

**WOOSTER CITY COUNCIL MINUTES**  
**September 17, 2018**

**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; Scott Myers, Craig Sanders, Dave Silvestri, Jon Ansel, Mark Cavin, Bill Bostancic and Jennifer Warden. City Administration present: Director of Administration Joel Montgomery, Mayor Bob Breneman, Finance Director Andrei Dordea, Law Director John Scavelli, Planning & Zoning Manager Andrew Dutton, City Engineer Roger Kobilarcsik and Chief Matt Fisher.

**II. APPROVAL OF MINUTES**

Councilman Silvestri moved to approve the minutes of the September 4, 2018, meeting, seconded by Councilwoman Warden. By voice vote, the motion passed unanimously.

**III. COMMUNICATIONS FROM MAYOR/ADMINISTRATION**

Mayor Breneman received an invitation to the opening of the Natatorium and will forward it to council.

He also spoke highly of Ron Rehm who is retiring after 24 years of serving on the Planning Commission.

**IV. PETITIONS/COMMUNICATIONS FROM PUBLIC**

Councilman Ansel motioned to waive the Ohio Liquor Control Hearing for Greenbriar Event Center Inc., seconded by Councilman Myers. Upon roll call, motion to waive hearing carried 7-0 (Bostancic-yes; Myers-yes; Sanders-yes; Warden-yes; Ansel – yes; Silvestri – yes; Cavin - yes).

Sandra Hull, Main Street Wooster, and Marty Starkey, Wayne County Visitors Bureau, both spoke in support of the donation to the fairground improvement project. Greg Gehris, 347 N. Grant, also spoke on the fairground improvement project and brought up the bed tax fund.

**V. COMMITTEE REPORTS; PUBLIC HEARINGS**

Councilman Sanders opened the public hearing for the zoning map amendment for the E. Smithville-Western Road & Friendsville Road property. The Planning & Zoning Commission has voted unanimously to approve the rezoning from R-1 to R-3, R-4, C-2 & C-3.

Andrew Dutton stated that the plan follows the need for a range of zoning in the north end. C-3 is the most commercially intensive, C-2 are the smaller stores. R-3 would be residential such as condominiums, apartments similar to the Redwood complex that opened on Mindy Lane. R-4 is the more traditional apartments.

Several citizens spoke about their concerns for what would be built near their property. They are concerned about the lighting, possible flooding, traffic control, and crime.

Councilman Sanders stated that at this time, it is an unknown what is going to be built on the property, this is just a change in the zoning. Councilman Myers explained each development is required to submit their plans to the Planning & Zoning Commission and would be developed per the city zoning code.

Councilman Sanders closed the public hearing.

Councilman Sanders made a motion to continue the public hearing for the property at 1055 E. Henry Street, seconded by Councilman Ansel. The motion passed unanimously by voice vote.

## **VI. UNFINISHED BUSINESS**

### **1. Second Reading – RESOLUTION NO. 2018-050**

**A RESOLUTION AUTHORIZING THE MAYOR TO MAKE A GIFT TO THE GREATER WAYNE COUNTY FOUNDATION FOR THE BENEFIT OF THE WAYNE COUNTY FAIRGROUND IMPROVEMENT CAMPAIGN (Ansel)**

Councilman Ansel made a motion to amend the legislation to change the fiduciary from The Greater Wayne County Foundation to The Wayne County Community Foundation, seconded by Councilman Silvestri. Upon roll call, motion to amend carried 7-0 (Ansel-yes; Cavin-yes; Myers-yes; Sanders-yes; Bostancic-yes; Silvestri – yes; Warden – yes).

Councilman Ansel moved, seconded by Councilman Bostancic, to suspend the rules. Upon roll call, motion to suspend carried 6-1 (Ansel-yes; Cavin-yes; Myers-no; Sanders-yes; Bostancic-yes; Silvestri – yes; Warden – yes). Councilman Ansel moved, seconded by Councilman Bostancic to adopt.

A lengthy discussion was held with many of council being in support of the project, but not supporting the wording of the legislation. Council requested Administration to amend the resolution to state how the funding is to be used, specifically for an infrastructure/gateway project.

Councilman Ansel motioned to withdraw the motion to adopt, seconded by Councilwoman Warden. Upon roll call, motion to withdraw carried 7-0 (Ansel-yes; Cavin-yes; Myers-yes; Sanders-yes; Bostancic-yes; Silvestri – yes; Warden – yes).

## **VII. NEW BUSINESS**

### **1. First Reading – ORDINANCE NO. 2018-016**

**AN ORDINANCE AMENDING PART ELEVEN, ZONING, OF THE CODIFIED ORDINANCES OF THE CITY OF WOOSTER, OHIO, TO RE-ZONE LAND TO R-3 (ATTACHED RESIDENTIAL), R-4 (MULTI-FAMILY RESIDENTIAL), C-2 (COMMUNITY COMMERCIAL) AND C-3 (GENERAL COMMERCIAL) FOR PROPERTY LOCATED ON THE SOUTH SIDE OF EAST SMITHVILLE –WESTERN ROAD AND EAST AND WEST SIDES OF FRIENDSVILLE ROAD (Sanders)**

Councilman Sanders stated he would like to keep this Ordinance on first reading. Andrew Dutton spoke briefly on the issue. This legislation changes the zoning map to reflect the new zoning districts. The Planning & Zoning Commission will make decisions for each particular development; traffic studies, environmental studies, etc. will be done at that time. Will go to second reading on October 1<sup>st</sup>.

### **2. First Reading – RESOLUTION NO. 2018-052**

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A FINAL RESOLUTION WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE RESURFACING OF SR 83 WITHIN THE CITY OF WOOSTER, AND DECLARING AN EMERGENCY ( Bostancic)**

Councilman Bostancic said that the cooperative agreement with ODOT had been done in April, this is the final piece of legislation. Roger Kobilarcsik stated this project runs from the southern corporation limit south on SR 83.

Councilman Bostancic moved, seconded by Councilman Ansel, to suspend the rules. Upon roll call, motion to suspend carried 6-1 (Ansel-yes; Cavin-yes; Myers-no; Sanders-yes; Bostancic-yes; Silvestri – yes; Warden – yes). Councilman Bostancic moved, seconded by Councilman Myers to adopt. Upon roll

call, motion to adopt carried 7-0 (Ansel-yes; Cavin-yes; Myers-yes; Sanders-yes; Bostancic-yes; Silvestri – yes; Warden – yes).

3. First Reading – RESOLUTION NO. 2018-053

A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO ADVERTISE ACCORDING TO LAW AND ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE CONSTRUCTION OF A WATERLINE TO THE NORTH HIGH WATER TOWER AND EXTENSION OF THE SANITARY SEWER TO THE NORTH AND DECLARING AN EMERGENCY (Silvestri)

Councilman Silvestri stated this project is a necessity to promote economic development in the north end. It is a budgeted item. Mr. Kobilarcsik said this would help with the turnover rate in the water tank and keep the chlorine levels up.

Councilman Silvestri moved, seconded by Councilman Sanders to adopt. Upon roll call, motion to adopt carried 7-0 (Ansel-yes; Cavin-yes; Myers-yes; Sanders-yes; Bostancic-yes; Silvestri – yes; Warden – yes).

4. First Reading – RESOLUTION NO. 2018-054

A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO ADVERTISE ACCORDING TO LAW AND ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE REPLACEMENT OF THE STORM SEWER ALONG CLEVELAND ROAD, NORTH OF HIGHLAND AVENUE, AND DECLARING AN EMERGENCY (Bostancic)

Councilman Bostancic said this storm sewer project would run from the Valvoline shop south and is estimated at \$80,000. Councilwoman Warden wanted to know if this would affect the upcoming Cleveland Road to Highland reconfiguration. Mr. Kobilarcsik said this work is outside of the pavement area and there have been multiple issues with the line. It is budgeted.

Councilman Bostancic moved, seconded by Councilman Sanders to adopt. Upon roll call, motion to adopt carried 7-0 (Ansel-yes; Cavin-yes; Myers-yes; Sanders-yes; Bostancic-yes; Silvestri – yes; Warden – yes).

5. RESOLUTION NO. 2018-055

A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO ENTER INTO A CONTRACT WITH ENVIRONMENTAL DESIGN GROUP FOR PROFESSIONAL ENGINEERING SERVICES RELATED TO THE CITY'S PROPOSED VENTURE PARK PROJECT AND AUTHORIZING THE NECESSARY FUNDS AND DECLARING AN EMERGENCY (Bostancic)

Councilman Bostancic stated this company had done the preliminary design work and it is more cost effective to have them continue the engineering services associated with this project. Andrei Dordea said he had added a paragraph to clarify where the money is being appropriated.

Councilman Bostancic moved, seconded by Councilman Ansel, to suspend the rules. Upon roll call, motion to suspend carried 6-1 (Ansel-yes; Cavin-yes; Myers-no; Sanders-yes; Bostancic-yes; Silvestri – yes; Warden – yes). Councilman Bostancic moved, seconded by Councilwoman Warden to adopt. Upon roll call, motion to adopt carried 7-0 (Ansel-yes; Cavin-yes; Myers-yes; Sanders-yes; Bostancic-yes; Silvestri – yes; Warden – yes).

6. RESOLUTION NO. 2018-056

A RESOLUTION AUTHORIZING THE MAYOR TO SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S), TO ACCEPT AND APPLY SUCH FUNDS, IF AWARDED, AND TO EXECUTE ANY NECESSARY DOCUMENTS IN CONNECTION THEREWITH, AND DECLARING AN EMERGENCY (Bostancic)

Councilman Bostancic said this is simply the application to apply for funding for the upcoming project. No construction plans have been developed and probably won't know until mid-2019 how much impact the project will have on the trees along Highland.

Councilman Bostancic moved, seconded by Councilman Sanders, to suspend the rules. Upon roll call, motion to suspend carried 7-0 (Ansel-yes; Cavin-yes; Myers-yes; Sanders-yes; Bostancic-yes; Silvestri – yes; Warden – yes). Councilman Bostancic moved, seconded by Councilman Sanders to adopt. Upon roll call, motion to adopt carried 7-0 (Ansel-yes; Cavin-yes; Myers-yes; Sanders-yes; Bostancic-yes; Silvestri – yes; Warden – yes).

**VIII. EXECUTIVE SESSION – ORC121.22G(1)(3)**

Councilman Ansel motioned to enter into Executive Session, seconded by Councilman Myers. Upon roll call, the motion carried unanimously. (Ansel-yes; Cavin-yes; Myers-yes; Sanders-yes; Bostancic-yes; Silvestri – yes; Warden – yes).

Councilman Ansel motioned to exit Executive Session, seconded by Councilman Silvestri. Upon roll call, the motion carried unanimously. (Ansel-yes; Cavin-yes; Myers-yes; Sanders-yes; Bostancic-yes; Silvestri – yes; Warden – yes).

**VII. MISCELLANEOUS**

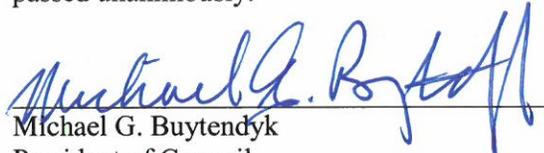
Councilman Silvestri expressed his appreciation to the residents who participated in the public hearing, and thanked the mayor for his understanding of council's position on the \$30,000 donation.

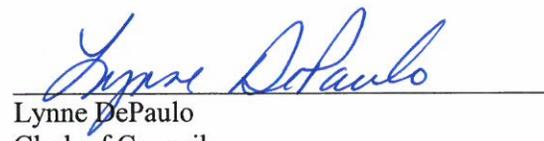
Councilman Myers stated he wanted to clarify two things; his support of the Jr. Fair and Livestock and his 100% support of Director of Finance, Andrei Dordea.

Councilman Bostancic wanted to know if the Infrastructure Committee was available for a presentation by Roger Kobilarcsik. It was decided to have the meeting on October 15<sup>th</sup> at 6:30 p.m.

**VII. ADJOURNMENT**

Councilman Ansel moved to adjourn, seconded by Councilman Silvestri. By voice vote, the motion passed unanimously.

  
Michael G. Buytendyk  
President of Council

  
Lynne DePaulo  
Clerk of Council