

Regular

June 15

2006

Ontario City Council met in regular session on June 15, 2006, in the City Offices, with Council President, Mr. Dave Metzger presiding. The meeting opened at 7:03 p.m. with the Pledge of Allegiance.

The following persons were in attendance when roll was called: Council members Matt Finfgeld, Dan Zeiter, Carol Shrader, Bobby Shook, Debbie Konczak, Mark Weidemyre, and Charlotte Hellinger; Council President Mr. Metzger; Mayor Kenneth Bender; Service/Safety Director Chuck Au; and Clerk of Council Cathy VanAuker. A number of interested citizens were present in the audience.

The minutes of the regular Council meeting of June 1, 2006, were presented for approval. Mr. Finfgeld made a motion to approve the minutes. Mr. Zeiter seconded the motion. At roll call, six members voted Aye, zero Nay, and one Abstain by Mrs. Hellinger and the motion passed.

PUBLIC COMMENTARY

Mr. Metzger opened the Public Commentary portion of the meeting. Hearing no one who wished to speak before Council, this segment was closed.

COMMITTEE REPORTS

Mr. Shook announced a Personnel meeting on Monday, June 26, at 5:30 p.m.

Mrs. Konczak scheduled a Finance meeting in conjunction with the Personnel meeting on Monday, June 26, at 5:30 p.m.

Mr. Finfgeld, Mr. Zeiter, Mrs. Shrader and Mr. Weidemyre had no report this evening.

Mrs. Hellinger asked Mr. Au if the playground equipment the Parks Committee recommended has been ordered. Mr. Au commented the suggestion is under consideration and because he did not have the material with him, he invited Mrs. Hellinger to visit him at his office if she would like more information.

MAYOR'S REPORT

Mayor Bender reported on several items.

- The Mayor's Court Report for the month of May totaled \$22,476 in costs and fees.
- The Richland County Transfer Station located at 521 Newman Street is conducting a paint only collection day on June 24 from 10 a.m. to 2 p.m.

At this time, Mayor Bender asked Dispatcher Debra Magers to come forward and be recognized for her upcoming retirement effective June 30. Mayor Bender read the Proclamation that was presented to Dispatcher Magers.

Debra A. Magers Day

It is the privilege and honor for the Mayor of the City of Ontario to give praise and special recognition to Debra A. Magers; and

Whereas, Debra deserves a standing ovation for her twenty three plus years of dedicated service which began with her appointment as a police dispatcher with the Ontario Police Department on May 31, 1983; and

Whereas, Dispatcher Magers has given a total of over thirty years public police work and has earned the respect and friendship of her fellow workers and of numerous others; and

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Whereas, Debra A. Magers has been recognized for her recommendations to the Ohio Bureau of Motor Vehicles; and

Whereas, Debra had also been recognized by the Ohio Bureau of Criminal Identification and Investigation for her excellent work in organizing a CCH Training Class held at the Ontario facility on February 28, 1990; and

Now, therefore as Mayor of the City of Ontario, I do hereby proclaim June 30, 2006 as Debra A. Magers Day in the City of Ontario and urge all citizens to remember the distinguished and valuable role that Debra has played in our community.

In witness whereof, I have hereunto
Set my hand and caused the seal of
the City of Ontario to be affixed this
15th Day of May, in the year of our
Lord Two Thousand and Six.

Kenneth A. Bender, Mayor

Captain Dale Myers and Mr. Metzger also expressed their appreciation and offered words of encouragement and gratitude to Dispatcher Magers.

SERVICE/SAFETY DIRECTOR'S REPORT

Mr. Weidemyre asked Mr. Au if he was aware of what happened to the original Miss Ontario tiara. Mr. Au explained that he didn't know exactly what happened, but it was damaged. A new tiara was purchased today which will be used for the Miss Ontario pageant on June 24.

LAW DIRECTOR'S REPORT

Mrs. Thomas announced a special meeting of the Planning Commission on June 22, 2006 at 11:00 a.m. in the Community Room. This meeting is for the request by Mr. Roger Marvicsin of R & B Investments of 791 Springmill Street, Mansfield, Ohio, 44903, requesting a rezone of Parcel 038-60-160-08-002 consisting of 15.9635 acres on Walker Lake Road from R-1 Low Density Residential to R-3 High Density Residential.

Mrs. Thomas stated she will attend the Ohio Municipal Attorneys Association conference in Columbus July 19-21. Some of the topics for discussion this year are annexation, development, telecommunications, cable franchises, right-of-way issues, Asian flu, case law, employment law, legislative updates, eminent domain issues and public contracts. An issues panel will discuss a variety of items which will include council procedures. Also, planning, zoning and regulatory topics will be addressed.

OTHER REPORTS

Mr. Zeiter read the Public Hearing Notice scheduled for August 3, 2006.

Notice is hereby given that public hearings will be held before the Council of the City of Ontario, Ohio, at 7:00 p.m. on Thursday, August 3, 2006 at the Charles K. Hellinger Ontario Municipal Building, 555 North Stumbo Road, Ontario, Ohio, upon a proposal to amend the City Zoning Ordinance as follows:

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1. Application to rezone the following properties located on the south side of Park Avenue West from OS Office Service District to B Business District:

Permanent Parcel #038-60-214-13-000, 038-60-214-12-000, 038-60-214-11-000 located at 2071 Park Avenue West/Creston and owned by CPLP Inc.

Permanent Parcel #038-60-219-11-000 located at 2059 Park Avenue West and owned by Dorothy Arlene Hogue and Beverly Shultz.

Permanent Parcel #038-60-221-14-000 located at 2051 Park Avenue West and owned by James and Jan Bivens.

Permanent Parcel #038-60-215-18-012 located at 2031 Park Avenue West and owned by Rusty V. Whiteamire, Trustee.

The City Planning Commission has recommended in favor of this rezone.

All persons interested in these issues are invited to attend and express their views.

PUBLIC HEARING

AMENDING SECTIONS 1145.28(h), 1115.05 AND 1121.05 OF THE CODIFIED ORDINANCES OF THE CITY OF ONTARIO, OHIO.

At 7:17 p.m., Mr. Metzger opened the Public Hearing portion of the meeting, noting there were no signatures on the sign-in sheet and asking again if anyone wished to speak. Hearing no one who wished to speak, this portion of the meeting was closed at 7:18 p.m.

ORDINANCE NO. 06-20 - (SECOND READING) AUTHORIZING THE SERVICE/SAFETY DIRECTOR TO ADVERTISE FOR COMPETITIVE BIDS AND THE AWARDED OF A CONTRACT FOR THE PURCHASE OF THREE GM MID-SIZE SPORT UTILITY VEHICLES AND DECLARING AN EMERGENCY.

Mr. Finfgeld made a motion to suspend the rules requiring the reading of Ordinance No. 06-20 on three different days. Mr. Shook seconded the motion. At roll call four members voted Aye, three Nay votes by Mr. Zeiter, Mr. Weidemyre and Mrs. Hellinger, and the motion to suspend the rules failed.

Mr. Shook read Ordinance No. 06-20 for the second time, by title only.

ORDINANCE NO. 06-22 - (SECOND READING) AMENDING ORDINANCE 06-07 KNOWN AS THE PERMANENT APPROPRIATION ORDINANCE FOR 2006 BY MAKING AN ADDITIONAL APPROPRIATION FOR THE GENERAL FUND, STREET CONSTRUCTION & MAINTENANCE FUND, WATERWORKS FUND, AND SANITARY SEWER FUND.

Mr. Finfgeld made a motion to suspend the rules requiring the reading of Ordinance No. 06-22 on three different days. Mr. Shook seconded the motion. At roll call, five members voted Aye and two Nay votes by Mrs. Konczak and Mr. Weidemyre, and the motion to suspend the rules failed.

Mrs. Konczak read Ordinance No. 06-22 for the second time, by title only.

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ORDINANCE NO. 06-15 - AMENDING SECTIONS 1145.28 (h), 1115.05 AND 1121.05 OF THE CODIFIED ORDINANCES OF THE CITY OF ONTARIO, OHIO.

Mr. Finfgeld made a motion to suspend the rules requiring the reading of Ordinance No. 06-15 on three different days. Mr. Zeiter seconded the motion. At roll call, seven members voted Aye, zero Nay, and the motion passed. Mr. Weidemyre read Ordinance No. 06-15, by title only.

Mr. Finfgeld made a motion to adopt Ordinance No. 06-15, seconded by Mr. Zeiter. Seven members cast their votes Aye, zero Nay, and the motion was adopted.

At 7:21 p.m., there being no further business to come before the meeting, the same was adjourned upon a motion by Mr. Shook, and a second by Mr. Finfgeld. At roll call, seven members voted Aye, zero Nay, and the motion to adjourn passed.

President of Council

Clerk of Council