

Regular

October 2,

2014

Ontario City Council met in regular session on October 2, 2014, in the City Offices, with Council President Larry Collins presiding. The meeting opened at 7:10 p.m. with the Pledge of Allegiance.

The following persons were in attendance when roll was called: Council members Neil Chitwood, Larry Arnold, Eddie Gallo, Jim Hairston, Mark Weidemyre, Michele Webb, 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.

The minutes of the regular Council meeting of September 18, 2014 were presented for approval. Mr. Weidemyre made a motion to approve the minutes with a second by Mr. Hairston. Seven members cast their votes Aye, zero Nay, and the motion passed.

COMMITTEE REPORTS

Mr. Arnold said once the 2015 revenue is established, which should be at next week's Finance Committee meeting, he would schedule a Streets Committee meeting to determine which streets need paved next year.

- The city can get better paving pricing if they bid in the fall instead of waiting until spring.
- Mr. Arnold said based on this year's W. 4th Street paving project with the unacceptable 60 day lag between grinding and paving, he wanted to make certain there was a provision to that effect written in the next contract.

Mr. Hairston scheduled a Finance Committee meeting on October 8, 2014 at 2:00 p.m., to review the 2015 temporary budget.

Mr. Weidemyre reported on the following projects.

- Fed Ex is under roof and on schedule.
- The hotel development project will go before Planning Commission for final approval next week with plans to break ground the beginning of November. Mayor Hutchinson said the hotel developers still have a few items to complete before they can present to Planning Commission.
- The gas station project is ready to move forward now that the property owner has taken care of the buyer's concerns.
- Avita is ahead of schedule and a couple of physicians have moved in their offices.
- Buffalo Wild Wings is on schedule.
- Mayor Hutchinson said Maurices is the third business that will move into the new building in front of the Target plaza.

Mr. Chitwood, Mr. Gallo, Mrs. Webb and Ms. Drake had no report.

MAYOR'S REPORT

Mayor Hutchinson reported:

- The third mailing from PMI will go out soon. Residents are encouraged to contact PMI to get their new water meters installed.
- Grahams is hosting their annual food drive on October 24th and 25th. They stock six food pantries for the winter with non-perishable items. A box will be in the lobby for donations and the Mayor will deliver it on October 24th.

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SERVICE-SAFETY DIRECTOR'S REPORT

Mr. Wilson reported on the following projects:

- Millsboro Loop. The installation portion of this project was completed today. The next step is to pressure test and sanitize the line then it will be ready for use. Clean-up and yard repair will be done later in the fall.
- Mabee Road Water Tower. The interior sandblasting is complete and the interior painting is underway. At the end of the project the inspector will provide pictures that he took throughout the process. The exterior prep work on the tower began today and painting will begin this week. Weather permitting, this project could be finished by next Friday.
- W. 4th Street. Paving was finished, striping began last night and should be done within the next few days, some thermoplastic was put down and new guardrails were being installed today at the west end of the project. Once the new mast arms are received the signal installations will be completed at the intersections.
- Urwin Parkway. Pre-casts for the catch basins and man holes are expected tomorrow. The installation of these items and the underground utilities will begin on Monday. A project schedule was created by Elite Excavating and distributed during the progress meeting. They are on schedule and concrete pouring should begin October 27th.
- Water Meter Reading System. PMI has installed 637 meters. 1,035 residents have scheduled their installations leaving approximately 944 households to schedule. This phase of the project has been going well with only one minor issue reported. The third and final notification card is going out next week and hopefully all meters will be installed by early November.

Mr. Wilson responded to questions.

- The crack sealing project is approximately half-way done.
- The legitimacy of the PMI cards have been questioned by residents. The gas company just reported another scam so people are hesitant to contact anyone. Mr. Wilson said information is posted on the city web page and will appear in the Tribune next week. After the deadline water will be turned off for residents who do not make appointments to have their meters installed. They will also be contacted by phone.

LAW DIRECTOR'S REPORT

Mr. Medwid had no report.

MISCELLANEOUS MATTERS

Mrs. Hellinger said minor wording changes were necessary on the Note ordinances. The phrase, "in the amount of" was changed to, "not to exceed". The fiscal officer's certificates were submitted to Council prior to consideration of the Note ordinances that appear on this evening's agenda.

PUBLIC COMMENTARY

Barry Lewis, 2070 Princeton Street, came before Council to say when he responded to the PMI card the person taking the calls was difficult to deal with. His appointment was scheduled for October 23rd with a three hour block of time. They aren't making much of an effort to accommodate citizens and that is a lot of time for someone to take off work to wait.

- Mr. Wilson apologized to Mr. Lewis for his experience and said he would look into his concerns to make sure the system was running the way it was intended.
- Ms. Drake said her new meter was installed. The person taking the calls was very blunt and not friendly. Because she works she could not take off for over two hours. The installation person was very nice and efficient. They may be scheduling the appointments too close together for the installers.

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Next to come forward was Craig Hunt, 3680 Park Avenue West, to question why Sloboda Avenue was paved last year and this year is being crack sealed. Mr. Hunt referenced the miscellaneous engineering ordinance and asked if that meant the city was not hiring a full time engineer.

- The crack sealing is a proactive step and not uncommon to do the year after paving.
- The miscellaneous engineering ordinance is for outside firms with a specific service and they absorb the liability because two engineering signatures are required.

CONSIDERATION OF ORDINANCES AND RESOLUTIONS

CONSENT AGENDA

ORDINANCE NO. 14 –55 - AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOTES IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$530,000, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PAY COSTS OF EXTENDING FERGUSON ROAD, INCLUDING CURBING, STORM WATER DRAINAGE, SANITARY SEWER AND WATER LINES AND TRAFFIC SIGNS AND SIGNALS, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 14-56 - AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOTES IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$917,000, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PAY COSTS OF CONSTRUCTING URWIN PARKWAY ROAD, INCLUDING CURBING, STORM WATER DRAINAGE AND TRAFFIC SIGNALS, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 14-57 - AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOTES IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$381,000, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PAY COSTS OF IMPROVING THE CITY’S WATER SYSTEM BY RENOVATING, REHABILITATING AND IMPROVING THE MABEE ROAD WATER TOWER, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 14-58 - AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOTES IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$865,000, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PAY COSTS OF IMPROVING THE CITY’S SANITARY SEWER SYSTEM BY RENOVATING, REHABILITATING AND IMPROVING THE TAPPAN ROAD LIFT STATION, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 14-59 - AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOTES IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$980,000, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PAY COSTS OF IMPROVING THE CITY’S WATER SYSTEM BY ACQUIRING, CONSTRUCTING AND INSTALLING A FIXED NETWORK METER SYSTEM, INCLUDING NEW METERS AND A NETWORK TOWER, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.

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ORDINANCE NO. 14-60 - AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOTES IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$716,000, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PAY COSTS OF IMPROVING THE CITY'S WATER SYSTEM BY REPLACING, RELOCATING AND/OR REPAIRING WATER LINES ALONG FRIDAY LANE, CRESTON ROAD AND WOODBINE DRIVE, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.

Mr. Hairston made a motion to adopt the Consent Agenda. Mr. Arnold seconded the motion. Seven members cast their votes Aye, zero Nay, and the motion passed.

ORDINANCE NO. 14 – 49

AN ORDINANCE GRANTING A LICENSE TO BENJAMIN L. BROWN TO EXTEND A CITY FIFTEEN (15") INCH WATER LINE ALONG THE PUBLIC RIGHT-OF-WAY IN A PUBLIC EASEMENT OF LEXINGTON-SPRINGMILL ROAD AT HIS EXPENSE TO SERVE HIS PROPERTY LOCATED ON NORTH LEXINGTON-SPRINGMILL ROAD.

Mr. Chitwood read Ordinance No. 14-49 for the third time, by title only.

Mr. Chitwood made a motion to adopt Ordinance No. 14-49. Mr. Gallo seconded the motion. Hearing no discussion, seven members cast their votes Aye, zero Nay, and Ordinance No. 14-49 was adopted.

RESOLUTION NO. 14-13

A RESOLUTION AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO EXECUTE AGREEMENTS FOR MISCELLANEOUS ENGINEERING, SURVEYING AND DRAFTING SERVICES FOR THE YEARS 2015 THROUGH 2019, AND DECLARING AN EMERGENCY.

Hearing no motion to suspend the rules requiring three separate readings, Mr. Arnold read Resolution No. 14-13 for the second time, by title only.

RESOLUTION NO. 14-14

A RESOLUTION AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO ENTER INTO AN AGREEMENT WITH THE DIRECTOR OF TRANSPORTATION FOR THE SYSTEMATIC SIGN REPLACEMENT PROJECT WITHIN THE CITY OF ONTARIO AND DECLARING AN EMERGENCY.

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

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

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ORDINANCE NO. 14-52

AN ORDINANCE AMENDING ONTARIO CODIFIED ORDINANCE 549.10 BY REMOVING “FIREARM” FROM THE ORDINANCE AND REPEALING ORDINANCE 90-84.

Hearing no motion to suspend the rules requiring three separate readings, Mr. Hairston read Ordinance No. 14-52 for the first time, by title only.

ORDINANCE NO. 14-53

AN ORDINANCE ALLOWING THE CITY OF ONTARIO TO ENTER INTO AN AGREEMENT WITH ETMA TO PREPARE A ZONING DEVELOPMENT OVERLAY TO CREATE A CAMPUS DISTRICT IN THE CITY, DIRECTING THE MAYOR TO EXECUTE IT ON BEHALF OF THIS CITY, AND DECLARING AN EMERGENCY.

Ed Meehan, owner of ETMA, came forward to address any questions pertaining to Ordinance No. 14-53 and to ensure Council members he is looking forward to working on this project with the city.

Hearing no motion to suspend the rules requiring three separate readings, Mr. Weidemyre read Ordinance No. 14-53 for the first time, by title only.

ORDINANCE NO. 14-54

AN ORDINANCE AUTHORIZING THE MAYOR AND SERVICE-SAFETY DIRECTOR TO WAIVE THE INCREASED WATER TAP FEE FOR A NEW BUSINESS BEING OPENED IN THE CITY BY PAUL GETZ, AND DECLARING AN EMERGENCY.

Hearing no motion to suspend the rules requiring three separate readings, Mrs. Webb read Ordinance No. 14-54 for the first time, by title only.

At 7:47 p.m., there being no further business to come before the meeting, the same was adjourned upon a motion by Mr. Weidemyre a second by Mr. Hairston, and the motion passed unanimously.

Larry C. Collins, President of Council

Cathy VanAuker, Clerk of Council