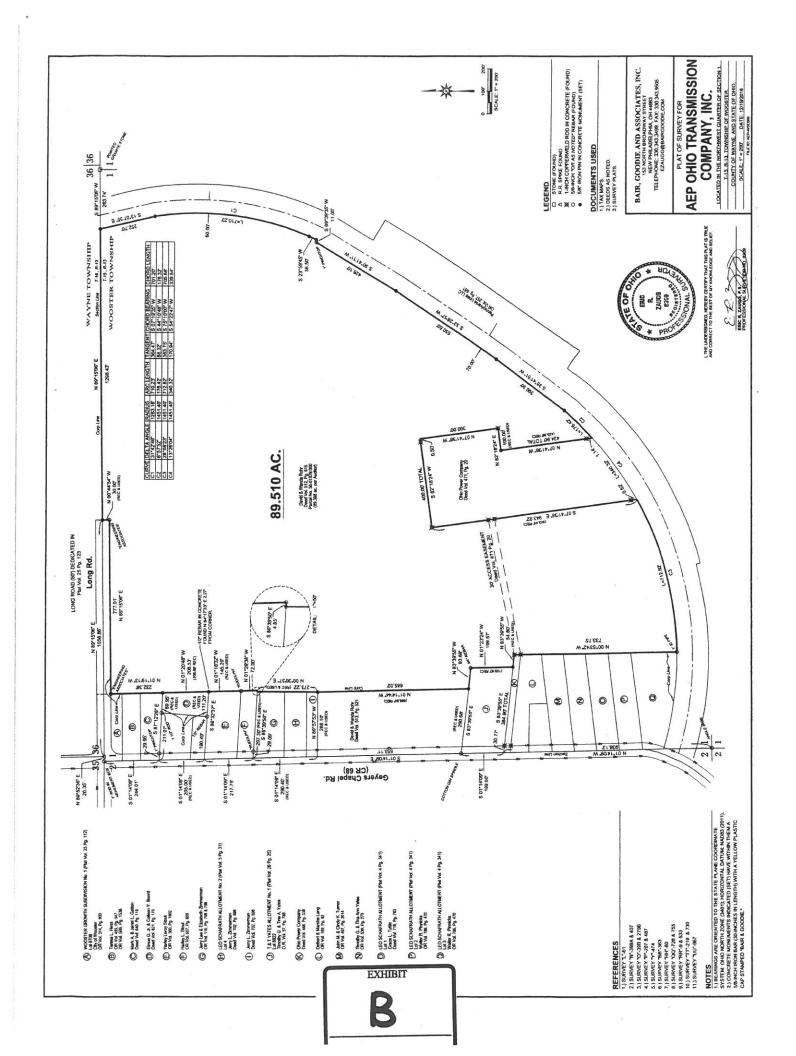
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PntNo Bearing
                   Distance Northing
                                       Easting
                                                 Description
                   27.37
                             42.17
     N 89°15'06" E 1298.43
 2
                   44.33
                            1340.49
     S 13°07'35" E 252.70
 3
                   -201.77
                             1397.88
  Radius: 1283.18 Chord: 701.20 Degree: 4º27'55" Dir: Right
  Length: 710.23 Delta: 31 °42'46" Tangent: 364.47
  Chord BRG: S 07°19'35" W Rad-In: S 81°28'12" W Rad-Out: N 66°49'02" W
  Radius PntNo: 30 N: -392.10 E: 128.89
                   -897.25
     S 23°59'45" W 36.50
                   -930.59 1293.62
     S 89 3935" W 11.05
6
                   -930.66
                             1282.57
     S 30°41'11" W 426.10
                  -1297.09
                             1065.11
    S 33 28'57" W 550.60
8
                  -1756.32
                             761.36
    S 35°41'51" W 390.30
                  -2073.29
                             533.61
 Radius: 1451.40 Chord: 176.32 Degree: 3°56'51" Dir: Right
 Length: 176.43 Delta: 6°57'53" Tangent: 88.32
 Chord BRG: S 44°10'48" W Rad-In: N 49°18'08" W Rad-Out: N 42°20'15" W
 Radius PntNo: 31 N: -1126.87 E: -566.78
10
                   -2199.74
                             410.73
    N 07 °41'36" W 424.90
11
                   -1778.66
                              353.85
    N 82°18'24" E 100.00
12
                   -1765.27
                              452.95
    N 07°41'36" W 360.00
13
                   -1408.51
                              404.76
    S 82°18'24" W 400.00
14
                   -1462.06
                              8.36
    S 07°41'36" E 943.92
15
                   -2397.49
                             134.72
 Radius: 1451.40 Chord: 705.68 Degree: 3°56'51" Dir: Right
 Length: 712.82 Delta: 28°08'22" Tangent: 363.75
 Chord BRG: S 75°10'00" W Rad-In: N 28°54'11" W Rad-Out: N 00°45'48" W
 Radius PntNo: 31 N: -1126.87 E: -566.78
16
                   -2578.15
                             -547.44
    N 00°53'42" W 733.75
17
                   -1844.49
                              -558.90
    N 83 39'55" W 54.80
18
                   -1838.44
                              -613.37
    N 01 °23'24" W 199.67
19
                   -1638.83
                              -618.21
    N 83 °39'55" W 93.68
20
                   -1628.49
                             -711.32
    N 01 °14'44" W 685.02
21
                  -943.63
                             -726.21
```

89.510 Ac closure.txt

	N 00°30'37" E 27	73.22			
2	2 -	670.42	-723.78		
	S 86 39'50" E 4.8	85			
2	3 -	670.71	-718.94		
	N 01 29'38" W 7	2.00			
2	-4	598.73	-720.81		
	N 01°18'32" W 1	45.20			
2	- 5	453.57	-724.13		
	N 01 20'48" W 2	08.53			
2	26 -	245.10	-729.03		
	N 01°19'13" W 2	32.38			
2	?7 -	12.78	-734.38		
	N 89°15'06" E 7	77.01			
2	28	2.63	42.56		
	N 00°44'54" W 3	80.00			
2	29	27.37	42.17		

Closure Error Distance> 0.0032 Error Bearing> S 61°02'57" W Closure Precision> 1 in 3215971.3 Total Distance Inversed> 10304.09

Area: 3899037.2 Sq. Feet, 89.510 Acres



I hereby certify this is a true and correct copy of the original on file.

RESOLUTION NO. 2017-37

A RESOLUTION AUTHORIZING THE MAYOR, ON BEHALF OF THE CITY, TO ENTER INTO AN ANNEXATION AGREEMENT WITH OHIO POWER COMPANY AND WOOSTER TOWNSHIP

WHEREAS, Ohio Power Company, ("Ohio Power"), desires to annex approximately 89 acres of land into the City of Wooster from Wooster Township, as designated in the description and plat attached; and

WHEREAS, the City of Wooster, Ohio Power, and Wooster Township have all agreed to the terms of the attached annexation agreement;

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WOOSTER, STATE OF OHIO:

SECTION 1. That the Mayor is authorized to enter into an annexation agreement with Ohio Power Company and Wooster Township for the annexation of 89.510 acres of land, as designated in the attached description and plat.

SECTION 2. This Council finds and declares that all formal actions concerning and relating to the adoption of this resolution occurred in an open meeting of this Council or its committees, in compliance with law.

SECTION 3. This Resolution shall take effect and be in force from and after the earliest period allowed by law.

1 st reading $\frac{8/21/17}{2^{nd}}$ reading $\frac{9-5-17}{3^{rd}}$ reading $\frac{9-3-17}{2^{nd}}$
Introduced: 8/21/17 Passed: 9-5-17 Vote: 7-0
Attest: June Octaulo Milul a. B. M. Clerk of Council President of Council
Approved: Sept. 6, 2017 Res Brencece
Introduced by: Barbara Knapic

BOARD OF TRUSTEES WOOSTER TOWNSHIP, WAYNE COUNTY, OHIO

Resolution No. 2017-8-33

Resolution Declaring Authorization of Agreements for Ohio Power Co., Annexation

It was moved by Trustee Ogden seconded by Trustee Lindeman that the following resolution be adopted:

WHEREAS, this board met on August 17, 2017 at 6:00 p.m. in an open meeting pursuant to notice duly given in accordance with the provisions of Ohio's Open Meeting Act;

NOW THEREFORE, IT IS RESOLVED, that the Board of Wooster Township Trustees, Wayne County, Ohio, hereby authorize the Board President, Steve Miller, to execute the three original annexation agreements upon presentation, between the Ohio Power Company, the City of Wooster and Wooster Township for annexation of the Ohio Power Company property in Wooster Township to the City of Wooster pursuant to Chapter 709 of the Ohio Revised Code.

Adopted: August 17, 2017

The vote is as follows:

Trustee Steve Miller <u>yes</u>
Trustee Matt Ogden <u>yes</u>
Trustee Mike Lindeman <u>yes</u>

CERTIFICATE

I, Deanna Weaver, Fiscal Officer of Wooster Township, Wayne County, Ohio, hereby certify that the above is a true and correct copy of the resolution adopted by Wooster Township Board on said date.

Dicasina Zulkim Deanna Weaver Fiscal Officer

List of All Tracts, Lots, or Parcels in the Territory Proposed for Annexation BY: OHIO POWER COMPANY

(R.C. 709.02)

To:

Board of County Commissioners of Wayne County, Ohio Petitioner, Ohio Power Company, has submitted simultaneously herewith a Petition for Annexation of a certain territory to the City of Wooster, Wayne County, Ohio. The following is a list of all tracts, lots, or parcels in the territory proposed for annexation: 1. Owner: Ohio Power Company Mailing Address of Owner: 1 Riverside Plaza Columbus, Ohio 43215 Permanent Parcel Number: 56-01929.000 **OHIO POWER COMPANY** By: P-Toold Date: (0-3-17 Print Name: P. TOUD Ireland P. Todd Ireland Manager Real Estate **Asset Management American Electric Power**

Service Corporation Authorized Signer

ORDINANCE NO. 2017-42

AN ORDINANCE AMENDING TITLE ELEVEN, ZONING, OF THE CODIFIED ORDINANCES OF THE CITY OF WOOSTER, OHIO, TO ZONE NEWLY-ANNEXED LAND (89.510 ACRES) TO AN M-2 (GENERAL MANUFACTURING) FOR PROPERTY LOCATED ON THE SOUTH SIDE OF LONG ROAD, KNOWN AS PARCEL 56-01929.000

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WOOSTER, OHIO:

WHEREAS, an application has been duly filed by Attorney Thomas Scanlon, Day Ketterer, agent for Petitioner OHIO POWER COMPANY, with the Planning Commission of the City of Wooster requesting the zoning of newly-annexed land to an M-2 (General Manufacturing) district; and

WHEREAS, at its August 23, 2017, meeting, and after a public hearing in accordance with law, the Planning Commission voted to recommend to the City Council that said zoning be **approved**; and

WHEREAS notice of public hearing by the City Council on said zoning request has been duly given, and a public hearing has been held, all in accordance with law; and

WHEREAS, this City Council deems that said zoning designation for the newly-annexed land, as recommended by the Planning Commission, should be approved.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WOOSTER, OHIO:

SECTION 1. That Title Eleven, Zoning, of the Codified Ordinances of the City of Wooster, known as the Zoning Ordinance, is amended to zone newly annexed land (89.510 acres) to an M-2 (General Manufacturing) district, in accordance with the recommendation of the Wooster City Planning Commission, for property located on the south side of Long Road, known as parcel 56-01929.000, as appears on the map attached.

SECTION 2. The Planning Division is directed to change the official zoning map to conform to the above-described amendment.

SECTION 3. This Ordinance shall take effect and be in full force from and after the earliest date allowed by law.

1st reading	2nd reading	3rd reading
Passed:	_, 2017	Vote:
Attest: Clerk of Council		President of Council
Approved:	_, 2017	Mayor

Introduced by: Barbara A. Knapic

Request for Agenda Item Non-Capital

Division Planning and Zoning Meeting Date Requested Corresponding w/Annexation
Project Name Ohio Power Company Zoning Map Amendment Approved for Agenda
Description (be as descriptive as possible, given space limitations)
Thomas Scanlon of Day Ketterer representing Ohio Power Company has requested a zoning map amendment to designate 89.510 acres on the south side of Long Road with Parcel Number 56-01929.000 to an M-2 (General Manufacturing) zoning district upon annexation into the City of Wooster.
At the 8-23-2017 meeting of the City of Wooster Planning Commission, a motion was made to recommend approval of application PC-17-20 to zone Parcel Number 56-01929.000 to an M-2 (General Manufacturing) zoning district upon annexation. The motion was unanimously approved by the Planning Commission, 5-0.
Is there a need for rules suspension or time limitation when this must be passed?
No
Manager Requesting Andrew Dutton Date 8/24/17
Approved for Agenda

PLANNING COMMISSION APPLICATION INFORMATION SHEET

Application Number PC-17-20

Scheduled Meeting Date 08-23-2017

Application Type
Zoning Amendment - Map

Property Location Long Road, PN 56-01929.000

Property Information Acreage: 89.510

Zoning: NA

Property Owner
OHIO POWER COMPANY

Applicant
Thomas Scanlon

Applicant's Project Description

Ohio Power Company requests that the Planning Commission recommend a zoning classification of M-2 to City Council for Parcel ID No. 56-01929.000 prior to the time that City Council accepts an annexation of said parcel. Ohio Power Company acquired the property in question with the intent of constructing a new service center.

A statement of the reason(s) for the proposed amendment and ways in which the proposed amendment relates to the Comprehensive Plan.

Ohio Power Company ("Ohio Power") acquired the property in question with the intent of constructing a new service center for its operations in Wayne and surrounding counties. Please see the site plan attached hereto as Exhibit "A." The service center will include space for offices, truck parking, storage of power transmission related materials, and light vehicle maintenance.

Without the proposed amendment, Ohio Power will not be able to move forward with its plans. The proposed amendment is being pursued in conjunction with a proposed annexation of the subject property.

The property that is the subject of Ohio Power's plans and the proposed amendment is in an area that is best suited for industrial development by reason of location, utilities, and transportation systems. Ohio Power's plans and the proposed amendment will benefit the City by helping perform essential functions for the City, including promoting employment and strengthening the economy of the community.

The property is not within (and it does not border) any of the priority development areas as set forth in the Comprehensive Plan. Therefore, the proposed amendment will not interfere with the Downtown, Hospital District, South Highway Gateway, or East Wooster plans.

The property is located near area that is predominantly zoned "M-2" – General Manufacturing District. (There is one small area to the west which is zoned "R-1".) Ohio Power's plans and the proposed amendment are compatible with existing uses.

A legal description of the property is attached hereto as Exhibit "B." A plat of survey is attached hereto as Exhibit "C." Various maps including vicinity maps and a map showing existing topography at two-foot contour intervals are attached hereto as Exhibits "D," "E," and "F."

PLANNING COMMISSION APPLICATION INFORMATION SHEET

Agenda Text

Thomas Scanlon of Day Ketterer representing Ohio Power Company requesting an approval recommendation from the Planning Commission to City Council for a zoning map amendment to designate 89.510 acres on the south side of Long Road with Parcel Number 56-01929.000 to an M-2 (General Manufacturing) zoning district upon annexation into the City of Wooster



CITY OF WOOSTER

Planning and Zoning Division
538 North Market Street Wooster, OH 44691

Phone: 330-263-5238

August 24, 2017

Dear Thomas Scanlon,

At the 08-23-2017 meeting of the City of Wooster Planning Commission, a motion was made to recommend approval of application PC-17-20, Thomas Scanlon of Day Ketterer representing Ohio Power Company requesting an approval recommendation from the Planning Commission to City Council for a zoning map amendment to designate 89.510 acres on the south side of Long Road with Parcel Number 56-01929.000 to an M-2 (General Manufacturing) zoning district upon annexation into the City of Wooster, as presented.

The motion received the necessary votes and the application will be forwarded to City Council with a recommendation of approval from the Planning Commission.

This action of the Planning Commission does not constitute approval of a Zoning Certificate, Variance, Building Permit, Engineering Development Permit, or other application required by the City of Wooster Codified Ordinances.

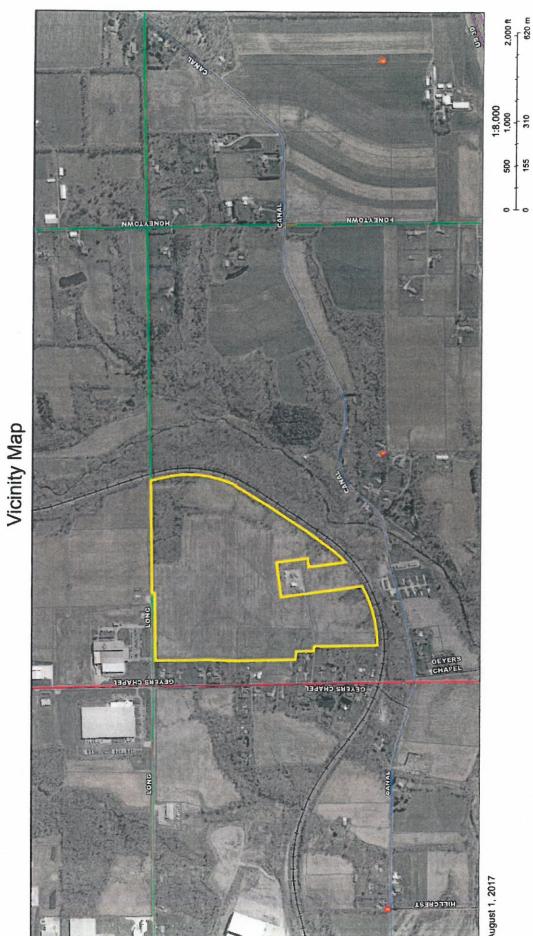
Please feel free to contact me at (330) 263-5238 or adutton@woosteroh.com if you have any questions or need any further information.

Sincerely,

Andrew Dutton

Planning and Zoning Manager

who of

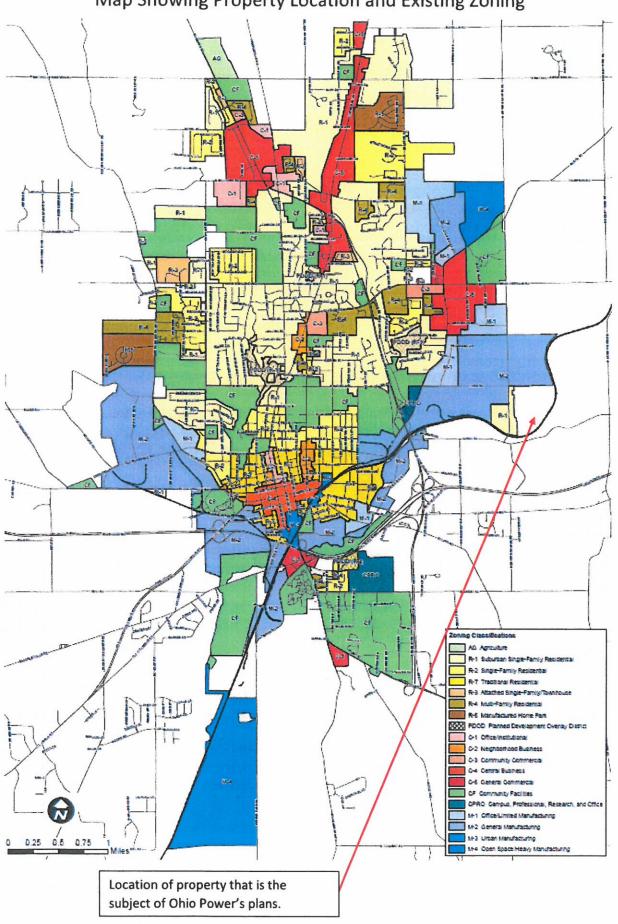


August 1, 2017

2,000 ft 620 m

155

Map Showing Property Location and Existing Zoning



RESOLUTION NO. 2017-54

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

WHEREAS, the State of Ohio, Ohio Development Services Agency, through its Office of Community Development, has federal Community Development Block Grant funds available to local governments through the establishment of revolving loan funds to encourage the expansion and stability of the local economic base and increased employment opportunities; and

WHEREAS in the past, the City of Wooster has contracted with the Ohio Development Services Agency for the ongoing administration of the City's Revolving Loan Fund, and now seeks authority to renew the existing agreement for another three-year term.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WOOSTER, OHIO:

SECTION 1. That the Director of Administration is authorized to renew an agreement with the State of Ohio, Ohio Development Services Agency for the administration of a revolving loan fund. Such fund will be maintained as a separate fund set aside by the municipality for the purposes described above, and proceeds from loans made from the fund will, in turn, be utilized to fund other such activities. Furthermore, s/he is authorized to expend monies in accordance with the agreement and to execute any necessary documents.

SECTION 2. This Council finds and declares that all formal actions concerning and relating to the adoption of this Resolution occurred in an open meeting of this Council or its committees, in compliance with the law.

SECTION 3. This Resolution is declared to be an emergency measure necessary to the immediate preservation of the public health, peace, safety and welfare of the City, or providing for the usual daily operation of a municipal department or division, and for the further reason that prompt action is necessary to take advantage of opportunities for community economic development; wherefore, this Resolution shall be in full force and effect from and immediately after its passage and approval by the Mayor; provided it receives the affirmative vote of at least three-fourths of the members of Council; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

1st reading	2nd reading	3rd reading
Passed:	, 2017	Vote:
Attest:	Clerk of Council	President of Council
Approved: _	, 2017	Mayor

Introduced by: Jon Ansel

Request for Agenda Item Non-Capital

Division	Finance & Econ. Development	Meeting Date Requested	December 18, 2017
Project			X Approved for Agenda
Descrip	tion (be as descriptive as possible,		
	with the primary goals of increa	sing expansion and stability	t Block Grant Revolving Loan Fund of our economic base and by for low-and moderate-income
	Friday, December 15, 2017, I re 2020.	eceived the renewal agreemen	nt for calendar years 2018 through
	This agreement will enable us to through 2020. This fund has a b		rogram for the calendar years 2018 300.
Is there	a need for rules suspension or	time limitation when this m	iust be passed?
	e-mail the signed agreement to the Sta this resolution would need passage pri		nuary 12, 2018. In order to meet this
	r Requesting Andrei Dordea		
Date _	December 11, 2017		
Approv	ed for Agenda		

RESOLUTION NO. 2017-55

A RESOLUTION AUTHORIZING THE MAYOR TO SUBMIT AN APPLICATION TO THE OHIO STATE HISTORIC PRESERVATION OFFICE FOR GRANT MONIES; TO APPLY SUCH FUNDS, IF AWARDED; AND TO EXECUTE ANY NECESSARY DOCUMENTS

WHEREAS, the City of Wooster has been presented with the opportunity to obtain grant monies through the Ohio State Historic Preservation Office for the updating of the City of Wooster's Ohio Historic Inventory forms, documents which provide guidance to residents, property owners, architects, and the City's Design Review Board for changes to historic structures and sites in the City of Wooster; and

WHEREAS, if awarded, the funds will cover approximately sixty percent (60%) of the cost of updating these documents (presently estimated at \$20,000), with the balance to come from the general fund in 2018. Updating these forms was included as a part of the Planning and Zoning Division's 2014 application to become a Certified Local Government.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WOOSTER, OHIO:

- SECTION 1. That the Mayor is authorized to apply to the Ohio State Historic Preservation Office for grant monies as described above, and if such funds are awarded, to apply the funds as indicated. He is further authorized to execute any necessary documents in connection with obtaining this financial assistance.
- SECTION 2. This Council finds and declares that all formal actions concerning and relating to the adoption of this resolution occurred in an open meeting of this Council or its committees, in compliance with the law.

SECTION 3. This Resolution shall take effect and be in force from and after the earliest period allowed by law.

1st reading	2nd reading	3rd reading	
Passed:	, 2017	Vote:	
Attest:	Clerk of Council	President of Council	
Approved:	, 2017		
		Mayor	

Introduced by: Jon Ansel

Request for Agenda Item Non-Capital

Division Planning and Zoning Meeting Date Requested 12/18/17
Project Name CLG Grant Application and Use of Funds Approved for Agenda
Description (be as descriptive as possible, given space limitations)
The City of Wooster has been presented with the opportunity to obtain grant funds through the Ohio State Historic Preservation Office for an update of the City of Wooster's Ohio Historic Inventory (OHI) forms.
OHI forms are a document approved by the State that provides valuable information regarding a historic site's location, use, architecture, history, and significance. The forms are utilized by the Design and Review Board, County, State and Federal Agencies, and the public. Currently, many historic sites in the City of Wooster do not have completed OHI forms. In addition, existing OHI forms are outdated, as the majority were completed in the 1970's and early 1980's.
The aspiration to update the City's OHI forms was indicated in the application for Certified Local Government (CLG) designation in 2014. The completion of OHI forms for all of the City's 170 plus historic sites is planned as a multi-year project. Forms projected to be completed in correlation with the possible 2018 grant encompass approximately ¼ of the City's historic sites.
Updates of OHI forms require expertise in architecture and history, are time consuming, and benefit from experience working with the Ohio State Historic Preservation Office. The project will thus necessitate a consultant with such qualifications and experience.
If awarded, grant funds will cover approximately 60% of the costs of creation of the OHI forms which is presently estimated at approximately \$20,000. The balance will come from the general fund as included in the Planning Division's proposed 2018 budget.
Is there a need for rules suspension or time limitation when this must be passed?
as there a need for rules suspension of time minitation when this must be passed:
Manager Requesting Andrew Dutton
Date 12/5/17
Approved for Agenda







	Present Name(s) Wooster Masonic Temple	
	Other Name(s)	
6. Specific Location 140 N. Market St.	16. Thematic Category	28. No. of Stories 3 A
Lot #96	17. Date(s) or Period	29. Basement? Yes ☒ No □
Lot #196	1916	30. Foundation Material
7. City or Town If Rural, Township & Vicin Wooster	18. Style or Design Neo-Classical revival	brick 31. Wall Construction
3. Site Plan with North Arrow	19. Architect or Engineer	brick 32. Roof Type & Material
A S	20. Contractor or Builder	flat (?) 33. No. of Bays
PUBLIC DILE HASOLICE PARKING PARKING PARKING AN CHARLET	21. Original Use, if apparent Masonic lodge	Front 5 Side 6
N 25 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2	22. Present Use Masonic lodge	Brick 35. Plan Shape rect.
PUBLIC ALLEY	23. Ownership Public	36. Changes Addition
9. Coordinates	Private X 24. Owner's Name & Address,	(Explain Altered ☐ In #42) Moved ☐
Lat. Long. U.T.M. Reference	if knowne Wooster Masonic	37. Condition Interior
17 420660 451664		Exterior good
Zone Easting Northing 0. Site □ Structure	25. Open to Yes Public? No	38. Preservation Yes ☐ Underway? No 🗗
Building Object	26. Local Contact Person or Organization	39. Endangered? Yes □
1. On National Yes ☐ 12. Is It Yes Register? No ☒ Eligible? No		By What? No 🗵
3. Part of Estab. Yes ☐ 14. District Yes Hist. Dist.? No ☑ Potent'!? No	DIATIONAL DECICETO	40. Visible from Yes Public Road? No □
5. Name of Established District		41. Distance from and Frontage on Road
		13'dist.;60'front.
full portico w/pediment from behind portico w/stone caps of stone; 4 stone Tuscan consteps flanked by brick wall 2nd bay on sides; brick particles.	korbeled brick cornice on sides ont; pilasters on corners and and bases; 3-part entablature olumns in front; stone entranced is; stone frieze wraps around trapet above cornice; plain store corative brick frames around for double doors opening onto KKN	
43. History and Significance	c 4 1. C .0	C. L. W. Elea.
it is a good example of From the role of the Maso	clossical revival, and gar	us added significance
14. Description of Environment and Outbuilding		
5. Sources of Information visual sur		46. Prepared by M.&S.Collins
card 1878	, auditor's office.	47. Organization
		48. Date 49. Revision Date(s) 8/21/76 4-77

RESOLUTION NO. 2017-56

A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO CONTRACT WITH COMMUNITY ACTION OF WAYNE/MEDINA COUNTIES FOR THE PROVISION OF TRANSPORTATION SERVICES FOR QUALIFIED PARTICIPANTS

WHEREAS, for more than ten years the municipal government has subsidized a program of transportation services for qualified participants; and

WHEREAS, the Community Action of Wayne/Medina Counties (CAW/M) has administered a program on behalf of the municipal government for transportation services for certain qualified City of Wooster residents; and

WHEREAS, this Council deems that prompt action is necessary to continue to afford this needed service to city residents; and the cost of such services is budgeted.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WOOSTER, OHIO:

SECTION 1. That the Director of Administration is authorized to contract with CAW/M for the provision of transportation services to qualified participants through the management and administration of the city's Taxi Pass Program.

SECTION 2. The cost of such contract/project will not exceed the amount budgeted in the 2018 Appropriations Budget.

SECTION 3. This Council finds and declares that all formal actions concerning and relating to the adoption of this Resolution occurred in an open meeting of this Council or its committees, in compliance with the law.

SECTION 4. This Resolution shall take effect and be in force from and after the earliest period allowed by law.

Introduced:		Passed:		Vote:	
Attest:	Clerk of Council		 2	President of Council	
Approved:	Clerk of Council	,	2017	resident of Council	
				Mayor	

Introduced by: Scott Myers

Request for Agenda Item Non-Capital

Division	Recreation & Co	mmunity Services	Meeting Date Requested	12/18/17
Project N	Name Subsidiz	ed Transportation Pro	ogram	Approved for Agenda
Descripti	ion (be as descr	iptive as possible, s	given space limitations)	
Requesti Wayne/N over \$50. In an effor (CAW/M Mobility funding a contract v monthly f	ng a resolution and Medina Counties, 1000 and is a bud out to promote train (1) would remain the Manager, a grant available through with CAW/M work for transportation osed contract work Passes for Low In Passes for Weekly Passes for Weekly Passes for Non-Patraining and licent Expand and improve as a participant.	nuthorizing the Direct for the provision of ligeted item for 2018. Insportation services in the administrator of the funded position through the proposed subsidy all does not be renewed and the passes, administrative all dinclude subsidizing acome, Elderly, Disable come Clients of Social chair-Accessible Transy Employment and Ecrofit Summer Learning Transportation Compassing for employees. The province of the proposed subsidizing the control of the proposed subsidizing the control of the proposed subsidizing the pro	ctor of Administration to contra transportation services for qual- in the City of Wooster, Community the Transportation Pass Program for high ODOT, operates through CAV and partnerships with local agenciane City of Wooster would continue the fees and transportation company ag: holed and Veteran Residents had Service Agencies hisportation ducation to include Day Care stops ag and After School programs anies that would assist in bringing the systems.	Action of Wayne and Medina Counties the residents of the City of Wooster. The W/M and will oversee the program, grant ies and transportation companies. The to subsidize the program, being billed grants.
	 Must pro 		ing identity and home address	
	o Must pro	low income status	more of the following:	
	•	being confined to a v		
	•	diagnosed physical o United States Vetera		
	•	Senior Citizen - 62 y	years of age or older	
Is there a	a need for rul	es suspension or	time limitation when this n	nust be passed?
Manager	r Requesting	Ashley Brillhart		
Date	12/11/17			
Approve	ed for Agenda			

City of Wooster

Transportation Pass Program Summary





In Mid-June 2016, CAW/M became the administrator of the newly revamped Taxi Pass Program for the residents of the City of Wooster.

This Taxi Pass Program is now called the Wooster Transportation Pass Program and is comprised of the following:

o Subsidized Passes for Low Income Residents

To qualify as a participant, persons must meet these guidelines:

- o Must live within the city limits of Wooster
- o Must provide photo ID proving identity and home address
- o Must provide proof of low income status- up to 200% of the Federal Poverty.
- o Proof of a documented disability.

o Passes for Low Income Clients of Social Service Agencies

To qualify as a participant, persons must be living in the City of Wooster, and be the low income client of a social service agency that purchases passes for distribution to clients in order to arrange transportation for their service needs.

ASPIRE, Anazao, CAW/M, OneEighty, OUTREACH Community Living Services, and Viola Startzman Health and Dental Clinic have signed Memorandums of Understanding and have been trained to issue transportation pass IDs and also purchase passes for their clients.

The following agencies purchase passes and give them to clients that are either already enrolled in the program or they bring them to CAW/M to enroll:

Goodwill, NAMI, Salvation Army, and United Way of Wayne and Holmes Counties.

o Wheelchair-Accessible Transportation Passes

To qualify as a participant, persons must live within the city limits of Wooster and require wheelchair transportation. In regards to the wheelchair accessible transportation, participants need to meet only the residency requirement. Gilcrest Transportation and OUTREACH Community Living Services are providing wheelchair transportation.

Weekly Employment and Education Passes

To qualify as a participant, persons must be living within the city limits of Wooster, and meet the low income requirement. Work/education passes that are good **only** for getting to and from work or education. This includes trips to education sites such as the Wayne County Schools Career Center and reaches up to 3 miles outside of the Wooster City Limits.

Work passes have been used to get to 29 work or education sites: Artiflex, Bob Evans, Buehler's Milltown, C & C Metals, Central Christian, Chipotle, Circle K, D + S Distribution, Dollar General, Frito Lay, Glendora Health Care Center, Goodwill, Guerne Heights, McDonald's, Memories, Prime Fitness, Red Lobster, Rue 21, Smoke, Speed North America, Super 8, TJ Maxx, Taco Bell, Walmart, Wayne County Schools Career Center, Wendy's, Westview Manor, Wooster City Schools, and Zoup.

o Taxi Company Grants

All transportation providers for this program must meet the City regulation per City of Wooster Codified Ordinance #743 in order to be eligible for the program. 5 Star Transportation and Wooster Express have submitted receipts to be reimbursed for the full \$900. These funds were used for signage and lettering, background checks, and transportation provider licenses.

2017 Transportation Program Data

O Number of Transports:

As of October 31, 2017, we have provided 17,314 transports. Using the average of transports provided over the past 10 months, we estimate that in November and December we will provide 1,731 transports per month, making the yearly total close to 21,000 transports.

O Number of Participants:

As of November 20, 2017 there were 534 participants in the program, 133 were new to the program

- o 49 are elderly, 7 of which are new to the program
- o 86 are disabled, 29 of which are new to the program
- o 22 are elderly and disabled, 6 of which are new to the program
- o 18 qualified to have a designated assist person, 7 of which are new to the program
- o 359 are not elderly or disabled, 91 of which are new to the program

In 2016, there were 420 participants in the program, 165 were new to the program

- o 24 were elderly, 7 of which were new to the program
- o 59 were disabled, 23 of which were new to the program
- o 13 were elderly and disabled, 8 of which were new to the program
- o 5 qualified to have a designated assist person,
- o 324 were not elderly or disabled, 69 of which were new to the program

o Transportation Providers:

All providers were required to comply with the requirements of Chapter 743, *Taxicabs*, of the Codified Ordinances of the City of Wooster, or must be cleared by exemption by the City of Wooster if special circumstances apply. Current participants - 5 Star, Gilcrest, OUTREACH, Wooster Express, Wooster Taxi and Wooster Transit.

o Wooster Area Boys and Girls Club Summer Youth Program:

Community Action, the Boys and Girls Club, the City of Wooster and Wooster Transit collaborated to provide transportation for 25 youth (and an adult ride monitor from the Boys and Girls Club) to the Boys and Girls Club's 2017 summer programs five days a week for eight weeks. Approximately 500 rides were provided. The total cost for transportation was \$7,030, with \$4,000 being provided from the Wooster Transportation Pass Program and \$3,030 provided by the Boys and Girls Club, who approached Kiwanis Club, Elks Club and Rotary Club for donations.

CITY OF WOOSTER COMMUNITY ACTION WAYNE AND MEDINA COUNTIES TRANSPORATION PROGRAM REPORT JANUARY 1, 2017-OCTOBER 31, 2017

USES														
PASS	SUBSIDY	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	TOTAL \$
Single	\$ 4.00	850	1356	1110	1054	944	909	1125	721	943	624			\$ 38,544.00
Wheelchair	\$ 16.00	14	9	8	23	22	16	32	15	18	8			\$ 2,640.00
Work Pass	\$ 4.50	236	329	328	200	332	271	324	213	233	336			\$ 12,609.00
Wheel Chair Work Pass	\$ 16.50	0	0	0	0	0	0	0	0	0	0			\$ -
Transit single	\$ 1.00	90	46	61	79	106	105	31	117	109	73			\$ 817.00
Transit Day (approx 5 rides)	\$ 3.00	0	5	3	16	6	7	0	115	3	27			\$ 546.00
Transit Week (approx 30 rides)	\$ 12.00	0	1	0	0	0	0	2	1	0	0			\$ 48.00
Transit Month (approx 120 rides)	\$ 35.00	1	0	2	3	1	2	2	5	1	1			\$ 630.00
Old Pass CAW/M	\$ 8.00	42	58	24	12	13	15	12	5	11	12			\$ 1,632.00
Old Transit CAW/M	\$ 2.00	0	0	0	0	0	0	0	0	0	0			\$ -
Old Pass Taxi Company	\$ 5.00	0	0	0	0	0	0	0	0	0	0			\$ -
Summer Youth Program	\$ 8.00	0	0	0	0	0	0	250	250	0	0			\$ 4,000.00
Unused/Returned Passes	\$ (4.00)	0	900	0	70.5	0	0	0	0	0	0			\$ (3,882.00)
Total Usage		1352	1853	1786	1808	1567	1591	2074	2526	1449	1308	n/a	n/a	
											17314]		\$ 57,584.00
										i	RIDES IN 2017	TOT	AL \$ SUBSIDIZ	ED FOR RIDES

BOYS AND GIRLS CLUB OF WOOSTER Summer Transportation Program

Wooster Transit provided transportation to and from the Wooster Boys and Girls Club for 25 youth 5 days a week for 8 weeks.

Estimated number of rides: 500

AGENCIES PURCHASING PASSES FOR CLIENTS										
AGENCY	TYPE	QUANTITY								
Anazao	Cab	30								
ASPIRE	Cab	90								
CAW/M	WT Day	24								
Goodwill	Cab	120								
NAMI	Cab	150								
OneEighty	Cab	125								
United Way	Work	80								
Total passes		619								

COMPARISON TO PREVIOUS YEARS

	2017	2016	2015	2014	2013	2012	2011	2010	2009	2008	2007	2006
# of participants	534	420	388	382	701	462	528	529	575	626	487	514
elderly	49	24										
diabled	86	59										
eldery & disabled	22	13										
designated assist person	18	5										
not eldery or disabled	359	324										
transports	17,314	14,670	16,688	19,584	27,417	34,478	47,700	38,069	45,301	59,504	51,067	36,544

			NWC

REVENUE		2017	2016	2015	2014	2013	2012	2011	2010	2009	2008	2007	2006
	USER PAYMENT OF PASSES	\$0.00	\$30,890.15	\$68,613.50	\$72,753.50	\$107,505.50	\$131,779.50	\$148,350.32	\$115,300.00	\$127,602.00	\$137,848.50	\$87,170.00	\$63,905.00

EXPENSE

TAXI COMPANIES/PASSES	\$0.00	\$36,460.00	\$85,301.50	\$90,104.50	\$134,057.50	\$165,709.00	\$238,500.00	\$190,345.00	\$217,694.05	\$258,962.00	\$197,067.00	\$127,904.00
ADMIN ESTIMATE*	\$0.00	\$24,212.57	\$43,212.00	\$43,212.00	\$43,212.00	\$43,212.00	\$43,212.00	\$43,212.00	\$43,212.00	\$43,212.00	\$43,212.00	\$43,212.00
SUPPLIES, MATERIALS & SOFTWARE	\$0.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00

252611	2371 PASSES	\$57,584.00	\$41,561.50					
252611	2372 ADMIN	\$28,297.34	\$18,999.43					
252611	2373 MINI GRANTS	\$1,799.35	\$5,400.00					

TOTAL SUBSIDIZED BY CITY OF WOOSTER \$87,680.69 \$97,743.35 \$61,900.00 \$62,563.00 \$71,764.00 \$79,141.50 \$135,361.68 \$120,257.00 \$135,304.05 \$166,325.50 \$155,109.00 \$109,211.00

PER PERSON SPENDING

_	2017	2016	2015	2014	2013	2012	2011	2010	2009	2008	2007	2006
\$ per person on program	\$164.20	\$232.72	\$159.54	\$163.78	\$102.37	\$171.30	\$256.37	\$227.33	\$235.31	\$265.70	\$318.50	\$212.47
\$ per program transport	\$5.06	\$6.66	\$3.71	\$3.19	\$2.62	\$2.30	\$2.84	\$3.16	\$2.99	\$2.80	\$3.04	\$2.99

INCREASE IN SUBSIDY RATE &
HANDICAP ACCESSIBLE
TRANSPORTATION

*CITY OF WOOSTER ADMINISTRATION OF PROGRAM ESTIMATE FOR 2006-2016

HOURS SPENT ON PROGRAM 1040 (20 HOURS/WK)

RATE WITH BENEFITS \$41.55 HOUR

\$43,212.00