

CITY COUNCIL AGENDA
September 8, 2020
Zoom Videoconference meeting
7:30p.m.

The council meeting will be conducted via Zoom Videoconferencing with public access through YouTube.

I. ROLL CALL & ORDERING OF AGENDA

II. APPROVAL OF MINUTES

III. COMMUNICATIONS FROM MAYOR/ADMINISTRATION

IV. PETITIONS/COMMUNICATIONS FROM PUBLIC

V. COMMITTEE REPORTS; PUBLIC HEARINGS

Public Hearing - Annexation of Oak Hill Property (Sanders)

VI. UNFINISHED BUSINESS

1. Second Reading - ORDINANCE NO. 2020-30 AMENDED
AN ORDINANCE AUTHORIZING THE PURCHASE OF REAL ESTATE AND DECLARING AN EMERGENCY (Warden)
2. Second Reading – ORDINANCE NO. 2020-31 AMENDED
AN ORDINANCE AMENDING CHAPTER 351, PARKING GENERALLY, OF THE CODIFIED ORDINANCES OF THE CITY OF WOOSTER, OHIO, BY ADOPTING A PROHIBITION AGAINST PARKING, OR ABANDONING UPON ANY STREET A RECREATIONAL OR COMMERCIAL VEHICLE. (Sanders)
3. Second Reading - ORDINANCE NO. 2020-32
AN ORDINANCE AMENDING CHAPTER 539, PARK REGULATIONS, OF THE CODIFIED ORDINANCES OF THE CITY OF WOOSTER, OHIO AND DECLARING AN EMERGENCY (Sanders)

VII. NEW BUSINESS

1. First Reading – ORDINANCE NO. 2020-35
AN ORDINANCE ACCEPTING THE ANNEXATION OF TERRITORY ON OAK HILL ROAD COMPRISING OF PARCELS 53-01626.00 AND 53-00145.00 BOTH OF WHICH ARE CONTIGUOUS TO THE CORPORATION LIMITS. (Robert Reynolds, Esq., Agent for Petitioners Wooster City Schools and the City of Wooster) (Sanders)
2. First Reading – RESOLUTION NO. 2020-43
A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR (Ansel)
3. First Reading – RESOLUTION NO. 2020-44
A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO PURCHASE AN ARTICULATING LOADER AND DECLARING AN EMERGENCY (Silvestri)
4. First Reading – RESOLUTION NO. 2020-45

A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO PURCHASE PRESS POLYMER FOR WASTE TREATMENT AND DECLARING AN EMERGENCY (Silvestri)

5. First Reading – RESOLUTION NO. 2020-46

A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO EXPEND FUNDS FOR THE REPAIR AND RESURFACING OF ASPHALT SURFACES AT FREEDLANDER PARK, AND DECLARING AN EMERGENCY (Bostancic)

6. First Reading – RESOLUTION NO. 2020-47

A RESOLUTION APPROPRIATING THE FUNDS RECEIVED FROM THE COUNTY CORONAVIRUS RELIEF DISTRIBUTION FUND, AMENDING THE ANNUAL APPROPRIATIONS ORDINANCE AND DECLARING AN EMERGENCY (Ansel)

VIII. MISCELLANEOUS

IX. ADJOURNMENT

AMENDED
ORDINANCE NO. 2020-30

AN ORDINANCE AUTHORIZING THE PURCHASE OF
REAL ESTATE AND DECLARING AN EMERGENCY

WHEREAS, this City Council, acting upon the recommendation of the Mayor, has determined that it is in the best interests of the municipal government to purchase four certain parcels of real estate located at 3662 and 3686 Geyers Chapel Road, Wooster, Ohio (Wayne County Parcels 51-00137.001; 51-00137.002; 51-00137.003; and 51-00137.004); and

WHEREAS, prompt action is necessary in order to take advantage of pending purchase proposal; and

WHEREAS, JobsOhio has agreed to fund environmental studies on the same property and separately advised that the acquisition among other expenses necessary preparation of the site for future industrial development, may be eligible for partial reimbursement through the Ohio Site Inventory Program.

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

SECTION 1. That the Mayor is authorized to purchase, in the name of the City of Wooster, the following parcel of real estate, and that he is authorized to execute any necessary documents in connection with such purchase:

PPN: 51-00137.001; 51-00137.002; 51-00137.003; and 51-00137.004; referenced as 3662 and 3668 Geyers Chapel Road, Wooster, Ohio 44691.

SECTION 2. The amount of such purchase will not exceed Two Hundred-Eighty Five Thousand Dollars (\$285,000.00), plus costs related or incidental to closing, and such amount is payable from the Capital Improvements Fund ~~and the Economic Development Capital Improvements Fund.~~

SECTION 3. The amount of Two Hundred-~~Sixty Eighty~~ Five Thousand ~~Eight Hundred~~ ~~Fourteen~~ Dollars ~~(\$265,814.00) (\$285,000.00)~~ plus costs related to closing be and are hereby appropriated to the interfund cost center in the general fund (001), with a related transfer to the capital improvements fund (301), where it is hereby appropriated.

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.

Introduced by: Jennifer Warden

Robert F. Breneman
Mayor



Andrei A. Dordea, CPA
Director of Finance
Phone (330) 263-5225
Fax: (330) 263-5262
Email: adordea@woosteroh.com

CITY OF WOOSTER
538 N. Market Street, P.O. Box 1128
Wooster, Ohio 44691-7082

INTEROFFICE MEMORANDUM

TO: MEMBERS OF CITY COUNCIL
FROM: ANDREI DORDEA, DIRECTOR OF FINANCE
SUBJECT: AMENDMENT TO ORDINANCE 2020-30 [PURCHASE OF REAL ESTATE]
DATE: 01 SEPTEMBER 2020
CC: BOB BRENEMAN, MAYOR; LYNNE DEPAULO, CLERK OF COUNCIL; JOEL MONTGOMERY, DIR. OF ADMIN.; JOHN SCAVELLI, LAW DIRECTOR,

I am recommending amending Ordinance No. 2020-30 [purchase of real estate on Geyers Chapel Road] to save the general fund \$19,186.

In 1999, City Council established an Economic Development Capital Improvements Fund to be used to promote economic development, financed primarily through "one-time" revenues. This fund was initially financed by "golden parachute payments" from the sale of Rubbermaid. The City purchased the Besancon Farm in May 2000 from this fund. The balance in this fund has been \$19,186.53 since I started in 2003. The amendment I am proposing will expend the balance of these funds, thus saving the general fund the same amount.

I have attached a copy of the Ordinance creating the Economic Development Capital Improvements Fund for your reference.

Should you have any questions, do not hesitate contact me.

ORDINANCE NO. 1999-56

AN ORDINANCE CREATING AN ECONOMIC DEVELOPMENT
CAPITAL IMPROVEMENTS FUND FOR FINANCING CAPITAL
EXPENDITURES INTENDED TO PROMOTE ECONOMIC
DEVELOPMENT WITHIN THE MUNICIPALITY

WHEREAS, in addition to the revenues which are generated by the municipal income tax, the municipal government periodically receives "one-time" revenues – revenues which are generated only one time and usually in connection with an event such as a sale of major assets, the merger or sale of a company, or insurance proceeds where the asset will not be replaced; and

WHEREAS, it is desirable to transfer such revenues from the general fund to a special purpose fund for the reason that such transient funds should not be dedicated to ongoing operational needs, but should instead be reserved for expenditures which will preserve and improve the municipal tax base, without creating ongoing expenses for operations or maintenance; and

WHEREAS, the Mayor proposes to create an economic development capital improvements fund, the monies from which can be appropriated by City Council for capital expenditures intended to promote economic development within the community.

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

SECTION 1. There is hereby created an economic development capital improvements fund. The purpose of the fund will be to finance capital projects which have the effect of promoting economic development within the community. Economic development may be defined as the retention of existing jobs or businesses; the creation of new jobs or businesses; the creation of capital investment through construction of new or renovation of existing buildings; and the purchase of real estate, buildings or machinery.

Funds will be appropriated to this fund by ordinance of City Council, and upon the recommendation of the Mayor. Likewise, funds will be appropriated for projects which meet the foregoing criteria by ordinance of City Council, and upon the recommendation of the Mayor.

SECTION 2. 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 3. This Ordinance shall take effect and be in full force from and after the earliest date allowed by law.

1st reading 10-18-99 2nd reading rules suspended 3rd reading _____

Passed: November 1, 1999

Vote: Unanimous

Attest: Sheila Stanley
Clerk of Council

Gary Thompson
President of Council

Approved: 11-2, 1999

James M. Sheehey
Mayor

Introduced by: Barbara Hustwit

Request for Agenda Item

Authorization for Bid

☐

Purchase Capital Item

☒

Non-Capital

☐

Division Development	Meeting Date Requested August 17, 2020
Project Name 3662 & 3686 Geyers Chapel Rd.	Estimated Total Funds/Costs \$285,000
Is Full Amount Budgeted? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If YES, three readings NOT REQUIRED	
If No, How is the Purchase to be Funded? Capital Improvement Fund	
Description of Request Council's authorization is requested to acquire four parcels (PNN 51-00137.001/.002/.003/.004) comprising 5.64 acres known as 3662 and 3686 Geyers Chapel Road, Wooster, Ohio. The site features two residential homes (a 1880's farmhouse and a log cabin home built in 1983), and a large garage. The property owners are seeking to downsize and approached the City following the acquisition of the Five L. Farm earlier this year. Acquiring and later dismantling or leveling the site would greatly enhance the marketability of the Ohio Wooster Innovation Industrial Park. Specifically, it would make 23 acres of land readily developable along Daisy Way along its easternmost 700 feet, and make the site more attractive. Separate from this legislation, the City of Wooster is seeking matching funding through the Ohio Site Inventory Program (OSIP) through JobsOhio. (10.4 acres are not developable otherwise, with 12.5 acres requiring substantial site upgrades.) If approved, the City could potentially secure up to \$71,250 (25% match) to assist with acquisition and up to \$30,000 (50% match) toward any demolition costs. The current site was recently designated a NEO RightSite by Team Neo.	
Justification / Benefits JobsOhio recommends clearing the site to remove an incompatible use often cited as a deterrent in national site searches and source of conflict. Effectively, the City will make developable 10.4 otherwise non-developable acres at \$34,343/acre before demolition and any grant funding.	
Will this Project affect the City's Operating Costs This is a long-term investment of \$285,000. Up to 25% of the costs could be reimbursable through OSIP.	
What Alternatives Exist and what are the Implications of the Alternatives The homes will be sold on the market - likely to separate households. Future acquisition, if possible, would be prohibitively costly. Would not enhance park's marketability and would limit for eastern 700 feet.	
Is this a Sole Source Bid or Non-Bid Situation <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, Explain The Circumstances:	
Is there a need for Suspension of the Rules or a Time Frame when this must be passed? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If Yes, Note Reasons Authorization is required by September 18, 2020 to secure the property.	
NOTE: Emergency Clause Required if Legislative Effective Date is IMMEDIATE.	
Manager Requesting: Jonathan Millea	Date: July 29, 2020

Approved for Agenda ☐ Yes ☐ No



538 N. Market Street P.O. Box 1128
Wooster, Ohio 44691-3406



Jonathan S. Millea, AICP, CEcd
Development Coordinator
Phone : (330) 263-5250
Fax: (330) 263-5247
Email: jmillea@woosteroh.com

MEMO

To: Wooster City Council, City Administration
From: Jonathan Millea AICP CEcd, Development Coordinator
CC: Mr. Tom Pukys, Wayne Economic Development Council
Date: 7/17/2020
Re: Acquisition of 3662 and 3686 N. Geyers Chapel Road

Dear Members of Wooster City Council,

The City has an opportunity to acquire five acres with two residential properties on the eastern end of the recently-purchased Five L. Farm site for \$285,000, and potentially *offset* a portion of its costs with a JobsOhio grant (conditioned on the property being dedicated to primary-sector industry). Today, the five-parcel subject property's layout effectively obstructs development along the first 700 feet frontage along Daisy Way. Acquisition and demolition would free 20-acres for industrial development, and would bring the total developable site area to 150 acres. The owners of the properties are seeking to downsize and approached the City before listing the homes on the market.

Removal of the two residential homes within the site will enhance the site's marketability, as this will make the land more inviting to businesses seeking industrial development away from residential areas and avoid land use conflicts. (JobsOhio and InSite Consulting Group). The subject property consists of a 1900's farmhouse, a 1980's log cabin, and a large storage garage. Alternatively, the homesteads have the potential to be sold individually to new owners, which would significantly complicate acquisition in the future. Buffers of at least 50 feet and screening are required between industrial sites and residential uses, and removing these provides greater flexibility for future growth.

Closing would be set for on or about October 31, 2020, to allow the City time to complete an application for funding. The property owners would retain possession through March 31, 2021. Once it would gain possession, the City would seek to demolish or otherwise remove the structures from the site.

The City is coordinating with TeamNeo and JobsOhio and is actively applying for \$101,250 in funding from the Ohio Site Inventory Program to assist with acquisition (25% match) and demolition (50% match). In the same application, the City is exploring avenues to assist with the closure of several wells on the surrounding Five L. Farm. Additionally, JobsOhio has awarded in-kind (Est. \$40,000 to \$60,000) in environmental services. Also, AEP Ohio has extended \$20,000 in funding for due diligence work.

We look forward to presenting legislation at the upcoming August 17, 2020 Council meeting. Per the agreement, the City has committed to rendering a formal decision for the homeowners by the end of September.

This acquisition works to maximize the potential for future industrial growth and job creation at the site. Incorporating the acquisition into the overall Five L. Farm project also provides additional leverage for the City's overall grant funding request, which also seeks support for clearing gas wells.

Please feel free to contact us with any questions or requests for additional information. Thank you!

Jonathan Millea, AICP, CEcd
Development Coordinator



August 12, 2020

City of Wooster, City Council
Re: Ohio Wooster Innovation Park

Team NEO, as the JobsOhio Network Partner recommends the acquisition of the Beery Farm adjacent to the Ohio Wooster Innovation Park. Acquiring and controlling this property will maximize the site's potential to attract future project opportunities and job creation. This acquisition increases the total developable acreage and will eliminate concerns of an incompatible use (residential) being located on the industrial property boundary.

JobsOhio has extended its scope of work and financial resources to complete the required environmental due diligence necessary through the Constraints to Site Development Assessment work that is currently underway, as well as future potential grant pursuits. Team NEO, along with JobsOhio is committed to advance the marketing of this site through Team NEO's RightSites efforts and JobsOhio SiteOhio Authentication program.

We look forward to continuing our partnership with the City of Wooster on this critical project.

Thank you for your consideration.

Sincerely,

A handwritten signature in blue ink, appearing to read "Mary Cierebiej".

Mary Cierebiej, AICP
Team NEO
Senior Director, Site Selection Strategies





August 10, 2020

City of Wooster
538 N Market St
Wooster, OH 44691

Dear Wooster City Council:

I write this letter on behalf of the Wayne Economic Development Council (WEDC) in support of the City of Wooster's purchase of the homes located on 3662 and 3686 Geyers Chapel Road (the Ohio Wooster Innovation Site).

We are excited about the economic opportunities the procurement of these homes would help create. City ownership of these homes would expand their current property, the Ohio Wooster Innovation Site, to develop an additional 20 acres of new business construction. We have been advised by site selection consultants that the purchase and removal of these two homes would open up eligibility for project leads and increase its appeal. This property checks all of the boxes regarding infrastructure, highway access, typography, and more. The possession of land next to an industrial park would allow the WEDC to respond quickly to project needs and single ownership will be advantageous for prospects.

Along with these benefits, we have been selected for a SiteOhio Authentication presentation through JobsOhio in September making this a top marketed site through Ohio. On top of that, the WEDC has also secured funding from JobsOhio for all due diligence for the Ohio Wooster Innovation Park and these additional properties would be included, if purchased. Lastly, the WEDC is currently working on an international project lead for the Ohio Wooster Innovation Site and the purchase of this property would be a benefit to the potential business.

We hope you consider supporting the City of Wooster as this will continue the economic growth of our area. City ownership will allow the most efficient use of this land with the best interest of Wooster in mind.

Sincerely,

Thomas Pukys
President

Makes 12.5 Acres Accessible

Adds flexibility and access to Daisy Way, vs. requiring reconstruction of Geyers Chapel.

12.5 Ac.

N GEYERS CHAPEL RD

Directly Opens 10.42 Acres

Requires access to industrial-grade roadway to be developed independently.

1.5 Ac.

0.8 Ac.

0.5 Ac.

5.4 Ac. (5.6 Ac. Total)






2.7 Ac.

DAISY WAY

3662 & 3686 Acquisition Comparative Impacts

The proposed \$285,000 acquisition of 3662 and 3686 Geyers Chapel Rd (5.6 acres) will make 10.4 acres developable by removing constraints. This equates to \$34,343/acre (Or \$27,360/acre excluding funds already invested in original 138-acre purchase.) An additional 12.5 acres gains access to Daisy Way and enhances site marketability and capacity to support industrial growth.

Provided by: City of Wooster. Economic Development. 7/2020

-  3662 and 3686 Geyers Chapel
-  50-ft Buffer
-  Dimensions too Limited
-  Requires Road Reconstruction
-  Right of Way

COST ESTIMATE
3661 N. Geyers Chapel Rd.



Parcel ID	Acreage	Description	Land Value	Imp. Value	Total Value
51-00137.004	1.551	2,500 sqft shed	\$20,240.00	\$5,720.00	\$25,960.00
51-00137.003	0.273	3,500 SqFt 3-story barn (removed)	\$4,110.00	\$0.00	\$4,110.00
51-00137.001	1.588	1900's farmhouse - Residence	\$37,410.00	\$56,300.00	\$93,710.00
51-00137.002	2.228	1983 log cabin - Residence	\$46,760.00	\$121,970.00	\$168,730.00
	5.64		\$108,520.00	\$183,990.00	\$292,510.00



AMENDED
ORDINANCE NO. 2020-31

AN ORDINANCE AMENDING CHAPTER 351, PARKING GENERALLY, OF THE CODIFIED ORDINANCES OF THE CITY OF WOOSTER, OHIO, BY ADOPTING A PROHIBITION AGAINST PARKING, OR ABANDONING UPON ANY STREET A RECREATIONAL OR COMMERCIAL VEHICLE.

WHEREAS, the public rights of way within the municipality are intended to be utilized principally for the purpose of facilitating vehicular travel among points within the municipality; and

WHEREAS, health, safety and sanitary considerations dictate that the public rights of way should not be utilized to provide a place upon which recreational or commercial vehicles of any description are parked for lengthy periods of time.

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

SECTION 1. That Chapter 351, Parking Generally, of the Codified Ordinances of the City of Wooster, Ohio is hereby amended by the adoption of new Section 351.21, PARKING OF RECREATIONAL OR COMMERCIAL VEHICLES, to read as follows:

351.21 PARKING OF RECREATIONAL OR COMMERCIAL VEHICLES

(a) A person who is the owner, agent, operator, or other person in charge of any recreational or commercial vehicle as defined herein may permit such vehicle to remain parked upon the street in front of their residence for a period of time not to exceed 24 hours. Any other parking, standing or abandoning of a recreational or commercial vehicle on any other City street or highway is prohibited under this section.

(b) For the purposes of this section, certain terms shall be defined as follows:

(1) "Recreational vehicle" includes, but is not limited to:

A. Camper Trailer - A folding or collapsible vehicular structure, mounted on wheels but without its own power, designed as a temporary living quarters for travel, camping, recreation and vacation uses, which is not encompassed in the definition of travel trailer.

B. Motor Bus - Any motor vehicle having motor power designed and used for carrying more than 15 passengers.

C. Motor Home - A self-propelled recreational vehicle constructed with permanently installed facilities for cold storage, cooking and consuming of food and for sleeping.

D. Travel Trailer - A non-self-propelled recreational vehicle as defined in Ohio R.C. 4501.01(Q), including a tent type fold out camping trailer as defined in Ohio R.C. 4517.01.

Introduced by: Craig Sanders

Request for Agenda Item

Authorization for Bid

☐

Purchase Capital Item

☐

Non-Capital

☒

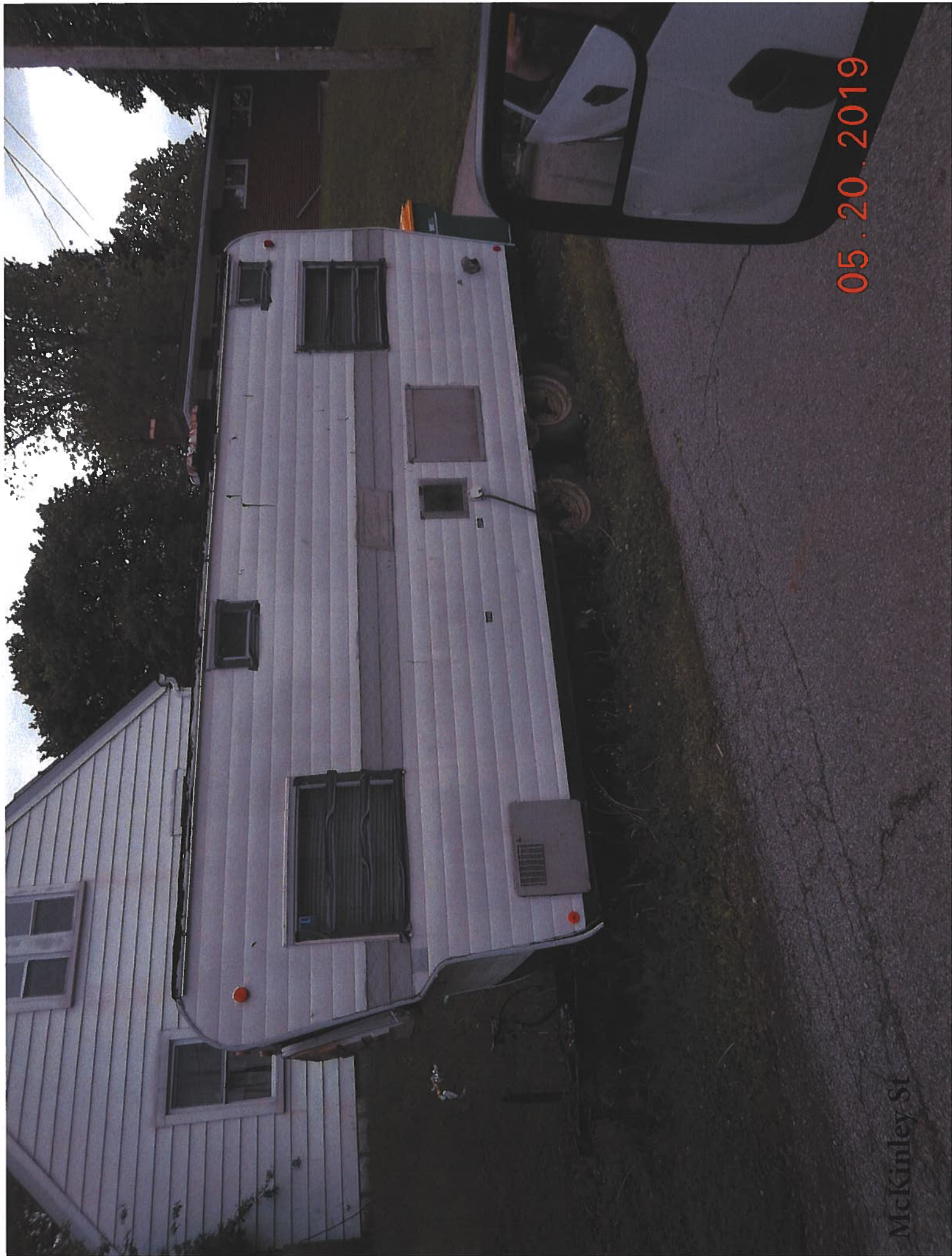
Division Administration	Meeting Date Requested 8-17-20
Project Name Chapter 351 Amendment – Commercial & Recreational Vehicle Parking on Streets	Estimated Total Funds/Costs \$0
Is Full Amount Budgeted? <input type="checkbox"/> Yes <input type="checkbox"/> No If YES, three readings NOT REQUIRED N/A	
If No, How is the Purchase to be Funded? 	
Description This is a request to amend chapter 351, Parking Generally, of the codified ordinances to limit the parking of commercial and recreational vehicles on City streets. This change would prohibit parking of commercial vehicles and large recreational vehicles such as campers, motor homes, trailers and water craft, and for more than 24 hours, to accommodate loading and unloading. Commercial vehicles are currently defined in chapter 341.01 of the codified ordinances, and include large vehicles designed or used for the transport of persons (buses) or property (tractor trailers, box trucks, etc).	
Justification / Benefits The City's property maintenance and police divisions have received numerous complaints over the years about these large vehicles parking on residential streets. Current property maintenance and zoning codes limit the parking of these vehicles on private property, but those codes do not apply to public road rights of way. A survey of other city's codes indicated that these parking prohibitions are not uncommon.	
Will this Project affect the City's Operating Costs This change should have little effect on the City's operating costs.	
What Alternatives Exist and what are the Implications of the Alternatives Alternatives include leaving the code as is, and allowing large commercial and recreational vehicles to park on residential streets; or completely banning all parking, with no allowance for temporary parking, loading or unloading.	
Is this a Sole Source Bid or Non-Bid Situation <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes, Explain The Circumstances: N/A	
Is there a need for Suspension of the Rules or a Time Frame when this must be passed? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, Note Reasons Immediate passage is not needed, but approving now would allow these provisions to be enacted as soon as possible.	
NOTE: Emergency Clause Required if Legislative Effective Date is IMMEDIATE.	
Manager Requesting: Administration/Police/BSD/Planning 8-11-20	Date:
Approved for Agenda <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

Below are recent issues with parking of trailers, RV's and commercial vehicles in the street or right of way. We have received complaints on most of them. I've attached a couple of pictures from our files.

- Trailer on Pittsburgh Ave.
- Tow Truck at Bardon Street and Rebecca St.
- Camper on McKinley St.
- Semi at Hamilton St. and Oak Hill Rd.
- Camper at Spring St. and Bever St.

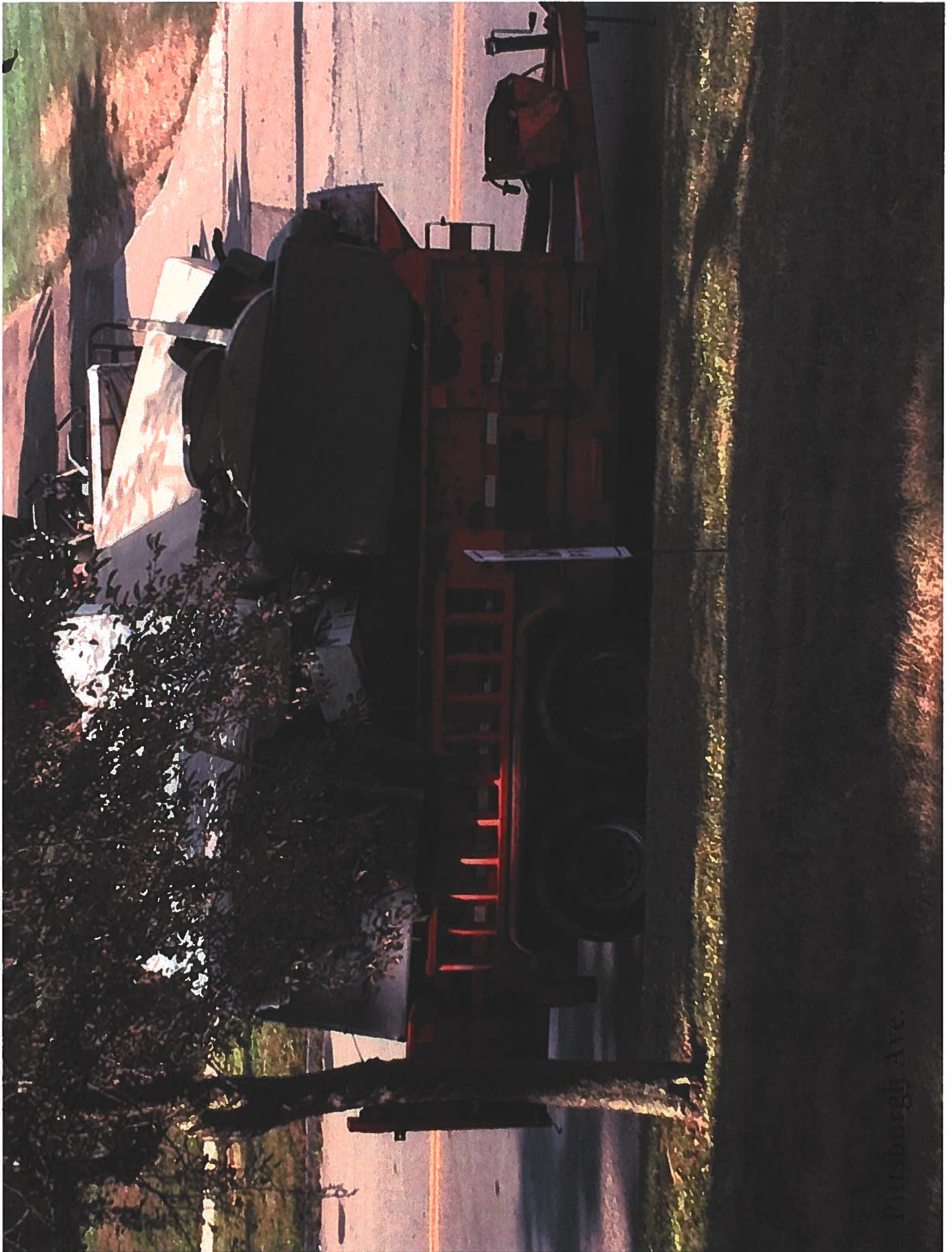
Andrew

Andrew Dutton, AICP



05.20.2019

McKinley St



Pittsburgh Ave.

ORDINANCE NO. 2020-32

AN ORDINANCE AMENDING CHAPTER 539, PARK REGULATIONS, OF THE CODIFIED ORDINANCES OF THE CITY OF WOOSTER, OHIO AND DECLARING AN EMERGENCY

WHEREAS, the City of Wooster has recently renovated the Freedlander Chalet; and

WHEREAS, the Freedlander Chalet is a facility that can provide a venue for banquets and weddings for the City of Wooster.

WHEREAS, safely monitored alcohol use in the Freedlander Chalet will allow the Freedlander Chalet to host banquets and weddings with more frequency.

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

SECTION 1. That Chapter 539 of the Codified Ordinances, entitled, Park Regulations, shall be amended to read as follows:

539.04 LIQUOR PROHIBITED **WITHOUT A PERMIT.**

- a) No person shall possess or drink any intoxicating liquor or alcoholic beverage, including beer, or be under the influence of any intoxicating liquor or alcoholic beverage within any park or park and recreation facility **except within the Freedlander Chalet with a valid permit granted by the Director of Administration or designee.**
- b) **The permit for the Freedlander Chalet shall allow beer, wine and other alcoholic beverages. All permit holders, in addition to complying with this section, must comply with any and all state statutes regarding the possession and consumption of alcohol. No alcoholic beverages shall be allowed outside of the Freedlander Chalet.**
- c) **Violations of the terms and conditions for a permit authorized under divisions (a) or (b) above, or violation of any state statute governing the possession and consumption of alcoholic beverages may result in the immediate revocation of any permit authorized herein.**
- d) **Whoever violates this section is guilty of a misdemeanor of the third degree.**

SECTION 2. 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 the law.

SECTION 3. This Ordinance shall take effect and be in force from and after the earliest period allowed by law.

SECTION 4. This Ordinance is 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 to protect the public and the City; 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 the Council; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

1st reading 8/17/20 2nd reading _____ 3rd reading _____

Passed: _____, 2020 Vote: _____

Attest: _____
Clerk of Council

President of Council

Approved: _____, 2020

Mayor

Introduced by: Craig Sanders



Lynne DePaulo <ldepaulo@woosteroh.com>

Fwd: Parks Commission Endorsement.

1 message

Jeff Battig <jbattig@woosteroh.com>

Thu, Aug 13, 2020 at 8:56 AM

To: Joel Montgomery <jmontgomery@woosteroh.com>, Bob Breneman <bbreneman@woosteroh.com>, John Scavelli <jscavelli@woosteroh.com>, Lynne DePaulo <ldepaulo@woosteroh.com>, Ashley Brillhart <ahershberger@woosteroh.com>

All,

Here is our endorsement from Parks and Recreation Commission for the allowance of alcohol at The Chalet.

Jeff

----- Forwarded message -----

From: **Mitch Sleek** <mitchsleek@gmail.com>

Date: Thu, Aug 13, 2020 at 8:49 AM

Subject: Parks Commission Endorsement.

To: Jeff Battig <jbattig@woosteroh.com>

To whom it may concern,

On behalf of the City of Wooster Parks Commission we would like to offer our endorsement of the City of Wooster permitting alcohol at the Freedlander Chalet. We believe by allowing this the city will benefit by allowing the newly renovated chalet to compete with other venues in holding wedding receptions as well as other similar type events.

City of Wooster Parks Commission.

--

Jeff Battig, CPRP

Wooster Recreation/Community Center Manager

330-201-6000 · jbattig@woosteroh.com



ORDINANCE NO. 2020-35

AN ORDINANCE ACCEPTING THE ANNEXATION OF TERRITORY ON OAK HILL ROAD COMPRISING OF PARCELS 53-01626.00 AND 53-00145.00 BOTH OF WHICH ARE CONTIGUOUS TO THE CORPORATION LIMITS. (Robert Reynolds, Esq., Agent for Petitioners Wooster City Schools and the City of Wooster)

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WOOSTER, OHIO

SECTION 1. The proposed annexation (PPN 53-01626.00 AND PPN 53-00145.00.), as agreed, and as approved by the City of Wooster and by the Board of County Commissioners of Wayne County on June 22, 2020, is accepted. The territory to be annexed is described in the agreement, a copy of which is hereto and incorporated by reference.

The certified transcript of the proceedings for annexation, together with an accurate map of the territory, the petition for annexation, the annexation agreement, and other papers relating to the proceedings of the Wayne County Commissioners, are on file with the Clerk of this Council and have been for more than sixty (60) days.

SECTION 2. The Clerk of Council is directed to make three (3) copies of this Ordinance, to each of which shall be attached a copy of the map accompanying the annexation agreement, a copy of the transcript of proceedings of the Board of County Commissioners of Wayne County, and a certificate as to the correctness. The Clerk shall then deliver one copy to the Wayne County Auditor, one copy to the Wayne County Recorder, and one copy to the Secretary of State, and shall file notice of this annexation with the Wayne County Board of Elections within thirty (30) days after it becomes effective; and the Clerk shall do all other things required by law.

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 the law.

SECTION 4. 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: _____, 2020 Vote: _____

Attest: _____
 Clerk of Council President of Council

Approved: _____, 2020 _____
 Mayor

Introduced by: Craig Sanders

NOTICE OF PETITION FOR ANNEXATION

To: Tammy E. Polen, Clerk
Wayne Township
2463 Oak Hill Rd.
Wooster, OH 44691

Lynne DePaulo, Clerk
Wooster City Council
538 N. Market St.
Wooster, OH 44691

Please take notice that on April 8, 2020 at 11:14 A.M., a Petition for Annexation was filed with the Wayne County Commissioners. A copy of that Petition is attached, together with a copy of all other documents that accompanied the petition.

A hearing on this petition will take place before the Wayne County Commissioners on June 10, 2020, at 9:00 A.M., in the 2nd Floor Meeting Room, Wayne County Administration Building, 428 W. Liberty Street, Wooster, Ohio 44691.

Robert J. Reynolds, Agent for Petitioners



*Bob Reynolds -
certified
mail*

PETITION FOR ANNEXATION

WNE DO NOT RECD
2020 APR 8 AM 11:11

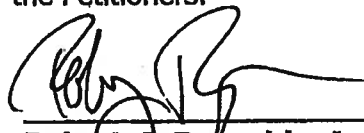
We, the undersigned, being a majority of the owners of real estate in the territory hereinafter described, hereby petition for the annexation of the following described territory to the City of Wooster, Wayne County, Ohio, in the manner provided for by Sections 709.02 to 709.11 of the Revised Code of Ohio.

Petitioners have attached hereto and made a part of this petition a legal description of the perimeter of the territory sought to be annexed, marked as Exhibit "A".

The described territory is contiguous with the City of Wooster, Ohio.

Petitioners have attached hereto and made a part of this petition, an accurate map or plat of the territory sought to be annexed, marked Exhibit "B".

Robert J. Reynolds is hereby appointed agent for the undersigned Petitioners as required by Revised Code Section 709.02(C)(3), with full power and authority hereby granted to said agent to amend, alter, change, correct, withdraw, refile, substitute, compromise, increase or delete the area, to do any and all things essential thereto, and to take any action necessary for obtaining the granting of this Petition. Said amendment, alteration, change, correction, withdrawal, refiling, substitution, compromise, increase or deletion or other things or action for granting of this Petition shall be made in the Petition, description and plat by said agent without further expressed consent of the Petitioners.



Robert J. Reynolds, Agent
441 W. Liberty Street
Wooster, OH 44691
(330) 264-1150
breynolds@reynoldslaw.org

WOOSTER CITY SCHOOL DISTRICT

By: 
Michael Tefs, Superintendent

Date: 3/23/2020

CITY OF WOOSTER

By: 
Robert F. Breneman, Mayor

Date: 3-5-2020

EXHIBIT

A

**SHAFFER, JOHNSTON, LICHTENWALTER
& ASSOCIATES, INC.
ENGINEERS & SURVEYORS**



Boundary description of 25.345 acres for annexation to Wooster City EW 2149C

Situated in the Township of Wayne, T-16N; R-13 W, Northwest and Southwest Quarters of Section 28, County of Wayne, and State of Ohio:

Known as being lands conveyed to The Wooster City School District in O.R. 845; Page 1675 and O.R. 891; Page 1276 of Wayne County Official Records, lands conveyed to County of Wayne in Volume 696; Page 571, Volume 709; Page 372 and Volume 709; Page 383 of Wayne County Deed Records and lands conveyed to City of Wooster in Volume 695; Page 751 of said deed records and further bounded and described as follows:

Beginning at the southwest corner of the Northwest Quarter of Section 28, also being in Oak Hill Road:

THENCE WITH THE FOLLOWING SEVEN (7) COURSES:

1. N 00° 23' 48" W, 365.00 feet along the section line and in Oak Hill Road to a point on the Wooster City corporation line;
2. S 89° 52' 24" E, 575.00 feet along said corporation line to a point;
3. S 00° 23' 49" E, 365.00 feet along said corporation line to a point in Oldman Road;
4. S 89° 52' 24" E, 494.53 feet along said corporation line and in Oldman Road to a point;
5. S 00° 22' 01" E, 838.12 feet along said corporation line to a point;

Continued on Page 2

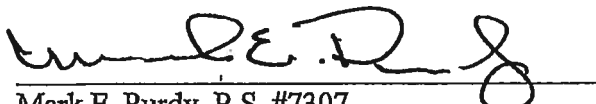
Page 2 (Description of 25.345 ac.).

6. N 89° 40' 59" W, 1068.83 feet along said corporation line, the north line of lands conveyed to Kyle W. Oswald in O.R. 836; Page 781 of Wayne County Official Records, and the north line of lands conveyed to County of Wayne in Volume 709; Page 391 of Wayne County Deed Records to a point at the northwest corner of said Wayne County lands and in Oak Hill Road;
7. N 00° 25' 01" W, 834.58 feet in Oak Hill Road to the place of beginning and containing within said bounds 25.345 acres of land, more or less, and subject to all legal highways and easements of record.

This description was prepared from a survey made by Mark E. Purdy, P.S. #7307 of Shaffer, Johnston, Lichtenwalter & Associates, Inc. in July of 2019.

Basis of bearing: The bearings as shown hereon are relative to GRID NORTH of the OHIO STATE PLANE COORDINATE SYSTEM, NAD 83 DATUM.

See Wayne County Survey Records Volume ____; Page ____ for survey.


Mark E. Purdy, P.S. #7307



EXHIBIT

B

OAK HILL ROAD

N 00°25'01" W 834.58'

N 00°23'48" W 365.00'

S 89°52'24" E 575.00'

S 00°23'48" E 365.00'

OLDMAN ROAD

TOTAL ANNEXATION
25.345 AC.

ANNEXATION PLAT
N.W. & S.W. QTR. SEC. 28
T-16N ; R-13W
WAYNE TOWNSHIP
WAYNE COUNTY, OHIO

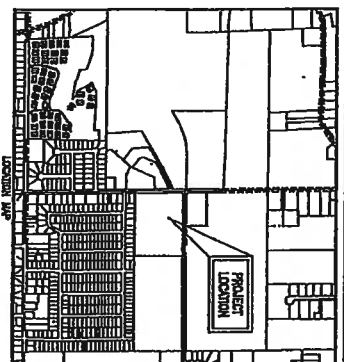
S 00°22'01" E 838.12'

CITY OF WOOSTER

0' 50' 100' 200'
SCALE 1" = 100'

REFERENCE SURVEY:
S-327
WK-250

BLK OF BEARING
The bearings on shown herein are
relative to GRID NORTH of the Ohio
STATE PLANE COORDINATE SYSTEM
NAD 83 DATA



NOTE: SIGN ONLY IN BLACK INK. PRINT NAME BELOW ALL SIGNATURES.
Certified by Wayne County Commissioner
this ___ day of ___, 20__
Resolution No. _____

BECKY FOSTER RON MASTUZ SUE SWALE
Approved: this ___ day of ___, 20__

Ordinance No. _____
Approved for Recording: this ___ day of ___, 20__
Transferred: this ___ day of ___, 20__
Recorder City Council _____
Wayne County Auditor's Office _____
Filed for record in Wayne Co., Ohio _____

JANE CHURCHMAN, RECORDER
DATE: _____ AT: _____
INSTRUMENT # _____
PLAT VOL. _____ PAGE _____
FEE \$ _____

By: Mark E. Purdy, P.E. #12007 Date: 8-13-19
SHAFER, JOHNSON, LICHTENWALTER
& ASSOCIATES, INC.
Consulting Engineers & Surveyors
3477 Commerce Parkway, Suite C
Wayne, Ohio 44893
TEL (216) 246-4477 FAX (216) 246-4475 EMAIL greg@shafers.com

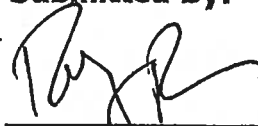


DATE	8/13/19
DWG NO.	EW-2148C
JOB NO.	EW-2149C
SHEET	1 OF 1

SCHEDULE OF ADJOINING PARCELS
O.R.C. Section 709.02(D)

Name of Property Owner	Mailing Address	Permanent Parcel No.
Board of Education Wooster City	144 N. Market Street, Wooster, OH 44691	67-02873.603 67-02515.000
Kyle W. Oswald	2583 Oak Hill Rd, Wooster, OH 44691	53-01148.000
Suzanne Rumbaugh TOD etal	231 Kinney Drive, Wooster, OH 44691	53-01060.000
Suzanne Rumbaugh TOD etal	1500 S. Honeytown Road, Wooster, OH 44691	67-00781.000
T. Snyder Properties LLC	2058 Autumn Run, Wooster, OH 44691	67-00767.000
Craig A. Herzog Successor Trustee	727 Skylark Drive, Wooster, OH 44691	67-01711.000
Midnight Holdings LLC	4255 Huntington Woods, Wooster, OH 44691	67-00891.000
Terrance J. & Christine D. Carrabine	711 Skylark Drive, Wooster, OH 44691	67-00831.000
Matthew W. Giordano	801 Skylark Drive, Wooster, OH 44691	67-01717.000
Donna L. Gerber	6220 Secrest Road, Wooster, OH 44691	67-01207.000
Super Veal, Inc.	964 Greensview Dr., Wooster, OH 44691	67-01793.000
Donald S. & Cheryl A. Ackerman	657 Skylark Drive, Wooster, OH 44691	67-00431.000
Karen Archer	649 Skylark Drive, Wooster, OH 44691	67-00591.000
Dianna L. & William R. Kauf	637 Skylark Drive, Wooster, OH 44691	67-01360.000
Gregory D. Wilcox	3419 Tamarack Lane, Wooster, OH 44691	67-01355.000
Neil R. & Dawn M. Topovski	2586 Oak Hill Road, Wooster, OH 44691	53-00881.003
Joel A. & Marlane L. Kennedy	2650 Oak Hill Road, Wooster, OH 44691	53-00881.006
John E. & Carolyn F. Amiet	2660 Oak Hill Road, Wooster, OH 44691	53-00881.005
Kenneth E. Shafer & Christine Kovach Co-Trustees	2670 Oak Hill Road, Wooster, OH 44691	53-00881.000
The City of Wooster	538 N. Market St., P.O. Box 1128, Wooster, OH 44691	67-02942.000
Wooster Church of the Nazarene	3100 Oak Hill Road, Wooster, OH 44691	67-02942.001

Submitted By:



Robert A. Reynolds, Agent

**SCHEDULE OF PARCELS FOR ANNEXATION
O.R.C. Section 709.02(D)**

Name of Property Owner	Mailing Address	Permanent Parcel No.
The Wooster City School District	144 N. Market Street, Wooster, OH 44691	53-01626.000 53-00145.000
City of Wooster	P.O. Box 1128, Wooster, OH 44691	53-00145.002 53-01626.001

Submitted By:



**Robert J. Reynolds, Agent for The
Wooster City School District and City of
Wooster**

RESOLUTION NO. 2020-43

A RESOLUTION ACCEPTING THE AMOUNTS AND
RATES AS DETERMINED BY THE BUDGET
COMMISSION AND AUTHORIZING THE NECESSARY
TAX LEVIES AND CERTIFYING THEM TO THE COUNTY
AUDITOR

The Council of the City of Wooster, Wayne County met in regular session on the 8th of September, 2020, at the office of the Wooster City Council Chambers with the following members present:

JON ANSEL
MARK CAVIN
JENNIFER WARDEN
SCOTT MYERS
CRAIG SANDERS
DAVID SILVESTRI
BILL BOSTANCIC

WHEREAS, this Council, in accordance with the provisions of law, has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1, 2021; and

WHEREAS, The Budget Commission of Wayne County, Ohio has certified its action thereon to this Council together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Council, and what part thereof is without, and what part within, the ten mill tax limitation; therefore be it

RESOLVED, By the Council of the City of Wooster, Wayne County, Ohio, that the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted; and be it further

RESOLVED, That there be and is hereby levied on the tax duplicate of said City the rate of each tax necessary to be levied within and without the ten mill limitation as follows:

SCHEDULE A				
SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY BUDGET COMMISSION, AND COUNTY AUDITOR'S ESTIMATED TAX RATES				
FUND	Amount to Be Derived from Levies Outside 10 Mill Limitation	Amount Approved by Budget Commission Inside 10 Mill Limitation	County Auditor's Estimate of Tax Rate to Be Levied	
			Inside 10 Mill Limit	Outside 10 Mill Limit
	Column II	Column IV	V	VI
GENERAL		2,001,200	5.20	
FIREMAN'S FUND		169,400	0.30	
POLICE PENSION		169,400	0.30	
TOTAL		2,340,000	5.80	0.0
SCHEDULE B				
LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES				
FUND	Maximum Rate Authorized to Be Levied		County Auditor's Estimate of Yield of Levy Carry to Schedule A Column II	
GENERAL FUND				
	0.0			

WOOSTER

and be it further

RESOLVED, That the Clerk of this Council is hereby directed to certify a copy of this Resolution to the County Auditor of said County.

Motion to adopt resolution:

Moved

Seconded

Roll Call and Vote to Adopt the Resolution:

Councilperson	Yes	No
JON ANSEL	_____	_____
MARK CAVIN	_____	_____
JENNIFER WARDEN	_____	_____
SCOTT MYERS	_____	_____
CRAIG SANDERS	_____	_____
DAVID SILVESTRI	_____	_____
BILL BOSTANCIC	_____	_____

Passed: _____, 2020

Vote: _____

Attest: _____
Clerk of Council

President of Council

Approved: _____, 2020

Mayor

Introduced by: Jon Ansel

RESOLUTION NO. 2020-44

A RESOLUTION AUTHORIZING THE DIRECTOR OF
ADMINISTRATION TO PURCHASE AN ARTICULATING
LOADER AND DECLARING AN EMERGENCY

WHEREAS, this City Council adopted an annual budget for 2020, and such budget includes the purchase of a used articulating loader.

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

SECTION 1. The Director of Administration is authorized to purchase a used Caterpillar 926M articulating loader for movement of material, debris, stone, and road plates.

SECTION 2. This purchase is exempt from the requirements of competitive bidding pursuant to section 160.03 of the Wooster Codified Ordinances, because only a single sole source for the purchase exists.

SECTION 3. The cost of such purchase will not exceed the amount budgeted.

SECTION 4. 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 the law.

SECTION 5. This Resolution is 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 complete such purchases and put the equipment into service for the improved efficiency of the respective divisions; 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 Council; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Introduced: _____ Passed: _____ Vote: _____

Attest: _____
Clerk of Council President of Council

Approved: _____, 2020
Mayor

Introduced by: David Silvestri

Res 2020-44

Request for Agenda Item

Authorization for Bid

☐

Purchase Capital Item

☒

Non-Capital

☐

Division Utilities DCM	Meeting Date Requested September 7, 2020
Project Name DCM Used Loader	Estimated Total Funds/Costs \$84,800
Is Full Amount Budgeted? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If YES, three readings NOT REQUIRED	
If No, How is the Purchase to be Funded?	
Description of Request A request to purchase a used 2015 Caterpillar 926M articulating loader with 2,700 hours. Distribution and Collection has been renting this machine for the past 4 months at a cost of \$4000 per month with the seller agreeing to reduce the purchase price based on the rental amount. This unit has been tested and is a good economic option. It will increase response time with dig jobs for the movement of material, debris, stone and road plates for work. This unit is properly sized and priced. This purchase was identified and approved under the 2020 Utilities capital budget. As a comparable a 2017 Caterpillar with 2300 hours is priced at \$135,000.	
Justification / Benefits Request is to waive all competitive bidding requirements as the \$50,000 bid threshold will be exceeded to purchase this used unit. This is a sole purchase request. The original price of the unit was less than state bid, therefore bidding is not required.	
Will this Project affect the City's Operating Costs No	
What Alternatives Exist and what are the Implications of the Alternatives A new loader would cost \$150,000 or more. Given our needs a new unit is not justifiable. This unit will meet our business needs and department function.	
Is this a Sole Source Bid or Non-Bid Situation <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If Yes, Explain The Circumstances: This is a tested unit and fits our needs.	
Is there a need for Suspension of the Rules or a Time Frame when this must be passed? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If Yes, Note Reasons Ability to purchase will waive any monthly rentals of this type of unit.	
NOTE: Emergency Clause Required if Legislative Effective Date is IMMEDIATE.	
Manager Requesting: Nathan W. Coey	Date: 9-1-20

Approved for Agenda ☐ Yes ☐ No

RESOLUTION NO. 2020-45

A RESOLUTION AUTHORIZING THE DIRECTOR OF
ADMINISTRATION TO PURCHASE AN OF PRESS
POLYMER FOR WASTE TREATMENT AND DECLARING
AN EMERGENCY

WHEREAS, this City Council adopted an annual budget and capital plan for 2020, and such capital plan includes the purchase of polymer for waste water treatment.

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

SECTION 1. That in accordance with the capital plan, the Director of Administration is authorized to purchase eight totes of polymer for waste water treatment.

SECTION 2. This purchase is exempt from the requirements of competitive bidding pursuant to section 160.03 of the Wooster Codified Ordinances, because only a single sole source for the purchase exists.

SECTION 3. The cost of such purchase will not exceed the amount budgeted.

SECTION 4. 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 the law.

SECTION 5. This Resolution is 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 complete such purchases as it is a necessary material for operations; 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 Council; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Introduced: _____ Passed: _____ Vote: _____

Attest: _____
Clerk of Council

President of Council

Approved: _____, 2020

Mayor

Introduced by: David Silvestri

Request for Agenda Item

Authorization for Bid

☐

Purchase Capital Item

☐

Non-Capital

☒

Division Utilities WRRF	Meeting Date Requested September 7, 2020
Project Name Press Polymer	Estimated Total Funds/Costs \$26,400
Is Full Amount Budgeted? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If YES, three readings NOT REQUIRED	
If No, How is the Purchase to be Funded?	
Description of Request To authorize the additional of purchase of 8 totes of polymer at \$3,300 for an amount of \$26,400 for the rest of the year. To date \$48,713 have been spent on polymer and with this request an expected total expense of \$75,113. We continue to treat more waste annually and this is a result of our operations. This particular polymer has been jar tested and found to be most beneficial for our operations. This is used to dewater the waste solids prior to entry into the digester.	
Justification / Benefits Request is to waive all competitive bidding requirements as the \$50,000 bid threshold will be exceeded. I will expect this type of cost next year and it is difficult to bid due to the sight specific needs of polymer. This is a sole purchase request.	
Will this Project affect the City's Operating Costs No	
What Alternatives Exist and what are the Implications of the Alternatives After jar testing and performance testing we have not found an equal. This is our best option for this product.	
Is this a Sole Source Bid or Non-Bid Situation <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If Yes, Explain The Circumstances: This is a tested product that is ideal for our waste stream.	
Is there a need for Suspension of the Rules or a Time Frame when this must be passed? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If Yes, Note Reasons	
NOTE: Emergency Clause Required if Legislative Effective Date is IMMEDIATE.	
Manager Requesting: Nathan W. Coey	Date: 8-31-20

Approved for Agenda ☐ Yes ☐ No

RESOLUTION NO. 2020-46

A RESOLUTION AUTHORIZING THE DIRECTOR OF
ADMINISTRATION TO EXPEND FUNDS FOR THE REPAIR
AND RESURFACING OF ASPHALT SURFACES AT
FREEDLANDER PARK, AND DECLARING AN EMERGENCY

WHEREAS, the Freedlander Park asphalt surfaces are in need of repair; and

WHEREAS, Resurfacing will reduce future maintenance costs and improve the utility of the parking lots and drive.

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

SECTION 1. The Director of Administration is authorized to expend funds for the resurfacing of certain paved surfaces at Freedlander Park.

SECTION 2. The cost of such contract will not exceed the amount budgeted.

SECTION 3. The City will perform all of the work without outside contractors.

SECTION 4. 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 the law.

SECTION 5. This Resolution is 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 to continue to operate efficiently and keep City properties in safe condition; 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 Council; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Introduced: _____ Passed: _____ Vote: _____

Attest: _____
Clerk of Council President of Council

Approved: _____, 2020
Mayor

Introduced by: Bill Bostancic

Res. 2020-46

Request

☒

7

Approved for Agenda ☐ Yes ☐ No

RESOLUTION NO. 2020-47
A RESOLUTION APPROPRIATING THE FUNDS
RECEIVED FROM THE COUNTY CORONAVIRUS
RELIEF DISTRIBUTION FUND, AMENDING THE
ANNUAL APPROPRIATIONS ORDINANCE AND
DECLARING AN EMERGENCY

WHEREAS, the Coronavirus Aid, Relief, and Economic Security Act, 116 Public Law 136, (the CARES Act) was signed into law by the President of the United States on March 27, 2020; and

WHEREAS, H.B. 481 requires subdivisions receiving funds under Section 1 of the act to pass a resolution affirming that funds from the County Coronavirus Relief Distribution Fund may be expended only to cover costs of the subdivision consistent with the requirements of section 5001 of the CARES Act as described in 42 U.S.C. 801(d), and any applicable regulations before receiving said funds.

WHEREAS, the Council of the City of Wooster adopted an Annual Appropriation Ordinance No. 2019-22 for Fiscal Year 2020, and from time-to-time it becomes necessary to amend that Ordinance; and

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

SECTION 1. Pursuant to Resolution No. 2020-36 the City requested their portion of the County's Coronavirus Relief Distribution Fund and subsequently received a second distribution in the amount of \$397,369.61 from said fund;

SECTION 2. The amount of \$397,369.61 is hereby appropriated from the unappropriated balance in the CARES ACT Fund (Fund No. 124).

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 the law.

SECTION 4. This Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, welfare and safety of the City, and for the further reason that it would allow for the appropriation of the funding to begin immediately; wherefore, this Resolution shall be in full force and effect immediately upon its adoption 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. This Resolution shall take effect and be in force from and after the earliest period allowed by law.

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

Passed: _____, 2020

Vote: _____

Attest: _____
Clerk of Council

President of Council

Approved: _____, 2020

Mayor

Introduced by: Jon Ansel