

Regular

January 8,

2015

Ontario City Council met in regular session on January 8, 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, Michele Webb, Pamela Drake, Council President Larry Collins, Law Director Andrew Medwid, Service-Safety Director Jeff Wilson, Chief Rodney Smith, Auditor Mary Ann Hellinger, and Clerk of Council Cathy VanAuker.

Mr. Collins made two opening comments.

- Welcoming Mr. Earhart as the newly appointed Councilman At-Large.
- Mayor Hutchinson would not be present this evening due to a family illness.

The minutes of the regular Council meeting of December 18, 2014 were presented for approval. Mr. Gallo made a motion to approve the minutes with a second by Mr. Hairston. Six members cast their votes Aye, zero Nay, one Abstain by Mr. Earhart and the motion passed.

COMMITTEE REPORTS

Mr. Arnold reported the Personnel Committee will continue researching the different types of insurance options that are available.

Mr. Hairston referred to the financial report he distributed prior to the meeting and explained the 2015 beginning balance of \$11.5 million includes \$1.3 million encumbered from 2014.

Mr. Weidemyre met today with the Campus District Committee. The members are directly impacted by this project and will strive to ensure the successful completion of this unique endeavor. Sewer is the main obstacle to overcome. The suggestion was made to form a JED District (Joint Economic Development) with Mansfield in hopes of encouraging them to be more cooperative in solving the sanitary sewer issue. The private property owner could pay to install a lift station but first the I/I would need reduced.

- Sidewalks should be installed so students aren't walking in the roadway. Sidewalks should be approximately 10' wide to accommodate bicycles.
- Decorative lighting would be a nice enhancement to the area.
- The Richland Foundation and other agencies will be asked to assist with funding for the architecture and engineering costs in developing the Campus District. The engineering costs could reach \$75,000 to \$100,000.

Mr. Weidemyre responded to questions.

- Funding for the sidewalks will come from the TIF.
- The economic development expenses for this project could be negotiated among all parties involved. The JED is a new concept for everyone and will require more discussion.

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

SERVICE-SAFETY DIRECTOR'S REPORT

Mr. Wilson provided the following project updates:

Water Line Project. Friday Lane is installed and pressure tested. Bacteria samples were taken on Tuesday and Wednesday and the service line will be hooked up once the lines are flushed. Creston Road is approximately 50% installed. There was some delay in the work schedule due to the recent inclement weather.

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Christmas Tree Pick-up. This service began last Friday and will continue through Friday, January 16th.

Electric Line Update. Ohio Edison was scheduled to install the electrical line but due to the extreme cold temperatures postponed until next week.

EQ Basin. The EQ basin is approximately $\frac{3}{4}$ full with 750 gallons and releasing 5% daily at a rate of 37,500 gallons. During this time of the year the basin fills with more water because the frozen ground restricts what normally would filter into the ground. The Tappan Park lift station removed approximately 200,000 gallons that would have gone into the basin which is about 27% of the total gallons.

West 4th Street. The mast arms for the Stumbo Road and Lex-Springmill intersections arrived but installation was postponed due to the cold temperatures. Once they are installed the W. 4th Street project will be complete.

LAW DIRECTOR'S REPORT

Mr. Medwid provided the final year end report.

- 2014 Mayor's Court: tickets and summons issued 1,383, charges issued 1,783, OVI charges 38, total charges heard in Mayor's Court 1,536, and waivers paid at Clerk's office 573.
- 2014 transfers to Mansfield Municipal Court: cases 149, OVI 43, CRA felony cases 6, other traffic 22, and criminal 78.

Compared to past years, Mr. Medwid was able to save the city money by retaining more cases in Ontario rather than transferring them to Mansfield.

PUBLIC COMMENTARY

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

CONSIDERATION OF ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 14-68

(THIRD READING) AN ORDINANCE AMENDING SECTION 505.11, HUNTING PROHIBITED, OF THE CODIFIED ORDINANCES OF THIS CITY TO ALLOW FOR IN SEASON BOW HUNTING WITH THE MAYOR'S APPROVAL AND REPEALING ORDINANCES 01-19, 11-12, AND 11-48.

Mr. Arnold read Ordinance No. 14-68 for the third time, by title only.

Mr. Arnold made a motion to adopt Ordinance No. 14-68. Ms. Drake seconded the motion. Hearing no discussion, seven members cast their votes Aye, zero Nay, and Ordinance No. 14-68 was adopted.

RESOLUTION NO. 14 – 17

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.

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Mr. Gallo read Resolution No. 14-17 for the second time, by title only.

RESOLUTION NO. 15-01

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 2015.

Mr. Hairston read Resolution No. 15-01 for the first time, by title only.

RESOLUTION NO. 15-02

A RESOLUTION AUTHORIZING THE SERVICE/SAFETY DIRECTOR TO ADVERTISE FOR COMPETITIVE BIDS AND AWARD A CONTRACT FOR THE ELIZABETH ROAD AND SHANGRI LA LIFT STATION IMPROVEMENT PROJECTS, AND DECLARING AN EMERGENCY.

Mr. Weidemyre read Resolution No. 15-02 for the first time, by title only.

ORDINANCE NO. 15 – 01

AN ORDINANCE AWARDED A CONTRACT TO LEBANON FORD FOR THE PURCHASE OF TWO 2015 FORD UTILITY INTERCEPTORS FOR THE TOTAL SUM OF \$55,740.00 THROUGH THE STATE OF OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES COOPERATIVE PURCHASING PROGRAM, AND DECLARING AN EMERGENCY.

Mrs. Webb made a motion to suspend the rules requiring the reading of Ordinance No. 15-01 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. Mrs. Webb read Ordinance No. 15-01 for the first time, by title only.

Mrs. Webb made a motion to adopt Ordinance No. 15-01. Mr. Weidemyre seconded the motion. Hearing no discussion, seven members cast their votes Aye, zero Nay, and Ordinance No. 15-01 was adopted.

ORDINANCE NO. 15 – 02

AN ORDINANCE DESIGNATING MECHANICS SAVINGS BANK AS A PUBLIC DEPOSITORY OF THE ACTIVE AND INTERIM FUNDS OF THIS CITY FOR THE PERIOD COMMENCING JANUARY 1, 2015 AND ENDING DECEMBER 31, 2018 AND DECLARING AN EMERGENCY.

Mr. Weidemyre made a motion to suspend the rules requiring the reading of Ordinance No. 15-02 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. Ms. Drake read Ordinance No. 15-02 for the first time, by title only.

Ms. Drake made a motion to adopt Ordinance No. 15-02. Mr. Gallo seconded the motion. Hearing no discussion, seven members cast their votes Aye, zero Nay, and Ordinance No. 15-02 was adopted.

ORDINANCE NO. 15 – 03

AN ORDINANCE DESIGNATING FIRST MERIT BANK AS A PUBLIC DEPOSITORY OF THE ACTIVE AND INTERIM FUNDS OF THIS CITY FOR THE

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PERIOD COMMENCING JANUARY 1, 2015 AND ENDING DECEMBER 31, 2019
AND DECLARING AN EMERGENCY.

Mr. Arnold made a motion to suspend the rules requiring the reading of Ordinance No. 15-03 on three separate days. Mr. Hairston seconded the motion. Seven members cast their votes Aye, zero Nay, and the motion to suspend the rules passed. Mr. Earhart read Ordinance No. 15-03 for the first time, by title only.

Mr. Earhart made a motion to adopt Ordinance No. 15-03. Mr. Weidemyre seconded the motion. Hearing no discussion, seven members cast their votes Aye, zero Nay, and Ordinance No. 15-03 was adopted.

ORDINANCE NO. 15 – 04

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

Ms. Drake made a motion to suspend the rules requiring the reading of Ordinance No. 15-04 on three separate days. Mr. Weidemyre seconded the motion. Seven members cast their votes Aye, zero Nay, and the motion to suspend the rules passed. Mr. Arnold read Ordinance No. 15-04 for the first time, by title only.

Mr. Arnold made a motion to adopt Ordinance No. 15-04. Mr. Earhart seconded the motion. Hearing no discussion, seven members cast their votes Aye, zero Nay, and Ordinance No. 15-04 was adopted.

ORDINANCE NO. 15 – 05

AN ORDINANCE ESTABLISHING FEES CHARGED BY THE CITY FOR
VARIOUS SERVICES, REPEALING ORDINANCES 97-9, 01-51, 06-03, 08-05, 09-
17 AND DECLARING AN EMERGENCY.

Ms. Drake made a motion to suspend the rules requiring the reading of Ordinance No. 15-05 on three separate days. Mr. Gallo seconded the motion. Three members cast their votes Aye, four Nays by Mr. Earhart, Mr. Arnold, Mr. Hairston and Mr. Weidemyre, and the motion to suspend the rules failed. Mr. Gallo read Ordinance No. 15-05 for the first time, by title only.

Mr. Wilson responded to questions on the raising of fees and explained the city was not charging enough to cover the burial expenses and the contractor's fees were increased in order to be consistent with other cities.

At 7:29 p.m., there being no further business to come before the meeting, the same was adjourned upon a motion by Mr. Weidemyre with a second by Mr. Arnold and the motion passed unanimously.

Larry C. Collins, President of Council

Cathy VanAuker, Clerk of Council