

Regular

July 19

2012

Ontario City Council met in regular session on July 19, 2012, in the City Offices, with Council President Daniel Zeiter presiding. The meeting opened at 7:02 p.m. with the Pledge of Allegiance.

The following persons were in attendance when roll was called: Council members Paul Williams, Charlotte Hellinger, Jim Hairston, Mark Weidemyre, Michele Webb, Pamela Drake, Mr. Zeiter, Mayor Larry Collins, Law Director Allan Sowash, Service-Safety Director Roger Heston, and Clerk of Council Cathy VanAuker. A number of interested employees and citizens were in the audience.

Mr. Hairston made a motion to excuse Mr. Arnold from this evening's meeting, with a second by Mrs. Webb. At roll call, six members voted Aye, zero Nay, and the motion passed.

The minutes of the regular Council meeting of July 5, 2012 were presented for approval. Ms. Drake made a motion to approve the minutes with a second by Mr. Williams. At roll call, six members voted Aye, zero Nay, and the motion to approve the minutes passed.

The minutes of the special Council meeting of July 12, 2012 were presented for approval. Mr. Weidemyre made a motion to approve the minutes with a second by Mr. Hairston. At roll call, six members voted Aye, zero Nay, and the motion to approve the minutes passed.

PUBLIC COMMENTARY

Sam Van Cura, 777 Cyprus Drive, came forward to assure Council the swimming pool committee will work very hard to pass the levy if it is placed on the ballot. The community will be very proud of what will be built.

Craig Hunt, 3680 Park Avenue West, was next to approach Council to address the proposed banner legislation. Permits are not required for banners. Because this legislation doesn't prohibit someone from taking their banner down after the maximum 30 days, waiting a week, then putting the banner back up, he asked that wording is added to the legislation preventing this from happening.

Don Speakman, 104 Bethel Lane, addressed Council regarding the proposed waterpark. Mr. Speakman said the Mount Vernon waterpark is beautiful and very well attended. He encouraged their support for the efforts of the pool committee.

Next to come forward was Mike Stallings, 170 S. Rock Road, to say there are other items in the city that need done before they consider a swimming pool. Rock Road has been closed over a year and if the insurance company doesn't pay to widen the road then the city will be responsible. Beer Road and W. 4th Street need asphalt and the Rock Road I/I needs completed. Where is the money going to come from?

COMMITTEE REPORTS

Mr. Williams said he received a memo from Water Distribution Supervisor Evan Hellinger in response to a previous discussion regarding six main water line valves that have been replaced. The next two valves that need replaced are across from Shafer Valve. City workers could do this on the weekend but the water service would need shut off for three or four hours. An outside firm could be hired for \$4,000-\$5,000 and their procedure doesn't require shutting off the water. Mr. Williams recommended paying the lesser amount but unfortunately water service will be interrupted. Mr. Heston suggested changing the scheduled hours for the Water Department to perform the work. Shafer Valve has a third shift.

Regular

July 19

2012

Mr. Hairston suggested as they go through the budget process to consider creating five-year plans for projects such as the valves and paving.

Mr. Weidemyre reported on the recent Finance Committee meeting where they reviewed the expenditures for the year. Health insurance costs rose astronomically so there will need to be an adjustment to the budget, and a retirement from the Police Department will require increasing Contingencies. The 2013 budget process will begin soon and when it is completed the Mayor will present it to the Finance Committee.

Mrs. Hellinger, Mrs. Webb, and Ms. Drake had no report.

MAYOR'S REPORT

Mayor Collins reported Mayor's Court collected \$9,882 in past due fines, \$19,293 in current collections, for a total of \$29,175; 137 tickets were written.

Norfolk Railroad representative Solomon Jackson is not able to attend tomorrow's meeting so it will be a couple of weeks before they are able to reschedule.

Bruce Rasher of the General Motors Trust Company is in the process of signing the sales agreement which will move the project forward.

Concerts in the Park are scheduled for July 31st and August 14th at the Marshall Park soccer pavilion beginning at 7:00 p.m.

Mayor Collins responded to questions.

- Approximately half of the outstanding past due court fines have been collected.
- Mr. Rasher advised him not to execute the agreement between the city and the developer until the closing of the General Motors property takes place. The agreement will be brought to Council before it is signed.

SERVICE SAFETY DIRECTOR'S REPORT

Mr. Heston had no report.

Mr. Weidemyre asked if the faded street markings were going to be taken care of anytime soon. Mr. Heston responded that everything was done for this year with the exception of what the Street Department employees can do.

- The pavement markings are bad on Lex-Springmill and Walker Lake Road.

When Mrs. Webb asked for the status of the Lex-Springmill corridor paving project from Walker Lake to Kohl's, Mr. Heston said the paving is three to four years away and will probably be a combined effort with Richland County and possibly the Township and City of Mansfield. The traffic study will be in two phases, what needs to be replaced and what needs to be altered.

LAW DIRECTOR'S REPORT

Mr. Sowash had no report.

Regular

July 19

2012

CONSIDERATION OF ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 12-19 – AN ORDINANCE AMENDING SECTION 1146.02(b) DEFINITIONS AND SECTION 1146.03(d)(5) SIGNS BY NUMBER, SIZE AND LOCATION OF THE CODIFIED ORDINANCES OF THIS CITY TO REVISE THE REGULATIONS OF THE DISPLAY OF BANNERS BY BUSINESSES AND INDUSTRIES.

Mr. Williams made a motion to suspend the rules requiring the reading of Ordinance No. 12-19, on three separate days. Mrs. Hellinger seconded the motion. Four members cast their votes Aye, two Nay by Mr. Hairston and Mr. Weidemyre, and the motion to suspend the rules failed. Mr. Weidemyre read Ordinance No. 12-19 for the first time, by title only.

ORDINANCE NO. 12-20 – AN ORDINANCE AMENDING ORDINANCE NO. 12-07 KNOWN AS THE PERMANENT APPROPRIATIONS ORDINANCE FOR 2012 BY MAKING ADDITIONAL APPROPRIATIONS TO THE GENERAL FUND, SPECIAL REVENUE FUND AND ENTERPRISE FUND.

Mr. Weidemyre made a motion to amend the title of Ordinance No. 12-20 to read:
AN ORDINANCE AMENDING ORDINANCE NO. 12-07 KNOWN AS THE PERMANENT APPROPRIATIONS ORDINANCE FOR 2012 BY MAKING ADDITIONAL APPROPRIATIONS TO THE GENERAL FUND. Mr. Williams seconded the motion. Six members voted Aye, zero Nay, and the motion to amend the title of Ordinance No. 12-20 passed.

Mr. Weidemyre made a motion to amend the body of Ordinance No. 12-20 to read:

SECTION 1. THAT within the General Fund the following additional appropriations from unappropriated reserves are hereby authorized:

		<u>FROM</u>	<u>TO</u>
101-9099-52499	Contingencies	\$60,000	\$96,000

SECTION 2. THAT this Ordinance being for the appropriation of money shall go into immediate effect pursuant to R.C. 731.30.

Mr. Williams seconded the motion. Six members cast their votes Aye, zero Nay, and the motion to amend the body of Ordinance No. 12-20 passed.

Mr. Williams made a motion to suspend the rules requiring the reading of Ordinance No. 12-20, on three separate days. Mr. Weidemyre seconded the motion. Six members cast their votes Aye, zero Nay, and the motion to suspend the rules passed. Mrs. Webb read Ordinance No. 12-20 for the first time, by title only, as amended.

Mrs. Webb made a motion to adopt Ordinance No. 12-20. Ms. Drake seconded the motion. Mr. Weidemyre said this is to increase Contingencies with funds that weren't set aside for retirement pay. Six members cast their votes Aye, zero Nay, and Ordinance No. 12-20 was adopted.

ORDINANCE NO. 12-21 - AN ORDINANCE DETERMINING TO PROCEED WITH THE SUBMISSION TO THE ELECTORS OF THE QUESTION OF ISSUING BONDS FOR THE PURPOSE OF CONSTRUCTING, EQUIPPING AND FURNISHING AN OUTDOOR AQUATIC CENTER, AND DECLARING AN EMERGENCY.

Ms. Drake made a motion to suspend the rules requiring the reading of Ordinance No. 12-21, on three separate days. Mrs. Webb seconded the motion. Five members cast their votes Aye, one Nay by Mrs. Hellinger, and the motion to suspend the rules failed. Ms. Drake read Ordinance No. 12-21 for the first time, by title only.

Regular

July 19

2012

Mr. Zeiter explained the motion was to waive the three readings and because it did not pass this ordinance will be read for the second time at the next meeting on August 2, 2012.

At 7:35 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.

Daniel J. Zeiter, President of Council

Cathy VanAuker, Clerk of Council