

## Regular

September 15, 2021

Ontario City Council met in regular session on September 15, 2021, in the Municipal Building, with Council President Eddie Gallo presiding. The meeting opened at 7:11 p.m., with the Pledge of Allegiance.

Present during roll call were Council members Ken Earhart, Dave Rehfeldt, Chad Wilford, Josh Bradley, Sherry Branham, Council President Eddie Gallo, Mayor Randy Hutchinson, Law Director Andrew Medwid, Service-Safety Director Jeff Wilson, and Clerk of Council Cathy VanAuker.

The minutes of the regular Council meeting of September 1, 2021 were presented for approval. Hearing no corrections, the minutes were approved as presented.

Dan and Brenda Niss came forward to accept a Certificate of Appreciation from Mayor Hutchinson for being wonderful community partners and funding the 4<sup>th</sup> of July fireworks the past two years.

### **COMMITTEE REPORTS**

Mr. Earhart reported the Utilities Committee met to discuss plans to apply for grants, specifically water line improvements, sewer projects, and I/I improvement design projects. The plan is to seek grant money each year to use toward these projects.

Mr. Bradley said there was a combined Parks and Finance Committee meeting this evening. The Mayor received bids for lights at the ballfields from Tech Line and Musco. The Committee agreed to recommend Musco's bid for \$614,000. The work on the walking path will continue, and the disc golf practice hole was repaired. There has been vandalism at the park recently.

Mr. Bradley moved to approve the Musco bid of \$614,000 for lighting/installation at the Marshall Park ballfields, second by Ms. Branham. Five members cast their votes Aye, zero Nay, and the motion passed.

Ms. Branham reported Chris Salata, Chief Operating Officer for Industrial Commercial Properties, attended Caucus and presented an update at the Ontario Commerce Park. The closing is tomorrow for the purchase of 30 additional acres to the east of the current building along Stumbo Road and south to the wetlands. The additional acreage is needed to accommodate an 87,000 sf expansion plan to the existing building. The city would still have access to the maintenance building. Due to the lack of availability of construction material the project is delayed but should begin in November with anticipated completion in the second quarter of 2022. GPRS (Ground Penetrating Radar Systems) performed a study to evaluate the concrete slab and all indicators confirmed ICP could build on the slab. There is a high demand for the type of building they will develop and rail on the property increases marketability. They are working with Norfolk Southern to extend the rail system. ICP appreciates the support they have received from Ontario.

### **MAYOR'S REPORT**

Mayor Hutchinson reported:

- The Haunted Trail is October 30, 2021. Kid friendly is 5:00 p.m. – 6:30 p.m. The scarier version is 7:30 p.m. – 9:30 p.m. This event is not possible without the help from all of the volunteers.
- Trick or Treat will be Sunday, October 31, 2021, from 5:00 p.m. – 7:00 p.m.
- The Craft Show will be at the Fairgrounds on December 4, 2021, 8:30 a.m. – 3:00 p.m.

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- The spare Bingo machine will be kept as a backup for the Boosters or Senior Center. The machine is very old, doesn't have a board, but could be used if needed.
- The road work on Park Avenue West near Briggs Drive isn't finished. The repair was for a very major waterline break, so they are waiting for it to settle before putting on the final layer of pavement.

#### **SERVICE-SAFETY DIRECTOR'S REPORT**

No report.

#### **LAW DIRECTOR'S REPORT**

Mr. Medwid explained Resolutions 21-13 and 21-14 are for a special annexation to the city. Per ORC 709.023, the city must consider the petition within 20 days of the filing with the County Board of Commissioners. Since the filing was September 2, 2021 the legislative response must be submitted by September 22, 2021.

- Mr. Gallo and Mr. Rehfeldt received calls from neighboring residents concerned about the water issues on property bordering the proposed annexation.
- If action isn't taken this evening a special meeting will need scheduled since the next regular meeting is October 6, 2021, which is past the deadline.

#### **PUBLIC COMMENTARY**

Craig Hunt, 3680 Park Avenue West, came forward to ask the location of the proposed annexation and if the purchases from the COVID money were received or are on back order.

- The request for annexation is on Millsboro Road.
- Touchless drinking fountains, sinks, toilets, and hand dryers (at the parks) were purchased and installed.

#### **CONSIDERATION OF ORDINANCES AND RESOLUTIONS**

##### **RESOLUTION NO. 21-10**

A RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND / OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED, AND DECLARING AN EMERGENCY.  
(Shangri La Loop Waterline Improvements)

Mr. Rehfeldt moved to suspend the reading of Resolution No. 21-10 on three separate days, second by Mr. Earhart. Five members cast their votes Aye, zero Nay, and the motion passed. Mr. Earhart read Resolution No. 21-10 for the first time, by title only.

Mr. Earhart moved to adopt Resolution No. 21-10, second by Ms. Branham. Hearing no discussion, five members cast their votes Aye, zero Nay, and Resolution No. 21-10 was adopted.

##### **RESOLUTION NO. 21-11**

A RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND / OR

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LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED, AND DECLARING AN EMERGENCY.  
(Lascerne Sanitary Lateral Replacements)

Mr. Rehfeldt moved to suspend the reading of Resolution No. 21-11 on three separate days, second by Mr. Bradley. Five members cast their votes Aye, zero Nay, and the motion passed. Mr. Rehfeldt read Resolution No. 21-11 for the first time, by title only.

Mr. Rehfeldt moved to adopt Resolution No. 21-11, second by Ms. Branham. Hearing no discussion, five members cast their votes Aye, zero Nay, and Resolution No. 21-11 was adopted.

## RESOLUTION NO. 21-12

A RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND / OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED, AND DECLARING AN EMERGENCY. (Mabee Road Water Line Improvements)

Ms. Branham moved to suspend the reading of Resolution No. 21-12 on three separate days, second by Mr. Wilford. Five members cast their votes Aye, zero Nay, and the motion passed. Mr. Wilford read Resolution No. 21-12 for the first time, by title only.

Mr. Wilford moved to adopt Resolution No. 21-12, second by Mr. Earhart. Hearing no discussion, five members cast their votes Aye, zero Nay, and Resolution No. 21-12 was adopted.

## RESOLUTION NO. 21-13

A RESOLUTION AUTHORIZING THE EXTENSION OF CITY SERVICES TO AN AREA OF SPRINGFIELD TOWNSHIP, RICHLAND COUNTY, OHIO (PROPOSED TO BE ANNEXED TO THE CITY OF ONTARIO), AND DECLARING AN EMERGENCY.

Mr. Bradley read Resolution No. 21-13 for the first time, by title only.

## RESOLUTION NO. 21-14

A RESOLUTION CONSENTING TO THE ANNEXATION OF A CERTAIN PARCEL OF LAND KNOW AS THE ROE/VENTRE/YARMAN ANNEXATION IN SPRINGFIELD TOWNSHIP, RICHLAND COUNTY, OHIO, TO THE CITY OF ONTARIO, AND DECLARING AN EMERGENCY.

Ms. Branham read Resolution No. 21-14 for the first time, by title only.

## ORDINANCE NO. 21-33

AN ORDINANCE AMENDING ORDINANCE 21-06 KNOWN AS THE PERMANENT APPROPRIATIONS ORDINANCE FOR 2021 BY MAKING ADDITIONAL APPROPRIATIONS IN THE GENERAL FUND, SPECIAL REVENUE FUND AND THE CAPITAL IMPROVEMENT FUND.

Mr. Bradley moved to suspend the reading of Ordinance No. 21-33 on three separate days, second by Mr. Earhart. Five members cast their votes Aye, zero Nay, and the motion passed.

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Mr. Earhart read Ordinance No. 21-33 for the first time, by title only.

Mr. Earhart moved to adopt Ordinance No. 21-33, second by Mr. Wilford. Hearing no discussion, five members cast their votes Aye, zero Nay, and Ordinance No. 21-33 was adopted.

## ORDINANCE NO. 21-34

AN ORDINANCE APPOINTING THE RICHLAND COUNTY GROWTH CORPORATION TO SIGN A REAL ESTATE SALES AGREEMENT AS THE CITY'S AGENT WITH ONTARIO STUMBO I, LLC FOR PROPERTY OWNED BY THE CITY THAT IS NO LONGER NEEDED FOR CITY PURPOSES, AND DECLARING AN EMERGENCY.

Ms. Branham moved to suspend the reading of Ordinance No. 21-34 on three separate days, second by Mr. Rehfeldt. Five members cast their votes Aye, zero Nay, and the motion passed. Mr. Rehfeldt read Ordinance No. 21-34 for the first time, by title only.

Mr. Rehfeldt moved to adopt Ordinance No. 21-34, second by Mr. Wilford. Hearing no discussion, four members cast their votes Aye, zero Nay, one Abstain by Mr. Rehfeldt, and Ordinance No. 21-34 was adopted.

## ORDINANCE NO. 21-35

AN ORDINANCE APPOINTING THE RICHLAND COUNTY GROWTH CORPORATION TO SIGN A FIRST AMENDMENT TO THE OPTION AGREEMENT AS THE CITY'S AGENT WITH INDUSTRIAL COMMERCIAL PROPERTIES LLC FOR PROPERTY OWNED BY THE CITY THAT IS NO LONGER NEEDED FOR CITY PURPOSES, AND DECLARING AN EMERGENCY.

Ms. Branham moved to suspend the reading of Ordinance No. 21-35 on three separate days, second by Mr. Bradley. Five members cast their votes Aye, zero Nay, and the motion passed. Mr. Wilford read Ordinance No. 21-35 for the first time, by title only.

Mr. Wilford moved to adopt Ordinance No. 21-35, second by Mr. Earhart. Hearing no discussion, five members cast their votes Aye, zero Nay, and Ordinance No. 21-35 was adopted.

At 7:48 p.m., Mr. Bradley moved to enter into executive session per ORC 121.22 (G)(1), to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or public official. At roll call, five members voted Aye, zero Nay, and the motion passed.

At 8:17 p.m., Mr. Wilford moved to reconvene into regular session, second by Mr. Bradley.

At 8:18 p.m., there being no further business to come before the meeting, the same was adjourned upon a motion by Mr. Earhart, second by Ms. Branham, and the motion passed.

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Edward J. Gallo, President of Council

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Cathy VanAuker, Clerk of Council