

Regular

September 5

2013

Ontario City Council met in regular session on September 5, 2013, 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, Eddie Gallo, Jim Hairston, Mark Weidemyre, Michele Webb, and Pamela Drake, Council President Daniel Zeiter, Mayor Larry Collins, Assistant Law Director Harry Welsh, Auditor Dave Metzger, and Clerk of Council Cathy VanAuker. A number of interested employees and citizens were in the audience.

The minutes of the regular Council meeting of August 15, 2013 were presented for approval. Ms. Drake made a motion to approve the minutes with a second by Mr. Weidemyre. At roll call, seven members voted Aye, zero Nay, and the motion passed.

PUBLIC COMMENTARY

Chris Moyer, 320 Pearl Street, came before Council regarding the water problems he has been experiencing at his home within the past 5 or 6 years. After the Fire Department and car lot were built the retention pond overflows and he would like feedback on what will be done.

- Mr. Zeiter said the Service-Safety Director and City Engineer are more involved with the situation but they are not present this evening. Mr. Hunt and Mrs. Walker, who also live in that same area, have addressed this situation with Administration. Once Council receives a response as to what can be done and the cost then a decision can be made.

Mayor Collins invited David Sr., David Jr., Derek, and Deena Carr forward to receive a Proclamation for the Doris Carr Park.

Proclamation – Doris Carr Park

WHEREAS, Doris Jean Manning was born March 6, 1936 in Olive Hill, Kentucky and was married to David D. Carr, Sr. on December 19, 1953, and

WHEREAS, Doris, having been a world traveler with her husband, who was a career Air Force man, settled in Ontario around 1971 with her husband, David, Sr. and four children, Deena, David, Doug, and Derek, and

WHEREAS, Doris began taking her children and children from the neighborhood down to a field at the end of Victoria Court, where Walker Lake Road and Spring Village Drive intersect, and

WHEREAS, Doris loved children and devoted her life to children and, in fact, most of the children called her “Mom” and it was hard to know exactly which children were her biological children and,

WHEREAS, Doris was a very devout member of the Ontario Free Methodist church for 41 years and taught Sunday school and was very involved in the life of the church. Doris, when signing her name would most often say “I love you, but Jesus loves you more.” What a positive impact this lady has made in the lives of so many people, and

WHEREAS, when Doris started going to the field on a regular basis, the children wanted to make a baseball field, for it was a natural shape, and they began to rototill the land, collected pop bottles to buy bases, sand and lime, and

WHEREAS, in the early 1980’s, the Village of Ontario came in and began to tear up the baseball field and everyone wondered what was happening, and

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WHEREAS, the Village saw the need, even though the children thought it was their idea, to formally make this a park, the Village added a basketball court, a play scape, a gazebo, swings and left land for baseball, and it has continued to be used more and more, and

WHEREAS, Doris continued taking her children, grandchildren, great grandchildren and neighborhood children down to what was now a park, but it was never named, and

WHEREAS, in recognition of her life and devotion to children and the Ontario community, it is the privilege and honor of the Ontario City Council to name the park, "The Doris Carr Park".

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of Ontario to be affixed this 5th day of September in the year of our Lord Two Thousand Thirteen.

Larry C. Collins, Mayor

David Carr Jr. expressed his appreciation for the generosity in naming the park after his mother. Family members traveled from North Carolina and Kentucky to attend this dedication.

RECREATION DIRECTOR'S REPORT

Mrs. VanCura provided the following information:

Zumba classes are offered Tuesday and Thursdays at Stingel Primary gym from 6:00 – 7:00 p.m. The cost is \$4 per class.

Honkin Haulin Hands on Trucks event will take place on October 13th at Marshall Park baseball area from 1:00 – 3:00 p.m. This is the fourth annual truck event. Children will have the opportunity to explore large city vehicles as well as a fire truck, police vehicles, school bus and others. Each child will receive a driver's license and key chain.

Family Swim will be on Monday evening's beginning in November through March in the Middle School pool from 7:00 – 8:15 p.m. Three lifeguards were hired for this free activity.

37th Ontario Community Craft Show will be Saturday, December 7th, at the Richland County Fairgrounds from 8:30 a.m. – 4:00 p.m. The Ontario Lions Club will be collecting toys and donations for TOY TIME of Richland County.

Mrs. Webb asked if background checks were going to be done on people working the Summer Rec program; Mansfield does a background check on anyone working with Safety Town. Next year Mrs. VanCura would need to contact the Chief to perform a background check on adults working Summer Rec who are not currently employed by the school.

COMMITTEE REPORTS

Mr. Arnold scheduled a Streets Committee meeting on September 18, 2013, 4:30 p.m., at the Gordon Foods parking lot to observe the Lex-Springmill/Walker Lake Road intersection and discuss possible solutions for creating a safer traffic flow.

- Ms. Drake said she would like to see improvements for the upcoming holiday shopping season.

Mrs. Webb said she is noticing more people crossing St. Rt. 309 at Lex-Springmill which is a safety hazard because there isn't a pedestrian crosswalk or sidewalk. She would like the Engineer to look into some type of crosswalk.

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Mr. Weidemyre asked if there was information pertaining to creating a right-turn lane from Ferguson Road onto Lex-Springmill. Mrs. Webb responded that she spoke to the Engineer and based on the Safety Study the turn lane could not be added without eliminating the traffic light because the study didn't justify having the light.

Mrs. Webb said the funding to restripe Lex-Springmill was left over from last year but she didn't know where the funding came from to stripe Park Avenue and didn't think it was discussed.

Mr. Harriston said he will call a Finance Committee meeting at the end of the month to begin working on the 2014 budget and asked Mr. Metzger to attend the Council meeting on September 19th.

Mr. Weidemyre reported:

- The Industrial Park is moving forward.
- The Adler Group said everything is on target for the Ontario Business Park and the site should be cleared in the next three months. They will contact an architect to prepare drawings of the facility.
- There will be an announcement pertaining to the mall property within the next two weeks.
- The funding from ODOT and the State of Ohio is looking good and this could provide up to a million dollars toward the Industrial Park project.

Ms. Drake reported at the Utilities Committee meeting held earlier this evening they discussed the water bill of a concerned resident.

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

MAYOR'S REPORT

Mayor Collins reported the August Mayor's Court collected \$2,879 in past due fines, \$20,416.90 in current collections, for a total of \$23,295.90; 183 tickets were written.

Mayor Collins made the following comments:

- Mayor's Court is doing well in keeping up with the many different issues that come before them.
- Zoning Inspector Dan Herrold is doing well in his new position and is very professional.
- Auditor Dave Metzger is working very hard and doing a super job.

The OSU student housing ground breaking is scheduled for 10:00 tomorrow morning at the site.

In response to Mr. Weidemyre's question, Mayor Collins said the team has met and a proposal was prepared by Attorney Welsh for the FOP negotiations on September 13, 2013.

LAW DIRECTOR'S REPORT

Mr. Welsh had no report.

MISCELLANEOUS

Kerri Westfield, representing Ontario Growth Corporation, came before Council to provide an update and distributed the OGC 90 Day Summary Report.

Goals Accomplished

- Branding/marketing for the City of Ontario – Make It Ontario

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- Web Site Design
- Hire of part-time administrator
- Business promotion
- Matching Funds

Partnerships and Contacts

- Attend City Council meetings
- Attraction, Retention and Expansion of Area Business
- Total Jobs Resulting in Efforts – 400-500 jobs
- Partnership with Area Agencies

Ongoing Projects

- Marketing for the City
- Industrial Park
- Ontario Empty Business Spaces

Future Goals

- Continue Marketing Focus for the City
- Attraction, Retention and Expansion of Business
- Retail Data Base Maintenance

CONSIDERATION OF ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 13 – 23

AN ORDINANCE AMENDING CHAPTER 557 WEEDS OF THE CODIFIED ORDINANCES OF THIS CITY BY REVISING SECTION 557.04 PROCEDURE WHEN OWNER FAILS TO COMPLY WITH NOTICE.

Mr. Weidemyre made a motion to suspend the rules requiring the reading of Ordinance No. 13-23 on three separate days. Mr. Arnold seconded the motion. Seven members cast their votes Aye, and the motion to suspend the rules passed. Mr. Williams read Ordinance No. 13-23 for the first time, by title only.

Mr. Williams made a motion to adopt Ordinance No. 13-23. Mr. Harriston seconded the motion. Hearing no further discussion, seven members cast their votes Aye, zero Nay, and Ordinance No. 13-23 was adopted.

ORDINANCE NO. 13-31

AN ORDINANCE AMENDING ORDINANCE NO. 13-08 KNOWN AS THE PERMANENT APPROPRIATIONS ORDINANCE FOR FISCAL YEAR 2013 BY INCREASING THE APPROPRIATION IN THE SPECIAL REVENUE FUND ENTITLED MISCELLANEOUS (POLICE DEPARTMENT).

Mr. Arnold made a motion to suspend the rules requiring the reading of Ordinance No. 13-31 on three separate days. Mr. Harriston seconded the motion. Seven members cast their votes Aye, zero Nay, and the motion to suspend the rules passed. Mr. Arnold read Ordinance No. 13-31 for the first time, by title only.

Mr. Arnold made a motion to adopt Ordinance No. 13-31. Mr. Gallo seconded the motion. Hearing no further discussion, seven members cast their votes Aye, zero Nay, and Ordinance No. 13-31 was adopted.

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ORDINANCE NO. 13 – 32

AN ORDINANCE AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO ADVERTISE FOR COMPETITIVE BIDS FOR THE MABEE ROAD WATER TOWER REPAIR AND REPAINTING PROJECT, AND DECLARING AN EMERGENCY.

Mr. Williams made a motion to suspend the rules requiring the reading of Ordinance No. 13-32 on three separate days. Ms. Drake seconded the motion. Seven members cast their votes Aye, zero Nay, and the motion to suspend the rules passed. Mr. Gallo read Ordinance No. 13-32 for the first time, by title only.

Mr. Gallo made a motion to adopt Ordinance No. 13-32. Ms. Drake seconded the motion. Hearing no further discussion, seven members cast their votes Aye, zero Nay, and Ordinance No. 13-32 was adopted.

ORDINANCE NO. 13 – 33

AN ORDINANCE DETERMINING THAT THE RESULTS OF A SPEED LIMIT STUDY ON PARTS OF PARK AVENUE WEST JUSTIFY A REDUCTION OF THE CURRENT SPEED LIMIT AND REQUESTING THAT THE DIRECTOR OF THE OHIO DEPARTMENT OF TRANSPORTATION LOWER THE SPEED LIMIT TO FORTY-FIVE (45) MILES PER HOUR ON THE HEREINAFTER DESCRIBED PORTIONS OF PARK AVENUE WEST.

Hearing no motion to suspend the rules requiring the reading of Ordinance No. 13-33 on three separate days. Mr. Harriston read Ordinance No. 13-33 for the first time, by title only.

ORDINANCE NO. 13 – 34

AN ORDINANCE AUTHORIZING A CONTRIBUTION OF FIVE THOUSAND DOLLARS (\$5,000.00) TO THE OHIO STATE UNIVERSITY MANSFIELD CAMPUS TOWARDS THE COST OF AN AREA-WIDE SANITARY SEWER STUDY, AND DECLARING AN EMERGENCY.

Mr. Weidemyre made a motion to suspend the rules requiring the reading of Ordinance No. 13-34 on three separate days. Mr. Harriston seconded the motion. Seven members cast their votes Aye, zero Nay, and the motion to suspend the rules passed. Mr. Weidemyre read Ordinance No. 13-34 for the first time, by title only.

Mr. Weidemyre made a motion to adopt Ordinance No. 13-34. Mr. Williams seconded the motion. Hearing no further discussion, seven members cast their votes Aye, zero Nay, and Ordinance No. 13-34 was adopted.

At 7:49 p.m., Mr. Arnold made a motion to enter into executive session per O.R.C. 121.22 (G)(3), to discuss pending litigation. Mr. Williams seconded the motion. At roll call, seven members voted Aye, zero Nay, and the motion passed.

At 8:18 p.m., Mr. Williams made a motion to reconvene into regular session. Mr. Arnold seconded the motion. At roll call, seven members voted Aye, zero Nay, and the motion passed.

At 8:20 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, seven members voted Aye, zero Nay, and the motion to adjourn passed.

Daniel J. Zeiter, President of Council

Cathy VanAuker, Clerk of Council