

  
**WOOSTER CITY COUNCIL MINUTES**  
**February 1, 2016**

**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. All members of City Council were present. City Administration present: Mayor Bob Breneman, Finance Director Andrei Dordea, Director of Administration Joel Montgomery, Law Director Richard Benson, Fire Chief Barry Saley, Police Chief Matt Fisher, City Engineer Roger Kobilarcsik and Utilities Manager Kevin Givins.

**II. APPROVAL OF MINUTES**

Councilman Silvestri moved to approve the minutes of the January 19, 2016 meeting, seconded by Councilman Ansel. By voice vote the motion passed unanimously.

**III. COMMUNICATIONS FROM MAYOR/ADMINISTRATION**

Mayor Breneman extended his thanks to council for their attendance at the evenings meeting at Wooster Community Hospital. The Mayor gave an update on the activities of the WARCOG and the dispatch center. The Mayor introduced Bob Romig of the Shade Tree Commission. Mr. Romig invited council to its 40<sup>th</sup> Anniversary celebration on April 26<sup>th</sup>, 2016 and went on to give details of the events planned.

**IV. PETITIONS/COMMUNICATIONS FROM PUBLIC**

**V. COMMITTEE REPORTS; PUBLIC HEARINGS**

**VI. OLD BUSINESS**

1. Second Reading – ORDINANCE NO. 2016-05 AN ORDINANCE AMENDING TITLE THIRTEEN, FLOOD DAMAGE REDUCTION, OF THE CODIFIED ORDINANCES OF THE CITY OF WOOSTER, OHIO (Knapic)

Councilwoman Knapic reiterated details of the need to update the current flood plain regulations. She went on to explain some of the changes and why they are necessary to comply with federal regulations. Councilman Silvestri asked some questions regarding “flood fringe” and its definition along with the encompassing area. Mr. Montgomery reviewed the FEMA definition and communicated it depends on the area being affected. Councilman Ansel asked about the impact on existing companies that have materials and equipment currently stored outdoors in the flood plain. Mr. Montgomery reiterated these regulations come from FEMA and the city has no latitude to make changes; he went on to clarify some details as to what materials and equipment can be outside. There was some general discussion regarding what constitutes equipment and materials. Councilwoman Knapic noted these changes are focused on hazardous, infectious and radiative materials being stored properly. Councilman Ansel expressed his dismay at the new wording changes and his belief it would negatively impact existing businesses. Mr. Montgomery responded to these concerns by providing clarification and explaining the permitting process.

Councilman Ulbright asked about “grandfathering” existing operations? Mr. Montgomery shared the difficulty of obtaining any type of concession from the FEMA regulations. Mayor Breneman noted, that keeping the regulations in compliance allows persons in the flood plain to obtain flood insurance. A representative from Carter Lumber expressed his dismay with the proposed updates and went on to explain how these types of regulations negatively impact his business and others. Mr. Montgomery noted that all affected businesses were sent notices in 2007 of flood plain regulation changes and went on to try and clarify further the current changes. There was significant general discussion about many ancillary and anecdotal issues relating to flood plain regulations.

Councilwoman Knapic moved to suspend the rules and place on third and final reading, seconded by Councilman Cavin. Upon roll call, motion carried unanimously (Ansel-yes; Cavin-yes; Knapic-yes;

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

## **VII. NEW BUSINESS**

1. First Reading – RESOLUTION NO. 2016-05 A RESOLUTION AUTHORIZING THE MAYOR TO APPLY TO THE OHIO DEPARTMENT OF TRANSPORTATION FOR FUNDING UNDER THE SAFE ROUTES TO SCHOOL PROGRAM; TO ACCEPT AND APPLY SUCH FUNDS, IF AWARDED; AND TO EXECUTE ANY NECESSARY DOCUMENTS IN CONNECTION THEREWITH, AND DECLARING AN EMERGENCY (Ulbright)

Councilman Ulbright expressed his delight at sponsoring this legislation and shared details about the safe routes to school initiative. Councilman Ulbright noted it has allowed Wooster to make significant improvements to sidewalks. He went on to review the costs and locations of the proposed areas identified for improvement/construction. Mr. Kobilarcsik gave additional details about the proposed areas. Councilman Ulbright noted, that he has received positive feedback and has seen residents using the sidewalks that were built last year and believes it is a great program and fulfills the need of safety. Councilwoman Knapic agreed that this program is a positive improvement, and asked that all of Wooster's sidewalks be considered for continuous improvement.

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

2. First Reading – RESOLUTION NO. 2016-06 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 NEW STORM WATER SEWER SERVING MADISON AVENUE, SOUTH OF BUCKEYE STREET (Sanders)

Councilman Sanders reviewed the need for the City to continue to separate its sanitary sewer and storm sewer lines to comply with EPA mandates. He went on to review details and costs associated with the current measure. Councilman Sanders moved, seconded by Councilman Silvestri to adopt. Upon roll call, motion to adopt carried unanimously (Ansel-yes; Cavin-yes; Knapic-yes; Myers-yes; Sanders-yes; Silvestri-yes; and Ulbright-yes).

3. First Reading – RESOLUTION NO. 2016-07 A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO ADVERTISE ACCORDING TO LAW AND ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR SANDBLASTING AND COATING THE MILLTOWN ROAD WATER STORAGE TANK (Sanders)

Councilman Sanders this measure is part of cities efforts to maintain its water infrastructure and noted this tank was last painted in 2006. He went on to review costs associated with project, and asked if this would disrupt service. Mr. Kobilarcsik said it would take a month and there would be no disruption in service. President Buytendyk asked how long the new paint would last. Mr. Kobilarcsik noted coatings have gotten better and this should last 20 to 25 years. Councilman Silvestri expressed his shock at the cost of the project.

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

4. First Reading – ORDINANCE NO. 2016-06 AN ORDINANCE AMENDING CHAPTER 925, STORM DRAINAGE, OF THE CODIFIED ORDINANCES OF THE CITY OF WOOSTER, OHIO; (Knapic)

Councilwoman Knapic noted that Mr. Benson gave updated changes at the start of the meeting she requested the measure be kept on first reading. She went on to recommend convening a Laws and Ordinances Committee meeting on March 7<sup>th</sup> prior to that evening's council meeting.

5. First Reading – RESOLUTION NO. 2016-08 A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO ADVERTISE ACCORDING TO LAW AND ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR PAINTING THE PACKED TOWER AERATORS AT THE WATER TREATMENT PLANT (Sanders)

Councilman Sanders noted this measure is a continuation of the water systems maintenance plan and noted these tanks were last painted in 1996. President Buytendyk asked why the tanks are now being painted when the rust on them had been around for a while. Mr. Montgomery noted that Mr. Givins has been requesting funds to complete this project for several years, but each year due to the budgetary process it has been stripped out. Councilman Sanders moved, seconded by Councilwoman Knapic, to adopt. Upon roll call, motion to adopt carried unanimously (Ansel-yes; Cavin-yes; Knapic-yes; Myers-yes; Sanders-yes; Silvestri-yes; and Ulbright-yes).

6. First Reading – RESOLUTION NO. 2016-09 A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO ADVERTISE ACCORDING TO LAW AND ENTER INTO A CONTRACT(S) WITH THE LOWEST AND BEST BIDDER FOR THE PURCHASE OF CERTAIN MATERIALS FOR THE WATER TREATMENT PLANT (Sanders)

Councilman Sanders said it's time to order new materials, and noted the consumption of water has increased with new business from GOJO and Daisy Brand. He went on to review the cost increases over the last year and identified the specific chemicals being purchased. Councilman Sanders moved, seconded by Councilman Myers, to adopt. Upon roll call, motion to adopt carried unanimously (Ansel-yes; Cavin-yes; Knapic-yes; Myers-yes; Sanders-yes; Silvestri-yes; and Ulbright-yes).

7. First Reading – RESOLUTION NO. 2016-10 A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO FINALIZE A COOPERATIVE AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR IMPROVEMENTS TO THE INTERSECTION OF BURBANK ROAD (SR 83) AND SMITHVILLE WESTERN ROAD WITHIN THE CITY OF WOOSTER, IN ACCORDANCE WITH RES. NO. 2014-23 (PID 94668); AND AUTHORIZING THE ISSUANCE OF PAYMENT FOR THE CITY'S PORTION OF THE PROJECT EXPENSE, AND DECLARING AN EMERGENCY (Ulbright)

Councilman Ulbright shared details about the roundabout to be constructed at the location identified in the title. Councilman Ulbright noted the City has committed to cover 10% of the costs to construct, which is estimated at \$212,716.00 and come from the general fund. He went on to speak about signage and the estimated construction time. Councilman Ansel expressed his excitement at the low costs that the city is responsible for and asked about possible detour routes. Mr. Kobilarcsik said he does not know what the

detour will be as yet, and will provide council a firm timeline once provided by ODOT. Councilman Silvestri noted how dangerous this intersection is and he is excited that this will improve safety for motorists.

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

8. First Reading – RESOLUTION NO. 2016-11 A RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO ISSUE PAYMENT FOR SERVICES RENDERED UNDER CONTRACTS WITH VARIOUS VENDORS, AND DECLARING AN EMERGENCY (Ansel)

Councilman Ansel reminded council of promotional tests that were performed last year for lieutenants in the Fire Department. He went on to explain why the closed purchase order needs reopened in order to pay the outstanding invoice since the invoice was received after the end of 2015.

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

9. First Reading – RESOLUTION NO. 2016-12 A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO ENTER INTO A COOPERATIVE AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE RESURFACING OF PORTIONS OF BURBANK, FRIENDSVILLE AND MILLTOWN ROADS WITHIN THE CITY OF WOOSTER, AND DECLARING AN EMERGENCY (PID 102240) (Ulbright)

Councilman Ulbright reviewed the estimated costs of the project, of which 80% will be covered by ODOT. He went on to review and share details about the locations of the construction work, and noted that a majority of the prep work will be done by the cities engineering department to minimize costs.

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

### **VIII. MISCELLANEOUS**

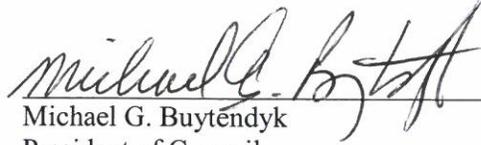
Councilman Ulbright noted he appreciated the lively discussion council was able to engage in this evening, and extended his thanks to Wooster Community Hospital and looks forward to seeing it do great things. Councilman Cavin extended his thanks to WCH as well and noted there are a lot of good things happening in Wooster. Councilman Ansel extended his thanks to Bill Sheron and the staff of WCH, and noted they continue to exceed expectations each year.

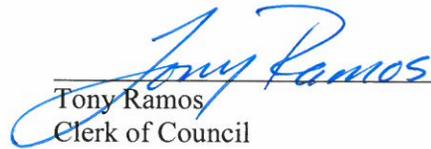
Councilwoman Knapic expressed her excitement of the new dispatch center set to open in April. She also extended her thanks to WCH and Bob Romig of the Shade Tree Commission, she closed by announcing a Laws and Ordinances Committee meeting on 03/07/16 at 6:30 p.m. Councilman Myers expressed his congratulations to all those who won awards at the recent Annual Chamber of Commerce dinner.

Councilman Silvestri extended his thanks to Mr. Sheron and WCH for the presentation and he is excited at the growth and services being provided at WCH. President Buytendyk reminded council that the State of the City Address will be presented on 02/16/15 at 6:45 p.m.

**IX. ADJOURNMENT**

Councilman Ulbright moved to adjourn, seconded by Councilwoman Knapic. By voice vote the motion passed unanimously.

  
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Michael G. Buytendyk  
President of Council

  
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Tony Ramos  
Clerk of Council