

Regular

February 20

2014

Ontario City Council met in regular session on February 20, 2014, in the City Offices, with Council President Larry Collins 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 Larry Arnold, Eddie Gallo, Jim Hairston, Mark Weidemyre, Michele Webb, and Pamela Drake, Council President Larry Collins, Mayor Randy Hutchinson, Law Director Andrew Medwid, Service-Safety Director Jeff Wilson, Auditor Mary Ann Hellinger, and Clerk of Council Cathy VanAuker. A number of interested employees and citizens were in the audience.

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

The minutes of the regular Council meeting of February 6, 2014 were presented for approval. Mr. Arnold made a motion to approve the minutes with a second by Mrs. Webb. Six members cast their votes Aye, zero Nay, and the motion passed.

PUBLIC COMMENTARY

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

COMMITTEE REPORTS

Mr. Arnold scheduled a Streets Committee meeting on March 6, 2014 at 5:45 p.m. for the purpose of discussing the Walker Lake /Lex-Springmill intersection and planting trees at the Rock Road Bridge location and the EQ Basin.

Mr. Gallo announced a Parks Committee meeting on March 6, 2014 at 5:15 p.m., to review feedback from the OYS Board.

Mr. Hairston reported on the Finance Committee meeting where they discussed the 2014 Permanent Appropriations which is on this evening's agenda. 2013 encumbrances are reflected in the 2014 budget.

- Mr. Hairston asked Committee members to look at the allocation of the income tax revenue, which currently is 60% General Fund, 30% Streets, 10% Capital Improvements, to see if changes should be made to the distribution.

Mr. Weidemyre said there were two water meter reading system presentations during the Utilities Committee meeting held earlier this evening. The current system is failing and the units are not replaceable. Authorization was given to bid a replacement system and legislation should be presented to Council at the next meeting.

Mrs. Webb and Ms. Drake had no report.

MAYOR'S REPORT

Mayor Hutchinson commended the Service Department for their hard work on the streets this winter and working in the cold weather. They did a very nice job and Ontario streets were very good.

- Mr. Hairston said members of the Streets Department went door to door to residents on a cul-de-sac asking how they preferred the snow plowed so it would not create an inconvenience.
- Mayor Hutchinson said next year the street parking snow bans would be enforced. Residents would be informed by flyers and door-to-door.

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SERVICE-SAFETY DIRECTOR'S REPORT

Mr. Wilson reported the Rock Road EQ basin was filled to capacity yesterday and there were no leaks. The drainage process has begun but will be slow due to the predicted rains. There are still some electrical issues to correct and the basin should be fully operational at the end of next week.

LAW DIRECTOR'S REPORT

Mr. Medwid requested an executive session at the end of the meeting.

CONSIDERATION OF ORDINANCES AND RESOLUTIONS

RESOLUTION NO. 14-01

A RESOLUTION DECLARING THE INTENT OF THE CITY OF ONTARIO TO SELL PROPERTY NO LONGER NEEDED FOR MUNICIPAL PURPOSES THROUGH AN INTERNET AUCTION DURING CALENDAR YEAR 2014.

Mr. Arnold read Resolution No. 14-01 for the third time, by title only.

Mr. Arnold made a motion to adopt Resolution No. 14-01, and Mrs. Webb seconded the motion. Hearing no discussion, six members cast their votes Aye, zero Nay, and Resolution No. 14-01 was adopted.

ORDINANCE NO. 14-03

AN ORDINANCE ADOPTING RULES OF COUNCIL FOR THE CITY OF ONTARIO, AND DECLARING AN EMERGENCY.

Mr. Gallo ready Ordinance No. 14-03 for the third time, by title only.

Mr. Gallo made a motion to adopt Ordinance No. 14-03, and Mr. Weidemyre seconded the motion. Hearing no discussion, six members cast their votes Aye, zero Nay, and Ordinance No. 14-03 was adopted.

ORDINANCE NO. 14 – 07

AN ORDINANCE AMENDING ORDINANCE 12-12 BY ASSIGNING THE POSITION OF THE CLERK OF THE WATERWORKS TO WORK UNDER THE SUPERVISION AND DIRECTION OF THE SERVICE-SAFETY DIRECTOR AND DECLARING AN EMERGENCY.

Hearing no motion to suspend the rules, Mr. Hairston read Ordinance No. 14-07 for the second time, by title only.

ORDINANCE NO. 14-08

AN ORDINANCE REPEALING ORDINANCE 10-48 BY AMENDING THE CITY OF ONTARIO JOB CREATION TAX CREDIT TO COMPANIES WHICH RECEIVE AN OHIO JOB CREATION TAX CREDIT AND DECLARING AN EMERGENCY.

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Hearing no motion to suspend the rules, Mr. Weidemyre read Ordinance No. 14-08 for the first time, by title only.

ORDINANCE NO. 14-09

AN ORDINANCE APPROVING THE EDITION AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES OF ONTARIO, OHIO.

Hearing no motion to suspend the rules, Mrs. Drake read Ordinance No. 14-09 for the first time, by title only.

ORDINANCE NO. 14-10

AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO SIGN AND DELIVER AN ENGAGEMENT LETTER WITH BENESCH, FRIEDLANDER, COPLAN & ARONOFF LLP, AND DECLARING AN EMERGENCY.

Mr. Weidemyre made a motion to suspend the rules requiring the reading of Ordinance No. 14-10 on three separate days. Ms. Drake seconded the motion. Six members cast their votes Aye, zero Nay, and the motion to suspend the rules passed. Ms. Drake read Ordinance No. 14-10 for the first time, by title only.

Ms. Drake made a motion to adopt Ordinance No. 14-10. Mr. Gallo seconded the motion. Hearing no discussion, six members cast their votes Aye, zero Nay, and Ordinance No. 14-10 was adopted.

ORDINANCE NO. 14-11

AN ORDINANCE ESTABLISHING PERMANENT APPROPRIATIONS FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF ONTARIO, OHIO FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2014 AND EXPIRING DECEMBER 31, 2014.

Hearing no motion to suspend the rules, Mr. Gallo read Ordinance No. 14-11 for the first time, by title only.

ORDINANCE NO. 14-12

AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO SIGN AND DELIVER AN ENGAGEMENT LETTER WITH ACI FINANCIAL ADVISORS, L.L.C., AND DECLARING AN EMERGENCY.

Ms. Drake made a motion to waive the 24-hour rule on Ordinance No. 14-12. Mr. Weidemyre seconded the motion. Six members cast their votes Aye, zero Nay, and the motion passed.

Mr. Weidemyre made a motion to suspend the rules requiring the reading of Ordinance No. 14-12 on three separate days. Ms. Drake seconded the motion. Six members cast their votes Aye, zero Nay, and the motion to suspend the rules passed. Mr. Gallo read Ordinance No. 14-12 for the first time, by title only.

Mr. Gallo made a motion to adopt Ordinance No. 14-12. Ms. Drake seconded the motion. Hearing no discussion, six members cast their votes Aye, zero Nay, and Ordinance No. 14-12 was adopted.

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At 7:19 p.m., Mr. Gallo made a motion to enter into executive session per O.R.C. 121.22 (G)(2). Mr. Arnold seconded the motion. At roll call, six members voted Aye, zero Nay, and the motion passed.

At 7:28 p.m., Ms. Drake made a motion to reconvene into regular session. Mrs. Webb seconded the motion. At roll call, six members voted Aye, zero Nay, and the motion passed.

At 7:29 p.m., there being no further business to come before the meeting, the same was adjourned upon a motion by Mr. Arnold and a second by Ms. Drake. At roll call, six members voted Aye, zero Nay, and the motion to adjourn passed.

Larry C. Collins, President of Council

Cathy VanAuker, Clerk of Council