

**MINUTES**  
**WADSWORTH CITY COUNCIL MEETING**  
**March 15, 2022**

*The regular meeting of Wadsworth City Council, Tuesday, March 15, 2022, at 5:30 p.m., was held in-person at City Council Chambers.*

**PRESIDING:** Bob Thurber, *President of Council*

**MEMBERS PRESENT:** Ralph Copley, Bruce Darlington, Jeanne Hines, Dan Rospert, Tom Stugmyer, David Williams, John Yurchiak

**OFFICIALS PRESENT:** Mayor Robin Laubaugh, Public Service Director Robert Patrick, Assistant Public Service Director Mike Testa, Public Safety Director Matt Hiscock, Auditor Catherine Fix, Law Director Tom Morris, Clerk of Council Tammy Guenther

**PRESS REPRESENTATIVES:** Caleb Hurley, *The Medina Gazette*

**VISTORS SPEAKING:** *Stacey Maleckar, executive director, Medina County Board of Developmental Disabilities*

Mr. Thurber called the meeting to order at approximately 5:30 p.m. He asked everyone to remain standing as he led the Pledge of Allegiance and gave the Invocation. The Clerk of Council called the roll.

**MINUTES:** Mr. Williams made a motion, which was seconded by Mr. Copley, to adopt the minutes of the regular Council meeting of **March 1, 2022 and the special meeting of March 8, 2022**. An all-in-favor vote was taken and all Council members present voted in favor of the motion. He stated that he was not at the meeting. **THE COUNCIL MEETING MINUTES OF March 1, 2022 and March 8, 2022 WERE APPROVED.**

**VISITORS SPEAKING:** Executive Director Ms. Maleckar of the Medina County Board of Developmental Disabilities came forward to share details of their recent annual report, with regard to the accomplishments in 2021. But more importantly, she said, her visit coincided with Developmental Disabilities Awareness month in March. It was an opportunity to recognize and celebrate the contributions of people with developmental disabilities in the community.

Last year MCDD served almost 1,400 people Medina County who were eligible for services. Those services were from birth to end of life and included early intervention. They had a school for preschool through grade 12. They also provided services for adults, whether for finding employment, a place to live, or day programming. There was a wide range of supports and services provided and there was a whole wide range of individuals with developmental disabilities who were contributing as part of the community every day.

Ms. Maleckar concluded that she just wanted to say hello and to thank the Council and the other citizens of Wadsworth who supported them by passing their levies in the past.

The Council members thanked her.

**CORRESPONDENCE:** *Receipt of fiscal certificates for Ordinance Nos. 22-021 and 22-028 related during the reading of the legislation.*

**LEGISLATION:**

*The following legislation was read for the first time and acted upon as follows:*

**ORDINANCE NO. 22-020 (1<sup>st</sup> RDG.): AN ORDINANCE TO MAKE A SUPPLEMENTAL APPROPRIATION OF \$60,855.00 IN THE 440 ECONOMIC DEVELOPMENT FUND FOR PURPOSES OTHER THAN PERSONAL SERVICES FOR THE FISCAL YEAR ENDING DECEMBER 31, 2022**

- Sponsored by Council Member Thomas Stugmyer
- Forwarded by Economic Development & Planning Committee March 14, 2022

Mr. Stugmyer said that \$10,855 was the remainder for the first part the façade grant from last year and the other \$50,000 was from the rear façade grant from last year, carrying over to this year and to transfer into the 2022 budget, which was what the ordinance was for. Mr. Stugmyer made a motion, which was seconded by Mr. Williams, to suspend the three reading rule on Ordinance No. 22-020. A roll call vote was taken. Ayes: Hines, Rospert, Yurchiak, Darlington, Copley, Stugmyer, Williams. Nays: none. Mr. Stugmyer called the question. Mr. Thurber called for a vote. A roll call vote was taken. Ayes: Rospert, Yurchiak, Darlington, Copley, Stugmyer, Williams, Hines. Nays: none. **Ordinance No. 22-020 declared to have been adopted March 15, 2022.**

**ORDINANCE NO. 22-021 (1<sup>st</sup> RDG.): AN ORDINANCE TO AUTHORIZE THE DRAWING OF A WARRANT IN AN AMOUNT NOT TO EXCEED \$10,597.85 FOR THE PAYMENT OF THE AMOUNT DUE UPON A CONTRACT WITH THE WADSWORTH CITY SCHOOLS AND TO DECLARE AN EMERGENCY**

- Sponsored by Council Member Thomas Stugmyer
- Forwarded by Economic Development & Planning Committee March 14, 2022

Prior to reading the ordinance, the Clerk reported a fiscal officer's certificate from the City Auditor that corresponded to Ordinance No. 22-021 to verify funds for payment as listed in the legislation.

Mr. Stugmyer said the ordinance had been discussed earlier. The warrant was issued to cover a past due amount. He made a motion, which was seconded by Mr. Yurchiak, to suspend the three reading rule on Ordinance No. 22-021. A roll call vote was taken. Ayes: Yurchiak, Darlington, Copley, Stugmyer, Williams, Hines, Rospert. Nays: none. Mr. Stugmyer called the question. Mr. Thurber called for a vote. A roll call vote was taken. Ayes: Darlington, Copley, Stugmyer, Williams, Hines, Rospert, Yurchiak. Nays: none. **Ordinance No. 22-021 declared to have been adopted March 15, 2022.**

**ORDINANCE NO. 22-022 (1<sup>st</sup> RDG.): AN ORDINANCE TO CHANGE THE ZONING DISTRICT CLASSIFICATION OF CITY LOT 6463 FROM THE C-5 COMMERCIAL DISTRICT TO THE R-3 RESIDENTIAL DISTRICT**

*Without Council Objection, Public Hearing was set for April 19, 2022, at 5:30 p.m.*

- Sponsored by Council Member Thomas Stugmyer
- Forwarded by Economic Development & Planning Committee March 14, 2022

Mr. Stugmyer made a motion, which was seconded by Mr. Darlington, to place Ordinance No. 22-022 on second reading. An all in favor vote was taken and all Council members present voted in favor of the motion. **Ordinance No. 20-022 advanced to second reading for the meeting of April 5, 2022.**

**RESOLUTION NO. 22-03 (1<sup>st</sup> RDG.): A RESOLUTION TO ACCEPT THE RECOMMENDATIONS OF THE TAX INCENTIVE REVIEW COUNCIL FOR 2022 AND DECLARING AN EMERGENCY**

- Sponsored by Council Member Thomas Stugmyer
- Forwarded by Economic Development & Planning Committee March 14, 2022

Mr. Stugmyer said the resolution was discussed yesterday, with a presentation by Kathy Breitenbucher. It was a review of the tax incentives from 2021 to make sure that all of the companies met the criteria. The report would have to be delivered to the state by the end of March. Mr. Stugmyer made a motion, which was seconded by Mr. Williams, to suspend the three reading rule on Resolution No. 22-03. A roll call vote was taken. Ayes: Copley, Stugmyer, Williams, Hines, Rospert, Yurchiak, Darlington. Nays: none. Mr. Stugmyer called the question. Mr. Thurber called for a vote. A roll call vote was taken. Ayes: Stugmyer, Williams, Hines, Rospert, Yurchiak, Darlington, Copley. Nays: none. **Resolution No. 22-03 declared to have been adopted March 15, 2022.**

**RESOLUTION NO. 22-04 (1<sup>st</sup> RDG.): A RESOLUTION DECLARING THE NECESSITY OF REPAIRING, REPLACING OR CONSTRUCTING CERTAIN SIDEWALKS IN THE CITY OF WADSWORTH, REQUIRING THAT ABUTTING PROPERTY OWNERS REPAIR, REPLACE OR CONSTRUCT SAME AND DECLARING AN EMERGENCY**

- Sponsored by Council Member David Williams
- Discussed by Public Ways Committee March 14, 2022

Mr. Williams made a motion, which was seconded by Mr. Copley, to place Resolution No. 22-04 on second reading. An all in favor vote was taken and all Council members present voted in favor of the motion. **Resolution No. 20-04 advanced to second reading for the meeting of April 5, 2022.**

**ORDINANCE NO. 22-023 (1<sup>st</sup> RDG.): AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO PURCHASE A NEW CATERPILLAR MODEL 926M WHEEL LOADER WITH ALL STANDARD EQUIPMENT PLUS ADDITIONAL SPECIFICATIONS FROM OHIO CAT THROUGH PARTICIPATION IN A SOURCEWELL, FORMERLY NATIONAL JOINT POWER ALLIANCE (NJPA), CONTRACT AND DECLARING AN EMERGENCY**

- Sponsored by Council Member David Williams
- Forwarded by Public Ways Committee March 14, 2022

Mr. Williams said the legislation had been discussed in Public Ways and was in the budget. Due to inflationary times and if they could get the order placed before the end of the month, the City could save approximately \$32,000. With that reason, he made a motion, which was seconded by Mr. Copley, to suspend the three reading rule on Ordinance No. 22-023. A roll call vote was taken. Ayes: Williams, Hines, Rospert, Yurchiak, Darlington, Copley, Stugmyer. Nays: none. Mr. Williams called the question. Mr. Thurber called for a vote. A roll call vote was taken. Ayes: Hines, Rospert, Yurchiak, Darlington, Copley, Stugmyer, Williams. Nays: none. **Ordinance No. 22-023 declared to have been adopted March 15, 2022.**

**ORDINANCE NO. 22-024 (1<sup>st</sup> RDG.): AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO PURCHASE A FIRST RESPONSE AND DIRECTCAST UNIT FROM HENDERSON PRODUCTS, INC. THROUGH PARTICIPATION IN A SOURCEWELL, FORMERLY NATIONAL JOINT POWER ALLIANCE (NJPA), CONTRACT AND DECLARING AN EMERGENCY**

- Sponsored by Council Member David Williams
- Forwarded by Public Ways Committee March 14, 2022

Mr. Williams said the equipment had been budgeted, but there was not time constraint. He made a motion, which was seconded by Mr. Copley, to place Ordinance No. 22-024 on second reading. An all in favor vote was taken and all Council members present voted in favor of the motion. **Ordinance No. 20-024 advanced to second reading for the meeting of April 5, 2022.**

**ORDINANCE NO. 22-025 (1<sup>st</sup> RDG.): AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO NEGOTIATE AND ENTER INTO AN AGREEMENT FOR PROFESSIONAL ENGINEERING SERVICES FOR THE DESIGN OF THE RAINBOW AND MILL STREET CULVERT REPLACEMENT PROJECT AND DECLARING AN EMERGENCY**

- Sponsored by Council Member David Williams
- Forwarded by Public Ways Committee March 14, 2022

Mr. Williams said the equipment had been budgeted, but there was not time constraint. He made a motion, which was seconded by Mr. Copley, to place Ordinance No. 22-025 on second reading. An all in favor vote was taken and all Council members present voted in favor of the motion. **Ordinance No. 20-025 advanced to second reading for the meeting of April 5, 2022.**

**ORDINANCE NO. 22-026 (1<sup>st</sup> RDG.): AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A COMPENSATION AGREEMENT WITH THE WADSWORTH CITY SCHOOL DISTRICT AND ECS TUNING, LLC AND DECLARING AN EMERGENCY**

- Sponsored by Council Member Thomas Stugmyer
- Discussed by Economic Development & Planning Committee March 14, 2022

Mr. Stugmyer explained that the ordinance went along with Ordinance No. 22-015 and 22-017. It was the agreement with the schools for the dollar amounts specified in the other two ordinances. Mr. Stugmyer made a motion, which was seconded by Mr. Darlington, to suspend the three reading rule on Ordinance No. 22-026. A roll call vote was taken. Ayes: Rospert, Yurchiak, Darlington, Copley, Stugmyer, Williams, Hines. Nays: none. Mr. Stugmyer called the question. Mr. Thurber called for a vote. A roll call vote was taken. Ayes: Yurchiak, Darlington, Copley, Stugmyer, Williams, Hines, Rospert. Nays: none. **Ordinance No. 22-026 declared to have been adopted March 15, 2022.**

**22-027 (1<sup>st</sup> RDG.): AN ORDINANCE TO AMEND SECTION 34.36 OF THE CODIFIED ORDINANCES OF THE CITY OF WADSWORTH TO PROVIDE FOR THE ALLOCATION OF INCOME TAX RECEIPTS DURING FISCAL YEAR 2022 AND DECLARING AN EMERGENCY**

- Sponsored by President Council Bob Thurber
- Discussed by the Finance Committee March 15, 2022

Mr. Darlington made a motion, which was seconded by Mr. Williams, to suspend the three reading rule on Ordinance No. 22-027. A roll call vote was taken. Ayes: Hines, Rospert, Yurchiak, Darlington, Copley, Stugmyer, Williams. Nays: none. Mr. Darlington called the question. Mr. Thurber called for a vote. A roll call vote was taken. Ayes: Rospert, Yurchiak, Darlington, Copley, Stugmyer, Williams, Hines. Nays: none. **Ordinance No. 22-027 declared to have been adopted March 15, 2022.**

**22-028 (1<sup>st</sup> RDG.): AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$5,975,000 FOR THE PURPOSE OF PAYING THE COSTS OF THE CONSTRUCTION OF THE NEW COLLEGE STREET FIRE STATION BUILDING, INCLUDING PROVIDING NECESSARY FURNISHINGS, FIXTURES AND**

**EQUIPMENT THEREFOR AND FIRE APPARATUS AND EQUIPMENT TO BE HOUSED THEREIN AND IMPROVING THE SITE THEREOF, AND THE COSTS OF ACQUISITION OF A FIRE TRUCK, EACH INCLUDING ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY**

- Sponsored by President Council Bob Thurber
- Discussed by the Finance Committee March 15, 2022

Prior to reading the ordinance, the Clerk reported a fiscal officer's certificate from the City Auditor that corresponded to Ordinance No. 22-028.

Mr. Copley made a motion, which was seconded by Mr. Williams, to place Ordinance No. 22-028 on second reading. An all in favor vote was taken and all Council members present voted in favor of the motion. **Ordinance No. 20-028 advanced to second reading for the meeting of April 5, 2022.**

*The following legislation was read for the second time, having been previously read at different meetings on different days, and acted upon as follows:*

**ORDINANCE NO. 22-014 (2<sup>nd</sup> RDG.): AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE REPAIRING, REPLACEMENT, OR CONSTRUCTION OF CERTAIN SIDEWALKS**

- Sponsored by Council Member David Williams
- Forwarded by Public Ways Committee February 14, 2022

Mr. Williams made a motion, which was seconded by Mr. Copley, to place Ordinance No. 22-014 on third reading. An all in favor vote was taken and all Council members voted in favor of the motion. **Ordinance No. 22-014 advanced to third reading for the Council meeting of April 5, 2022.**

*The following legislation was read for the third time, having been previously read at different meetings on different days, and acted upon as follows:*

**ORDINANCE NO. 22-015 (3<sup>rd</sup> RDG.): AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A COMMUNITY REINVESTMENT AREA AGREEMENT WITH ECS TUNING, LLC AND DECLARING AN EMERGENCY**

- Sponsored by Council Member Thomas Stugmyer
- Forwarded by the Economic Development & Planning Committee February 14, 2022

Mr. Stugmyer made a motion, which was seconded by Mr. Williams, to amend Ordinance No. 22-015 to add **VICTORY PARTNERS EQUITIES, LLC AND DJC RE SEV, LLC**, as parties to the CRA Agreement. An all in favor vote was taken and all Council members voted in favor of the motion. **Ordinance No. 22-015 was amended.** Mr. Stugmyer called the question on Amended Ordinance No. 22-015. Mr. Thurber called for a vote. A roll call vote was taken. Ayes: Darlington, Copley, Stugmyer, Williams, Hines, Rospert, Yurchiak. Nays: none. **Amended Ordinance No. 22-015 declared to have been adopted March 15, 2022.**

**ORDINANCE 22-017 (3<sup>rd</sup> RDG.): AN ORDINANCE APPROVING THE EXECUTION OF A JOB CREATION GRANT PROGRAM AGREEMENT WITH ECS TUNING LLC CONSISTENT WITH THE GUIDELINES ATTACHED TO ORDINANCE 20-095 AND DECLARING AN EMERGENCY**

- Sponsored by Council Member Thomas Stugmyer
- Discussed by the Economic Development & Planning Committee February 14, 2022

Mr. Stugmyer called the question on Ordinance No. 22-017. Mr. Thurber called for a vote. A roll call vote was taken. Ayes: Copley, Stugmyer, Williams, Hines,, Rospert, Yurchiak, Darlington. Nays: none. **Ordinance No. 22-017 declared to have been adopted March 15, 2022.**

That concluded the legislation for the evening.

**OTHER BUSINESS:** Mr. Thurber said he had one item: it was the Mayor’s birthday, though he would not sing. Everyone wished her “Happy Birthday.”

Mr. Stugmyer announced that for the next First Friday on April 1, Mike Foreman, an astronaut from Wadsworth, would be in town. There would be a ribbon-cutting and dedication at his mural in the Strand Theater Alley.

There were no further comments.

**ADJOURNMENT:** Mr. Williams made a motion to adjourn, which was seconded by Mr. Copley. All were in favor. **The meeting was adjourned at approximately 5:50 p.m.**

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Clerk of Council

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President of Council