

Regular

November 1, 2023

Ontario City Council met in regular session on November 1, 2023, in the Municipal Building with Council President Eddie Gallo presiding. The meeting opened at 7:24 p.m. President Gallo asked Veterans Ashland Butcher and Marc Vanerio to lead the Pledge of Allegiance.

Present during roll call were Council members Troy Sapp, Dave Rehfeldt, Kyle Webb, Sherry Branham-Fonner, Rose Feagin, Nathan Sunderland, Council President Eddie Gallo, Mayor Randy Hutchinson, Law Director Andrew Medwid, Service-Safety Director Kris Knapp, and Clerk of Council Cathy VanAuker.

The minutes of the regular Council meeting of October 18, 2023 were presented for approval. Hearing no corrections, the minutes were approved as presented.

President Gallo presented the first Ontario military banner, honoring Army Veteran Ashland Butcher. In the spring, military banners will be displayed along Lex-Springmill Road.

COMMITTEE REPORTS

Mr. Sapp scheduled a Parks Committee meeting on November 15, 2023 at 5:00 p.m. One topic of discussion will be moving the VFW tank to Marshall Park and the exact location of where to place the tank. This information is needed to complete the paperwork.

Mr. Rehfeldt said there will be a Finance Committee of the Whole meeting to discuss the budget on November 15, 2023 at 5:30 p.m. He will meet with the Mayor on Friday to discuss specific line items.

Mrs. Branham-Fonner said the Personnel Committee will meet immediately following the Council meeting on November 15, 2023 to discuss Ordinance 23-04.

Ms. Feagin announced a Streets Committee meeting on December 13, 2023 at 5:30 p.m.

MAYOR'S REPORT

No report.

SERVICE-SAFETY DIRECTOR'S REPORT

Director Knapp provided updates:

- During Caucus, K.E. McCartney Engineer Mar Rufener explained the Menards Stop Work Order. Menards representatives will be invited to the next Council meeting.
- There have been two water breaks in 24 hours. The break on S. Lex-Springmill is the waterline that will be replaced. The second break on N. Lex-Springmill is in the middle of the road with 4 inches of asphalt and 6 inches of concrete.
- The lowest bid on the S. Lex-Springmill waterline project was \$100,000 less than the projected cost of the project. At the next meeting he will ask Council for a recommendation to award the bid.
- Director Knapp attended ODOT training on how to obtain project funding. He will present a couple of grant opportunities at the Parks Committee meeting. The grants they apply for now won't become available until 2025-2027.
- November 17th is the final day for leaf pick-up, contingent upon weather.
- The salt shed is finished. Salt will be stored in the shed once the signed documents are received.

LAW DIRECTOR'S REPORT

No report.

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PUBLIC COMMENTARY

Craig Hunt, 3680 Park Avenue West, asked for more clarification on how the Menards Stop Work Order can be lifted when there are ongoing problems that need fixed. Law Director Medwid explained the Stop Work Order was for specific items, the plan approval is for additional items beyond what is listed in the work order.

Robin Vanerio, 1883 Walker Lake Road, would like Menards to be responsible for correcting the issues with the neighboring properties and was opposed that the homeowners would need to hire an attorney to file a civil suit against something that should have been controlled from the beginning.

President Gallo said he wanted representatives from Menards to attend the next Council meeting to further discuss the ongoing situation the homeowners are experiencing.

PUBLIC HEARING

At 7:52 p.m. the public hearing was opened to add Section 1145.39 Construction Hours to the City Zoning Code.

At 7:53 p.m., seeing that no one signed in to speak, the public hearing was closed.

CONSIDERATION OF ORDINANCES AND RESOLUTION

ORDINANCE NO. 23-04

AN ORDINANCE ESTABLISHING TERMS AND OF FOR NON-COLLECTIVE BARGAINING UNIT CITY, REPEALING ORDINANCE 22-56, AND DECLARING AN EMERGENCY.

Mr. Sapp moved to return Ordinance No. 23-04 to the Personnel Committee, second by Mr. Rehfeldt. Five members cast their votes Aye, one Nay by Mr. Webb, and the motion passed.

ORDINANCE NO. 23-17

AN ORDINANCE AMENDING CHAPTER 507-CIVIL EMERGENCIES, SECTION 507.03- PROCLAMATION.

Mr. Rehfeldt read Ordinance No. 23-17 for the third time, by title only.

Mr. Rehfeldt moved to adopt Ordinance No. 23-17, second by Mr. Sunderland. Six members cast their votes Aye, zero Nay, and Ordinance No. 23-17 was adopted.

ORDINANCE NO. 23-18

AN ORDINANCE ESTABLISHING WAGES AND SALARIES FOR NON-COLLECTIVE BARGAINING UNIT EMPLOYEES OF THIS CITY, REPEALING ORDINANCE NO. 22-48, AND DECLARING AN EMERGENCY.

Mr. Webb Ordinance No. 23-18 for the third time, by title only.

Mr. Webb moved to adopt Ordinance No. 23-18, second by Mr. Sapp. Six members cast their votes Aye, zero Nay, and Ordinance No. 23-18 was adopted.

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RESOLUTION NO. 23-12

A RESOLUTION AUTHORIZING THE CITY TO ENTER INTO AN AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION TO PERFORM REACTIVE BRIDGE REHABILITATION TO THE BRIDGE ON US ROUTE 30 UNDER HOME ROAD.

Ms. Feagin moved to suspend the reading of Resolution No. 23-12 on three separate days, second by Mr. Webb. Six members cast their votes Aye, zero Nay, and the motion passed. Mrs. Branham-Fonner read Resolution No. 23-12 for the second time, by title only.

Mrs. Branham-Fonner moved to adopt Resolution No. 23-12, second by Mr. Sapp. Six members cast their votes Aye, zero Nay, and Resolution No. 23-12 was adopted.

ORDINANCE NO. 23-19

AN ORDINANCE REZONING ONE (1) PARCEL, LOCATED AT WALKER LAKE ROAD FROM -MEDIUM DENSITY RESIDENTIAL DISTRICT TO R3-HIGH DENSITY RESIDENTIAL DISTRICT, AND DECLARING AN EMERGENCY.

Ms. Feagin read Ordinance 23-19 for the second time, by title only.

ORDINANCE NO. 23-20

AN ORDINANCE AUTHORIZING THE EXECUTION OF A COMMUNITY REINVESTMENT AREA AGREEMENT; AND DECLARING AN EMERGENCY.

Mr. Sunderland moved to suspend the reading of Ordinance No. 23-20 on three separate days, second by Mr. Sapp. Six members cast their votes Aye, zero Nay, and the motion passed. Mr. Sunderland read Ordinance No. 23-20 for the second time, by title only.

Mr. Sunderland moved to adopt Ordinance No. 23-20, second by Mrs. Branham-Fonner. Six members cast their votes Aye, zero Nay, and Ordinance No. 23-20 was adopted.

ORDINANCE NO. 23-21

AN ORDINANCE AUTHORIZING THE EXECUTION OF AN ECONOMIC DEVELOPMENT INCENTIVE AGREEMENT; AND DECLARING AN EMERGENCY.

Ms. Feagin moved to suspend the reading of Ordinance No. 23-21 on three separate days, second by Mr. Webb. Six members cast their votes Aye, zero Nay, and the motion passed. Mr. Sapp read Ordinance No. 23-21 for the second time, by title only.

Mr. Sapp moved to adopt Ordinance No. 23-21, second by Mr. Sunderland. Six members cast their votes Aye, zero Nay, and Ordinance No. 23-21 was adopted.

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ORDINANCE NO. 23-22

AN ORDINANCE AUTHORIZING THE EXECUTION OF A FIRST AMENDMENT TO A COMMUNITY REINVESTMENT AREA AGREEMENT; AND DECLARING AN EMERGENCY.

Mr. Rehfeldt read Ordinance No. 23-22 for the first time, by title only.

ORDINANCE NO. 23-23

AN ORDINANCE AMENDING CHAPTER 1145 GENERAL PROVISIONS, BY ADDING SECTION 1145.39 HOURS OF CONSTRUCTION, AND DECLARING AN EMERGENCY.

Mr. Webb moved to suspend the reading of Ordinance No. 23-23 on three separate days, second by Mr. Sunderland. Six members cast their votes Aye, zero Nay, and the motion passed. Mr. Webb read Ordinance No. 23-23 for the first time, by title only.

Mr. Webb moved to adopt Ordinance No. 23-23, second by Mr. Sunderland. Five members cast their votes Aye, one Nay by Mr. Rehfeldt, and Ordinance No. 23-23 was adopted.

ORDINANCE NO. 23-24

AN ORDINANCE ESTABLISHING TEMPORARY APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF ONTARIO, OHIO FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2024 AND EXPIRING DECEMBER 31, 2024.

Ms. Feagin moved to suspend the reading of Ordinance No. 23-24 on three separate days, second by Mr. Sunderland. Six members cast their votes Aye, zero Nay, and the motion passed.

Mrs. Branham-Fonner moved to strike the motion, seconded by Mr. Sapp. Six members cast their votes Aye, zero Nay, and the motion passed.

Mrs. Branham-Fonner read Ordinance No. 23-24, for the first time, by title only.

At 8:01 p.m., there being no further business to discuss, the meeting was adjourned upon a motion by Mrs. Branham-Fonner, second by Mr. Sapp.

Edward J. Gallo, President of Council

Cathy VanAuker, Clerk of Council