

CITY COUNCIL MINUTES
August 21, 2006

President Judi Mitten called the regular meeting of City Council to order at 7:30 p.m. in council chambers and upon roll call, members answered present as follows: Ansel, Breneman, Griffin, Silvestri, Topovski, Ulbright.

Mr. Ansel moved, seconded by Mr. Silvestri to approve the minutes of the July 3, 2006 meeting as received. Motion carried. Mr. Silvestri moved, seconded by Mr. Griffin, to approve the minutes of the July 13, 2006 special meeting as received. Motion carried.

The following people spoke during public input regarding public transportation: Greg Rickart; Craig Walkew. The following people spoke regarding the proposed annexation (Loral Investments): Catherine Kauffman; Kathy Meyer; Bill Rickett.

The Clerk read a notice from the department of liquor control regarding a new D1 and D3 permit for Main River, Inc. 3860 Cleveland Road (formerly Primo's Deli). Mr. Griffin moved, seconded by Mr. Breneman, not to request a hearing. Motion carried.

Mr. Breneman stated that everyone should have received a copy of the communication from Wooster Community Hospital concerning discussion from their Board of Governors regarding the Economic Development Fund. We will need to schedule a finance committee meeting between now and our next meeting; hopefully for next week.

Mr. Topovski stated that he needed to schedule a meeting for the Infrastructure Committee to discuss the continuation of the sidewalk renovation/installation program for safety's sake. He asked that his committee think about a date for next week and we'll schedule it during the miscellaneous section of the meeting. Mr. Topovski stated that the special meeting we had back in July there was a petition on our desks that we could not address because of the special meeting. It was a petition from several residents in the Palmer/McKinley area of town concerning vandalism and noise in the area. He planned to forward this on to Chief Thornton to see if there was anything his department was not aware of and could address the concerns.

Mr. Griffin asked for a Public Utilities meeting for next Monday, August 28 at 5:30 p.m. which should take no longer than an hour. Topics included placement of a new water tower and possible participation in a federal flood protection program.

Ordinance No. 2006-24 accepting application for annexation of territory located east of Cleveland Road, between Gola Drive and Schellin Road (CR 226), and contiguous to the present corporation limits (Attorney John T. Keating, Agent for Petitioner Loral Investments, LLC) was read by title being on third reading. Mr. Ansel moved, seconded by Mr. Breneman, to adopt. Mr. Topovski has recused himself from discussion on this ordinance as well as the following ordinance (2006-25). Mr. Ansel stated that this was the first of two ordinances that council would be voting on this evening pertaining to the proposed annexation of approximately 48 acres of land owned by Loral Investments doing business as Ratliff Construction. This proposed annexation had been a topic of considerable discussion and review over the past several months and earlier this year the proposal was endorsed by the Wayne County Commissioners and the

Planning Commission had recommended the R-1 zoning of the land. Mr. Ansel reviewed the timeline of this request from the city's resolution of services to the county commissioners, several subcommittee meetings and laws and ordinances committee meeting, which had been well attended. He also reviewed the findings of his committee meeting regarding demographics of our area. A short discussion followed; council members espoused their reasons for voting for or against the legislation. Upon roll call, motion to adopt carried by a 4-1 vote; Mr. Ulbright casting the negative vote.

Ordinance No. 2006-25 amending Title Eleven, Zoning, of the Codified Ordinances of the City of Wooster, Ohio, so as to zone newly-annexed land (48.062 acres) to an R-1 (Low Density Residential) District for property located east of Cleveland Road, between Gola Drive and Schellin Road (CR 226) was read by title, being on third reading. Mr. Ansel moved, seconded by Mr. Griffin, to adopt. Mr. Ansel stated that this accompanies the previous ordinance which zones the newly annexed land to an R-1, Low Density Residential designation. Upon roll call, motion to adopt carried unanimously by a 5-0 vote.

Ordinance No. 2006-28 establishing an Economic Development Fund; and providing for the funding thereof, and authorizing an agreement with the Wooster Growth Corporation for the management thereof was read by title, being on third reading. Mr. Breneman stated that this has been an ongoing discussion for the past year or so and Mr. Sigg and I have taken this on as a challenge of sorts to craft out a development fund that would target small to emerging companies with growth potential and attract them to our city. We have many types of tools in our economic development fund chest for companies with 25 or more employees as the state is eager to help those companies; however, for companies with 2 – 25 employees, we really don't have much as far as funding to help those companies establish themselves and grow yet those were the ones with the best growth potential. I'm going to ask to table this because we have just received a response from Wooster Community Hospital board of governors and this plan was to have a public/private partnership to develop this fund. On the public side would be the City of Wooster putting in \$100,000 worth of seed money to get this started and we'd asked the hospital to consider up to \$300,000 to get this started. They brought a resolution that they do wish to participate but to the amount of \$200,000. We need to discuss this as a committee and that's the reason for tabling the legislation until after we can discuss it at a finance committee meeting. Mr. Breneman moved, seconded by Mr. Ansel, to table. Upon roll call, motion to table carried unanimously.

NOTE FOR THE RECORD: The tape was turned over at this point in the meeting. However, a malfunction must have occurred either on the recorder or tape as this side of the tape did not record. The following will be a record of the motions only.

Ordinance No. 2006-32 amending the Annual Appropriation Ordinance was read by title, being on first reading. Mr. Breneman moved, seconded by Mr. Silvestri, to suspend the rules and place on third and final reading. Upon roll call, motion carried unanimously. Mr. Breneman moved, seconded by Mr. Ansel, to adopt. Upon roll call, motion carried unanimously.

Ordinance No. 2006-33 amending Section 549.02, Discharging Firearms, of the Codified Ordinances of the City of Wooster, Ohio, by the adoption of certain exceptions under which firearms may be discharged was read by title, being on first reading. Mr. Ansel moved, seconded by Mr. Topovski, to suspend the rules and place on third and final reading. Mr. Griffin moved,

seconded by Mr. Ulbright, to amend the ordinance by omitting the sentence “or at a supervised indoor firing range operated as an incidental use to a properly zoned commercial enterprise.” Upon roll call, motion to amend carried by a 5-1 vote, Mr. Silvestri casting the negative vote. Mr. Ansel moved, seconded by Mr. Griffin, to adopt the amended ordinance. Upon roll call, motion carried unanimously.

Ordinance No. 2006-34 amending the Annual Appropriation Ordinance was read by title, being on first reading. Mr. Breneman moved, seconded by Mr. Silvestri, to suspend the rules and place on third and final reading. Upon roll call, motion carried. Mr. Breneman moved, seconded by Mr. Topovski, to adopt. Upon roll call, motion to adopt carried unanimously.

Ordinance No. 2006-35 authorizing the Director of Administration to dispose of the cabin at Gerstenslager-Martin Park, and declaring an emergency was read by title, being on first reading. Mr. Ulbright moved, seconded by Mr. Griffin, to suspend the rules and place on third and final reading. Upon roll call, motion carried. Mr. Ulbright moved, seconded by Mr. Ansel, to adopt. Upon roll call, motion to adopt carried unanimously.

Resolution No. 2006-57 authorizing the Director of Administration to purchase items of specialized technology, to wit: administrative software and related hardware for the Fire Division, and declaring an emergency was read by title, being on first reading. Mr. Silvestri moved, seconded by Mr. Breneman, to suspend the rules and place on third and final reading. Upon roll call, motion carried. Mr. Silvestri moved, seconded by Mr. Topovski, to adopt. Upon roll call, motion to adopt carried unanimously.

(NEW TAPE)
Miscellaneous

Mr. Ulbright had explained at the beginning of the meeting that their ad hoc committee on vandalism had devised a policy that he hoped council would adopt. A copy of the most recent community vandalism action plan had been distributed to council members. He deferred to Daryl Decker of the Parks & Recreation Division to review this plan. He asked that council adopt this as a support for what we are calling a policy. Mr. Decker stated that this document was in response to the problems that Mr. Rucinsky had brought forward to city council at a meeting several months ago dealing with vandalism in Christmas Run Park. We’ve expanded that out and looked at the community as a whole, businesses and homes being destroyed and actions taking place all over the community and we brought that community support in through the police, through the court system, juvenile justice and probation, through the schools, the park system and the city. We had a roundtable discussion, brought all the information and ideals together and the results of that are what you see before you. Mr. Decker stated that the majority of the action points were proactive, not reactive, looking to curb the abuse as opposed to retribution and follow-up after the problem. A short discussion followed. Mr. Ulbright moved, seconded by Mr. Griffin, that council have a voice vote in support of this policy – Community Vandalism Action Plan. Motion carried.

Mr. Ulbright thanked everyone who attended the meeting held at the high school last Thursday regarding public transportation, he thanked the City of Wooster in their efforts to notify the various elected officials throughout the county and he thanked Wooster High School for allowing them to meet free of charge in their group instruction room. The presentation was

videotaped and the tapes will be available in a week or so. We also had an audio tape made of the presentation and it will be made available. The one thing we heard from Mr. Odimjwe from SARTA was that all of this as to whether we go forward with them or some other path or do nothing, is really our decision. What he suggested as a next move was to approach Mr. Regula and ODOT as to the idea of funding a feasibility study and he would ask city council, along with officials from Rittman, Orrville and county commissioners to meet with them in the near future regarding that proposal.

Mr. Breneman wished to schedule a finance committee meeting (regarding Economic Development fund) and tentatively scheduled Thursday, August 31. He stated that he would email everyone to confirm that date and a set time.

Mr. Ansel announced that on Thursday evening, August 31 at the Shisler Center, Mr. Bogner was giving an alternative on genahol, an important regional presentation on a fuel alternative and it starts at 7:00 p.m.

Mr. Ansel thanked the laws and ordinances committee for all their hard work on this emotional issue of annexation and the other members of council for their participation at virtually every meeting, so thank you for a job well done.

Mr. Topovski stated that he had received a request from a resident on Hickory Lane that there were no 25 m.p.h. signs posted on that street. Mr. Montgomery had advised him they could submit a request to the Traffic Commission to consider the posting of such a sign. Mr. Topovski scheduled an infrastructure committee meeting for Tuesday, August 29 at 7:00 p.m.

Mr. Silvestri, moved, seconded by Mr. Topovski, to adjourn. Motion carried and meeting so adjourned at 9:30 p.m.

Judith Mitten
President of Council

Sheila Stanley
Clerk of Council