

CITY COUNCIL AGENDA

May 16, 2016

7:30 p.m.

All meetings are held in Council Chambers, 1st Floor, 538 N. Market Street

I. ROLL CALL & ORDERING OF AGENDA

II. APPROVAL OF MINUTES

III. COMMUNICATIONS FROM MAYOR/ADMINISTRATION

- **Nomination of Linda M. Applebaum to become Director of Law**

IV. PETITIONS/COMMUNICATIONS FROM PUBLIC

- **Change in stock ownership to El Campesino Enterprises, Inc. Liquor License**

V. COMMITTEE REPORTS/PUBLIC HEARINGS

VI. OLD BUSINESS

VII. NEW BUSINESS

1. First Reading- RESOLUTION 2016-30 - A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO ENTER INTO A CONTRACT TO PARTICIPATE IN THE ODOT COOPERATIVE PURCHASING PROGRAM, AND DECLARING AN EMERGENCY
2. First Reading - RESOLUTION NO. 2016-31 - A RESOLUTION ACCEPTING THE RECOMMENDATIONS OF THE WOOSTER TAX INCENTIVE REVIEW COUNCIL WITH RESPECT TO EXISTING ENTERPRISE ZONE AGREEMENTS
3. First Reading - RESOLUTION NO. 2016-32 - A RESOLUTION ACCEPTING THE RECOMMENDATIONS OF THE WOOSTER TAX INCENTIVE REVIEW COUNCIL WITH RESPECT TO EXISTING COMMUNITY REINVESTMENT ACT AGREEMENTS
4. First Reading- RESOLUTION NO. 2016-33 - A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO APPLY FOR A GRANT FROM THE OHIO DEPARTMENT OF NATURAL RESOURCES FOR CERTAIN IMPROVEMENTS AT CHRISTMAS RUN PARK; TO ACCEPT SUCH A GRANT IF AWARDED; TO EXECUTE ANY NECESSARY DOCUMENTS IN CONNECTION THEREWITH, AND DECLARING AN EMERGENCY
5. First Reading- RESOLUTION NO. 2016-34 - A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO CONTRACT WITH COMMUNITY ACTION OF WAYNE/MEDINA COUNTIES FOR THE PROVISION OF TRANSPORTATION SERVICES FOR QUALIFIED PARTICIPANTS

VII. MISCELLANEOUS

IX. ADJOURNMENT

WOOSTER CITY COUNCIL MINUTES
May 2, 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, Development Coordinator Jonathan Millea, and City Engineer Roger Kobilarcsik.

II. APPROVAL OF MINUTES

Councilman Myers moved to approve the minutes of the April 18, 2016 meeting, seconded by Councilwoman Knapic. By voice vote the motion passed unanimously.

III. COMMUNICATIONS FROM MAYOR/ADMINISTRATION

Mayor Breneman shared brief details from his trip to Bühl, Germany and the LuK expansion; he stated it was a very productive trip and one that was very beneficial for the community. Also in attendance were Director of Administration Joel Montgomery and Chamber representatives, Mr. Justin Starlin and Mr. Mark Morrison. Wooster was in direct competition with two other facilities located in Fort Mills, SC and Pueblo, Mexico. Wooster secured the contract due to the \$1.5 Million offer from the State of Ohio. The City of Wooster was able to offer a job Creation Tax Credit, and the Enterprise Agreement that offered a 75% tax abatement of the property. The Wooster Growth Corporation was instrumental in being able to offer the tax abatement upfront instead of waiting till the end of the year.

The group was able to meet at the home office of LuK. They met with three of the board members of the Schaeffler Group, which is the parent company of LuK. LuK will be celebrating their 40th anniversary in our community next year.

While they were gone, the hospital had the ground breaking ceremony for their expansion. Also, Director of Law Benson represented the city at the Tree City ceremony. The City has received the Tree City award for 40 consecutive years and sets the example of what a Tree City ought to be. Christmas Run Park is still closed to the public. A soft opening will occur once finished and the city will join Kiwanis for a grand opening event during their Strawberry Social on June 14th. There will be a reception before the next City Council meeting to meet the new Law Director.

IV. PETITIONS/COMMUNICATIONS FROM PUBLIC

V. COMMITTEE REPORTS; PUBLIC HEARINGS

VI. OLD BUSINESS

VII. NEW BUSINESS

1. First Reading – RESOLUTION NO. 2016-13 - AN ORDINANCE AUTHORIZING ANNEXATION OF MUNICIPALLY-OWNED PROPERTY CONTIGUOUS TO THE EXISTING CORPORATION LIMITS, PURSUANT TO OHIO REVISED CODE SECTION 709.14, AND AUTHORIZING THE DIRECTOR OF LAW TO PROSECUTE THE PROCEEDINGS NECESSARY TO EFFECT IT, AND DECLARING AN EMERGENCY (Knapic)

Councilwoman Knapic reviewed the supplemental materials attached to the legislation and reviewed where the City of Wooster purchased land located on Lincoln Way West which formerly housed the local offices of the Ohio Department of Transportation; and together with an adjacent parcel of land acquired in 2006, the two parcels can be utilized by the city's Public Properties Maintenance Division; The Council

is asked to authorize the Director of Law to prosecute the proceedings necessary to effectuate the annexation of the parcel.

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

2. First Reading – RESOLUTION NO. 2016-14 AN ORDINANCE AMENDING THE APPROPRIATION LANGUAGE OF ORDINANCE NO 2016-12 AND RESOLUTION NO. 2016-20 (Ansel)

Section 1 of Ordinance No. 2016-12 is amended to \$50,000 from \$125,000 to be transferred to the General Fund from the Capital Improvements Fund. Section 2 is amended to state Capital Improvements Fund instead of General Fund. Both amendments are intended to correct errors in the referenced legislation.

Councilman Ansel moved to suspend the rules and place on third and final reading, seconded by Councilman Ulbright. 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 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).

3. First Reading – RESOLUTION NO. 2016-26 A RESOLUTION AUTHORIZING THE MAYOR TO SUBMIT AN APPLICATION TO THE OHIO DEPARTMENT OF TRANSPORTATION FOR GRANT MONIES; TO APPLY SUCH FUNDS, IF AWARDED; AND TO EXECUTE ANY NECESSARY DOCUMENTS IN CONNECTION THEREWITH; AND DECLARING AN EMERGENCY (Myers)

Councilman Myers shared the details about the grant the City of Wooster has the opportunity to apply for through the Ohio Department of Transportation for the construction of two, ten-foot wide connector trails, totaling 1.15 miles, through its 2016 Transportation Alternative Program. If awarded, the funds will cover approximately eighty percent (80%) of the costs of construction, and the balance will come from the capital improvements fund. With the deadline for application being sooner than thirty (30) days, this was declared to be an emergency as prompt action was necessary to initiate the process.

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

4. First Reading – RESOLUTION NO. 2016-27 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A PARTNERSHIP AGREEMENT WITH WAYNE COUNTY FOR MAKING AN APPLICATION TO THE OHIO DEVELOPMENT SERVICES AGENCY FOR SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT FOR COMMUNITY HOUSING IMPACT AND PRESERVATION (CHIP) FUNDS, AND DECLARING AN EMERGENCY (Ansel)

Councilman Ansel shared details about the renewing the partnership agreement between the City of Wooster and Wayne County for the purposes of applying to the Ohio Development Services Agency to receive and administer grant funds for PY 2016/18. This was declared to be an emergency as prompt action was necessary so that the application could be submitted prior to the deadline of May 6, 2016.

Councilman Ansel moved to suspend the rules and place on third and final reading, seconded by Councilman Myers. 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 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).

5. First Reading - RESOLUTION NO. 2016-28 – A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE WAYNE METROPOLITAN HOUSING AUTHORITY FOR ADMINISTRATIVE CONSULTING SERVICES FOR A SMALL CITIES COMMUNITY HOUSING IMPACT AND PRESERVATION (CHIP) PROGRAM, AND DECLARING AN EMERGENCY (Ansel)

Councilman Ansel communicated the Council's desire to authorize an agreement with the Wayne Metropolitan Housing Authority (WMHA) to administer consulting services relative to the application filed by Wooster for a Small Cities Community Development Block Grant Community Housing Impact and Preservation Program for 2016. This application is being made on behalf of Wooster's partnership with Wayne County. The Mayor authorized the City to enter into the agreement. This was declared to be an emergency as prompt action was necessary so that the application could be submitted prior to the deadline of May 6, 2016.

6. First Reading – ORDINANCE NO. 2016-29 – A RESOLUTION AUTHORIZING THE DIRECTOR OF LAW TO ENGAGE OUTSIDE COUNSEL FOR REPRESENTATION WITH RESPECT TO THE LITIGATION OF A LABOR ISSUE, AND DECLARING AN EMERGENCY (Cavin)

Councilman Cavin motioned to move into Executive session to discuss sensitive personnel matters, 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 Cavin motioned for the Council to come out of Executive session, seconded by Councilman Silvestri. Upon roll call, motion carried unanimously (Ansel-yes; Cavin-yes; Knapic-yes; Myers-yes; Sanders-yes; Silvestri-yes; and Ulbright-yes).

The purpose of the legislation is to authorize funds for outside counsel to handle a complex litigation matter involving one of the city labor unions. Due to the time sensitive nature of the litigation Councilman Cavin 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 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).

VIII. MISCELLANEOUS

Councilman Ulbright congratulated the Mayor and administration for representing the City during their visit to Germany and encouraging LuK to increase their presence in the City. It was a fabulous message and tremendous good news for the community. He also congratulated the group on the Tree City award and the groundbreaking at the hospital.

Councilman Ansel congratulated the Administration for their work to make Wooster, Wayne County, again the top 10 micropolitan in North America. It is unbelievable. Prosperity is really a collaboration of everyone's hard work and the dedication to the City and municipal leaders. Ansel is very proud all of all their accomplishments, the \$100 Million dollar investment, the local Kiwanis community leaders going and resurrecting a premier playground for future generations of our city, and the 40 year track record of Tree City America. Thank you, keep up the good work.

Councilman Cavin also wanted to congratulate the group on the great economic news and welcome the new clerk of court as well. President Buytendyk thanked Director of Law, Dick Benson, for all his work as acting Clerk of Counsel and echoed the sentiments of the previous council members and congratulating the administration on their outstanding achievements and work. He also complimented the council on the many things that they have passed with foresight and regard to lay the groundwork and foundation for the good things that have been happening in the City of Wooster. He recognized the councilmembers and Administration for the marvelous work they have done in the successes for the City.

IX. ADJOURNMENT

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

Michael G. Buytendyk
President of Council

Christa Sturgeon
Clerk of Council

Memo

To: Members of Wooster City Council
From: Mayor Bob Breneman
Date: May 12, 2016
Re: Law Director Appointment

Dear Members of Wooster City Council,

In accordance with Charter Section 4.04, I hereby nominate for your approval Linda M. Applebaum to become the city's next director of law. Ms. Applebaum has for the past fourteen years served the city of Cleveland as an assistant director of law, where she has gained significant experience both as a litigator and as general counsel for several city departments. She comes with the unanimous recommendation of the directors of law, finance and administration; the human resources manager; and President of Council Mike Buytendyk.

With your approval, Ms. Applebaum will join our staff on June 13, 2016, serving with Mr. Benson until his retirement on August 31, 2016.

Respectfully submitted,



Bob Breneman
Mayor

RESOLUTION 2016-30

A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO ENTER INTO A CONTRACT TO PARTICIPATE IN THE ODOT COOPERATIVE PURCHASING PROGRAM, AND DECLARING AN EMERGENCY

WHEREAS, the City of Wooster (hereinafter referred to as the “Political Subdivision”) hereby submits this written agreement to participate in the Ohio Department of Transportation’s (ODOT) annual winter road salt bid (018-17) in accordance with Ohio Revised Code 5513.01(B) and hereby agrees to all of the following terms and conditions in its participation of the ODOT winter road salt contract:

- a. The Political Subdivision hereby agrees to be bound by all terms and conditions established by ODOT in the winter road salt contract and acknowledges that upon award of the contract by the Director of ODOT it shall be bound by all such terms and conditions included in the contract; and
- b. The Political Subdivision hereby acknowledges that upon the Director of ODOT’s signing of the winter road salt contract, it shall effectively form a contract between the awarded salt supplier and the Political Subdivision; and
- c. The Political Subdivision agrees to be solely responsible for resolving all claims or disputes arising out of its participation in the ODOT winter road salt contract and agrees to hold the Department of Transportation harmless for any claims, actions, expenses, or other damages arising out of the Political Subdivision’s participation in the winter road salt contract; and
- d. The Political Subdivision hereby requests through this participation agreement a total of 8,000 tons of Sodium Chloride (Road Salt), consisting of 4,000 tons for 2016 and an additional 4,000 tons for 2017, of which the Political Subdivision agrees to purchase from its awarded salt supplier at the delivered bid price per ton awarded by the Director of ODOT; and
- e. The Political Subdivision hereby agrees to purchase a minimum of 90% of its above-requested salt quantities from its awarded salt supplier during the contract’s effective period of October 1, 2016 through March 31, 2017; and
- f. The Political Subdivision hereby agrees to place orders with and directly pay the awarded salt supplier on a net 30 basis for all road salt it receives pursuant to ODOT winter salt contract; and
- g. The Political Subdivision acknowledges that should it wish to rescind this participation agreement it will do so by written, emailed request by no later than Wednesday, June 1, 2016. The written, emailed request to rescind this participation agreement must be received by the ODOT Office of Contract Sales, Purchasing Section email: Contracts.Purchasing@dot.ohio.gov by the deadline. The Department, upon receipt, will respond that it has received the request and that it has effectively removed the Political Subdivision’s participation request. Furthermore, it is the sole responsibility of the Political Subdivision to ensure ODOT has received this participation agreement as well as the receipt of any request to rescind this participation agreement. The Department shall

**Request for Agenda Item
Non-Capital**

Division **Meeting Date Requested**

Project Name **Approved for Agenda**

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

The PPM Division is in the need to purchase approximately 4000 ton of salt in 2016 to build the City's reserve moving into the winter season. The 2016 purchase of salt is fully funded in this year's budget.

Another 4000 ton of salt is anticipated to be purchased in 2017 to maintain sufficient reserves depleted throughout the winter season. The funding for the salt to be purchased in 2017 is not funded, but will be requested in the 2017 budget.

In an unstable salt market it is difficult to predict and budget from year to year what the price of salt will be. So, partnering with the Ohio Department of Transportation (ODOT) will allow the City to purchase a total of 8000 ton of salt and minimize the risk of paying higher prices. The bidding process that ODOT uses keeps the salt vendors prices very competitive.

The reason this request is coming to Council in such short notice is because the City was recently notified by ODOT that the City could join them in the Winter Fill Salt Contract.

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

Council will need to suspend the rules and pass this resolution in its final reading because of time constraints. The ODOT contract agreement for the Winter Fill Contract needs to be submitted by May 27, 2016.

Manager Requesting

Date

Approved for Agenda

Res #30

Request for Agenda Item Non-Capital

Division Meeting Date Requested

Project Name Approved for Agenda

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

The 2015 City of Wooster's Tax Incentive Review Council (TIRC) convened on April 28, 2016 at 3:00pm to review the performance of each active 2015 Enterprise Zone (EZ) agreement. Based on each participating company's compliance, the TIRC meets annually to recommend Continuation, Modification, or Termination of agreements to Wooster City Council. (Note, as per Council's discussions on 5 May 2014, a separate agenda item is being provided for all Community Reinvestment Area agreements.) Wooster City Council may accept, reject, or modify these recommendations.

For 2015, the City of Wooster had 15 EZ Agreements requiring review (15 considered active, including one requiring review under jurisdiction of the Wayne County Commissioners). The active agreements have enabled \$110,068,234 in property investment to date, generating \$318,815 in *created* real estate taxes for 2015 (\$17,395 directly payable to the City of Wooster). The active agreements have resulted in the creation of 162 jobs with \$5,668,315 in created payroll, retaining 2,492 jobs with \$133,407,012 in annual payroll (generating \$2,086,130 in income tax).

The 2015 TIRC's recommendations for active EZ agreements are as follows (Report excerpt included for reference):

- # 389-04-01 - Technigraphics Inc. Et. Al. - No Action (Discontinued)
- # 389-05-01 - United Titanium Inc - *Continue*
- # 389-05-01 - Tekfor USA - No Action (Discontinued)
- # 389-06-01 - Eldorado Stone LLC & Chesterland Estates - *Continue*
- # 389-06-03 - Westerman, Inc. - *Continue*
- # 389-06-04 - COMPAK Inc. - *Continue*
- # 389-07-01 - Bosch Rexroth Corporation & Chesterland Estates - *Continue*
- # 389-08-01 - Technigraphics Inc. Et. Al. - *Continue (0%)*
- # 389-12-01 - Seaman Corporation - *Continue*
- # 389-12-02 - ABS Materials - *Continue*
- # 389-13-01 - Luk USA, Inc. - *Continue*
- # 389-13-02 - McConnell Wooster Properties dba Bauer Corporation - *Continue*
- # 389-14-01 - Daisy Brand LLC - *Continue*
- # 389-14-02 - Certified Angus Beef LLC - *Continue*
- # 389-14-01 - Luk USA LLC (New) - *Continue*
- # 389-14-02 - Wooster Growth / Tekfor USA (New) - *Continue*

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

Having been presented for Council's May 16th, 2016 meeting, Council must accept, reject, or modify the recommendations no later than July 15th, 2016. (Ohio Revised Code 5709.85 requires that City Council, within sixty-days (60) after receipt of the aforementioned recommendations, hold a meeting to accept, reject, or modify all of any portion of the recommendations.)

Manager Requesting

Date

Approved for Agenda

Request for Agenda Item Non-Capital

Division **Meeting Date Requested**

Project Name **Approved for Agenda**

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

The 2015 City of Wooster's Tax Incentive Review Council (TIRC) convened on April 27, 2016 at 3:00pm to review the performance of each active 2015 Community Reinvestment Area (CRA) agreement. Based on each participating company's compliance, the TIRC meets annually to recommend *Continuation*, *Modification*, or *Termination* of agreements to Wooster City Council. (Note, as per Council's discussions on 5 May 2014, a separate agenda item is being provided for all Enterprise Zone agreements.) Wooster City Council may accept, reject, or modify these recommendations.

In summary, for 2015, the City of Wooster had 27 CRA Agreements requiring review. Since 2005, the agreements have resulted in \$27,893,792 in new property improvements while creating 144 jobs and retaining 114 jobs, primarily within Downtown Wooster. The City collected an estimated \$63,584 in income tax related to CRA-created jobs in 2015, in addition to \$76,544 from retained jobs. Additionally included for review are the minutes from the 2015 CRA Housing Council, which met April 26, 2016, to review how CRA-supported properties were maintaining committed property investments.

The 2015 TIRC's recommendations for active CRA agreements are as follows:

- | | |
|--|--|
| # 05-001 - Wooster Republican Printing Company - <i>Continue</i> | # 12-001 - Brasfond USA Corp. - <i>Continue</i> |
| # 06-001 - Michael R. Rose - <i>Continue</i> | # 12-002 - Just Basic Sports, Inc. and
Retail Rentals LLC - <i>Continue</i> |
| # 06-002 - Liberty Market Properties LLC - <i>Continue</i> | # 12-003 - S & D Realty, LLC - <i>Continue</i> |
| # 06-003 - HAYNN Construction Inc. - <i>Continue</i> | # 12-004 - G&G Properties of Ohio - <i>Continue</i> |
| # 06-004 - Coyote Group LLC - <i>Continue</i> | # 13-001 - Condor Pacific Properties, dba Gomoplast
Machinery - <i>Continue</i> |
| # 06-005 - Gold Star Holdings, LLC - <i>Continue</i> | # 13-002 - Palm House Apartments II, LLC - <i>Continue</i> |
| # 07-001 - 544 LLC - <i>Continue</i> | # 13-003 - Xcess Limited LLC - <i>Continue</i> |
| # 07-002 - CCM Real Estate LLC - <i>Continue</i> | # 14-001 - C&C Wellert Properties LLC - <i>Continue</i> |
| # 07-003 - Coyote Group LLC - <i>Continue</i> | # 14-002 - Wootown Properties LLC - <i>Continue</i> |
| # 07-004 - Liberty Market Properties - <i>Continue</i> | # 14-003 - Ekho Kole LLC - <i>Continue</i> |
| # 07-005 - S Properties LLC - <i>Continue</i> | # 15-001 - Liberty Street Partners (New) - <i>Continue</i> |
| # 07-006 - MRR Properties - <i>Continue</i> | # 15-001 - Morrison Enterprises LLC (New) - <i>Continue</i> |
| # 10-001 - Coyote Group LLC - <i>Continue</i> | |
| # 10-002 - Merchants Block LLC - <i>Continue</i> | |
| # 11-001 - CM Properties-Wooster LLC - <i>Continue</i> | |

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

Having been presented for Council's May 16th, 2016 meeting, Council must accept, reject, or modify the recommendations no later than July 15th, 2016. (Ohio Revised Code 5709.85 requires that City Council, within sixty-days (60) after receipt of the aforementioned recommendations, hold a meeting to accept, reject, or modify all of any portion of the recommendations.)

Manager Requesting

Date

Approved for Agenda

RESOLUTION NO. 2016-33

A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO APPLY FOR A GRANT FROM THE OHIO DEPARTMENT OF NATURAL RESOURCES FOR CERTAIN IMPROVEMENTS AT CHRISTMAS RUN PARK; TO ACCEPT SUCH A GRANT IF AWARDED; TO EXECUTE ANY NECESSARY DOCUMENTS IN CONNECTION THEREWITH, AND DECLARING AN EMERGENCY

WHEREAS, the Ohio Department of Natural Resources ("ODNR") has funds available for public recreation purposes; and

WHEREAS, the City of Wooster desires to obtain financial assistance through the ODNR Nature Works program for certain improvements at Christmas Run Park, including the re-purposing of the existing upper tennis courts for use as pickleball courts; and

WHEREAS, the City's Parks and Recreation Commission has previously reviewed and approved the proposal.

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

SECTION 1. That the Director of Administration is hereby authorized to apply for a grant from the ODNR NatureWorks program for the re-purposing of the existing upper tennis courts at Christmas Run Park; to accept such funds, if awarded; and to execute any necessary documents in connection therewith.

SECTION 2. Provided that the grant application is successful, it will be the intention of this City Council to appropriate funds in the 2017 annual appropriation ordinance to complete the proposed project and thereby become eligible for reimbursement of up to 75% of its costs, in accordance with the terms and conditions of the NatureWorks Program. It is specifically understood that this appropriation is necessary to complete the grant application, and that the project will not go forward unless grant funds are awarded.

SECTION 3. This Council finds and declares that all formal actions concerning and relating to the adoption of this Resolution occurred in an open meeting of this Council or its committees, in compliance with law.

SECTION 4. This Resolution 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 submit the grant application in a timely manner; wherefore, this Resolution 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 the Council; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

1st reading _____ 2nd reading _____ 3rd reading _____

Passed: _____, 2016

Vote: _____

Attest: _____
Clerk of Council

President of Council

Approved: _____, 2016

Mayor

Introduced by: Scott Myers

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

Division Public Properties Maintenance Project Name Upper Christmas Run Park Improvements Requested Meeting Date 5/16/2016

- Approved for Agenda
 Full Amount is Budgeted

If not, how is purchase to be funded?

The project would be budgeted in 2017 for the work to be done.

Description of Purchase

The re-purposing of the two existing upper tennis courts at Christmas Run Park and convert to six pickleball courts. The project would include removing the existing tennis nets and posts, re-surfacing the playing surface with a coat of acrylic and two coats of Sport surface color, striping the six pickleball courts and installing a four foot high divider fence separating half of the courts. The project would include installing four new LED light fixtures to replace the eight 1000 watt fixtures. Improve the parking lot, which serves as parking for the Finn pavilion and playground, by seal coating and re-striping.

The Pickleball Association has committed to purchase six sets of posts and nets to be installed at the courts. Partnering with the Ohio Department of Natural Resources in this NatureWorks Grant would be financially beneficial to the City. ODNR would provide 75% financial assistance and the City would contribute the remaining 25% to the project.

Site Preparation/Cleaning of Courts	\$2500.00
Court Re-surfacing	\$25,000.00
Install new 4' Fencing	\$1500.00
Seal Coat/Stripe Parking Lot	\$4000.00
Install new LED Lighting on Courts	\$6000.00
Total Project Cost	\$39,000.00

Justifications / Benefits

The current state of the existing tennis/pickleball courts needs to be re-surfaced due to the deterioration and player wear over the years. The City will still maintain the four lower tennis courts at Christmas Run and play there will continue as usual.

With the strong use and support of the Pickleball Association, they have grown in player participation to approximately 60-80 over the last four to five years. The pickleball players regularly use the courts throughout the year, as many times as five nights a week and on Thursday evenings they have a league that plays throughout the year, weather permitting. Re-purposing the courts so that six courts can be played on instead of playing on the existing two tennis courts increases play three fold. Tournaments would be able to be held, with the additional pickleball courts, bring players from out of town to patron our businesses, hotels and restaurants.

The sport of pickleball has grown in popularity in recent years and continues to draw attraction from mostly ex-tennis players, but is increasingly drawing a younger aged population of players as well. Pickleball provides another opportunity for exercise and healthy living to the citizens of Wooster.

How will this project effect the City's operating budget?

The operating expense would not increase.

What alternatives exist, and what are the implications of the alternatives?

By not re-surfacing the courts, whether they remain to be used for tennis/pickleball or converting them to pickleball only, it will become more costly to maintain and repair. Eventually, if nothing is done to them, it will require them to be totally reconstructed costing approximately \$50,000 to do so.

Sole Source Bid or Non-Bid Situation?

If Yes, explain the circumstances

Requesting suspension of the rules?

If Yes, explain reasons.

The deadline to submit the Ohio Department of Natural Resources NatureWorks Grant is on June 1, 2016.

Division Manager

Curt Denning

Date

5/11/16

Ros #33

Request for Agenda Item Non-Capital

Division **Meeting Date Requested**

Project Name **Approved for Agenda**

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

In an effort to promote transportation services in the City of Wooster, CAW/M would become the administrator of the newly revamped Taxi Pass Program for the residents of the City of Wooster. Funds have already been budgeted and approved for transportation services for City of Wooster residents. CAW/M would be paid administrative fees at the start of the contract and then bill the City of Wooster monthly for transportation passes turned in to them. The user would continue to pay \$4 per pass, the City would increase the subsidy of transportation passes from \$1 to \$4 per pass turned in, bringing the total cost paid to transportation companies from \$5 to \$8 (with the exception of Wheelchair-Accessible Transportation and Weekly Employment Passes.)

The proposed changes to the Transportation Pass Program would include:

- Contracting with Community Action of Wayne/Medina to manage the program.
- Subsidized Passes for Low Income Residents - \$4.00 from the city fund per pass turned in, \$4.00 from the revenue generated by pass purchasing.
To qualify as a participant, persons must meet these guidelines:
 - Must live within the city limits of Wooster
 - Must provide photo ID - proving identity and home address
 - Must provide proof of low income status (or proof of being confined to a wheelchair)
- Passes for Low Income Clients of Social Service Agencies
- General Public Passes - \$8.00 from the revenue generated by pass purchasing. Not subsidized by City fund.
- Wheelchair-Accessible Transportation Passes - \$11.00 from the city fund per pass turned in, \$4.00 from the revenue generated by pass purchasing.
- Weekly Employment Passes - \$45.00 from the city fund per pass turned in, \$35.00 from the revenue generated by pass purchasing.
- Taxi Company Grants - up to \$900.00 from the City fund

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

Manager Requesting

Date

Approved for Agenda

Res #34