

Ontario City Council met in regular session on January 22, 2009 in the City Offices, with Council President Dave Metzger presiding. The meeting opened at 7:00 p.m. with the Pledge of Allegiance.

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

Prior to the Council meeting Art Hoffman made a brief presentation supporting the proposed Richland County Vietnam Veteran's Memorial. Discussion pertaining to contributing to the memorial will take place at an upcoming Finance Committee meeting.

The minutes of the regular Council meeting of January 8, 2009 were presented for approval. Mr. Weidemyre made a motion to approve the minutes and Mr. Lewis seconded the motion. At roll call, six members voted Aye, zero Nay, one Abstain by Mrs. Hellinger and the motion to approve the minutes passed.

PUBLIC COMMENTARY

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

COMMITTEE REPORTS

Mr. Zeiter reported on the Finance Committee of the Whole meeting held to review the 2009 permanent budget which must be passed by the end of March. Several areas were reduced without cutting services to the community yielding approximately $\frac{3}{4}$ million dollars removed from the budget. The decision was unanimous to meet again at the end of the first quarter to review the budget and the remainder of the year. A new ordinance will be presented at the next Council meeting.

Mr. Weidemyre announced a Streets Committee meeting on January 28, 2009 at 5:30 p.m. to discuss the street repaving schedule for 2009.

Mr. Cinadr encouraged all citizens to visit the new Menards store during their grand opening week.

Mr. Williams, Mrs. Hellinger, Mr. Blackwell, and Mr. Lewis had no report this evening.

MAYOR'S REPORT

Mayor Bender reported on the following.

- Earlier in the week three incidents happened simultaneously. A bank robbery, an accident, and the pursuit of an individual with a warrant. Officer Wallace was involved in the chase that ended near North Lake Park and the individual was apprehended. The bank robber was also located and taken into custody. The U.S. Marshals were looking for both of these individuals.
- The U.S. Marshals initiated a new program in Richland County known as the Richland County Fugitive Task Force. Members of this Task Force include members from the Richland County Sheriff's Department and officers from most of the municipalities. Ontario had two officers sworn in today. The Task Force members are on duty twenty-

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four hours a day, seven days a week and have the authority to arrest anywhere in the United States.

- Appreciation was given to the Street Department for their work on the streets during the recent storms removing the ice and snow.
- Thanks was given to the Water Department for responding to the water breaks that seem to take place on a daily basis.

SERVICE/SAFETY DIRECTOR'S REPORT

Mr. Au had no report.

LAW DIRECTOR'S REPORT

Mrs. Thomas had no report.

RECREATION DIRECTOR'S REPORT

Mrs. VanCura presented the following report to Council.

32nd Annual Craft Show. Toy Time received \$2,132 and over 300 toys from the proceeds collected at the door.

Family Swim. Every Monday evening approximately 35-40 people attend.

Aerobics. Attendance is down with an average of six participants.

Upcoming Dates.

- Swim Stroke Clinic will be held Monday through Thursday during the first two weeks in March.
- The Easter Egg Hunt is scheduled for Saturday, April 4, 2009.
- CPR Review Class and Lifeguard Review Classes will be April 19, 2009.
- Summer Recreation will take place June 15-18 and June 22-25.

Mrs. VanCura addressed Council pertaining to the budget for the Recreation Department and made the following comments: Our department is a good public relations tool for the City. We touch so many lives in many different avenues. Summer Recreation has about 350 kids who attend this program along with employing about 75 Ontario teens. This experience provides the teens with skills such as job interviews, working with children and following instructions from their employer. The Easter Egg Hunt is another popular activity the community enjoys and about 250 kids attend. The swimming program is well received. We offer family swim, swim lessons, stroke clinic, lifeguard classes and CPR Review classes. All of these programs total about 200 people. I think that Ontario is very fortunate to have a pool at our school and it is very important that these different swimming related activities are offered to the residents. Our 32nd Annual Craft Show was just held and it is a very popular event in the community to both the vendors and the community. We are very pleased that we're able to donate to Toy Time 100% of the money from the door to this well deserving program. The Rec Department is one-third financially self-sufficient and I feel that all of these lives that we touch with all of these programs that we offer, our budget is very small in comparison. In closing, I would like to emphasize that the Recreation Department has been in existence for forty years and I believe that the program offered by the Rec Department should not be interrupted during these economic hard times. I urge all of you Council people to keep the Recreation Department intact. I appreciate that.

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CONSIDERATION OF ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 09-01

(SECOND READING) AN ORDINANCE REZONING PROPERTY ON THE SOUTH SIDE LEXINGTON SPRINGMILL FROM R-1 LOW DENSITY RESIDENTIAL DISTRICT TO OS OFFICE SERVICE DISTRICT.

Mr. Williams made a motion to suspend the rules requiring the reading of Ordinance No. 09-01 on three separate days. Mr. Weidemyre seconded the motion. Five members cast their votes Aye, two Nay votes by Mr. Zeiter and Mrs. Hellinger and the motion to suspend the rules failed. Mr. Cinadr read Ordinance No. 09-01 for the second time, by title only.

ORDINANCE NO. 09-02

(SECOND READING) AN ORDINANCE REZONING PROPERTY ON THE SOUTH SIDE LEXINGTON SPRINGMILL FROM R-1 LOW DENSITY RESIDENTIAL DISTRICT TO OS OFFICE SERVICE DISTRICT.

Mr. Lewis made a motion to suspend the rules requiring the reading of Ordinance No. 09-02 on three separate days. Mr. Blackwell seconded the motion. Four members cast their votes Aye, three Nay votes by Mr. Williams, Mr. Zeiter and Mr. Cinadr, and the motion to suspend the rules failed. Mr. Lewis read Ordinance No. 09-02 for the second time, by title only.

ORDINANCE NO. 09-03

(SECOND READING) AN ORDINANCE REZONING PROPERTY ON THE SOUTH SIDE LEXINGTON SPRINGMILL FROM R-1 LOW DENSITY RESIDENTIAL DISTRICT TO OS OFFICE SERVICE DISTRICT.

Mr. Blackwell made a motion to suspend the rules requiring the reading of Ordinance No. 09-03 on three separate days. Mr. Lewis seconded the motion. Four members cast their votes Aye, three Nay votes by Mr. Williams, Mr. Zeiter and Mr. Cinadr, and the motion to suspend the rules failed. Mr. Blackwell read Ordinance No. 09-03 for the second time, by title only.

RESOLUTION NO. 09-01

A RESOLUTION AUTHORIZING THE SERVICE/SAFETY DIRECTOR TO ENTER INTO AN AGREEMENT WITH K.E. MCCARTNEY & ASSOCIATES, INC. FOR MISCELLANEOUS ENGINEERING SERVICES.

Mr. Cinadr made a motion to suspend the rules requiring the reading of Resolution No. 09-01 on three separate days. Mr. Williams seconded the motion. Seven members cast their votes Aye, zero Nay, and the motion to suspend the rules passed. Mr. Weidemyre read Resolution No. 09-01 for the first time, by title only.

Mr. Williams made a motion to adopt Resolution No. 09-01. Mr. Cinadr seconded the motion. Hearing no discussion, three members cast their votes Aye, four Nay votes by Mr. Zeiter, Mrs. Hellinger, Mr. Weidemyre and Mr. Lewis, and Resolution No. 09-01 failed.

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ORDINANCE NO. 09-04

AN ORDINANCE AMENDING SECTION 12.1(2) OF ORDINANCE 97-60, AND 04-38, 04-55, 05-08, 08-20, 08-46 AND 08-49 TO ALLOCATE THE BALANCE OF INCOME TAX FUNDS AVAILABLE TO BE DISBURSED.

Mr. Zeiter made a motion to waive the 24 hour rule of notification on Ordinance No. 09-04. Mrs. Hellinger seconded the motion. Six members cast their votes Aye, one Nay by Mr. Weidemyre and the motion passed.

Mr. Williams made a motion to suspend the rules requiring the reading of Ordinance No. 09-04 on three separate days. Mrs. Hellinger seconded the motion. Six members cast their votes Aye, one Nay by Mr. Weidemyre and the motion to suspend the rules passed. Mrs. Hellinger read Ordinance No. 09-04 for the first time, by title only.

Mrs. Hellinger made a motion to adopt Ordinance No. 09-04. Mr. Zeiter seconded the motion. Mr. Weidemyre reiterated his objection because he felt with all of the money being disbursed into one fund the other funds will be depleted. Six members cast their votes Aye, one Nay vote by Mr. Weidemyre, and Ordinance No. 09-04 was adopted.

At 7:24 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. Cinadr. At roll call, seven members voted Aye, zero Nay, and the motion to adjourn passed.

President of Council

Clerk of Council