

Regular

August 20

2015

Ontario City Council met in regular session on August 20, 2015, in the City Offices, with Council President Larry Collins 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 Ken Earhart, Larry Arnold, Eddie Gallo, Jim Hairston, Mark Weidemyre, Pamela Dykes, Law Director Andrew Medwid, Service-Safety Director Jeff Wilson, Auditor Mary Ann Hellinger, Treasurer Barb Crider and Clerk of Council Cathy VanAuker.

Mrs. Dykes made a motion to excuse Michele Webb from this evening's meeting with a second by Mr. Arnold. Six members cast their votes Aye, zero Nay, and the motion passed.

The minutes of the regular Council meeting of August 6, 2015 were presented for approval. Mrs. Dykes made a motion to approve the minutes with a second by Mr. Gallo. Five members cast their votes Aye, zero Nay, one Abstain by Mr. Arnold, and the motion passed.

COMMITTEE REPORTS

Mr. Earhart reported on the Economic Development Committee meeting held in conjunction with the Finance Committee where they discussed the upcoming trip Mayor Hutchinson and Mr. Weidemyre are making to Florida to meet with the Adler Group. A list of questions was compiled for their discussion on improvements to the former GM site. Ontario Growth Corporation is funding Mr. Weidemyre's expenses.

Mr. Arnold scheduled a Personnel Committee of the Whole meeting on September 3, 2015 at 6:00 p.m. to discuss amending the insurance opt-out amount in the Working Ordinance.

Mr. Hairston commented the House Bill 5 legislation pertaining to the new tax bill needs passed by the end of the year. Once more information is available he will schedule a Finance Committee meeting. Mr. Medwid added the legislation needs passed in October or November to take effect at the beginning of the year.

Mr. Gallo, Mr. Weidemyre, and Mrs. Dykes had no report.

SERVICE-SAFETY DIRECTOR'S REPORT

Mr. Wilson provided the following report:

- The last Concert in the Park, featuring the Wayfaring Trio, is scheduled for Tuesday, August 25th from 6:00 – 8:00 p.m.
- They are looking for two candidates for the CRA Review Board. Please direct anyone interested to him so he can explain what is involved.

LAW DIRECTOR'S REPORT

Mr. Medwid had no report.

PUBLIC COMMENTARY

Calling twice and seeing no one who wished to speak, Mr. Collins closed the Public Commentary portion of the meeting.

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CONSIDERATION OF ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 15 – 36

AN ORDINANCE ALLOWING THE CITY TO PAY THE INCREASED SEWER RATE TO MANSFIELD BACK TO THE EFFECTIVE DATE OF JULY 1, 2014, WHICH IS THE EFFECTIVE DATE OF THE SEWER CONTRACT BETWEEN THE CITY OF ONTARIO AND THE CITY OF MANSFIELD, AMENDING ORDINANCE 14-29 SETTING NEW SEWER RATES FOR THE CITY OF ONTARIO, AND DECLARING AN EMERGENCY.

Hearing no motion to suspend the rules requiring the reading of Ordinance No. 15-36 on three separate days, Mr. Earhart read Ordinance No. 15-36 for the second time, by title only.

ORDINANCE NO. 15-37

AN ORDINANCE AMENDING ORDINANCE 15-09 KNOWN AS THE PERMANENT APPROPRIATIONS ORDINANCE FOR 2015 BY MAKING ADDITIONAL APPROPRIATIONS IN THE SPECIAL REVENUE FUND.

Mr. Arnold moved to waive the 24 hour rule for Ordinance No. 15-37. Mr. Earhart seconded the motion. Six members cast their votes Aye, zero Nay, and the motion passed.

Mr. Hairston moved to suspend the rules requiring the reading of Ordinance No. 15-37 on three separate days. Mr. Gallo seconded the motion. Six members cast their votes Aye, zero Nay, and the motion to suspend the rules passed. Mr. Arnold read Ordinance No. 15-37 for the first time, by title only.

Mr. Arnold moved to adopt Ordinance No. 15-37. Mrs. Dykes seconded the motion. Hearing no discussion, six members cast their votes Aye, zero Nay, and Ordinance No. 15-37 was adopted.

ORDINANCE NO. 15– 38

AN ORDINANCE AUTHORIZING THE CITY TO COOPERATE WITH THE OHIO DEPARTMENT OF TRANSPORTATION TO REPAVE SECTIONS OF STATE ROUTE 314 THAT ARE WITHIN THE CITY'S LIMITS, AND DECLARING AN EMERGENCY.

Mr. Hairston moved to waive the 24 hour rule for Ordinance No. 15-38. Mrs. Dykes seconded the motion. Six members cast their votes Aye, zero Nay, and the motion passed.

Mr. Hairston moved to suspend the rules requiring the reading of Ordinance No. 15-38 on three separate days. Mrs. Dykes seconded the motion. Six members cast their votes Aye, zero Nay, and the motion to suspend the rules passed. Mr. Gallo read Ordinance No. 15-38 for the first time, by title only.

Mr. Gallo moved to adopt Ordinance No. 15-38. Mr. Hairston seconded the motion. Hearing no discussion, four members cast their votes Aye, two Nay by Mr. Arnold and Mr. Weidemyre, and Ordinance No. 15-38 was adopted.

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ORDINANCE NO. 15 – 39

AN ORDINANCE AMENDING CHAPTER 191, INCOME TAX, SECTION 191.07, RETURNS, OF THE CODIFIED ORDINANCES OF THIS CITY BY REQUIRING EMPLOYERS TO FILE WITH THE INCOME TAX ADMINISTRATOR A WITHHOLDING TAX RECONCILIATION FORM (W-3) AND REPEALING ORDINANCE 11-01.

Mrs. Dykes moved to waive the 24 hour rule for Ordinance No. 15-39. Mr. Earhart seconded the motion. Four members cast their votes Aye, two Nay by Mr. Hairston and Mr. Weidemyre, and the motion passed.

Mr. Hairston read Ordinance No. 15-39 for the first time, by title only.

ORDINANCE NO. 15 – 40

AN ORDINANCE AMENDING CHAPTER 191, INCOME TAX, SECTION 191.99, PENALTY, SUBPARAGRAPH A OF THE CODIFIED ORDINANCES OF THIS CITY, AND DECLARING AN EMERGENCY.

Mr. Gallo moved to waive the 24 hour rule for Ordinance No. 15-40. Mr. Hairston seconded the motion. Six members cast their votes Aye, zero Nay, and the motion passed.

Mr. Arnold moved to suspend the rules requiring the reading of Ordinance No. 15-40 on three separate days. Mr. Hairston seconded the motion. Six members cast their votes Aye, zero Nay, and the motion to suspend the rules passed. Mr. Weidemyre read Ordinance No. 15-40 for the first time, by title only.

Mr. Weidemyre moved to adopt Ordinance No. 15-40. Mr. Arnold seconded the motion. Hearing no discussion, six members cast their votes Aye, zero Nay, and Ordinance No. 15-40 was adopted.

At 7:18 p.m., there being no further business to come before the meeting, the same was adjourned upon a motion by Mr. Arnold with a second by Mr. Hairston and the motion passed unanimously.

Larry C. Collins, President of Council

Cathy VanAuker, Clerk of Council