

WOOSTER CITY COUNCIL MINUTES

March 20, 2017

7:30 P.M.

I. ROLL CALL & ORDERING OF AGENDA

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

City Administration present: Mayor Bob Breneman; Director of Administration, Joel Montgomery; Director of Finance, Andrei Dordea; and Law Director, Linda Applebaum.

Chief Fisher presented Officer Carl Festa with the 2017 Officer of the Year Award.

President Buytendyk moved to accept Lynne DePaulo as the Clerk of Council. Councilman Ansel seconded the motion. Upon voice vote, the motion carried unanimously.

II. APPROVAL OF MINUTES

Councilman Myers moved, Councilman Cavin seconded, to approve the minutes of the March 6, 2017 regular meeting. Upon voice vote, the motion carried unanimously.

III. COMMUNICATIONS FROM MAYOR/ADMINISTRATION

Vince Crawford, a Waste Management representative, spoke on the progress Waste Management has made with the recycling and trash disposal since the container program was instituted in July of 2015.

IV. PETITIONS/COMMUNICATIONS FROM PUBLIC

Linda Houston, 1823 Burbank Road; Barbara Weinstein, 134 Reed Drive; Betsy Sheets, 826 Arbor Drive; and Greg Gehris, 347 N. Grant; all spoke on the Marijuana Medical Resolution 2017-16 issue.

V. COMMITTEE REPORTS; PUBLIC HEARINGS

Laws and Ordinance Committee met on Monday, March 13, 2017. Jon Ulbright reported the committee reviewed the need for resolutions on the wireless communications, the medial marijuana and the income tax issues.

VI. OLD BUSINESS

None to report

VII. NEW BUSINESS

1. First Reading – ORDINANCE NO 2017-10

AN ORDINANCE ACCEPTING APPLICATION FOR THE ANNEXATION OF TERRITORY LOCATED ON WEST HIGHLAND AVENUE AND CONTIGUOUS TO THE CORPORATION LIMITS (Silvestri) Council decided to table this for second reading due to the Public Hearing scheduled for April 3, 2017.

2. First Reading – RESOLUTION NO. 2017-14
A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO PURCHASE A VEHICLE IN ACCORDANCE WITH THE CAPITAL PLAN FOR 2017 (Cavin)

Councilman Cavin moved, Councilman Myers seconded to adopt due to the purchase being included in the 2017 budget. Upon roll call, the motion carried unanimously (Cavin – yes; Myers – yes; Sanders – yes; Ulbright – yes; Ansel – yes)

3. First Reading – RESOLUTION NO. 2017-15
A RESOLUTION APPROVING THE REPORT OF THE ASSESSMENT EQUALIZATION BOARD ON OBJECTIONS CONCERNING THE ESTIMATED SPECIAL ASSESSMENTS FOR THE BURBANK ROAD PROJECT, AND DECLARING AN EMERGENCY (Ulbright)

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

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

4. First Reading – ORDINANCE NO. 2017-11
AN ORDINANCE DETERMINING TO PROCEED WITH THE IMPROVEMENT OF BURBANK ROAD BETWEEN CERTAIN TERMINI BY GRADING, DRAINING, WIDENING, PAVING, RESURFACING, CONSTRUCTION CURBS, GUTTERS, SIDEWALKS, AND DRIVEWAY APPROACHES, INSTALLING STORM SEWERS, CATCH BASINS, MANHOLES, WATER MAINS, FIRE HYDRANTS, AND TRAFFIC CONTROL SIGNS AND DEVICES, AND ACQUIRING ANY REAL ESTATE AND INTEREST REQUIRED, ALL TOGETHER WITH THE NECESSARY APPURTENANCES, AND DECLARING AN EMERGENCY (Ulbright)

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

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

5. First Reading – RESOLUTION NO. 2017-16
AN RESOLUTION IMPOSING A MORATORIUM ON THE GRANTING OR PROCESSING OF PERMITS FOR ANY BUILDING, STRUCTURE, USE OR CHANGE OF USE THAT WOULD ENABLE CULTIVATION, PROCESSING OR RETAIL SALE OF MEDICAL MARIJUANA WITHIN THE CITY OF WOOSTER

FOR A PERIOD NOT TO EXCEED TWELVE MONTHS FROM THE EFFECTIVE DATE OF THIS RESOLUTION, AND DECLARING AN EMERGENCY (Silvestri)

Councilman Silvestri moved, Councilman Sanders seconded, to suspend the rules and place on third and final reading. Upon roll call, the motion did not pass and will be placed on second reading for the April 3, 2017 meeting. (Sanders – yes; Silvestri – yes, Ulbright – yes, Ansel – yes; Cavin – yes; Myers – no)

6. First Reading – RESOLUTION NO. 2017-17
A RESOLUTION OPPOSING PORTIONS OF THE STATE OF OHIO PROPOSED 2017-2018 BUDGET (BH49), WHICH PROPOSES CENTRALIZED COLLECTION OF NET PROFIT TAX RETURNS AND OTHER PROVISION RELATED TO THE MUNICIPAL INCOME TAX WHICH WILL CAUSE A SUBSTANTIAL LOSS OF REVENUE NEEDED TO SUPPORT THE HEALTH, SAFETY, WELFARE AND ECONOMIC DEVELOPMENT EFFORTS OF OHIO MUNICIPALITIES AND DECLARING AN EMERGENCY (Ansel)

Council discussed they would prefer a proclamation versus a resolution for this issue. The Law Director is to prepare the proclamation and all members will be signing.

7. First Reading – RESOLUTION NO. 2017-18
A RESOLUTION SUPPORTING THE CITY ADMINISTRATIONS' DECISION TO BRING A LEGAL CHALLENGE TO SB 331, OHIO' SMALL CELL STATUE (Ulbright)

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

Councilman Ulbright moved, Councilman Ansel seconded, to adopt. Upon roll call, the motion carried unanimously. (Ulbright – yes; Ansel – yes; Cavin – yes; Myers – yes; Sanders – yes; Silvestri – yes)

8. First Reading – ORDINANCE NO. 2017-12
AN ORDINANCE AMENDING PART NINE OF THE CODIFIED ORDINANCES OF THE CITY OF WOOSTER, OHIO TO PROVIDE FOR A NEW CHAPTER, 949, WIRELESS COMMUNICATION FACILITIES IN THE RIGHT OF WAY (Silvestri)

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

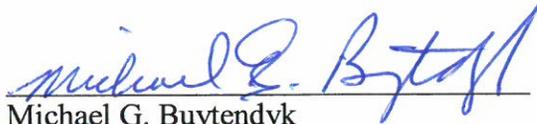
Councilman Silvestri moved, Councilman Cavin seconded, to adopt. Upon roll call, motion carried unanimously. (Ansel – yes; Cavin – yes; Myers – yes; Sanders – yes; Silvestri – yes, Ulbright – yes)

VIII. MISCELLANEOUS

None

IX. ADJUORNMENT

Councilman Ulbright moved, Councilman Myers seconded, to adjourn. Motion carried and meeting so adjourned.



Michael G. Buytendyk
President of Council



Lynne DePaulo
Clerk of Council