

Regular

December 20

2012

Ontario City Council met in regular session on December 20, 2012, 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, Jim Hairston, Mark Weidemyre, Michele Webb, Council President Daniel Zeiter, Mayor Larry Collins, Assistant Law Director Harry Welsh, 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. Hearing no second, the motion failed.

Mr. Hairston made a motion to excuse Mrs. Hellinger from this evening's meeting. Mrs. Webb seconded the motion, and the motion passed unanimously.

Mrs. Webb made a motion to excuse Ms. Drake from this evening's meeting. Mr. Hairston seconded the motion, and the motion passed unanimously.

The minutes of the regular Council meeting of December 6, 2012 were presented for approval. Mr. Weidemyre made a motion to approve the minutes with a second by Mrs. Webb. At roll call, four members voted Aye, zero Nay, and the motion passed.

#### **PUBLIC COMMENTARY**

Craig Hunt 3680, Park Avenue West came before Council asking if they have received any correspondence from the Planning Commission regarding the lighting issue or the banner ordinance (Ordinance No. 12-19) that was tabled. Several months have gone by and two meetings were cancelled even though these items have not been discussed. Mr. Hunt would like to have these items resolved.

- Council members have not received any communication on these issues.
- Mr. Welsh said there was no required time limit.

#### **COMMITTEE REPORTS**

Mr. Weidemyre said closing on the the former GM plant property should be completed by year end. The Demolition Plan was modified leaving more of the plant standing. Their request was to allow the Mayor to agree to the changes in the Development Agreement.

Mr. Weidemyre made a motion, subject to the Law Director's review and approval, the Mayor is authorized to sign the changes to the Development Agreement. Mr. Williams seconded the motion. Mr. Welsh said he has a copy of the Development Agreement and will contact Mr. Kohler who issued the demolition permit for comparison. Four members cast their votes Aye, zero Nay, and the motion was approved.

Mr. Williams, Mr. Hairston, and Mrs. Webb had no report.

#### **MAYOR'S REPORT**

Mayor Collins had no report.

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**SERVICE SAFETY DIRECTOR'S REPORT**

Mr. Heston gave his end of the year report.

- MT Technologies has offered the city an opportunity to save \$28,126.86 by changing the copier agreement based on left over discretionary funds they have to offer customers. The rate would be \$446.46 a month less than the current payment on a 63 month term. The new legislation passed by the State of Ohio raised the threshold for bidding also raised the authorization for Board of Control, therefore, legislation is not necessary.
- The demolition of the Rock Road bridge has begun.
- The Frazier Road I/I project has been televised with very few leaks but many lateral problems. After the first of the year they will contact homeowners and will need a policy on how to handle the cost of repairing the laterals, either by the city or the homeowner. Because there were so few leaks the contracted engineering company recommended doing more televising further west; they are flow monitoring where the two systems come together. This is part of the I/I requirements and is covered by the grant from the OPWC.
- The widening of Rock Road will need added to the 2013 street paving project.
- Consideration is being given to bidding the liability insurance which would require authorization by legislation.
- The Farm Land Lease will need reviewed to either bid or auction. The current lessee has been notified of the upcoming change.
- Old Oak Trail culvert was completed. The total cost was \$41,150.60 which was \$3,150 below budget.
- ODOT is hiring a Cincinnati company, TEC, to do a travel time study with an analysis of that study at a cost of \$44,529 that will be paid 100% with safety funds from ODOT. The ingress/egress questions are still being discussed.
- Bridge inspections and the installation of the water tank are complete.
- The core samples for the EQ basin are being analyzed to determine which of the two locations would be better for placement of the tank. There will be no grant money but a thirty-year zero percent loan is being offered from OPWC for \$498,000.
- 4<sup>th</sup> Street paving is on the agenda for fiscal year 2014.
- The refund for the lighting project still has not been received.
- The oil pump quit on the Service-Safety Director's car and a new engine was installed at a cost of \$2,000.
- The Senior Center's roof has been installed.

Mr. Heston responded to questions:

- The current copier lease will be forgiven and new equipment will be installed with the exception of the copier at the Service Building because it does not receive much use. The savings on the life of the new copiers will be \$28,000.
- The demolition of the Rock Road bridge is underway. Some time was lost because it took an entire day to set up fencing to prevent dirt from entering the stream. The EPA is watching this very closely. Mr. Heston was not certain on how long it would take to complete the job.
- The widening of Rock Road under the bridge will need added to next year's budget. Additional funding beyond what the insurance company provided will be needed in order to pave that entire section.
- There are no plans to install signs prohibiting a left-turn in front of McDonalds.
- Sidewalks go to the intersection at St. Rt. 309/Lex-Springmill Road but the sign states pedestrians aren't permitted to cross. The cost to install a crosswalk would be huge but Mr. Heston will look into it.
- The traffic study won't be done until after the first of the year. Turn lanes at W. 4<sup>th</sup> Street in front of the old Taco Bell and Ferguson will be looked into for the same time the paving is done in fiscal 2014.

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**LAW DIRECTOR'S REPORT**

Mr. Welsh referred to the discussion held during Caucus about asking the FOP to reopen negotiations to modify the benefits in order for the city to save money on health insurance. If Council would like to move forward, then a motion of authorization should be made.

Mr. Weidemyre made a motion directing the Mayor to open negotiations with the FOP to change the insurance per the contract by the end of the year. Mrs. Webb seconded the motion. Mr. Hairston said he spoke to the insurance agent and in order for this to be effective January 1<sup>st</sup>, this must be done by the end of the year, otherwise, there can be only one plan change next year with a required 60 days notice to employees. Four members cast their votes Aye, zero Nay, and the motion passed.

**CONSIDERATION OF ORDINANCES AND RESOLUTIONS**

## ORDINANCE NO. 12-33

AN ORDINANCE ESTABLISHING TEMPORARY APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF ONTARIO, OHIO FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2013 AND EXPIRING DECEMBER 31, 2013.

Mr. Weidemyre made a motion to bring Ordinance No. 12-33 off the table. Mr. Williams seconded the motion. Four members cast their votes Aye, zero Nay, and the motion passed.

Mr. Weidemyre made a motion to adopt Ordinance No. 12-33. Mr. Hairston seconded the motion. Hearing no discussion, four members cast their votes Aye, zero Nay, and Ordinance No. 12-33 was adopted.

At 7:32 p.m., there being no further business to come before the meeting, the same was adjourned upon a motion by Mr. Weidemyre and a second by Mr. Hairston. At roll call, four members voted Aye, zero Nay, and the motion to adjourn passed.

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Daniel J. Zeiter, President of Council

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Cathy VanAuker, Clerk of Council