

Regular

November 5

2009

Ontario City Council met in regular session on November 5, 2009 in the City Offices, with Council President Dave Metzger presiding. The meeting opened at 7:05 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; Service/Safety Director Charles Au; and Clerk of Council Cathy VanAuker. A number of interested citizens were present in the audience.

Mr. Williams made a motion to excuse Mayor Bender from this evening's meeting. Mr. Cinadr seconded the motion. At roll call, six members voted Aye, one Nay by Mr. Lewis and the motion passed.

The minutes of the regular Council meeting of October 15, 2009 were presented for approval. Mr. Williams made a motion to approve the minutes and Mr. Blackwell 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

Fred Kohler, 1482 Lex-Springmill Road came before Council to say: Having heard the discussion on the TIF issue, I strongly urge you to hold this to a reading. I understand there may be something at the end of the year but it can still be done. Just because you got some information tonight, don't make a decision until you've had a chance to really think about it. I think this TIF is an interesting situation that we've gotten ourselves into. Please take your time and make the right decision. Thank you.

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

COMMITTEE REPORTS

Mr. Williams congratulated those who won their new offices.

Mr. Zeiter reported on the combined Finance and Personnel meeting that was held earlier this evening. The main objective was to review and move forward with the 2010 Temporary Budget. As a result of the meeting, the Committee requested that legislation for the Temporary Budget is prepared for the next Council meeting. Also, the Committee requested that legislation is prepared to distribute the income tax revenue at 70% to the General Fund, 20% to the Streets Fund, and 10% to the Capital Improvement Fund beginning January 2010.

Mr. Blackwell said no personnel issues were brought before the combined Finance and Personnel meeting that was held prior to Caucus.

Mr. Weidemyre made a motion asking the Administration to reconsider bringing back the two laid-off Street employees. Mr. Williams seconded the motion. Hearing no discussion, seven members cast their votes Aye, zero Nay, and the motion passed unanimously.

Mr. Hellinger, Mr. Lewis, and Mr. Cinadr had no report this evening.

SERVICE/SAFETY DIRECTOR'S REPORT

Mr. Au reported on several items.

- Leaf pick-up will conclude November 13th.

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- Water valves need replaced because they are being perforated by the stems. A grant was requested but not received. The City has over 100 valves that are deteriorating and if they break they will need repaired and many are in the street. The recent waterline break cost approximately \$50,000 for the line repair and replacing pavement. This was a circular break that was fixed with a clamp but it could have been a lineal break and then repair expenses would have been close to \$500,000.
- If the Home Road Lift Station goes down it won't be the pumps, it will be the other equipment that can't be replaced.

LAW DIRECTOR'S REPORT

Mrs. Thomas said she will present her 2009 annual report at the last meeting in December.

MISCELLANEOUS MATTERS

Mr. Metzger asked Council members to review the Rules of Council prior to the next meeting and make any suggestions at that time.

CONSIDERATION OF ORDINANCES AND RESOLUTIONS

RESOLUTION NO. 09-22

A RESOLUTION AUTHORIZING THE SERVICE/SAFETY DIRECTOR TO BID AND AWARD A CONTRACT FOR THE HOME ROAD LIFT STATION PROJECT.

Mr. Williams made a motion to suspend the rules requiring the reading of Resolution No. 09-22 on three separate days. Mr. Cinadr seconded the motion. Four members cast their votes Aye, three Nay votes by Mr. Zeiter, Mr. Weidemyre and Mr. Lewis, and the motion to suspend the rules failed. Mr. Williams read Resolution No. 09-22 for the second time, by title only.

ORDINANCE NO. 09-55

AN ORDINANCE TO PROVIDE FOR THE ISSUANCE OF BONDS OF THE CITY OF ONTARIO, OHIO, IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$2,300,000 FOR THE PURPOSE OF PAYING THE COSTS OF CONSTRUCTION AND IMPROVEMENT OF ROADWAYS WITHIN THE BOUNDARIES OF THE CITY (AS MORE FULLY DESCRIBED IN SECTION 1 OF THIS ORDINANCE), PAYING CAPITALIZED INTEREST ON THE BONDS AND PAYING FINANCING COSTS INCURRED IN CONNECTION WITH THE ISSUANCE AND SALE OF THE BONDS, AND DECLARING AN EMERGENCY.

Hearing no motion to suspend the rules on Ordinance No. 09-55, Mr. Zeiter read Ordinance No. 09-55 for the first time, by title only.

At 7:23 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. Lewis. At roll call, seven members voted Aye, zero Nay, and the motion to adjourn passed.

President of Council

Clerk of Council