

WOOSTER CITY COUNCIL AGENDA

December 1, 2014

7:30 p.m.

The meeting will be held 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 License notices:

1. A request for a new D5I class permit from Ginza Restaurant Group, Inc., 3729 Burbank Rd., Suite 10, Wooster, Ohio 44691.
2. A request for a new D2, D2X, D3, and D3A class permit from Drink on Market, Inc. dba Drink on Market, 1st and 2nd Fl. Basement and Patio, 234 S. Market St., Wooster, Ohio 44691.

V. COMMITTEE REPORTS; PUBLIC HEARINGS

VI. OLD BUSINESS

1. Third Reading – ORDINANCE NO. 2014-30 AN ORDINANCE AMENDING CHAPTER 1351, MINIMUM HOUSING STANDARDS AND PROPERTY MAINTENANCE CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF WOOSTER, OHIO, TO UPDATE THE CODE (Knapic)
2. Third Reading – ORDINANCE NO. 2014-31 AN ORDINANCE AMENDING CHAPTER 1311, APPEALS, OF THE CODIFIED ORDINANCES OF THE CITY OF WOOSTER, OHIO, TO UPDATE THE CODE (Knapic)
3. Second Reading – ORDINANCE NO. 2014-33AN 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, 2015, AND DECLARING AN EMERGENCY (Ansel)

VII. NEW BUSINESS

1. First Reading – ORDINANCE NO. 2014-36 AN ORDINANCE REVISING THE AUTHORIZED RANGE OF PAY SCALES AND BENEFITS FOR HOURLY RATED AND SALARIED EMPLOYEES AT WOOSTER COMMUNITY HOSPITAL, AND REPEALING FORMER ORDINANCES (Ansel)
2. First Reading – RESOLUTION NO. 2014-69 A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO ENTER INTO AN AGREEMENT WITH THE WAYNE COUNTY COMMISSIONERS FOR THE PROSECUTION OF MUNICIPAL ORDINANCES BY THE WAYNE COUNTY PROSECUTOR AND FOR PAYMENT FOR SUCH SERVICES (Ansel)
3. First Reading – RESOLUTION NO. 2014-70 A RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO ISSUE PAYMENT FOR SERVICES RENDERED UNDER CONTRACTS WITH VARIOUS VENDORS, AND DECLARING AN EMERGENCY. (Ansel)
4. First Reading – RESOLUTION NO. 2014-71 A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO ENTER INTO A CONTRACT FOR

REPAIRS TO A WATER TRANSMISSION LINE, AND DECLARING AN
EMERGENCY (Sanders)

VIII. EXECUTIVE SESSION (to discuss pending litigation and collective bargaining issues with
legal counsel)

IX. MISCELLANEOUS

X. ADJOURNMENT

NOTICE TO LEGISLATIVE
AUTHORITY

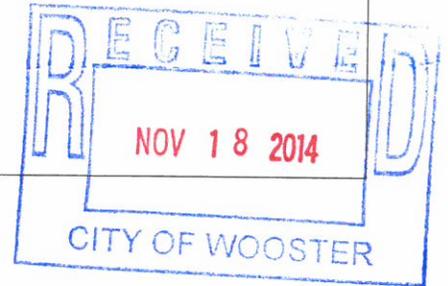
OHIO DIVISION OF LIQUOR CONTROL
6606 TUSSING ROAD, P.O. BOX 4005
REYNOLDSBURG, OHIO 43068-9005
(614)644-2360 FAX(614)644-3166

TO

3198360 PERMIT NUMBER		NEW TYPE	GINZA RESTAURANT GROUP INC 3729 BURBANK RD STE 10 WOOSTER OH 44691	
ISSUE DATE				
11 07 2014				
FILING DATE				
D5I PERMIT CLASSES				
85 TAX DISTRICT	165	B	A64807 RECEIPT NO.	

FROM 11/17/2014

PERMIT NUMBER		TYPE		
ISSUE DATE				
FILING DATE				
PERMIT CLASSES				
TAX DISTRICT			RECEIPT NO.	



MAILED 11/17/2014

RESPONSES MUST BE POSTMARKED NO LATER THAN. 12/18/2014

IMPORTANT NOTICE

PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL
WHETHER OR NOT THERE IS A REQUEST FOR A HEARING.

REFER TO THIS NUMBER IN ALL INQUIRIES **B NEW 3198360**

(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

WE REQUEST A HEARING ON THE ADVISABILITY OF ISSUING THE PERMIT AND REQUEST THAT
THE HEARING BE HELD IN OUR COUNTY SEAT. IN COLUMBUS.

WE DO NOT REQUEST A HEARING.

DID YOU MARK A BOX? IF NOT, THIS WILL BE CONSIDERED A LATE RESPONSE.

PLEASE SIGN BELOW AND MARK THE 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

TUBE C170
TIME 09.12.44
DATE 11/14/14PERMIT NUMBER (CORPORATION) 3198360
GINZA RESTAURANT GROUP INC
3729 BURBANK RD STE 10
WOOSTER OH 44691F.T.I. NUMBER 00-0000000
STATUS (ACTIVE OR INACTIVE) ACTIVE
SHARES OUTSTANDING 100.00
ACTIVE DATE 11/10/14

INACTIVE DATE

EXCEPTION CODE TEXT

STOCK TRANSFER CODE TEXT AND DATE

JIANG HUA

50.00 11/10/14 ACTIVE

SECR-TREA

FANG QING ZOU

50.00 11/10/14 ACTIVE

PRESIDENT

NOTICE TO LEGISLATIVE
AUTHORITY

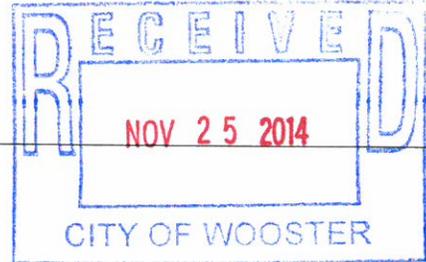
OHIO DIVISION OF LIQUOR CONTROL
6606 TUSSING ROAD, P.O. BOX 4005
REYNOLDSBURG, OHIO 43068-9005
(614)644-2360 FAX(614)644-3166

TO

2311546 <small>PERMIT NUMBER</small>		STCK <small>TYPE</small>	DRINK ON MARKET INC DBA DRINK ON MARKET 1ST & 2ND FL BSMT & PATIO 234 S MARKET ST P O BOX 1047 WOOSTER OHIO 44691	
ISSUE DATE				
01 13 2014 <small>FILING DATE</small>				
D2 D2X D3 D3A <small>PERMIT CLASSES</small>				
85	165	B	F13132 <small>RECEIPT NO.</small>	
<small>TAX DISTRICT</small>				

FROM 11/21/2014

PERMIT NUMBER		TYPE
ISSUE DATE		
FILING DATE		
PERMIT CLASSES		
TAX DISTRICT		RECEIPT NO.



MAILED 11/21/2014

RESPONSES MUST BE POSTMARKED NO LATER THAN. 12/22/2014

IMPORTANT NOTICE

PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL
WHETHER OR NOT THERE IS A REQUEST FOR A HEARING.

REFER TO THIS NUMBER IN ALL INQUIRIES

B STCK 2311546

(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

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THE HEARING BE HELD IN OUR COUNTY SEAT. IN COLUMBUS.

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PLEASE SIGN BELOW AND MARK THE 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

\$100.00
1chk 2518



For Questions call
(614) 644-3162
Office Hours -
8:00 a.m. - 5:00 p.m.

Ohio Department of Commerce - Division of Liquor Control
6606 Tussing Road, Reynoldsburg, Ohio 43068-9005
http://www.com.ohio.gov/liqr

APPLICATION FOR CHANGE OF CORPORATE STOCK OWNERSHIP
PROCESSING FEE \$100.00 CAUTION: ALLOW 10 TO 12 WEEKS FOR PROCESSING

PERMIT HOLDER REQUESTS APPROVAL OF THE DIVISION OF LIQUOR CONTROL OF THE FOLLOWING TRANSFER(S) OF STOCK

Permit Holder Name Drink On Market Inc.	Liquor Permit Number(s) 2311546/F01313Z <i>851165</i>
Permit Premises Address 234 S. Market St., Wooster, OH 44691	
Email Address: d r i n k o n m a r k e t @ g m a i l . c o m	
Attorney's Name, Address and Telephone Number (If represented) Michael G. Buytendyk, 558 North Market St., Wooster, OH 44691, 330-262-7555	
Is Stock Traded on a National Exchange? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO If YES, give Name of Exchange and Symbol	

Please be advised that any social security numbers provided to the Division of Liquor Control in this application may be released to the Ohio Department of Public Safety, the Ohio Department of Taxation, the Ohio Attorney General, or to any other state or local law enforcement agency if the agency requests the social security number to conduct an investigation, implement an enforcement action, or collect taxes.

SECTION A: PREVIOUS 5% OR MORE STOCKHOLDERS			
Name	BIRTHDATE	Social Security Number/FTI#	Number of Shares Issued For Stock Transfer Only (NOT Percentages)
1) Susan Spector			500
2) Joshua Senger			500
3)			
4)			
5)			
SECTION B: REVISED 5% OR MORE STOCKHOLDERS			
Name	BIRTHDATE	Social Security Number/FTI#	Number of Shares Issued For Stock Transfer Only (NOT Percentages)
1) Joshua Senger			1000
2)			
3)			
4) <i>Send ll pl rept NO 20-21, NO VID</i>			
5) <i>NO REN PEND, NO OTHERS ISSUED</i>			
NOTE: If any Stockholder is a business entity, that entity must list it's federal tax identification number (FTI #) above.			TOTAL NUMBER OF SHARES ISSUED 1000

OHIO DIV. LIQUOR CONTROL
LICENSING SECTION 1-B
2014 OCT 24 AM 9:53

LIST THE TOP FOUR OFFICERS OF THE CAPTIONED CORPORATION. IF AN OFFICE IS NOT HELD, PLEASE INDICATE BY WRITING "NONE"	Social Security Number	Birthdate
1) CEO/President Joshua Senger		
2) Vice-President NONE		
3) Secretary Joshua Senger		
4) Treasurer Joshua Senger		

ORDINANCE NO. 2014-30

AN ORDINANCE AMENDING CHAPTER 1351, MINIMUM HOUSING STANDARDS AND PROPERTY MAINTENANCE CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF WOOSTER, OHIO, TO UPDATE THE CODE

WHEREAS, the chief building official recommends the adoption of an updated property maintenance code for that presently in effect within the municipality.

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

SECTION 1. That Chapter 1351, Minimum Housing Standards and Property Maintenance Code, of the Codified Ordinances of the City of Wooster, Ohio is hereby amended to read as follows:

1351.01 ADOPTION OF CODE.

Except as may otherwise be provided hereinafter, the International Property Maintenance Code, 2006~~12~~ edition, as published by the International Code Council, Inc., is hereby adopted as the Housing Code of the City for the control of buildings, structures, equipment and exterior property, as herein provided; and each and all of the regulations, provisions, penalties, conditions and terms of the International Property Maintenance Code, 2006~~12~~ edition, are hereby referred to, adopted and made a part hereof, as if fully set out at length in this chapter with the additions, insertions, deletions and changes, if any, prescribed herein. A copy of such Code shall be on file with and available for public inspection in the office of the Chief Building Official.

1351.02 APPEAL.

Any person affected by a decision or order issued under this chapter by the Code Official shall have the right to appeal to the Board of **Building and Zoning** Appeals, provided that a written application for appeal is filed within twenty (20) calendar days after the day of the decision or order was served. An application for appeal shall be based on a claim that the true intent of the Code or the rules legally adopted thereunder have been incorrectly interpreted, the provisions of the Code do not fully apply, or the requirements of the Code are adequately satisfied by other means. The Division shall serve written notice, personally or by registered or certified mail, upon the appellant of the time, place and date of the hearing on the appeal, and the same be set for the next regular meeting of the Board of **Building and Zoning** Appeals, providing that such date permits two days' notice thereof to the appellant. Failure to appear at the hearing shall be deemed to be a waiver of the appeal, unless prior thereto, the appellant has, through the Division, requested and received a continuance.

1351.03 ASSESSMENT OF COSTS BY MUNICIPALITY. [No changes]

1351.05 AMENDMENTS.

The International Property Maintenance Code adopted in Section 1351.01 shall be modified by the adoption of the following provisions set forth herein:

**Request for Agenda Item
Non-Capital**

Division **Meeting Date Requested**

Project Name **Approved for Agenda**

Description (be as descriptive as possible, given space limitations)

We want to adopt the 2012 International Property Maintenance Code (IMPC) referenced in **Chapter 1351 Minimum Housing Standards and Property Maintenance Code**. Currently we are enforcing the 2006 International Property Maintenance Code. Also, there are related changes to the ordinances that discuss the appeals process for the Property Maintenance Code that are affected and must be changed.

The 2012 IPMC is an improvement over the 2006 version because it has more specific descriptions and requirements. There is vast improvement for identifying dangerous structures or premises and the authority of the code official in those cases. Provisions were put in place for stop work orders and alternative methods for boarding buildings that need demolished or repaired. An Appendix was created to specify the process for boarding structures. Nine definitions were added to Chapter 2. Two sections were added to Chapter 3 to provide a better way of identifying and defining unsafe exterior structure and component conditions. Occupancy limitations were updated in Chapter 4 to help ensure proper calculation for habitable living conditions. Chapter 5 added two sections to increase the safe and sanitary condition for many structures including public toilet facility maintenance and access regulations as well as grease interceptor and backflow valve regulations. These updates will help the code official be more effective when identifying and resolving property maintenance issues.

Chapter 1351 Minimum Housing Standards and Property Maintenance Code also has an appeal section. Appeals are made to the Board of Building and Zoning Appeals. Wording needs to be updated in two chapters: **Chapter 1351 Minimum Housing Standards and Property Maintenance Code** and **Chapter 1311 Appeals** (Building Code).

Is there a need for rules suspension or time limitation when this must be passed?

Manager Requesting

Date

Approved for Agenda

Ord 30431

Key Updates from the 2006 International Property Maintenance Code to the 2012 International Property Maintenance Code

Summary

The 2012 IPMC is an improvement on the 2006 version because it has more specific descriptions and requirements. In the scope and administration chapter the authority of the code and code official is clearly described. There is vast improvement for identifying dangerous structures or premises and the authority of the code official in those cases. Provisions were put in place for stop work orders and alternative methods for boarding buildings that need demolished or repaired. An Appendix was created to specify the process for boarding structures. Nine definitions were added to Chapter 2. Two sections were added to Chapter 3 to provide a better way of identifying and defining unsafe exterior structure and component conditions. Occupancy limitations were updated in Chapter 4 to help ensure proper calculation for habitable living conditions. Chapter 5 added two sections to increase the safe and sanitary condition for many structures including public toilet facility maintenance and access regulations as well as grease interceptor regulations. Sections were added to Chapter 5 to help define and ensure structures had safe electrical equipment and any hazards due to water exposure and fire exposure are abated properly. The fire safety requirements chapter was updated to include automatic sprinkler systems and provisions for wireless smoke alarms. All of these updates will assist the code official in utilizing the code to give a more detailed approach to identifying and resolving many property maintenance issues.

Scope and Administration (Chapter 1)

Wording change to section 102.1 states that in cases where this code differs from the referenced standards the provisions of this code shall apply.

**See page 1, 102.1 IPMC 2012

Addition to section 102.7 to include sections 102.7.1 and 102.7.2. These sections explain which code shall apply when there are conflicts between provisions of the code or referenced standards.

**See page 1, 102.7 IPMC 2012

Addition of section 102.9 and 102.10 explain that in a situation where the code may make reference to a chapter or section number or to another code provision without specifically identifying its location in the code, assume that the referenced section, chapter or provision is in the code and not in a referenced code or standard. Section 102.10 explains that the requirements of the code do not nullify but are in addition to the other laws that are in effect (local, state, federal), although the code official may not be responsible for its enforcement.

**See page 1-2, 102.9 and 102.10 IPMC 2012

Change/Addition to section 104.1 combines the IPMC 2006 section 104.2 and 104.1 which explains the duties and powers of the code official.

**See page 2, 104.2 IPMC 2012

Addition to section 104.6 to explains record retention requirements in more detail.

**See page 2, 104.6 IPMC 2012

Addition of sections 105.5 and 105.6 explains the requirements for approving used materials.

**See page 3, 105.5 and 105.6 IPMC 2012

Addition of section 107.4 states that tampering with signs, seals, or tags posted at the property is a violation of the code.

**See page 3, 107.4 IPMC 2012

Addition of section 108.1.5 contains a general listing of conditions that establish a baseline to compare or evaluate a structure against to determine if the present condition of a building or structure is dangerous. This allows a code official to cite specific conditions under which he or she finds a structure to be dangerous.

**See page 4, 108.1.5 IPMC 2012

Addition of section 108.2.1 explains the authority of the code official to disconnect service utilities in the case of an emergency where necessary to eliminate an immediate hazard to life or property or when such utility connection has been made without approval.

**See page 5, 108.2.1 IPMC 2012

Addition of section 108.6 describes the usual circumstance in which a building has such critical violations that it is declared unsafe by the code official. The owner, operator or occupant should take abatement measures to correct the unsafe condition. If this is not done promptly, the code official has the authority to directly abate the unsafe conditions and bill the owner for the abatement work in accordance with the code.

**See page 5, 108.6 IPMC 2012

Addition of section 108.7 states that the code official must file a report stating the occupancy of the structure and the nature of the unsafe condition.

**See page 5, 108.7 IPMC 2012

Change/Addition to section 110.1 allows for the code official the option to order the owner to either board up and hold for future repair or to demolish and remove when a structure is deemed dangerous, unsafe, insanitary or otherwise unfit for human habitation or occupancy... The

boarding of the building shall not extend beyond one year unless approved by the building official.

**See page 6, 110.1 IPMC 2012

Addition of section 112 provides the authority, issuance, emergency, and failure to comply regulations for a stop work order. When work regulated by this code is being performed in a manner contrary to the provisions of this code or in a dangerous or unsafe manner, the code official is authorized to issue a stop work order.

**See page 7, section 112 IPMC 2012

Definitions (Chapter 2)

The following definitions were added to Chapter 2:

Anchored

Detached

Deterioration

Dwelling Unit

Easement

Equipment Support

Neglect

Pest Elimination

Ultimate Deformation

**See pages 9-10 IPMC 2012

General Requirements (Chapter 3)

Addition to section 304.1.1 sets out general and specific delineations in a building or structure that would make it unsafe. These delineations allow the code official more specific references to conditions that characterize an unsafe building or structure. It describes in detail unsafe conditions related to the exterior of the structure to provide the code official the ability to require replacement or repair.

**See page 12, 304.1.1 IPMC 2012

Addition to section 304.19 addresses all gate assemblies, operator systems and hardware must be maintained to perform their intended functions.

**See page 13, 304.19 IPMC 2012

Addition to section 305.1.1 describes in detail unsafe conditions related to the interior of the structure to provide the code official the ability to require replacement or repair.

**See page 14, 305.1.1 IPMC 2012

Change/Addition to section 306, section the original handrails and guardrails section for 306 was moved to section 307 and 306 is now component serviceability. Component serviceability contains a general provision for components and equipment related to a structure to be maintained in sound and sanitary condition. In order to analyze all of the elements of a building, this section ensures that each component of a building must also meet its intended purpose or the building can be regarded as unsafe. The provision specifies that each material that is used to create a building or structure must continue to be viable.

**See page 14, Section 306 IPMC 2012

Light, Ventilation and Occupancy Limitations (Chapter 4)

Addition to section 403.5 allows for an exception for venting clothes dryers to the outside if they are listed and labeled condensing (ductless) clothes dryers.

**See page 17, 403.5 IPMC 2012

Addition to section 404.4.1 requires additional square footage for bedrooms occupied by more than one person. (50 square feet for each occupant)

**See page 18, 404.4.1 IPMC 2012

Change/Addition in sections 404.5-404.6 specify the requirements for minimum floor areas in more detail for dwelling units, sleeping areas, combines spaces, and efficiency units. A table was added to show the minimum area requirements.

**See page 18, 404.5-404.6 IPMC 2012

Plumbing Facilities and Fixture Requirements (Chapter 5)

Addition of section 502.5 states public toilet facilities shall be maintained in a safe sanitary and working condition in accordance with the International Plumbing Code. Except for periodic maintenance or cleaning, public access and use shall be provided to the toilet facilities at all times during occupancy of the premises.

**See page 19, 502.5 IPMC 2012

Addition of section 506.3 governs the maintenance requirements for grease interceptors and automatic grease removal devices.

**See page 20, 506.3 IPMC 2012

Mechanical and Electrical Requirements (Chapter 6)

Addition of section 604.3.1 and 604.3.2 governs the repair and replacement of electrical systems and equipment that have been exposed to water or fire. The section lists what electrical equipment must be replaced and what the requirements are for repair after water or fire damage occurs.

**See page 22, 604.3.1 and 604.3.2 IPMC 2012

Change/Addition in section 605.2 requires all receptacle outlets to have appropriate faceplate cover for the location.

**See page 22, 605.2 IPMC 2012

Change/Addition in section 605.3 requires pool and spa luminaries over 15V to have GFCI protection.

**See page 22, 605.3 IPMC 2012

Change/Addition in section 605.4 states that flexible cords shall not be used for permanent wiring, or for running through doors, windows, or cabinets, or concealed within walls, floors, or ceiling.

**See page 22, 605.4 IPMC 2012

Fire Safety Requirements (Chapter 7)

Addition of section 704.1.1 gives the code official the necessary requirements for the inspection, testing and maintenance of fire sprinklers, fire pumps, standpipes, etc. on existing buildings. This information will be useful in areas where the property maintenance inspector is the individual verifying the requirements.

**See page 25, 704.1.1 IPMC 2012

Change/Addition in section 704.4 allows for wireless smoke alarms if all alarms sound upon activation of one alarm. It states that the Physical interconnection of smoke alarms shall not be required where listed wireless alarms are installed and all alarms sound upon activation of one alarm.

**See Page 26 704.4 IPMC 2012

Boarding Standard (Appendix A)

This Appendix was added to provide minimum specifications for boarding a structure. This can be utilized by a jurisdiction as a set of requirements in order to result in a consistent boarding quality. The requirements also provide a reasonable means to eliminate having to approve numerous methods or materials for the boarding and securing of a structure. The provisions of Appendix A are not mandatory unless specifically referenced in the adopting ordinance of the jurisdiction having authority.

**See page 29, Appendix A IPMC 2012

ORDINANCE NO. 2014-31

AN ORDINANCE AMENDING CHAPTER 1311, APPEALS, OF THE
CODIFIED ORDINANCES OF THE CITY OF WOOSTER, OHIO, TO
UPDATE THE CODE

WHEREAS, the chief building official recommends the adoption of certain amendments to Chapter 1311, which governs appeals to the Board of Building and Zoning Appeals.

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

SECTION 1. That Chapter 1311, Appeals, of the Codified Ordinances of the City of Wooster, Ohio is hereby amended to read as follows:

1311.01 BOARD OF BUILDING AND ZONING APPEALS.

- (a) ~~There is hereby created a Board of Building Appeals, hereinafter referred to as the "Board". The Board of Building and Zoning Appeals is hereby designated as the appeals board for any and all matters within the jurisdiction of the Division of Building Standards concerning the Minimum Housing Standards and Property Maintenance Code; one, two and three family dwellings; and trade contractors' licenses, except as may be otherwise specifically designated by one or more of the codes and ordinances within such jurisdiction. The Board shall consist of five members appointed by the Mayor for five-year terms, except that original appointments shall be for terms of one, two, three, four and five years. Each member shall hold office from the date of appointment until the end of the term for which s/he is appointed. Within thirty days after a vacancy occurs on the Board, the Mayor shall appoint a new member to complete the unexpired term. Any member shall continue in office subsequent to the expiration date of his/her term until his/her successor takes office or until sixty days have elapsed, whichever occurs first. Continued absence from regular or special meetings of the Board shall, at the discretion of the Mayor, render the member liable for immediate removal from office. The officers of the board shall consist of a chairperson and vice chairperson.~~
- (b) ~~The Board shall adopt its own rules and regulations of procedure and keep a record of proceedings which shall show the action taken by the Board and the vote of each member present upon each question considered. Interpretations of codes made by the Board and policies established by the Board, where the same are not otherwise provided by law, shall be binding upon the Division of Building Standards. Three votes shall be required to establish every decision of the Board. No member shall act on a matter in which s/he has a financial interest.~~
- (c) ~~The Board shall meet monthly at a regular time and fixed place, except that regular monthly meetings may be canceled by the chairperson if no appeals have been filed for that month. All meetings shall be open to the public. Executive sessions of the Board shall be permitted in accordance with the Charter, but no decision of the Board shall be made in executive session other than upon internal administrative matters. Special meetings may be called by the chairperson.~~
- (d) ~~The Board shall hear and decide appeals de novo, and shall review on appeal, any order, requirement, determination or decision made by the Division of Building Standards. (Ord. 1999-26. Passed 6-7-99.)~~

**Request for Agenda Item
Non-Capital**

Division **Meeting Date Requested**

Project Name **Approved for Agenda**

Description (be as descriptive as possible, given space limitations)

We want to adopt the 2012 International Property Maintenance Code (IMPC) referenced in **Chapter 1351 Minimum Housing Standards and Property Maintenance Code**. Currently we are enforcing the 2006 International Property Maintenance Code. Also, there are related changes to the ordinances that discuss the appeals process for the Property Maintenance Code that are affected and must be changed.

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Chapter 1351 Minimum Housing Standards and Property Maintenance Code also has an appeal section. Appeals are made to the Board of Building and Zoning Appeals. Wording needs to be updated in two chapters: **Chapter 1351 Minimum Housing Standards and Property Maintenance Code** and **Chapter 1311 Appeals** (Building Code).

Is there a need for rules suspension or time limitation when this must be passed?

Manager Requesting

Date

Approved for Agenda

Ord 30731

ORDINANCE NO. 2014-33

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, 2015, AND DECLARING AN EMERGENCY

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, 2015, the following appropriations (detailed copy attached hereto) are hereby authorized.

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 is hereby 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 in order to commence and complete the various projects at the earliest possible time for the convenience and enjoyment of the general public; wherefore, this Ordinance 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 11-17-14 2nd reading _____ 3rd reading _____

Passed: _____, 2014 Vote: _____

Attest: _____
Clerk of Council President of Council

Approved: _____, 2014
Mayor

Introduced by: Jon Ansel

ORDINANCE NO. 2014-36

AN ORDINANCE REVISING THE AUTHORIZED RANGE OF PAY SCALES AND BENEFITS FOR HOURLY RATED AND SALARIED EMPLOYEES AT WOOSTER COMMUNITY HOSPITAL, AND REPEALING FORMER ORDINANCES

WHEREAS, the Board of Governors of Wooster Community Hospital, at its meeting on November 26, 2014, recommended the adoption of new maximum pay scales and benefits to remain competitive within the industry and community; and

WHEREAS, the Charter and Ordinances of the City of Wooster provide that the Board of Governors shall fix compensation for hospital personnel, subject to the approval of City Council.

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

SECTION 1. That the authorized range of pay scales and benefits for hourly rated personnel and salaried employees of the Wooster Community Hospital by grade and job group, respectively, shall be as shown on the schedule attached hereto and made a part hereof, and shall be made effective as of March 8, 2014.

SECTION 2. That the Board of Governors of Wooster Community Hospital shall have the authority to establish, or to promulgate the rules and regulations for establishing, the grade or job group into which each position at the hospital should be placed.

SECTION 3. That all previous ordinances and resolutions or sections thereof in conflict with this Ordinance are hereby repealed.

SECTION 4. 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 5. 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: _____, 2014

Vote: _____

Attest: _____
Clerk of Council

President of Council

Approved: _____, 2014

Mayor

Introduced by: Jon Ansel

**Request for Agenda Item
Authorization for Bid or Purchase of Capital Item**

Division Engineering	Meeting Date Requested December 1, 2014
Project Name Water Transmission Line Repair	Approved for Agenda
Estimated Total Cost \$95,000	
Is Full Amount Budgeted <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
If No, How Is The Purchase To Be Funded?	
Description Of Purchase This is a request to authorize the award of a contract (on an emergency basis) to the lowest of three estimates for repairing a 16" transmission line in the low zone. The line is the primary transmission line for filling the Long Road Water Tank. With this line not in service it severely limits the ability to fill the Long Road tank and distribute water in the system. Waiting to bid this out will result in extensive water loss and potential water system issues. It is estimated that the line was leaking up to 200 gpm.	
Justification / Benefits This resolution will allow the line to be repaired and placed back into service as soon as possible.	
Will This Project Effect the City's Operating Costs This project will eliminate a significant water loss from the system.	
What Alternatives Exist and What Are The Implications of The Alternatives Do nothing, and keep the line out of service until Engineering can develop construction plans, advertise for bid and award a contract. This process could take up to two months with the holidays in the near future.	
Is This A Sole Source Bid or Non-Bid Situation <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
If Yes, Explain The Circumstances	
Are You Requesting Suspension Of The Rules <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
If Yes, Note Reasons We are requesting a suspension of the rules and passage on an emergency basis so repairs can be made as soon as possible. The leak is estimated to be 200 gallons per minute (300,000 gallons per day)	
Division Manager .Roger Kobilarcsik	Date November 25, 2014

Res #71