

## Regular

December 14, 2022

Ontario City Council met in regular session on December 14, 2022, in the Municipal Building. Clerk of Council Cathy VanAuker opened the meeting at 7:08 p.m., with the Pledge of Allegiance.

Present during roll call were Council members Troy Sapp, Dave Rehfeldt, Kyle Webb, Josh Bradley, Rose Feagin, Mayor Randy Hutchinson, Law Director Andrew Medwid, Service-Safety Director Kris Knapp, and Clerk of Council Cathy VanAuker.

Nominations were taken for a temporary President Pro Tem to preside over this evening's meeting. Mr. Bradley nominated Mr. Rehfeldt, second by Mr. Sapp. Hearing no other nominations, four members voted Aye, one Nay.

The minutes of the regular Council meeting of November 16, 2022 were presented for approval. Hearing no corrections, the minutes were approved as presented.

Mayor Hutchinson invited North Central State College President Dr. Dorey Diab forward to receive a Proclamation honoring the many contributions he made over the years to the community, the county, the school, and his awards.

WHEREAS, the City of Ontario is honored to recognize Doctor Dorey Diab, President of North Central State College for his service to our community.

WHEREAS, Doctor Diab was honored as the Central Region CEO of the Year by the Association of Community College Trustees (ACCT), the second time he has received this prestigious award.

WHEREAS, Doctor Diab has initiated or helped to develop innovative programs at North Central State College such as the Tuition Freedom scholarship, Honors College, the Kehoe Center of Excellence.

WHEREAS, Doctor Diab received approval to deliver two new Bachelor of Science degrees for Applied Engineering Technology and Nursing, an expanded internship program, and the Crawford Success Center in Bucyrus

WHEREAS, Doctor Diab is active in developing, organizing, and supporting state and/or national two year postsecondary education associations, and has published and delivered numerous presentations in the area of two-year postsecondary educational concepts on the local, state and national level.

WHEREAS, Doctor Diab has received numerous awards at the personal level during his presidency at North Central State College. Under his leadership, the college has achieved distinction both locally and nationally and has received multi millions of dollars in grants from federal and state governments in support of our students and staff.

THEREFORE, I, Mayor Randy E. Hutchinson, do hereby honor Doctor Diab for his many accomplishments and service to the City of Ontario and Richland County. I call upon all citizens to help in honoring Doctor Dorey Diab.

IN WITNESS WHEREOF, I have hereunto set my hand this Fourteenth day of December, in the year of our Lord two thousand twenty-two.

Randy Hutchinson, Mayor

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**COMMITTEE REPORTS**

Mr. Sapp scheduled a Parks Committee meeting on January 18, 2023, at 5:30 p.m.

Mr. Rehfeldt reported the Finance Committee met this evening, partly in executive session, then discussed changes to the 2023 temporary budget. Inflation has an effect on the budget, there are no expected increases in staff, and there are two major water/sewer line projects.

Mr. Webb announced a Utilities Committee meeting of the Whole on January 4, 2023, at 5:30 p.m.

**MAYOR'S REPORT**

Mayor Hutchinson reported:

- Recent donations include:
  1. A donation by the Trent Walters Family to purchase a plow for the ATV
  2. Our Workman's Comp Group, Ohio Comp, donated 60 Wal-Mart gift cards, totaling \$1,200, the police used to help families at Thanksgiving and for the Toy Drive.
  3. A used stand-up gun cabinet was donated to the Police Department.
- Chelsia DeRenard was appointed to fill the Ontario vacancy on the Mansfield/Ontario/Richland County Board of Health.
- Two new members will be appointed to the Planning Commission after the beginning of the year to replace outgoing Chair Susan Hellinger and longtime member Mick Motley.
- Columbia Gas sent notice of their 2023 infrastructure project that will increase rates.
- A couple of solar panel companies have expressed interest in the OCP green area along St Rt 309 to develop a solar field. The concern is this is the storm water retention area for the entire property and as OCP grows this area would also need expanded.

**SAFETY DIRECTOR'S REPORT**

Mr. Knapp presented the following updates:

- Information from the Annual Cemetery Report provided by Cemetery Superintendent Justin Sherlock.
- Tim Biglin, Service Department, passed the CDL test this week and will be included in the snow plow rotation. Two more employees will take the CDL test soon.
- Christmas Tree pick-up information will be on the city's Facebook page soon.
- The Salt Shed, Shangri-La project, and 2023 Fuel bids were opened.
- The new gym equipment the Police Department ordered is in. Employees are encouraged to use the facility.
- The Dynergy Electric Aggregation rate increased after the last approved rate of \$ .087 with a \$7,000 green-back program. Today's rate is down to \$.081 for 19 months with a \$10,500 green-back program. This program begins May 2023.

**LAW DIRECTOR'S REPORT**

No report.

**MISCELLANEOUS MATTERS**

Mr. Rehfeldt said Treasurer Jim Hairston is retiring December 31, 2022. Mr. Hairston was on City Council prior to holding the Treasurer's position. Mr. Rehfeldt acknowledged that Mr. Hairston did a very good job as Treasurer and wanted to thank him for his ten years of service to the city, he will be missed.

Anyone interested in the part-time Treasurer's position should contact the Mayor.

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## **PUBLIC COMMENTARY**

Attorney John Spon came forward to represent the residents at Stone Landings Condominiums on Walker Lake Road pertaining to the proposed Planned Unit Development. They are in favor of the new development but they have two concerns: (1) they would like a heightened land barrier, a visual barrier, on the side of the development, south of Walker Lake Road, to separate the commercial aspects of the new development from the residential condominium development and, (2) to protect the property of Stone Landings from a taking of their land to modify Walker Lake Road by eliminating the angles. Council has always been sensitive to protect the interest of the residents, a history of fairness and sensitivity and they are hopeful Council will watch over these issues.

- Planning Commission did not discuss changes to the road.
- A traffic study is almost complete and that will determine if any road changes are necessary.

## **CONSIDERATION OF ORDINANCES AND RESOLUTION**

### **ORDINANCE NO. 22-24**

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH DYNEGY ENERGY SERVICES (EAST), LLC D/B/A DYNEGY ENERGY SERVICES, LLC FOR THE ELECTRIC AGGREGATION PROGRAM, AT A RATE NOT TO EXCEED \$0.0 \_\_\_\_kwh, AND DECLARING AN EMERGENCY.

Ms. Feagin moved to bring Ordinance No. 22-24 back from the table, second by Mr. Sapp. Five members cast their votes Aye, zero Nay, and the motion passed.

Ms. Feagin read Ordinance No. 22-24 for the second time, by title only.

### **ORDINANCE NO. 22-50**

AN ORDINANCE ESTABLISHING TEMPORARY APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF ONTARIO, OHIO FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2023 AND EXPIRING DECEMBER 31, 2023.

Mr. Bradley read Ordinance No. 22-50 for the third time, by title only.

Mr. Bradley moved to adopt Ordinance No. 22-50, second by Mr. Sapp. Five members cast their votes Aye, zero Nay, and Ordinance No. 22-50 was adopted.

### **ORDINANCE NO. 22-51**

AN ORDINANCE AMENDING CHAPTER 1343, LICENSING OF CONTRACTORS AND SUBCONTRACTORS, REPEALING ORDINANCES 06-13 AND 21-15, AND DECLARING AN EMERGENCY.

Mr. Webb read Ordinance No. 22-51 for the second time, by title only.

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## ORDINANCE NO. 22 – 52

AN ORDINANCE AMENDING CHAPTER 1349, UNFIT OR ABANDONED DWELLINGS, UNITS, BUILDINGS, AND STRUCTURES; REPEALING ORDINANCES 87-69, 06-14, AND 07-23; AND DECLARING AN EMERGENCY.

Mr. Sapp read Ordinance No. 22-52 for the second time, by title only.

## ORDINANCE NO. 22-53

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF ONTARIO, OHIO TO CHANGE ZONING OF CERTAIN LAND FROM B-BUSINESS TO PUD- PLANNED UNIT DEVELOPMENT (2577 WALKER LAKE ROAD), AND DECLARING AN EMERGENCY.

Ms. Feagin read Ordinance No. 22-53 for the second time, by title only.

## RESOLUTION NO. 22-16

A RESOLUTION AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO EXECUTE AGREEMENTS FOR MISCELLANEOUS ENGINEERING, SURVEYING AND DRAFTING SERVICES FOR THE YEARS 2023 THROUGH 2027, AND DECLARING AN EMERGENCY.

Mr. Bradley read Resolution No. 22-16 for the first time, by title only.

## ORDINANCE NO. 22-55

AN ORDINANCE APPROVING THE EDITION AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES OF ONTARIO, OHIO, AND DECLARING AN EMERGENCY.

Mr. Webb read Ordinance No. 22-55 for the first time, by title only.

## ORDINANCE NO. 22-56

AN ORDINANCE ESTABLISHING TERMS AND CONDITIONS OF EMPLOYMENT FOR NON-COLLECTIVE BARGAINING UNIT CITY EMPLOYEES, REPEALING ORDINANCE 22-49, AND DECLARING AN EMERGENCY.

Mr. Sapp read Ordinance No. 22-56 for the first time, by title only.

## ORDINANCE NO. 22-57

AN ORDINANCE AMENDING ORDINANCE NO. 22-17 KNOWN AS THE PERMANENT APPROPRIATIONS ORDINANCE FOR 2022.

Ms. Feagin read Ordinance No. 22-57 for the first time, by title only.

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Mr. Rehfeldt extended holiday wishes to everyone and said there will be a Special Council meeting on Monday to pass legislation.

At 7:43 p.m., there being no further business to discuss, the meeting was adjourned.

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Edward J. Gallo, President of Council

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Cathy VanAuker, Clerk of Council