

Regular

October 20

2011

Ontario City Council met in regular session on October 20, 2011, in the City Offices, with Council President Daniel Zeiter 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, Larry Arnold, Charlotte Hellinger, Leon Blackwell, Mark Weidemyre, Barry Lewis, Joseph W. Cinadr, Mr. Zeiter, Mayor Larry Collins, Law Director Allan Sowash, Service-Safety Director Roger Heston, Water Distribution Manager Evan Hellinger, and Clerk of Council Cathy VanAuker. A number of interested employees and citizens were also in the audience.

The minutes of the regular Council meeting of October 6, 2011 were presented for approval. Mr. Lewis made a motion to approve the minutes and Mr. Blackwell seconded the motion. At roll call, seven members voted Aye, zero Nay, and the motion to approve the minutes passed.

PUBLIC COMMENTARY

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

COMMITTEE REPORTS

Mr. Arnold reported on the Streets Committee of the Whole meeting held October 6th.

- Mr. Heston said Mr. and Mrs. Tyree are satisfied with the work that has been done so far to correct the problems they encountered as the result of the recent road work. There are a couple of small items that still need done once the weather becomes dryer.
- A Streets Committee meeting is scheduled for Tuesday, October 25th, at 6:00 p.m. to discuss the remaining 2011 projects.
- Mr. Arnold recommended being proactive and acquire bids early next year for any unfinished 2011 projects.

Mr. Arnold reported the Utilities Committee members agreed legislation should be prepared requiring contractors obtain a license when working on the City water lines that is similar to the sewer license.

Mr. Weidemyre announced the Ontario Growth Association is hosting the Fall Festival at the Richland Mall on Saturday. There will be bounce houses and corn-hole tournaments beginning at 1:00 p.m.

Mr. Cinadr commented on the Finance Committee of the Whole meeting held earlier this evening where they began a discussion of the 2012 budget. A continuation of the budget review will be held at the next Finance Committee of the Whole meeting on November 4th at 4:00 p.m.

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

MAYOR'S REPORT

Mayor Collins reported on several items.

September Zoning Report. Three residential permits with a valuation of \$26,250, one commercial permit for \$110,000 and eleven sign permits for a total of 15 permits with a valuation of \$136,250.

September Mayor's Court. \$4,312 collected in past due fines and \$14,330 in current collections, for a total of \$18,117; 99 tickets were written.

Leaf pick-up will begin October 19th through November 21st.

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Mayor Collins was notified by SERBA that the request to not open negotiations until January has been granted.

Trick-or-Treat is scheduled on Thursday, October 27th, 5:30 p.m. to 7 p.m.

New Business in Ontario.

- Aldi's grand opening was held this morning.
- Texas Roadhouse is hoping to get the asphalt down before the plants close for the winter and plan to open early December.
- A sub sandwich shop will occupy the old Taco Bell store. Part of the building has been torn down.
- Spitzer Dodge is interested in the old Crane property on W. 4th Street but they are still working out the details.
- The mattress store is ready to open in the last section of the Michael's building.
- P & R Machine purchased the TYCO building on Nussbaum Parkway.
- Med Central purchased the last vacant building in the Industrial Park.
- A surprise announcement will be coming soon.
- Circuit City will be rented to Amish Wares for one year and if the business is successful they will continue to be a tenant.
- There are three very serious contenders for the GM building which hopefully will materialize soon.

SERVICE-SAFETY DIRECTOR'S REPORT

Mr. Heston recognized Street employees Eddie Cotter, Ron Eyerly, Bill Gardner, Jody Orewiler and Levi Thompson for the exceptional job they did repairing the Friday Lane bridge. The Engineer supervised the project, praised their work, and saved the City approximately \$70,000 for not having to contract the work. The repairs should last 25 years and with proper preventative maintenance the bridge should last 100 years.

Mr. Heston said he is continuously amazed at the rapid response of fixing water repairs. When he contacted Evan Hellinger to check the status of a water main break, the repair work was already done.

Trick-or-Treat safety. Many people drive into Ontario and park along the streets. Mr. Heston expressed concern that children run out between the parked cars and encouraged everyone to be extremely cautious and instruct their children on safe street crossing. Mr. Heston also advised everyone to inspect all candy even though there has never been a problem.

Mr. Williams made a motion requesting the Law Director to prepare legislation allowing the Service-Safety Director to contract for material bids for next year. Mr. Cinadr seconded the motion. At roll call, seven members voted Aye, zero Nay, and the motion passed.

Mr. Blackwell asked for an update on the Rock Road bridge and if temporary solutions were being considered in order to open the road. Mr. Heston said he was waiting for URS to send their report and they are looking at every option but even a temporary option must be safe.

- Mayor Collins said the light at Shelby Ontario Road is adjusted as much as possible
- Some residents indicate the traffic light doesn't change. Vehicles must pull up to the sign in order to trip the light, if they go too far forward or not far enough the light will not change.

Mr. Zeiter asked if something could be done with the abandoned van at the vacant Flowerama lot. The license plate expired over a year ago which is in violation of the ordinance. Mr. Heston said if the van is towed it would be at the City's expense plus storage and with it being part of a bankruptcy they may not be able to move it.

- Mr. Sowash will research the bankruptcy position and who should receive a letter of notification.
- Mr. Heston said he could provide the name of the trustee.

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LAW DIRECTOR'S REPORT

Mr. Sowash had no report.

CONSIDERATION OF ORDINANCES AND RESOLUTIONS**ORDINANCE NO. 11-50**

AN ORDINANCE AMENDING ORDINANCE NO. 11-08 KNOWN AS THE PERMANENT APPROPRIATIONS ORDINANCE FOR 2011 BY MAKING ADDITIONAL APPROPRIATIONS TO THE GENERAL FUND, AND TRANSFERRING THE SUM OF \$1,482.75 WITHIN THE SPECIAL REVENUE FUND.

Mr. Williams made a motion to suspend the rules requiring the reading of Ordinance No. 11-50 on three separate days. Mr. Arnold seconded the motion. Seven members cast their votes Aye, zero Nay, and the motion to suspend the rules passed. Mr. Williams read Ordinance No. 11-50 for the first time, by title only.

Mr. Williams made a motion to adopt Ordinance No. 11-50. Mr. Cinadr seconded the motion. Hearing no discussion, seven members cast their votes Aye, zero Nay, and Ordinance No. 11-50 was adopted.

ORDINANCE NO. 11-51

AN ORDINANCE AMENDING ORDINANCE 11-46 BY AMENDING THE NAME OF THE STREET UPON WHICH A LICENSE TO MAINTAIN A PRIVACY FENCE WAS GRANTED TO JEFFREY P. AND DENISE B. WILSON.

Mr. Williams made a motion to suspend the rules requiring the reading of Ordinance No. 11-51 on three separate days. Mr. Blackwell seconded the motion. Seven members cast their votes Aye, zero Nay, and the motion to suspend the rules passed. Mr. Arnold read Ordinance No. 11-51 for the first time, by title only.

Mr. Arnold made a motion to adopt Ordinance No. 11-51. Mr. Williams seconded the motion. Hearing no discussion, seven members cast their votes Aye, zero Nay, and Ordinance No. 11-51 was adopted.

At 7:25 p.m., there being no further business to come before the meeting, the same was adjourned upon a motion by Mr. Blackwell and a second by Mr. Weidemyre. At roll call, seven members voted Aye, zero Nay, and the motion to adjourn passed.

Daniel J. Zeiter, President of Council

Cathy VanAuker, Clerk of Council