


WOOSTER CITY COUNCIL MINUTES
June 17, 2019

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. John Scavelli, Acting Council Clerk, called roll with the following members present; Scott Myers, Craig Sanders, Dave Silvestri, Jon Ansel, Bill Bostancic, Jennifer Warden and Mark Cavin. City Administration present: Mayor Bob Breneman, Finance Director Andrei Dordea, Law Director John Scavelli, City Engineer Roger Kobilarcsik, Economic Development Jonathan Millea and Chief Matt Fisher.

II. APPROVAL OF MINUTES

Councilwoman Warden moved to approve the minutes of the June 3, 2019 meeting, seconded by Councilman Ansel. Upon voice vote, the minutes were approved unanimously.

III. COMMUNICATIONS FROM MAYOR/ADMINISTRATION

Mayor Breneman spoke on the open house at the refurbished Freedlander Chalet that was held Monday evening. He thanked the PPM and the Rec divisions and all the drivers for the work and time spent remodeling.

He spoke about the Strawberry Festival put on by Kiwanis and the Main Street event, Movie on the Square and welcomed the Ohio Light Opera back to Wooster for the summer.

The Mayor excused himself from the remainder of the meeting due to a personal matter.

IV. PETITIONS/COMMUNICATIONS FROM PUBLIC

Kip Wahlers, 250 West Street, Columbus OH; Margo Broehl, 558 N. Market Street, Wooster OH; and Don Battershell, 331 Lakecrest Street NW, Canton OH all spoke at the public hearing for Amended Ordinance 2019-13.

V. COMMITTEE REPORTS; PUBLIC HEARINGS

Public Hearing – Annual Tax Budget (2020)

Councilman Ansel opened the tax budget public hearing and explained what it was for. He asked for any comments or feedback. There were none; the public hearing was closed.

Public Hearing – Health Care Facilities Revenue Bonds

Councilman Ansel opened the bond public hearing. The bonds are for the Westview Healthy Living renovation project. Councilman Ansel asked for public comments. Mr. Wahlers, Ice Miller, explained the purpose of the public hearing and reviewed the details of the legislation. Councilman Cavin asked if there was any liability for the city in case of default. Mr. Wahlers stated that there is no liability in any way. Councilwoman Warden asked who is actually providing the bonds; First Midwest Bank is purchasing the bonds. Councilman Bostancic asked if this will affect the city's ability to issue additional bonds. It does not.

Mrs. Broehl spoke on the length of service Westview board members have. She reviewed the language in the ordinance. She stressed that Westview is not in competition with the hospital. She also went over the investor needs and the tax-free benefit of the bonds. Mrs. Broehl explained what the project entailed and the improvements being made. Councilman Silvestri asked if the city was doing any administrative work, Mrs. Broehl said no.

Mr. Battershell has served on the Westview board for 40 years. Westview Manor has been at its current location for 57 years. Mr. Battershell stated that in the years 2016, 2017 & 2018, Westview Manor has

contributed over \$3,300,000 in free services to residents who can no longer afford to pay. The Westview board strives to follow the mission of the manor and have been planning for these updates for the past seven years. They are preparing for the future with the best staff and facilities. Councilwoman Warden asked if the contractor for construction was local. Mr. Battershell responded that Simonson Construction out of Ashland is doing the work. Councilman Myers wanted to know when is this happening. Mr. Battershell said if the legislation passes, the loan will be closed on July 11th with construction beginning on July 12th. Councilman Ansel closed the public hearing.

VI. UNFINISHED BUSINESS

1. Second Reading – ORDINANCE NO. 2019-10

AN ORDINANCE ESTABLISHING THE SALARY OF CITY COUNCIL MEMBERS AND PRESIDENT FOR THE TERMS BEGINNING ON OR AFTER JANUARY 1, 2020 (Sanders)

Councilman Sanders stated the compensation committee had met and provided council with their recommendations. He requested this go three readings.

2. Second Reading – ORDINANCE NO. 2019-11

AN ORDINANCE ESTABLISHING THE SALARY OF THE OFFICE OF MAYOR FOR THE TERM BEGINNING ON OR AFTER JANUARY 1, 2020 (Sanders)

Councilman Sanders said the compensation committee gave their recommendations for an increase to the mayor's salary. Councilwoman Warden asked if the committee had considered whether the mayor's position was part-time or full-time. Mr. Montgomery said they were given the hours and duties of the current mayor. Councilwoman Warden stated the charter says that the mayor's position is part-time; Councilman Myers said that the charter actually says the position is a ceremonial position and does not state whether it is part-time or full-time. Mr. Scavelli said elected officials are not designated full-time or part-time, and the ceremonial duties of the charter are just one portion of the mayor's duties. Mr. Scavelli read charter section 3.02 Administrative Powers regarding the mayor's duties and obligations. Further discussion was had regarding the comparables, duties of the Director of Administration and hospitalization. This legislation will go to third reading.

3. Second Reading – RESOLUTION NO. 2019-34

A RESOLUTION PROVIDING FOR THE ANNUAL TAX BUDGET FOR FISCAL YEAR BEGINNING JANUARY 1, 2020 (Ansel)

Councilman Ansel said that we are required to report our tax budget for the upcoming year. He stated council has met the public hearing requirement along with having two readings. He requested the legislation be approved tonight.

Councilman Ansel moved to suspend the rules, seconded by Councilman Bostancic. Upon roll call motion to suspend was carried 7-0. (Ansel-yes; Myers – yes; Sanders – yes; Bostancic-yes; Silvestri-yes; Cavin-yes; Warden - yes)

Councilman Ansel moved to adopt, seconded by Councilman Sanders. Upon roll call motion to adopt carried 7-0. (Ansel-yes; Myers – yes; Sanders – yes; Bostancic-yes; Silvestri-yes; Cavin -yes; Warden - yes)

4. Second Reading - ORDINANCE 2019-13 **AMENDED**

AN ORDINANCE DETERMINING THE NECESSITY OF AND AUTHORIZING THE ISSUANCE AND SALE OF HEALTH CARE FACILITIES REVENUE BONDS, SERIES 2019 (WEST VIEW HEALTHY LIVING PROJECT) OF THE CITY OF WOOSTER, OHIO, IN A PRINCIPAL AMOUNT NOT TO EXCEED \$20,000,000; AUTHORIZING THE EXECUTION AND DELIVERY OF A BASE LEASE AND LEASE IN CONNECTION THEREWITH; AUTHORIZING THE EXECUTION AND

DELIVERY OF A BOND PURCHASE AGREEMENT TO SECURE SUCH SERIES 2019 BONDS;
AUTHORIZING OTHER DOCUMENTS IN CONNECTION WITH THE ISSUANCE OF THE SERIES
2019 BONDS; AND DECLARING AN EMERGENCY (Ansel)

Councilman Ansel noted this is an authorization to proceed with the bond application process, will not affect the city's ability in the purchase of other bonding and is an important strategic investment. He noted the amendment on page two and read it to council.

Councilman Ansel made a motion to amend Ordinance 2019-13, seconded by Councilman Cavin. Upon roll call, motion to amend carried 7-0.. (Ansel-yes; Myers – yes; Sanders – yes; Bostancic-yes; Silvestri-yes; Cavin-yes; Warden - yes)

Councilman Ansel moved to suspend the rules, seconded by Councilman Silvestri. Upon roll call motion to suspend was carried 7-0. (Ansel-yes; Myers – yes; Sanders – yes; Bostancic-yes; Silvestri-yes; Cavin-yes; Warden - yes)

Councilman Ansel moved to adopt, seconded by Councilman Myers. Upon roll call motion to adopt carried 7-0. (Ansel-yes; Myers – yes; Sanders – yes; Bostancic-yes; Silvestri-yes; Cavin -yes; Warden - yes)

VII. NEW BUSINESS

1. First Reading – RESOLUTION NO. 2019-36

A RESOLUTION DECLARING THE INTENT OF THE MUNICIPAL GOVERNMENT TO APPROPRIATE CERTAIN PROPERTY INTERESTS FROM PROPERTY OWNERS ADJACENT TO PORTAGE ROAD FOR PURPOSES OF PROCEEDING WITH THE WOOSTER LOOP BIKE TRAIL PHASE TWO (Bostancic)

Councilman Bostancic stated the city has been unable to come to an agreement with four property owners to secure the right-of-way for the extension of the bike trail. This is an eminent domain issue and is the first step in securing the right-of-way. Councilman Silvestri reminded council that since this is a federally funded project there are timelines that need to be met and it would be a shame to lose \$750,000 in ODOT funding because property owners are not cooperating.

Councilman Bostancic moved to suspend the rules, seconded by Councilman Ansel. Upon roll call motion to suspend was carried 7-0. (Ansel-yes; Myers – yes; Sanders – yes; Bostancic-yes; Silvestri-yes; Cavin-yes; Warden - yes)

Councilman Bostancic moved to adopt, seconded by Councilman Silvestri. Upon roll call motion to adopt carried 6-1. (Ansel-yes; Myers – yes; Sanders – yes; Bostancic-yes; Silvestri-yes; Cavin -no; Warden - yes)

2. First Reading – ORDINANCE NO. 2019-14

AN ORDINANCE ACCEPTING THE ANNEXATION OF TERRITORY LOCATED ON THE NORTH SIDE OF OLD MANSFIELD ROAD (TR 46), EAST OF ITS INTERSECTION WITH MCAFEE ROAD, AND CONTIGUOUS TO THE CORPORATION LIMITS. (William Anfang III, Esq., Agent for Petitioner GramCord, LLC) (Sanders)

Councilman Sanders said this property is located near other industrial sites. A public hearing is scheduled for the July 1st meeting. This legislation will be considered to have its first reading.

3. First Reading – ORDINANCE NO. 2019-15

AN ORDINANCE TO ZONE ANNEXED LAND AS I-2 (GENERAL INDUSTRIAL), FOR TERRITORY LOCATED ON THE NORTH SIDE OF

OLD MANSFIELD ROAD (TR 46), EAST OF ITS INTERSECTION WITH
MCAFEE ROAD, AND CONTIGUOUS TO THE CORPORATION LIMITS
PURSUANT TO SECTION 1107.04 OF THE WOOSTER CODIFIED
ORDINANCES (Sanders)

Councilman Sanders said that once this property is annexed into the city there are several options for zoning. The request for I-2 zoning is appropriate, but zoning can not be approved until the property is annexed into the city.

Councilman Sanders stated this legislation will be considered to have its first reading.

4. First Reading – RESOLUTION NO. 2019-35 **AMENDED**
A RESOLUTION AUTHORIZING THE MAYOR TO SUBMIT A CRITICAL
INFRASTRUCTURE APPLICATION TO THE STATE OF OHIO
DEVELOPMENT SERVICES AGENCY FOR A SMALL CITIES
COMMUNITY DEVELOPMENT BLOCK GRANT; TO ACCEPT SUCH
MONIES, IF AWARDED; TO EXECUTE ANY NECESSARY DOCUMENTS
IN CONNECTION THEREWITH; AND DECLARING AN EMERGENCY
(Silvestri)

Councilman Silvestri said that he had good news regarding this legislation. The first is that they had seen it previously; the second is that the application was submitted before the deadline and the third item is that we quickly found a mistake with the length and diameter of pipe listed on the legislation. These specifics have been removed to make the legislation more flexible.

Councilman Silvestri motioned to amend Resolution No. 2019-35, seconded by Councilman Myers. Upon roll call motion to amend was carried 7-0. (Ansel-yes; Myers – yes; Sanders – yes; Bostancic-yes; Silvestri-yes; Cavin-yes; Warden - yes)

Councilman Silvestri moved to suspend the rules, seconded by Councilwoman Warden. Upon roll call motion to suspend was carried 7-0. (Ansel-yes; Myers – yes; Sanders – yes; Bostancic-yes; Silvestri-yes; Cavin-yes; Warden - yes)

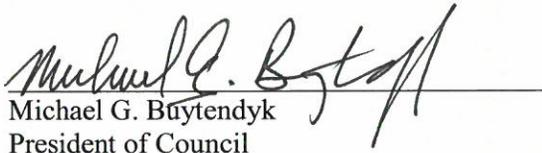
Councilman Silvestri moved to adopt, seconded by Councilman Myers. Upon roll call motion to adopt carried 7-0. (Ansel-yes; Myers – yes; Sanders – yes; Bostancic-yes; Silvestri-yes; Cavin -yes; Warden - yes)

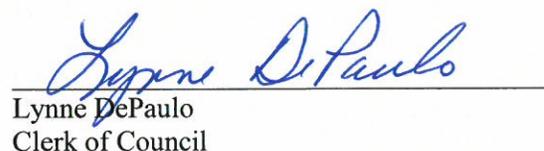
VIII. MISCELLANEOUS

Several council members thanked and praised the PPM Division for their work at the Freedlander Chalet and what a nice addition it is to the city facilities.

IX. ADJOURNMENT

Councilman Ansel moved to adjourn, seconded by Councilman Myers. By voice vote, the motion passed unanimously. Meeting adjourned at 9:20 p.m.


Michael G. Buytendyk
President of Council


Lynne DePaulo
Clerk of Council