

Regular

April 15

2010

Ontario City Council met in regular session on April 15, 2010, in the City Offices, with Council President Daniel Zeiter 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, Larry Arnold, Charlotte Hellinger, Leon Blackwell, Mark Weidemyre, Barry Lewis and Joseph W. Cinadr; Mr. Zeiter, Mayor Larry Collins, Law Director Allan Sowash, Auditor Jane Hammond, Service-Safety Director Roger Heston and Clerk of Council Cathy VanAuker. A number of interested citizens were present in the audience.

The minutes of the regular Council meeting of April 1, 2010 were presented for approval. Mr. Lewis made a motion to approve the minutes and Mr. Weidemyre seconded the motion. At roll call, six members voted Aye, zero Nay, one Abstain by Mr. Williams, and the motion to approve the minutes passed.

PUBLIC COMMENTARY

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

COMMITTEE REPORTS

Mrs. Hellinger scheduled a Utilities Committee meeting on April 27, 2010, at 4:30 p.m.

Mr. Blackwell reported on the Personnel Committee of the Whole meeting that was held on April 8, 2010. Discussion pertained to the Working and Wage Ordinances. Wage ranges will not be added at this time, the Service-Safety Director will be included on the Wage Ordinance, legislation will be presented at the next meeting, and an obsolete part-time secretarial ordinance will be repealed.

Mr. Weidemyre said, because the revenue isn't coming in as expected, there will be a Finance Committee of the Whole meeting on May 6, 2010, at 5:15 p.m.

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

MAYOR'S REPORT

The Shade Tree Commission met this week and agreed to plant trees at Marshall Park for the Arbor Day Celebration which will include the school children.

The Neighborhood Watch and Town Hall Meeting was held earlier this week. Discussions were good and a lot of information was shared.

Operation Street Smart, the adult drug seminar, will be held this Tuesday at the Ontario Middle School Auditorium. Pamphlets were made available to anyone who was interested.

Today is the last day to submit the 2010 Census. The Community is dependant upon funds received from the government based on the census.

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SERVICE-SAFETY DIRECTOR'S REPORT

Mr. Heston reported on several items.

Engineering Department

- A pre-construction meeting pertaining to the replacement of the Home Road Lift Station was held on April 13th. The easement has been obtained and recorded. Construction will begin mid-July to early August.
- The resurfacing of S.R. 309 will begin in about a month. Traffic cones will begin appearing in about two weeks and upgrading of certain intersections for the detour will be done at the expense of the State. Park Avenue West will be paved after school is dismissed for summer.
- The meeting with the EPA in Bowling Green, regarding the Rock Road Lift Station overflows, was rescheduled for Thursday, April 29th at 10:30. It would be advantageous to have a member of Council present as they discuss issues that Council will be facing in the future.

Street Department

- The spring debris pickup project will finish tomorrow.
- Preparation is underway to repair yards damaged by utility dig-ups and snow plows.
- Sewer mains are being cleaned as time permits.
- Administration is negotiating with the City of Mansfield to rent their new Street Sweeper instead of paying a contractor to perform this service.
- The Mansfield Water Department will be closing S. Home Road between Park Avenue West and Millsboro on Monday, April 19th through Friday, April 23rd to install a service tap.

Water Department

- Customer complaints have been addressed pertaining to unusually high water bills. These are almost always caused by leaks in the customer's system.
- The biannual flushing of hydrants on dead end water lines has been completed. The Ontario Water Department and the Springfield Township Fire Dept. will be performing the annual hydrant flushing starting in June or July. A schedule will be published in the local paper.
- A new below ground flush hydrant was installed at the west end of a water line that dead ends between the homes on Victoria Court and Walker Lake Road at a cost of \$500. This will allow for periodic flushing of this line.
- Seeding will begin next week to the areas that were tilled.

Parks Department

- All parks were mowed this week.
- Stowell Park repairs are complete except for re-roofing the restroom and adding a windbreak/shade above the players' benches. These repairs consisted of repairing headwalls, leveling two sets of concrete steps, adding four handrails, straightening fences, and adding stone to the drive, parking lot, and walkway. Volunteers have been working on getting the fields ready.
- Fees will be charged to non-Ontario teams who use the soccer and ball fields.

Police Department

- There were a total of 340 calls: 15 crashes, 23 alarm drops, 2 B&E's, 65 suspicious persons or circumstances, and 16 arrests.

Shade Tree Commission

- Eight Autumn Blaze Maples and two Red Oak trees were purchased for Marshall Park to provide shade at the ball fields. The cost for these trees was \$900. Planting will be done by the Street Department.

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Fireworks Committee

- Concerns with the contract offered by the company providing the fireworks display is currently being addressed by the Service-Safety Director, the Law Director's office, the City's insurance company, and the Fireworks Committee.
- Ontario will have the only fireworks in the area with Willard being the closest. Because of this, a very large crowd is expected and many volunteers will be needed. The next meeting will be April 26th, 7 p.m., at the Ontario Middle School.

An agreement was received from First Energy Solutions confirming the City will be given a one-time, non-refundable grant of exactly \$100,000 if the residents vote in favor of the aggregation program. Mr. Heston and the Law Director will continue reviewing the 26 page document. Mr. Heston plans to make arrangements with a representative to address the public prior to the May 4th election to provide information and education on the program. First Energy will provide materials for distribution, a press release, and other information.

Mr. Williams asked how the budget for the Police Department will be affected due to the large crowd at the fireworks. Mr. Heston said the over-time will be paid by the Fireworks Committee. The Committee has also discussed hiring private security but that could be a liability issue. The FOP contract does not permit officers to volunteer their services.

Mr. Lewis questioned why the water bills aren't mailed to residents for a month after taking the reading. Mr. Heston responded, the zero readings must be checked along with any issues or other items that need addressed before the bills can be mailed.

LAW DIRECTOR'S REPORT

Mr. Sowash had no report.

AUDITOR'S REPORT

Ms. Hammond provided the following report.

- The month-to-date and year-to-date fund reports distributed to Council showed the expenses and income for the first quarter.
- Expenditures exceed income by \$501,893.
- The income tax will show more in the second quarter.
- The City is on track with the proposed budget but the projected income is not as anticipated.
- The 2009 Financial Statement is completed and is currently being audited by Julian & Grube in time to meet the May deadline.

CONSIDERATION OF ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 10-18 – (THIRD READING) AN ORDINANCE DETERMINING THE NUMBER OF EMPLOYEES, EXCLUSIVE OF SUPERINTENDENTS AND SUPERVISORS IN THE SERVICE DEPARTMENTS OF THE CITY OF ONTARIO, OHIO AND DECLARING AN EMERGENCY AS AMENDED.

Mr. Williams read Ordinance No. 10-18 for the third time, by title only. Mr. Williams made a motion to adopt Ordinance No. 10-18. Mr. Cinadr seconded the motion. Hearing no discussion, seven members cast their votes Aye, zero Nay, and Ordinance No. 10-18 was adopted.

ORDINANCE NO. 10-19 – (THIRD READING) AN ORDINANCE ESTABLISHING THE BEGINNING EMPLOYMENT BENEFITS AND COMPENSATION FOR JANET YEAGER-SWAIN SERVING AS THE CLERK OF COURT FOR THE ONTARIO MAYOR'S COURT AND DECLARING AN EMERGENCY.

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Mr. Arnold read Ordinance No. 10-19 for the third time, by title only. Mr. Blackwell made a motion to adopt Ordinance No. 10-19. Mr. Arnold seconded the motion. Hearing no discussion, one member voted Aye, six Nay by Mr. Williams, Mrs. Hellinger, Mr. Blackwell, Mr. Weidemyre, Mr. Lewis, and Mr. Cinadr, and Ordinance No. 10-19 failed.

RESOLUTION NO. 10-03 – A RESOLUTION CANCELLING THE ENTERPRISE ZONE TAX ABATEMENT AGREEMENT BETWEEN THIS CITY AND GENERAL MOTORS CORPORATION, AND DECLARING AN EMERGENCY.

Mr. Williams made a motion to suspend the rules requiring the reading of Resolution No. 10-03 on three separate days. Mr. Lewis seconded the motion. Seven members cast their votes Aye, zero Nay, and the motion to suspend the rules passed. Mrs. Hellinger read Resolution No. 10-03 for the first time, by title only.

Mrs. Hellinger made a motion to adopt Resolution No. 10-03. Mr. Williams seconded the motion. Hearing no discussion, seven members cast their votes Aye, zero Nay, and Resolution No. 10-03 was adopted.

ORDINANCE NO. 10-21 - AN ORDINANCE APPROVING THE EDITION AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES OF ONTARIO, OHIO.

Mr. Williams made a motion to suspend the rules requiring the reading of Ordinance No. 10-21 on three separate days. Mr. Cinadr seconded the motion. Seven members cast their votes Aye, zero Nay, and the motion to suspend the rules passed. Mr. Blackwell read Ordinance No. 10-21 for the first time, by title only.

Mr. Blackwell made a motion to adopt Ordinance No. 10-21. Mr. Weidemyre seconded the motion. Hearing no discussion, seven members cast their votes Aye, zero Nay, and Ordinance No. 10-21 was adopted.

ORDINANCE NO. 10-22 – AN ORDINANCE REPEALING ORDINANCE 05-68 CREATING A PART-TIME POSITION OF SECRETARY/RECEPTIONIST AT THE CITY SERVICE BUILDING AND DECLARING AN EMERGENCY.

Mr. Williams made a motion to suspend the rules requiring the reading of Ordinance No. 10-22 on three separate days. Mr. Cinadr seconded the motion. Seven members cast their votes Aye, zero Nay, and the motion to suspend the rules passed. Mr. Weidemyre read Ordinance No. 10-22 for the first time, by title only.

Mr. Weidemyre made a motion to adopt Ordinance No. 10-22. Mr. Blackwell seconded the motion. Hearing no discussion, seven members cast their votes Aye, zero Nay, and Ordinance No. 10-22 was adopted.

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

President of Council

Clerk of Council