

WOOSTER CITY COUNCIL MINUTES
12/6/2021

I. ROLL CALL & ORDERING OF AGENDA

President Mike Buytendyk called the regular meeting of Wooster City Council to order at 7:30 p.m. Clerk Lynne DePaulo called roll with the following members present; Craig Sanders, David Silvestri, Jon Ansel, Jennifer Warden, Scott Myers and Bill Bostancic. Mark Cavin was absent. City Administration present: Mayor Bob Breneman, Finance Director Andrei Dordea, Director of Law John Scavelli and Director of Administration Joel Montgomery.

II. APPROVAL OF MINUTES

Councilman Silvestri moved to approve the minutes of the November 15, 2021 regular meeting, seconded by Councilwoman Warden. Upon voice vote, the minutes were approved unanimously.

III. COMMUNICATIONS FROM MAYOR/ADMINISTRATION

Mayor Breneman announced that Vince Marion will be starting January 3rd as the new City of Wooster Planning/Zoning Manager. Mr. Marion is currently employed with the City of Louisville.

Mayor Breneman also mentioned that this is Jeff Battig's last city council meeting as he is retiring at the end of the year.

Mr. Dordea wanted to let City Council know that he has filed the Declaration of Official Intent with the IRS for three upcoming projects; Extension of City's Sanitary Sewer Collection System, Water Reclamation Facility Improvements, and Melrose Street Reconstruction Project.

IV. PETITIONS/COMMUNICATIONS FROM PUBLIC –

The following spoke in favor of Ordinance 2021-37:
Shannon Waller, Main Street Wooster, 377 W. Liberty Street

V. COMMITTEE REPORTS; PUBLIC HEARINGS

Councilman Ansel stated the second work session for the 2022 Appropriation Budget went well. Scott Boyes presented the Wooster Community Hospital appropriations budget for 2022. The committee reviewed staffing requests from the Administration along with infrastructure needs. A third committee meeting is scheduled for 6:30 p.m. on December 20th.

VI. UNFINISHED BUSINESS

1. Second Reading – ORDINANCE NO. 2021-37

AN ORDINANCE APPROPRIATING FROM VARIOUS FUNDS TO INDIVIDUAL ACCOUNTS FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES FOR THE CITY OF WOOSTER FOR THE FISCAL YEAR ENDING DECEMBER 31, 2022, AND ALLOWING FOR IMMEDIATE ENACTMENT (Ansel)

Councilman Ansel stated he considers this to be the legislation's second reading.

VII. NEW BUSINESS

1. First Reading - RESOLUTION NO. 2021-65

A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO ENTER INTO A CONTRACT WITH THE WOOSTER YMCA FOR PROFESSIONAL ADMINISTRATIVE SERVICES RELATED TO THE MANAGEMENT AND OPERATION OF THE CITY OF WOOSTER'S SWIMMING FACILITIES (Myers)

Councilman Myers said this is a successful annual contract using the YMCA as the manager of the swimming facilities.

Councilman Myers moved to suspend the rules, seconded by Councilman Silvestri. Upon roll call, motion to suspend passed 6-0 (Bostancic-yes; Silvestri – yes; Ansel – yes; Sanders – yes, Warden – yes, Myers – yes) Cavin -absent

Councilman Myers moved to adopt, seconded by Councilwoman Warden. Upon roll call, motion to adopt passed 6-0 (Bostancic-yes; Silvestri – yes; Ansel – yes; Sanders – yes, Warden – yes, Myers - yes) Cavin - absent

2. First Reading – RESOLUTION NO. 2021-66

A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO ENTER INTO A PROFESSIONAL OR TECHNICAL SERVICES CONTRACT WITH THE WOOSTER SOCCER ASSOCIATION FOR SOCCER-RELATED ACTIVITIES SERVICES (Myers)

Councilman Myers said the partnership between Wooster Soccer Association and the City has been in effect for 48 years and is a great collaboration. He thanked Jeff Battig for his years of service in Recreation.

Councilman Myers moved to suspend the rules, seconded by Councilman Silvestri. Upon roll call, motion to suspend passed 6-0 (Bostancic-yes; Silvestri – yes; Ansel – yes; Sanders – yes, Warden – yes, Myers – yes) Cavin -absent

Councilman Myers moved to adopt, seconded by Councilman Silvestri. Upon roll call, motion to adopt passed 6-0 (Bostancic-yes; Silvestri – yes; Ansel – yes; Sanders – yes, Warden – yes, Myers - yes) Cavin - absent

3. First Reading – RESOLUTION NO. 2021-67

A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH ENGINEERING ASSOCIATES OF WOOSTER, OHIO FOR ENGINEERING SERVICES FOR PHASE III OF THE WOOSTER BIKE TRAIL SYSTEM PROJECT, APPROPRIATING THE NECESSARY FUNDS AND ALLOWING FOR IMMEDIATE ENACTMENT (Bostancic)

Councilman Bostancic reviewed the legislation and stated the contract would be \$132,000 for the design work.

Councilman Bostancic moved to suspend the rules, seconded by Councilwoman Warden. Upon roll call, motion to suspend passed 6-0 (Bostancic-yes; Silvestri – yes; Ansel – yes; Sanders – yes, Warden – yes, Myers - yes) Cavin absent

Councilman Bostancic moved to adopt, seconded by Councilman Ansel. Upon roll call, motion to adopt passed 6-0 (Bostancic-yes; Silvestri – yes; Ansel – yes; Sanders – yes, Warden – yes, Myers - yes) Cavin absent

4. First Reading – ORDINANCE NO. 2021-38

AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE EXTENSION OF DAISY WAY AND ALLOWING FOR IMMEDIATE ENACTMENT (Bostancic)

Councilman Bostancic said the project is complete and it is now time to assess the owners for their portion of the work. The project came in 12% under, so there is a reduction in the assessment costs.

Councilman Bostancic moved to suspend the rules, seconded by Councilman Silvestri. Upon roll call, motion to suspend passed 6-0 (Bostancic-yes; Silvestri – yes; Ansel – yes; Sanders – yes, Warden – yes, Myers - yes) Cavin absent

Councilman Bostancic moved to adopt, seconded by Councilman Myers. Upon roll call, motion to adopt passed 6-0 (Bostancic-yes; Silvestri – yes; Ansel – yes; Sanders – yes, Warden – yes, Myers - yes) Cavin absent

5. First Reading – RESOLUTION NO. 2021-68

A RESOLUTION DECLARING IT NECESSARY TO IMPROVE MELROSE DRIVE BETWEEN CERTAIN TERMINI BY GRADING, DRAINING, WIDENING, PAVING, RESURFACING, CONSTRUCTING CURBS, GUTTERS, A MULTI-USE PATH, SIDEWALKS AND DRIVEWAY APPROACHES, INSTALLING STORM SEWERS, CATCH BASINS, MANHOLES, WATER MAINS, FIRE HYDRANTS, AND TRAFFIC CONTROL SIGNS, AND ACQUIRING ANY REAL ESTATE AND INTERESTS THEREIN, ALL TOGETHER WITH THE NECESSARY APPURTENANCES, LEVYING ASSESSMENTS AND ALLOWING FOR IMMEDIATE ENACTMENT (Bostancic)

Councilman Bostancic said this is a request to begin the assessment process for the Melrose Drive Reconstruction project.

Councilman Bostancic moved to suspend the rules, seconded by Councilman Silvestri. Upon roll call, motion to suspend passed 6-0 (Bostancic-yes; Silvestri – yes; Ansel – yes; Sanders – yes, Warden – yes, Myers - yes) Cavin absent

Councilman Bostancic moved to adopt, seconded by Councilman Silvestri. Upon roll call, motion to adopt passed 6-0 (Bostancic-yes; Silvestri – yes; Ansel – yes; Sanders – yes, Warden – yes, Myers - yes) Cavin absent

6. First Reading – ORDINANCE NO. 2021-39

AN ORDINANCE TO APPROPRIATE CERTAIN PROPERTY INTERESTS IN REAL PROPERTY LOCATED ADJACENT TO MELROSE DRIVE FOR PURPOSES OF PROCEEDING WITH THE MELROSE DRIVE RECONSTRUCTION PROJECT ALLOWING FOR IMMEDIATE ENACTMENT (Bostancic)

Councilman Bostancic stated there are three properties that are still outstanding for obtaining easements. This legislation will enable the City to file with the courts for eminent domain in order to keep the Melrose Drive Reconstruction project on schedule.

Councilman Bostancic moved to suspend the rules, seconded by Councilman Ansel. Upon roll call, motion to suspend passed 6-0 (Bostancic-yes; Silvestri – yes; Ansel – yes; Sanders – yes, Warden – yes, Myers - yes) Cavin absent

Councilman Bostancic moved to adopt, seconded by Councilman Silvestri. Upon roll call, motion to adopt passed 6-0 (Bostancic-yes; Silvestri – yes; Ansel – yes; Sanders – yes, Warden – yes, Myers - yes) Cavin absent

7. First Reading – RESOLUTION NO. 2021-69

A RESOLUTION APPOINTING AN ASSESSMENT EQUALIZATION BOARD FOR THE MELROSE DRIVE RECONSTRUCTION PROJECT AND ALLOWING FOR IMMEDIATE ENACTMENT (Bostancic)

Councilman Bostancic said this legislation is necessary in case there are any objections filed during the Melrose Drive assessment procedure. This puts the equalization board in place.

Councilman Bostancic moved to suspend the rules, seconded by Councilman Myers. Upon roll call, motion to suspend passed 6-0 (Bostancic-yes; Silvestri – yes; Ansel – yes; Sanders – yes, Warden – yes, Myers - yes) Cavin absent

Councilman Bostancic moved to adopt, seconded by Councilwoman Warden. Upon roll call, motion to adopt passed 6-0 (Bostancic-yes; Silvestri – yes; Ansel – yes; Sanders – yes, Warden – yes, Myers - yes) Cavin absent

8. First Reading – RESOLUTION NO. 2021-70

A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH JONES AND HENRY FOR DESIGN AND CONSULTING SERVICES AND ALLOWING FOR IMMEDIATE ENACTMENT (Silvestri)

Councilman Silvestri said this legislation is needed to improve the headworks at the WRRF. Jones and Henry is a leader in the wastewater industry. It is a budgeted item.

Councilman Silvestri moved to adopt, seconded by Councilwoman Warden. Upon roll call, motion to adopt passed 6-0 (Bostancic-yes; Silvestri – yes; Ansel – yes; Sanders – yes, Warden – yes, Myers - yes) Cavin absent

9. First Reading - RESOLUTION NO. 2021-71

A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH RETTEW FOR DESIGN AND CONSULTING SERVICES AND ALLOWING FOR IMMEDIATE ENACTMENT (Silvestri)

Councilman Silvestri said RETTEW will do a comprehensive look at the operations and facilities for the WRRF. It is a budgeted item.

Councilman Silvestri moved to adopt, seconded by Councilman Sanders. Upon roll call, motion to adopt passed 6-0 (Bostancic-yes; Silvestri – yes; Ansel – yes; Sanders – yes, Warden – yes, Myers - yes) Cavin absent

10. First Reading – RESOLUTION NO. 2021-72

A RESOLUTION ACCEPTING THE RECOMMENDATIONS OF THE WOOSTER TAX INCENTIVE REVIEW COUNCIL WITH RESPECT TO EXISTING ENTERPRISE ZONE AGREEMENTS (Ansel)

Councilman Ansel stated the TRIC had met in November and given their recommendations to City Council. He said that the EZ allows the City to compete with others for growth and expansion in the industrial/manufacturing market. The City's Enterprise Zone Agreements involve 2418 employees, \$142M in payroll, \$630,000 in Real Estate Taxes forgiven and \$814,000 in Real Estate Taxes collected.

Mr. Millea said the City has a high volume of EZ agreements because the City invests in smaller development projects. President Buytendyk and Councilman Ansel both praised Mr. Millea for his expertise and thoroughness in handling this program.

Councilman Ansel moved to suspend the rules, seconded by Councilman Silvestri. Upon roll call, motion to suspend passed 6-0 (Bostancic-yes; Silvestri – yes; Ansel – yes; Sanders – yes, Warden – yes, Myers - yes) Cavin absent

Councilman Ansel moved to adopt, seconded by Councilman Silvestri. Upon roll call, motion to adopt passed 6-0 (Bostancic-yes; Silvestri – yes; Ansel – yes; Sanders – yes, Warden – yes, Myers - yes) Cavin absent

11. First Reading – RESOLUTION NO. 2021-73

A RESOLUTION ACCEPTING THE RECOMMENDATIONS OF THE WOOSTER TAX INCENTIVE REVIEW COUNCIL WITH RESPECT TO EXISTING COMMUNITY REINVESTMENT ACT AGREEMENTS (Ansel)

Councilman Ansel said the TRIC also reviewed the CRA agreements and has made recommendations to City Council. This program is also a success and is functioning well. Councilwoman Warden thanked the committee for being flexible about meeting the program's requirements during 2020 with the pandemic.

Councilman Ansel moved to suspend the rules, seconded by Councilman Silvestri. Upon roll call, motion to suspend passed 6-0 (Bostancic-yes; Silvestri – yes; Ansel – yes; Sanders – yes, Warden – yes, Myers - yes) Cavin absent

Councilman Ansel moved to adopt, seconded by Councilwoman Warden. Upon roll call, motion to adopt passed 6-0 (Bostancic-yes; Silvestri – yes; Ansel – yes; Sanders – yes, Warden – yes, Myers - yes) Cavin absent

12. First Reading – RESOLUTION NO. 2021-74

A RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO ISSUE PAYMENT FOR SERVICES RENDERED PRIOR TO THE FISCAL OFFICER'S CERTIFICATION OF AVAILABILITY OF FUNDS AND PROVIDING FOR IMMEDIATE ENACTMENT (Ansel)

Councilman Ansel said the funds are available; they just need encumbered for payment.

Councilman Ansel moved to adopt, seconded by Councilman Myers. Upon roll call, motion to adopt passed 6-0 (Bostancic-yes; Silvestri – yes; Ansel – yes; Sanders – yes, Warden – yes, Myers - yes) Cavin absent

VIII. EXECUTIVE SESSION – 121.22 (G)(1) - Personnel

Councilman Ansel motioned to enter Executive Session, seconded by Councilman Silvestri. Upon roll call, motion to enter passed 6-0 (Bostancic-yes; Silvestri – yes; Ansel – yes; Sanders – yes, Warden – yes, Myers - yes) Cavin absent

Councilman Ansel motioned to exit Executive Session, seconded by Councilman Silvestri. Upon roll call, motion to exit passed 6-0 (Bostancic-yes; Silvestri – yes; Ansel – yes; Sanders – yes, Warden – yes, Myers - yes) Cavin absent

IX. NEW BUSINESS (CONTINUED)

13. First Reading – ORDINANCE NO. 2021-40

AN ORDINANCE AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO ENTER INTO AN AGREEMENT WITH REPRESENTATIVES OF THE OHIO PATROLMEN'S BENEVOLENT ASSOCIATION REGARDING WAGES, BENEFITS AND TERMS AND CONDITIONS OF EMPLOYMENT, AND ALLOWING FOR IMMEDIATE ENACTMENT (Sanders)

Councilman Sanders said the legislation allows the City to enter into an agreement with the union. Meeting negotiations have been held for the last two months and the package entails attractive benefits to retain employees and attract new hires. There are currently five open police positions.

Councilman Sanders moved to suspend the rules, seconded by Councilman Ansel. Upon roll call, motion to suspend passed 6-0 (Bostancic-yes; Silvestri – yes; Ansel – yes; Sanders – yes, Warden – yes, Myers - yes) Cavin absent

Councilman Sanders moved to adopt, seconded by Councilman Silvestri. Upon roll call, motion to adopt passed 6-0 (Bostancic-yes; Silvestri – yes; Ansel – yes; Sanders – yes, Warden – yes, Myers - yes) Cavin absent

14. First Reading – ORDINANCE NO. 2021-41

AN ORDINANCE AMENDING CHAPTER 162, MANAGEMENT BENEFITS, OF THE CODIFIED ORDINANCES OF THE CITY OF WOOSTER, OHIO AND ALLOWING FOR IMMEDIATE ENACTMENT (Sanders)

Councilman Sanders said these are changes to management benefits that are being requested by the Administration. It is not a pressing issue, keep it on first reading.

15. First Reading – RESOLUTION NO. 2021-75

AN EMERGENCY RESOLUTION TO ACCEPT THE MATERIAL TERMS OF THE ONE OHIO SUBDIVISION SETTLEMENT PURSUANT TO THE ONEOHIO MEMORANDUM OF UNDERSTANDING AND CONSISTENT WITH THE TERMS OF THE JULY 21, 2021 NATIONAL OPIOID SETTLEMENT AGREEMENT AND PROVIDING FOR IMMEDIATE ENACTMENT
(Ansel)

Councilman Ansel said this enables the City to participate in the settlement. The higher the participation rate, the higher the settlement payout will be. The State of Ohio is recommending that municipalities participate to reach the 80% threshold.

Councilman Ansel moved to suspend the rules, seconded by Councilwoman Warden. Upon roll call, motion to suspend passed 6-0 (Bostancic-yes; Silvestri – yes; Ansel – yes; Sanders – yes, Warden – yes, Myers - yes) Cavin absent

Councilman Ansel moved to adopt, seconded by Councilman Myers. Upon roll call, motion to adopt passed 6-0 (Bostancic-yes; Silvestri – yes; Ansel – yes; Sanders – yes, Warden – yes, Myers - yes) Cavin absent

X. MISCELLANEOUS

Citizen Comment:

Linda Smith, 3108 Bayberry Cove

Councilman Silvestri thanked Administration and everyone involved in preparing the lengthy agenda.

XI. ADJOURNMENT

Councilman Ansel motioned to adjourn, seconded by Councilman Myers. Upon voice-vote the motion passed. The meeting adjourned at 9:40 p.m.



Michael G. Buytendyk
President of Council



Lynne DePaulo
Clerk of Council