

## Regular

September 6

2007

Ontario City Council met in regular session on September 6, 2007 in the City Offices, with Council President Dave Metzger presiding. The meeting opened at 7:00 p.m. with the Pledge of Allegiance.

The following persons were in attendance when roll was called: Council members Bobby Shook, Charlotte Hellinger, Paul Williams, Mark Weidemyre, Debbie Konczak, Dan Zeiter and Carol Shrader; Mr. Metzger; Mayor Kenneth Bender; Law Director Rebecca Thomas; 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 August 16, 2007 were presented for approval. Mr. Williams made a motion to approve the minutes. Mr. Weidemyre seconded the motion. At roll call, seven members voted Aye, zero Nay, and the motion to approve the minutes passed.

### **PUBLIC COMMENTARY**

Calling twice and hearing no one who wished to speak, Mr. Metzger closed the Public Commentary portion of the meeting.

### **COMMITTEE REPORTS**

Mrs. Shrader commented on the Parks Committee meeting held earlier this evening where they discussed obtaining grant money for park improvements. Some of the proposed project ideas included a skate park, jogging track, ballfield lighting and clearing trees on the nature trail. Mayor Bender will obtain pricing for each project then the Committee will meet again to decide which grants to apply for by the February deadline.

Mr. Shook, Mrs. Hellinger, Mr. Williams, Mr. Weidemyre, Mrs. Konczak, and Mr. Zeiter had no report this evening.

### **MAYOR'S REPORT**

Mayor Bender provided updates on several items:

- The monthly Zoning report revealed twenty-seven transactions totaling \$1,621.75 in fees with an accumulative valuation of properties that was increased by \$5,141,100, mostly stemming from the Menards project.
- The City received 37 calls from residents who received flood damage. This has been declared a national disaster area and anyone who requires assistance should contact FEMA at 1-800-262-FEMA to register and begin the claims process. Approximately 2,000 properties were damaged in the Mansfield area with part of Shelby being devastated.
- The Department of Insurance issued a warning to be aware of scam artists preying on flood victims by offering their assistance and alerted property owners to substantiate contractors prior to hiring them to do work.
- Anyone who encounters problems during their claim process should contact Congressman Jim Jordan at his Mansfield office located at 24 W. 3<sup>rd</sup> St., 419-522-5757.
- The Ontario Police Department's Command Center was sent to Shelby when Chief Smith received a call from the Shelby Police Department informing him their City Hall was underwater and all communication was lost. All of the police and fire lines were established in fifteen minutes and the Command Center remained in Shelby operating 24 hours per day for four days. Officer Major was called in to assist on the Allied Special Operations Response Team to offer support to the Shelby police along with the National Guard.
- Three days later, the Command Center was requested by the Lexington Police Department for a negotiation situation.

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- Shelby Mayor, Jim Henkel, is undergoing chemotherapy for the next three to four weeks and while he is in isolation he can not receive cards, flowers or visits. Ontario is offering their services to help Shelby officials in any way possible.

In response to Mr. Weidemyre's question if the City is offering any debris pick-up to local residents, Mayor Bender stated, based on the initial pre-assessment information the decision was made not to provide pick-up. Mansfield and Shelby were devastated and provided debris pick-up to prevent health hazards. Mayor Bender commended Milliron Industries for their tremendous effort in gathering the refuse that resulted from the flood. Anyone interested in helping should contact the Shelby Hotline. A Disaster Recovery Center has also been established at the Shelby YMCA on W. Smiley Avenue.

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

Mr. Au commented on the outpouring of support from all over the state to the Shelby area. Many did not have insurance or the appropriate insurance to cover the extent of the damage to their homes. If the cost to repair the home was more than 50% the owner must either raise the house and rebuild or destroy the home.

Mr. Au provided an update on the paving projects.

- The 2006 projects are now completed. Rudy Road was resurfaced this week with the exception of the striping.
- The 2007 projects are also completed but the street needs swept along with a few minor corrections behind the curb where the dirt settled.
- The engineering for the 2008 projects is nearly completed and a cost estimate is ready to submit for the 2008 budget.
- The Lindaire Sewer Project paving is completed.
- The Walker Lake Road improvements were made as far west as Rock Road and was done in cooperation with the County.

Mr. Au updated Council on the sewer projects.

- Work is being done on the twenty-four illegal connections that resulted in the discovery program on the west end of town. Approximately one-third have been completed, are nearly completed or have an agreement to complete. Most of them should be finished by the end of the year.
- The Spring Village Sewer Repair Project was started and should be completed within a couple of weeks.
- The engineering work on the I&I Project is completed and bids will be taken on September 28. This is the first phase of a two phase project.

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

Mrs. Thomas had no report.

### **MISCELLANEOUS MATTERS**

Mr. Williams made a motion to support the National Auto Sport Association by giving \$1,000 to the Richland Racing Hospitality Committee. This contribution has been done for years and raises a tremendous amount of money for the community. Mr. Shook seconded the motion. At roll call, seven members voted Aye, zero Nay, and the motion passed.

Mr. Weidemyre made a motion to go out for a 0% loan and/or grants for the Rock Road Lift Station improvements for 2008 to complete the I&I Project. Mr. Williams seconded the motion. At roll call, seven members voted Aye, zero Nay, and the motion passed.

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Mr. Shook made a motion to revoke the conditional sign license granted to Shafer Nursery at the corner of 4<sup>th</sup> and Mabee Road due to the City not having authority over said property. Mr. Williams seconded the motion. At roll call, six members voted Aye, one Nay by Mr. Zeiter, and the motion passed.

## **CONSIDERATION OF ORDINANCES AND RESOLUTIONS**

### **RESOLUTION NO. 07-16**

A RESOLUTION AUTHORIZING THE SERVICE/SAFETY DIRECTOR TO ADVERTISE FOR COMPETITIVE BIDS AND AWARD A CONTRACT FOR HOSPITALIZATION AND PRESCRIPTION DRUG INSURANCE, FOR CITY OF ONTARIO EMPLOYEES.

Mr. Williams made a motion to suspend the rules requiring the reading of Resolution No. 07-16 on three separate days. Mr. Shook seconded the motion. At roll call, five members voted Aye, two Nay votes by Mr. Weidemyre and Mr. Zeiter, and the motion to suspend the rules failed. Mr. Weidemyre read Resolution No. 07-16 for the first time, by title only.

### **ORDINANCE NO. 07-31**

AN ORDINANCE AMENDING ORDINANCE 07-12 KNOWN AS THE PERMANENT APPROPRIATION ORDINANCE FOR 2007 BY MAKING ADDITIONAL APPROPRIATIONS TO THE GENERAL FUND.

Mr. Shook made a motion to suspend the rules requiring the reading of Ordinance No. 07-31 on three separate days. Mr. Williams seconded the motion. At roll call, seven members voted Aye, zero Nay, and the motion to suspend the rules passed. Mrs. Konczak read Ordinance No. 07-31 for the second time, by title only.

Mrs. Konczak made a motion to adopt Ordinance No. 07-31. Mr. Williams seconded the motion. Hearing no discussion, seven members cast their votes Aye, zero Nay, and Ordinance No. 07-31 was adopted.

At 7:23 p.m., there being no further business to come before the meeting, the same was adjourned upon a motion by Mr. Williams, and a second by Mr. Shook. At roll call, seven members voted Aye, zero Nay, and the motion to adjourn passed.

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President of Council

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Clerk of Council