

Regular

September 7, 2016

Ontario City Council met in regular session on September 7, 2016, 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 Ken Earhart, Eddie Gallo, Dan Zeiter, Mark Weidemyre, Michele Webb, Leo Hess, Mayor Randy Hutchinson, Law Director Andrew Medwid, Service-Safety Director Jeff Wilson, Auditor Mary Ann Hellinger, Recreation Director Janet VanCura and Clerk of Council Cathy VanAuker.

Mr. Weidemyre moved to excuse Larry Arnold from this evening's meeting. Mr. Gallo seconded the motion. Six members cast their votes Aye, zero Nay, and the motion passed.

The minutes of the regular Council meeting of August 17, 2016 were presented for approval. Mr. Zeiter moved to approve the minutes with a second by Mr. Weidemyre. Six members cast their votes Aye, zero Nay, and the motion passed.

Mayor Hutchinson referenced the Proclamation for Prostate Cancer Awareness Month. In lieu of reading the Proclamation in its entirety, Mayor Hutchinson highlighted the fact that one in seven men will be affected by this very serious illness. The Proclamation will be sent to Linda Hoetger, Zero Prostate Cancer Champion/Advocate, who initiated the request.

COMMITTEE REPORTS

Mr. Earhart reported:

- The Strut Your Mutt Festival will be held Saturday at Marshall Park from 9 – 5.
- A Personnel Committee meeting was scheduled for September 14, 2016, at 6:00 p.m.

Mr. Zeiter said he received the August reports from the Auditor and Treasurer. A Finance Committee meeting was set for September 21, 2016 at 5:30 p.m. to begin the 2017 budget process.

Mr. Weidemyre said the Economic Development Committee met earlier this evening in executive session to discuss the potential sale of city property. Following the executive session the Committee discussed the possibility of purchasing additional land for an Industrial Park.

Mrs. Webb announced a Safety Committee meeting for September 21, 2016 at 5:00 p.m.

Mr. Hess had no report.

MAYOR'S REPORT

Mayor Hutchinson presented his report during Caucus.

SERVICE-SAFETY DIRECTOR'S REPORT

Mr. Wilson provided the following update:

Street Paving: Shelly & Sands finished raising the man holes on the streets that were paved last week. This completes the major paving project for this year with just minor repairs remaining. Our crews have sealed all of the newly-paved roads and did crack sealing on Sloboda Avenue, Jacqueline Court and most of W. 4th Street.

Re-Grouting Project: The next area of concentration will be on Milligan Road, north of the park toward Mary Lou Lane, and Park Avenue West from Lewis Road east to the TV Station.

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Rock Road Street Lights: The street lights are installed on Rock Road near Hemlock Place and Ponderosa Avenue.

Waste Water Treatment Plant: The EPA said the proposed stream for the potential WWTP looks good. Next is the required 14-week Dissolved Oxygen Study that will be completed by a Michigan company to determine what type of plant would be acceptable if the overall flow tests are adequate. The first phase of the project is to meet with the EPA to determine exactly what results they expect from the tests.

LAW DIRECTOR'S REPORT

Mr. Medwid had no report.

RECREATION DIRECTOR'S REPORT

Lifeguard Certification Class. Eleven Ontario students took the course and all passed. They will be lifeguarding for the upcoming Family Swims. Two students that do not live in Ontario also took the class.

Summer Recreation. The program went well with 330 students in attendance, which was down from the previous year. The student employees did a great job.

Swim Lessons. Fifty students participated in the swim lessons. Jeni Stewart was in charge of the lessons which went very well. Ontario swim team members assisted.

Honkin Haulin Hands On Trucks. This will take place on Sunday, October 9th, at Marshall Park from 1 – 3 p.m., near the baseball complex. There will be vehicles from the Street Department, Police Department and Fire Department.

Family Swims. The dates are November 7, 14, 21; December 5, 12, 19; January 9, 23, 30; February 6, 13, 27; March 6, 13 and 20th. Two lifeguards will be scheduled each session.

Ontario Community Craft Show. The 40th Annual Craft Show will be held on Saturday, December 3rd, at the Richland County Fairgrounds from 8:30 a.m. – 4:00 p.m. The Ontario Lions Club members will be collecting donations at the door for TOY TIME of Richland County. Last year \$2,480 was collected.

When Mr. Weidemyre asked if OYS could do a comparable report before Council, Mr. Earhart said he asked Mr. Raefeldt for a financial report a week ago so one will be coming soon. Mr. Zeiter said the weekly OYS activities are printed in the Tribune.

PUBLIC COMMENTARY

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

PUBLIC HEARING

At 7:18 p.m., the Public Hearing was opened on the rezone request of approximately 50' x 300' behind Pediatric Consultants, located at 896 N. Lexington-Springmill Road, from R-2 Residential to B Business.

At 7:19 p.m., calling three times and hearing no one who wished to speak, Mr. Collins closed the Public Hearing. Chad Craig of Seiler and Craig Surveying requested the rezone and was in the audience.

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CONSIDERATION OF ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 16-26

(THIRD READING) AN ORDINANCE ADOPTING THE CITY OF ONTARIO'S PERSONNEL POLICY AND PROCEDURE MANUAL, REPEALING ORDINANCE NO. 13-12, AND DECLARING AN EMERGENCY.

Mr. Earhart moved to adopt Ordinance No. 16-26. Mrs. Webb seconded the motion. Hearing no discussion, six members cast their votes Aye, zero Nay, and Ordinance No. 16-26 was adopted.

ORDINANCE NO. 16-28

(SECOND READING) AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$4,010,000, FOR THE PURPOSE OF PAYING THE COSTS OF VARIOUS PUBLIC INFRASTRUCTURE PROJECTS, AND DECLARING AN EMERGENCY.

Mr. Gallo moved to suspend the rules requiring the reading of Ordinance No. 16-28 on three separate days. Mr. Earhart seconded the motion. Six members cast their votes Aye, zero Nay, and the motion to suspend the rules passed. Mr. Zeiter read Ordinance No. 16-28 for the second time, by title only.

Mr. Zeiter moved to adopt Ordinance No. 16-28. Mr. Weidemyre seconded the motion. Hearing no discussion, six members cast their votes Aye, zero Nay, and Ordinance No. 16-28 was adopted.

RESOLUTION NO. 16-06

A RESOLUTION AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO EXECUTE AN AGREEMENT ON BEHALF OF THIS CITY WITH THE STATE OF OHIO DEPARTMENT OF TRANSPORTATION FOR SNOW AND ICE CONTROL ON US 30 WITHIN THE CITY OF ONTARIO, RAMPS TO AND FROM US 30 AND LEXINGTON SPRINGMILL ROAD AND STATE ROUTE 314 WITHIN THE CITY OF ONTARIO.

Mr. Zeiter moved to suspend the rules requiring the reading of Resolution No. 16-06 on three separate days. Mr. Weidemyre seconded the motion. Six members cast their votes Aye, zero Nay, and the motion to suspend the rules passed. Mr. Gallo read Resolution No. 16-06 for the first time, by title only.

Mr. Gallo moved to adopt Resolution No. 16-06. Mrs. Webb seconded the motion. Hearing no discussion, six members cast their votes Aye, zero Nay, and Resolution No. 16-06 was adopted.

RESOLUTION NO. 16-07

A RESOLUTION AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO ADVERTISE FOR BIDS AND AWARD CONTRACTS FOR VARIOUS MATERIALS AND SERVICES NEEDED DURING THE YEAR 2017 AND DECLARING AN EMERGENCY.

Mr. Zeiter moved to suspend the rules requiring the reading of Resolution No. 16-07 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. Earhart read Resolution No. 16-07 for the first time, by title only.

Mr. Earhart moved to adopt Resolution No. 16-07. Mr. Zeiter seconded the motion. Hearing no discussion, six members cast their votes Aye, zero Nay, and Resolution No. 16-07 was adopted.

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ORDINANCE NO. 16-29

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$1,400,000 FOR THE PURPOSE OF PAYING THE COSTS OF REFUNDING BONDS PREVIOUSLY ISSUED BY THE CITY FOR THE PURPOSE OF PAYING THE COSTS OF VARIOUS PUBLIC INFRASTRUCTURE PROJECTS, AND DECLARING AN EMERGENCY.

Mr. Zeiter moved to suspend the rules requiring the reading of Ordinance No. 16-29 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. Weidemyre read Ordinance No. 16-29 for the first time, by title only.

Mr. Weidemyre moved to adopt Ordinance No. 16-29. Mr. Zeiter seconded the motion. Hearing no discussion, six members cast their votes Aye, zero Nay, and Ordinance No. 16-29 was adopted.

ORDINANCE NO. 16-30

AN ORDINANCE IMPOSING A SIX (6) MONTH MORATORIUM ON THE ACCEPTANCE, CONSIDERATION AND/OR GRANTING OF ANY APPLICATIONS FOR LOCAL LICENSING APPROVAL, AND/OR ANY ZONING, OCCUPANCY, OR OTHER PERMITS RELATING TO CULTIVATORS, PROCESSORS OR RETAIL DISPENSARIES OF MEDICAL MARIJUANA WITHIN THE CITY OF ONTARIO, AND DECLARING AN EMERGENCY.

Mrs. Webb moved to suspend the rules requiring the reading of Ordinance No. 16-30 on three separate days. Mr. Zeiter seconded the motion. Six members cast their votes Aye, zero Nay, and the motion to suspend the rules passed. Mrs. Webb read Ordinance No. 16-30 for the first time, by title only.

Mrs. Webb moved to adopt Ordinance No. 16-30. Mr. Weidemyre seconded the motion. Hearing no discussion, six members cast their votes Aye, zero Nay, and Ordinance No. 16-30 was adopted.

ORDINANCE NO. 16-31

AN ORDINANCE REZONING A CERTAIN 50' X 300' PARCEL OF LAND LOCATED DIRECTLY EAST OF 896 NORTH LEXINGTON-SPRINGMILL ROAD FROM R-2-RESIDENTIAL DISTRICT TO B-BUSINESS DISTRICT UPON THE APPLICATION OF PEDIATRIC CONSULTANTS, AND DECLARING AN EMERGENCY.

Mr. Zeiter moved to suspend the rules requiring the reading of Ordinance No. 16-31 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. Hess read Ordinance No. 16-31 for the first time, by title only.

Mr. Hess moved to adopt Ordinance No. 16-31. Mr. Gallo seconded the motion. Hearing no discussion, six members cast their votes Aye, zero Nay, and Ordinance No. 16-31 was adopted.

At 7:25 p.m., there being no further business to come before the meeting, the same was adjourned upon a motion by Mr. Weidemyre, seconded by Mr. Earhart and the motion passed unanimously.