

Regular

February 7

2008

Ontario City Council met in regular session on February 7, 2008 in the City Offices, with Council President Dave Metzger presiding. The meeting opened at 7:07 p.m. with the Pledge of Allegiance.

The following persons were in attendance when roll was called: Council members Mark Weidemyre, Leon Blackwell, Barry Lewis, Paul Williams, Charlotte Hellinger and Joe Cinadr; Mr. Metzger; Mayor Kenneth Bender; Law Director Rebecca Thomas; Service/Safety Director Chuck Au; and Clerk of Council Cathy VanAuker. A number of interested citizens were present in the audience.

Mr. Weidemyre made a motion to excuse Mr. Zeiter from this evening's meeting. Mrs. Hellinger seconded the motion. At roll call, six members voted Aye, zero Nay, and the motion passed.

The minutes of the regular Council meeting of January 17, 2008 were presented for approval. Mr. Williams made a motion to approve the minutes and Mr. Cinadr seconded the motion. At roll call, six members voted Aye, zero Nay, and the motion to approve the minutes passed.

PUBLIC COMMENTARY

Hearing no one who wished to speak, Mr. Metzger closed the Public Hearing portion of the meeting.

COMMITTEE REPORTS

Mr. Weidemyre reported on the Streets Committee meeting that was held on January 31, where the 2008 paving schedule was discussed and is on this evening's agenda.

Mr. Blackwell scheduled a Personnel Committee meeting for Tuesday, February 12, 2008, at 2:00 p.m.

Mrs. Hellinger highlighted the outcome of the January 28th Parks Committee meeting.

- The Committee decided to increase the pavilion rental from \$35 to \$45 to assist in the upkeep of the pavilions and the parks.
- A family or organization may rent the park pavilions a maximum of five times throughout the year but not consecutive weekends.
- Mayor Bender submitted a grant request to NatureWorks for three options: a skateboard park, lighting for one small ballfield, and lighting for the remaining ballfields.

Mr. Weidemyre asked Mr. Cinadr for an update regarding Ontario obtaining a City-wide zip code. Mr. Cinadr said he discussed this with the current postmaster who agreed it is not an easy task because there are three zip codes involved but he will continue to pursue the possibility.

Mr. Weidemyre, Mr. Lewis, Mr. Williams and Mr. Cinadr had no report this evening.

MAYOR'S REPORT

Mayor Bender stated the I&I project is progressing well and hopefully will be completed ahead of schedule. He anticipates receiving notification soon concerning the application he prepared for the second phase.

SERVICE/SAFETY DIRECTOR'S REPORT

Mr. Au had no report.

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LAW DIRECTOR'S REPORT

Mrs. Thomas had no report.

MISCELLANEOUS MATTERS

Mr. Metzger presented the liquor permit transfer request from Billy Compton to Five Guys Restaurant Development Inc., 2284 W. 4th Street. Council members did not request a hearing on the permit which will be approved and returned to the Ohio Division of Liquor Control.

CONSIDERATION OF ORDINANCES AND RESOLUTIONS

RESOLUTION NO. 08-02

A RESOLUTION AUTHORIZING THE SERVICE/SAFETY DIRECTOR TO ENTER INTO CONTRACT WITH FRIENDS BUSINESS SOURCE FOR COUNTY GOVERNMENT CENTRAL PURCHASING.

Mr. Weidemyre made a motion to suspend the rules requiring the reading of Resolution No. 08-02 on three separate days. Mr. Williams seconded the motion. Six members cast their votes Aye, zero Nay, and the motion to suspend the rules passed. Mr. Blackwell read Resolution No. 08-02 for the first time, by title only.

Mr. Blackwell made a motion to adopt Resolution No. 08-02. Mr. Weidemyre seconded the motion. Hearing no discussion, six members cast their votes Aye, zero Nay, and Resolution No. 08-02 was adopted.

RESOLUTION NO. 08-03

A RESOLUTION AUTHORIZING THE SERVICE/SAFETY DIRECTOR TO BID AND AWARD A CONTRACT FOR THE 2008 STREET IMPROVEMENT PROJECTS.

Mr. Williams made a motion to suspend the rules requiring the reading of Resolution No. 08-03 on three separate days. Mr. Cinadr seconded the motion. Six members cast their votes Aye, zero Nay, and the motion to suspend the rules passed. Mr. Cinadr read Resolution No. 08-03 for the first time, by title only.

Mr. Cinadr made a motion to adopt Resolution No. 08-03. Mr. Blackwell seconded the motion. Mr. Weidemyre stated, with the budget situation this is a lot of money to put into one portion of the City and he would like to see the street bids; he recommend turning this down. Mr. Williams said he did not see what that would gain and it would probably cost more money later as the price of materials increase; this is something that needs done and should be passed. Mr. Cinadr added, this is a lot of money but it will be more money if it is delayed further, it doesn't make any sense to delay it. Mrs. Hellinger commented, she is bothered that her end of town will not get anything looked at until 2012 and that is a long time; Mr. Lewis concurred. Three members cast their votes Aye, three Nay votes by Mr. Weidemyre, Mr. Lewis and Mrs. Hellinger. Mr. Metzger cast the deciding vote Nay and Resolution No. 08-03 was defeated. Mr. Metzger stated that right now it was too much money to spend out of the budget.

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ORDINANCE NO. 08-04

AN ORDINANCE AMENDING ORDINANCE 07-37 KNOWN AS THE
TEMPORARY APPROPRIATION ORDINANCE FOR 2008 BY MAKING
ADDITIONAL APPROPRIATIONS

Mr. Weidemyre made a motion to suspend the rules requiring the reading of Ordinance No. 08-04 on three separate days. Mr. Lewis seconded the motion. Six members cast their votes Aye, zero Nay, and the motion to suspend the rules passed. Mr. Lewis read Ordinance No. 08-04 for the first time, by title only.

Mr. Williams made a motion to adopt Ordinance No. 08-04. Mr. Blackwell seconded the motion. Hearing no discussion, six members cast their votes Aye, zero Nay, and Ordinance No. 08-04 was adopted.

ORDINANCE NO. 08-05

AN ORDINANCE ESTABLISHING A RENTAL FEE FOR THE USE OF THE
PAVILIONS AT MARSHALL PARK AND REPEALING ORDINANCE NO. 05-28.

Mrs. Hellinger made a motion to suspend the rules requiring the reading of Ordinance No. 08-05 on three separate days. Mr. Williams seconded the motion. Six members cast their votes Aye, zero Nay, and the motion to suspend the rules passed. Mrs. Hellinger read Ordinance No. 08-05 for the first time, by title only.

Mrs. Hellinger made a motion to adopt Ordinance No. 08-05. Mr. Weidemyre seconded the motion. Hearing no discussion, six members cast their votes Aye, zero Nay, and Ordinance No. 08-05 was adopted.

ORDINANCE NO. 08-06

AN ORDINANCE AMENDING THE ESTABLISHED REGULATIONS FOR THE
USE OF ALL CITY PARKS.

Mr. Weidemyre made a motion to suspend the rules requiring the reading of Ordinance No. 08-06 on three separate days. Mr. Cinadr seconded the motion. Six members cast their votes Aye, zero Nay, and the motion to suspend the rules passed. Mr. Weidemyre read Ordinance No. 08-06 for the first time, by title only.

Mr. Weidemyre made a motion to adopt Ordinance No. 08-06. Mr. Blackwell seconded the motion. Hearing no discussion, six members cast their votes Aye, zero Nay, and Ordinance No. 08-06 was adopted.

ORDINANCE NO. 08-07

AN ORDINANCE ESTABLISHING WAGES, AND SALARIES, FOR NON-
COLLECTIVE BARGAINING UNIT CITY EMPLOYEES.

Mr. Williams made a motion to suspend the rules requiring the reading of Ordinance No. 08-07 on three separate days. Mr. Cinadr seconded the motion. Six members cast their votes Aye, zero Nay, and the motion to suspend the rules passed. Mr. Williams read Ordinance No. 08-07 for the first time, by title only.

Mr. Williams made a motion to adopt Ordinance No. 08-07. Mrs. Hellinger seconded the motion. Hearing no discussion, six members cast their votes Aye, zero Nay, and Ordinance No. 08-07 was adopted.

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ORDINANCE NO. 08-08

AN ORDINANCE ESTABLISHING TERMS AND CONDITIONS OF EMPLOYMENT FOR NON-COLLECTIVE BARGAINING UNIT CITY EMPLOYEES, REPEALING ORDINANCE NO. 05-74, AND DECLARING AN EMERGENCY.

Mr. Weidemyre made a motion to suspend the rules requiring the reading of Ordinance No. 08-08 on three separate days. Mr. Williams seconded the motion. Six members cast their votes Aye, zero Nay, and the motion to suspend the rules passed. Mr. Blackwell read Ordinance No. 08-08 for the first time, by title only.

Mr. Blackwell made a motion to adopt Ordinance No. 08-08. Mrs. Hellinger seconded the motion. Hearing no discussion, six members cast their votes Aye, zero Nay, and Ordinance No. 08-08 was adopted.

At 7:14 p.m., there being no further business to come before the meeting, the same was adjourned upon a motion by Mr. Williams and a second by Mr. Weidemyre. At roll call, six members voted Aye, zero Nay, and the motion to adjourn passed.

President of Council

Clerk of Council