

CITY COUNCIL MINUTES
April 18, 2011

I. ROLL CALL & ORDERING OF AGENDA

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

II. APPROVAL OF MINUTES

Mr. Cavin moved, seconded by Ms. Knapic, to approve minutes of the April 4, 2011 meeting. Upon voice vote, motion carried unanimously.

III. COMMUNICATIONS FROM MAYOR/ADMINISTRATION

Mayor Breneman updated council on various activities in the City: 1) Three candidates were interviewed for the Chief of Police position and a decision should be made within the next two weeks. 2) The 2010 Federal Census was received and the official population for the City of Wooster is 26,119. Surpassing the 25,000 mark could potentially qualify the City for more state funding. 3) Hot mix, the permanent repair material for potholes, is now available but the weather is still an issue. 4) The bid for Oak Hill Park was awarded to Stout Excavating and construction should begin within two weeks. 4) The City's audit is underway and should be wrapped up by the end of May.

IV. PETITIONS/COMMUNICATIONS FROM PUBLIC

Following members of the audience spoke: Sherri Grande, 446 N. Buckeye St. (Sloan House deterioration, 439 N. Market St.).

V. COMMITTEE REPORTS; PUBLIC HEARINGS

VI. OLD BUSINESS

1. Second Reading - ORDINANCE NO. 2011-09 AMENDING CHAPTER 108, MORAL CLAIMS BOARD, OF THE CODIFIED ORDINANCES OF THE CITY OF WOOSTER, OHIO BY REVISING THE MEMBERSHIP OF THE BOARD (Buytendyk)

Mr. Buytendyk said the purpose of this legislation was to redraw the membership of the Moral Claims Board by adding three council chairmen whose committees oversee most of the areas where the claims result from. The Directors of Law and Finance would be removed from the membership. Mr. Buytendyk felt there could be a conflict of interest for the law director to be on the board in the event of potential litigation against the City. At the last meeting it was suggested that the council president remain on the board, but Mr. Buytendyk felt a five member board would work well and avoid a tie vote.

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

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

2. Second Reading - RESOLUTION NO. 2011-45 AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO ENTER INTO A CONTRACT FOR REPAIRS TO A CULVERT ON MELROSE DRIVE (NEAR WILDWOOD DRIVE), AND DECLARING AN EMERGENCY (Ulbright)

Mr. Ulbright said this resolution is like an insurance policy, with the intent to set aside money in case the culvert would fail before the Melrose project can get underway. Plans are that the culvert will be replaced with the Melrose project, but Mr. Ulbright said if the culvert fails in the meantime, than the process to repair the culvert could take a month and the road would have to be closed. The culvert will only be replaced once, either during the

Melrose project or if it fails before the project gets underway. Joel Montgomery, City Engineer, indicated the budget for the Melrose project is already in place and they are currently acquiring right-of-ways, which could take a month or two to complete before the project can begin. The City's maintenance crews are continuing to fill holes with gravel on the culvert in hopes there isn't a major weather event that may cause the culvert to fail before the Melrose project begins.

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

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

VII. NEW BUSINESS

1. First Reading - ORDINANCE NO. 2011-10 AMENDING THE ANNUAL APPROPRIATION ORDINANCE (Ansel)

Mr. Ansel stated this is an accounting matter, transferring funds from the General Fund (police contracts) to the General Fund (interfund transfer cost center), and from that fund to the Capital Improvements Fund, for the purpose of paying the costs of an emergency repair at the Justice Center. The main sewer line serving the east side of the Justice Center collapsed several weeks ago. It was determined that the main line and several lateral lines need to be replaced. These lines are 30 years old and are cast iron. Mr. Ansel indicated this is a significant repair and has required a lot of relocation within the Justice Center to accommodate the repairs, including non-functioning public restroom facilities. The bid was awarded to Schmid Mechanicals for \$89,627, but Mr. Ansel said once digging begins, there could be other issues discovered that were not initially identified. The City provides 29% of the operating costs for the Justice Center, therefore the City's portion of the sewer line repairs would be approximately \$26,000 and with a 25% contingency added, \$32,000. Mr. Ansel said any unused funds would be transferred back to the designated line item of the General Fund.

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

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

2. First Reading - RESOLUTION NO. 2011-47 AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO ENTER INTO A COOPERATIVE AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE RESURFACING OF SR 302 WITHIN THE CITY OF WOOSTER, AND DECLARING AN EMERGENCY (Ulbright)

Mr. Ulbright explained this project will include pavement planning, pavement repair, resurfacing, guardrail, structure work and pavement marking on State Route 302, lying within the City of Wooster. The City agrees to assume and bear the entire cost and expense of the improvement, less the amount of Federal-aid and State funds, which is approximately \$3,580. Mr. Ulbright said it is a state route so the State does all the work and assumes the majority of the expense. Joel Montgomery indicated that council already passed three preliminary pieces of legislation for roadway projects around the edge of the City. This is another piece of the multi step process the federal government requires of ODOT when using federal funding. Mr. Montgomery did not know the total cost for ODOT's project as it is a big project that will extend well beyond Wooster's city limits. He answered council's questions regarding the project.

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

3. First Reading - RESOLUTION NO. 2011-48 AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO ENTER INTO A CONTRACT WITH GREG STARR BUILDERS FOR THE CONSTRUCTION OF RESTROOM FACILITIES AT OAK HILL PARK (Knapic)

Ms. Knapic said there have been many discussions on Oak Hill Park and how fortunate the City is to have the land donated. As mentioned earlier in the meeting, the bid for construction of the park was recently awarded. This resolution is one more piece of the project, to authorize entering into a contract with Greg Starr Builders for the construction of the building that will house restrooms as well as electrical panels, inverter and interconnection of the solar facilities. Ms. Knapic said Greg Starr Builders have done similar construction projects for the City's Parks and Utilities divisions and are familiar with the City's specifications and requirements.

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

VIII. MISCELLANEOUS

Ms. Knapic wished everyone happy holidays and safe travels.

Mr. Silvestri said he, as well as several of his constituents, appreciate all the work the City crews have been doing in taking care of the countless potholes on the roadways.

IX. ADJOURNMENT

Mr. Ulbright moved, seconded by Mr. Ansel, to adjourn. Motion carried and meeting so adjourned at 8:00 p.m.

David J. Silvestri
Acting President of Council

Cheryl K. Collins
Clerk of Council