

## Special

September 20, 2021

Ontario City Council met in special session on September 20, 2021, in the Municipal Building, for the purpose of enacting legislation, with Council President Eddie Gallo presiding. The meeting opened at 4:57 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 and Clerk of Council Cathy VanAuker.

Mr. Gallo said the special meeting is to consider legislation for the proposed annexation of property off Millsboro Road that borders the Sugar Maple Lane area. This information was made available in the packet for the September 15, 2021 Council meeting. Concerned residents were informed there would be three readings, allowing them time to attend to express their views, but according to ORC the deadline to submit the legislation to the County Board of Commissioners is prior to the next regular meeting.

- Concerned residents on Sugar Maple Lane emailed Council yesterday stating they were not opposed to the annexation but they were concerned about the water issues, the flooding due to the storm drain back-ups and the water pressure.
- Development of the property would require Planning Commission's approval, which would include any water issues.
- New streets would not be accepted unless they met the city's specifications and inspections.

Mayor Hutchinson will contact the engineer to discuss a feasibility study to determine what improvements would address the water concerns in this area.

- The water pressure is currently above EPA standards.
- If the property owners disturb more than an acre of land they must submit a stormwater plan approved by the EPA.
- If the land is developed, most allotments have a retention pond that could improve the water issues.

Mr. Medwid said Resolution 21-13 specifies the city services provided for the annexation are police and street maintenance. Any other services would be according to the codified ordinances.

- Per ORC 709.023 (C) the city has 20 days from the filing date to submit legislation to the Board specifying services, and per ORC 709.023 (D), 25 days to submit legislation to accept or deny the annexation request. If the city takes no action during the 25 days of the filing date, the annexation is automatically accepted.
- Per ORC 709.023 (F), the Board of County Commissioners has 30-45 days from the filing date to review and approve the petition for annexation.
- Resolutions No. 21-13 and 21-14 state which city services would be provided and if the request for annexation is approved or denied by Council.
- If the County determines the statutory requirements for the petition for annexation are met, they are required to accept the petition.
- Per 709.023 (G), once the Board approves the petition, the petition packet is sent back to City Council for approval. Per ORC 709.04, if nothing happens within 120 days after receiving the packet, the annexation is rejected.

## **CONSIDERATION OF ORDINANCES AND RESOLUTIONS**

### **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.

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Mr. Rehfeldt moved to suspend the reading of Resolution No. 21-13 on three separate days, second by Ms. Branham. Five members cast their votes Aye, zero Nay, and the motion passed. Mr. Earhart read Resolution No. 21-13 for the second time, by title only.

Ms. Branham moved to adopt Resolution No. 21-13, second by Mr. Rehfeldt. Hearing no discussion, four members cast their votes Aye, one Nay by Mr. Wilford, and Resolution No. 21-13 was adopted.

## 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.

Mr. Bradley moved to suspend the reading of Resolution No. 21-14 on three separate days, second by Ms. Branham. Five members cast their votes Aye, zero Nay, and the motion passed. Ms. Branham read Resolution No. 21-14 for the second time, by title only.

Ms. Branham moved to adopt Resolution No. 21-14, second by Mr. Wilford. Hearing no discussion, four members cast their votes Aye, one Nay by Mr. Wilford, and Resolution No. 21-14 was adopted.

At 5:18 p.m., there being no further business to come before the meeting, the same was adjourned upon a motion by Mr. Bradley, 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