

Regular

July 24

2008

Ontario City Council met in regular session on July 24, 2008 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 Mark Weidemyre, Leon Blackwell, Barry Lewis, Charlotte Hellinger, Paul Williams, and Joseph W. Cinadr; Mr. Metzger; Mayor Kenneth Bender; Law Director Rebecca Thomas; Service/Safety Director Charles Au; and Clerk of Council Cathy VanAuker. A number of interested citizens were present in the audience.

Mr. Lewis made a motion to excuse Mr. Zeiter from this evening's meeting. Mr. Blackwell seconded the motion. At roll call, six members voted Aye, zero Nay, and the motion passed.

The minutes of the regular Council meeting of July 10, 2008 were presented for approval. Mr. Blackwell made a motion to approve the minutes and Mr. Weidemyre seconded the motion. At roll call, five members voted Aye, zero Nay, one Abstain by Mr. Williams, and the motion to approve the minutes passed.

#### **PUBLIC COMMENTARY**

Hearing no one who wished to speak, Mr. Metzger closed the Public Hearing portion of the meeting.

#### **COMMITTEE REPORTS**

Mr. Blackwell reported the Personnel Committee met on July 18, 2008, to consider the bonding requirements for City employees. The discussion will continue during a Personnel Committee meeting scheduled for August 4, 2008, at 3:00 p.m. Mr. Blackwell anticipates corresponding legislation will be presented before Council at the next meeting on August 14, 2008.

Mr. Lewis commented on the Safety Committee meeting held July 18, 2008, where they reviewed Ordinance No. 08-24, regarding the auxiliary/reserve unit for the Police Department. The Chief of Police attended the meeting and offered clarification by responding to several questions. The legislation will be presented this evening.

Mr. Williams stated the Utilities Committee met earlier this evening. A full report will be given at the next Council meeting.

Mr. Cinadr commented, the minutes for the Economic Development Committee meeting held July 10, 2008 will be distributed. The next Economic Development meeting will be August 14, 2008, at 5:30 p.m.

Mr. Weidemyre and Mrs. Hellinger had no report this evening.

#### **MAYOR'S REPORT**

Mayor Bender updated Council on St. Rt. 309 East which is scheduled to open on Monday, July 28<sup>th</sup>. The Home Road bridge is tentatively planned to open on July 31<sup>st</sup> after the bridge anchors are set and paved.

Mayor Bender suggested residents look at the Home Road North extension and the widening of the intersection at Home Road/Walker Lake Road. The road should open as soon as the paving, lining, and the curb and gutter have been completed.

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**SERVICE/SAFETY DIRECTOR'S REPORT**

Mr. Au had no report.

**LAW DIRECTOR'S REPORT**

Mrs. Thomas attended the Ohio Municipal Attorney's Association meetings last week. She will share the information and changes to the State law during Committee meetings in the upcoming months

**MISCELLANEOUS MATTERS**

RESOLUTION NO. 08-08 – A RESOLUTION AUTHORIZING THE SERVICE/SAFETY DIRECTOR TO ACCEPT BID AND AWARD A CONTRACT FOR THE I&I PROGRAM FOR ONTARIO ROCK ROAD DRAINAGE AREA.

Mr. Weidemyre made a motion to bring Resolution No. 08-08, which was sent to the Utilities Committee at the last Council meeting, back to the floor. Mr. Cinadr seconded the motion. Six members voted Aye, zero Nay, and the motion passed.

Mr. Weidemyre made a motion to suspend the rules requiring the reading of Resolution No. 08-08 on three separate days. Mr. Williams seconded the motion. Six members cast their votes Aye, zero Nay, and the motion to suspend the rules passed. Mr. Weidemyre read Resolution No. 08-08, by title only.

Mr. Weidemyre made a motion to adopt Resolution No. 08-08. Mr. Blackwell seconded the motion. Six members cast their votes Aye, zero Nay, and Resolution No. 08-08 was adopted.

ORDINANCE NO. 08-24 - AN ORDINANCE AMENDING SECTION 139.11 (a)(b)(c)(d)(e)(f)(g)(h)(i) OF THE CODIFIED ORDINANCES, AND DECLARING AN EMERGENCY.

Mr. Lewis made a motion to bring Ordinance No. 08-24 back to the floor. Mr. Cinadr seconded the motion. Six members cast their votes Aye, zero Nay, and the motion passed.

Mr. Lewis made a motion to suspend the rules requiring the reading of Ordinance No. 08-24 on three separate days. Mr. Williams seconded the motion. Six members cast their votes Aye, zero Nay, and the motion to suspend the rules passed. Mr. Lewis read Ordinance No. 08-24, by title only.

Mrs. Hellinger made a motion to adopt Ordinance No. 08-24. Mr. Williams seconded the motion. Six members cast their votes Aye, zero Nay, and Ordinance No. 08-24 was adopted.

Mr. Metzger announced the grand opening of Richland Embroidery on July 25<sup>th</sup> at 12:30 p.m.

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**CONSIDERATION OF ORDINANCES AND RESOLUTIONS**

## RESOLUTION NO. 08-11

A RESOLUTION AUTHORIZING THE SERVICE/SAFETY DIRECTOR TO ENTER INTO A CONTRACT WITH ~~FRIENDS BUSINESS SOURCE~~ *INTEGRYS ENERGY AND IGS ENERGY* FOR COUNTY GOVERNMENT CENTRAL PURCHASING.

Mr. Williams made a motion to suspend the rules requiring the reading of Resolution No. 08-11 on three separate days. Mr. Cinadr seconded the motion. Six members cast their votes Aye, zero Nay, and the motion to suspend the rules passed. Mr. Cinadr read Resolution No. 08-11, by title only.

Mrs. Thomas interjected that Resolution No. 08-11 needed to be amended to show the contract is not with Friends Business Source but is with Integrys Energy and IGS Energy. Mr. Cinadr made a motion to amend Resolution No. 08-11 by changing the title to replace *Friends Business Source* with *Integrys Energy and IGS Energy*. Mr. Williams seconded the motion. Six members voted Aye, zero Nay, and the motion to amend the title passed.

Mr. Cinadr made a motion to adopt Resolution No. 08-11 as amended. Mr. Lewis seconded the motion. Six members cast their votes Aye, zero Nay, and Resolution No. 08-11 was adopted.

## ORDINANCE NO. 08-30

AN ORDINANCE AMENDING ORDINANCE 08-27 OF THE CITY OF ONTARIO, OHIO.

Mr. Williams made a motion to suspend the rules requiring the reading of Ordinance No. 08-30 on three separate days. Mrs. Hellinger seconded the motion. Six members cast their votes Aye, zero Nay, and the motion to suspend the rules passed. Mrs. Hellinger read Ordinance No. 08-30, by title only.

Mr. Williams made a motion to adopt Ordinance No. 08-30. Mr. Blackwell seconded the motion. Six members cast their votes Aye, zero Nay, and Ordinance No. 08-30 was adopted.

Mr. Metzger explained this amends Ordinance No. 08-27 stating when petitions were to be turned in to the Board of Elections. Per the Secretary of State the correct deadline to submit a petition for the charter commission is August 21, 2008, at 4:00 p.m. Twenty-five signatures of registered voters are required on the petition. Mrs. Thomas dispelled that more than one person's name running for the commission could appear on a single petition; each person must have their own petition.

## ORDINANCE NO. 08-31

AN ORDINANCE AMENDING ORDINANCE 08-11 KNOWN AS THE PERMANENT APPROPRIATION ORDINANCE FOR 2008 BY MAKING ADDITIONAL APPROPRIATIONS TO THE GENERAL FUND.

Mr. Lewis made a motion to suspend the rules requiring the reading of Ordinance No. 08-31 on three separate days. Mr. Cinadr seconded the motion. Six members cast their votes Aye, zero Nay, and the motion to suspend the rules passed. Mr. Williams read Ordinance No. 08-31, by title only.

Mr. Williams made a motion to adopt Ordinance No. 08-31. Mr. Blackwell seconded the motion. Six members cast their votes Aye, zero Nay, and Ordinance No. 08-31 was adopted.

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ORDINANCE NO. 08-32

AN ORDINANCE AUTHORIZING THE EXECUTION OF A COUNSEL FEE AGREEMENT BETWEEN THIS CITY AND THE RICHLAND COUNTY BOARD OF COMMISSIONERS FOR THE YEAR 2008.

Mr. Weidemyre made a motion to suspend the rules requiring the reading of Ordinance No. 08-32 on three separate days. Mr. Lewis seconded the motion. Six members cast their votes Aye, zero Nay, and the motion to suspend the rules passed. Mr. Blackwell read Ordinance No. 08-32, by title only.

Mr. Blackwell made a motion to adopt Ordinance No. 08-32. Mr. Cinadr seconded the motion. Six members cast their votes Aye, zero Nay, and Ordinance No. 08-32 was adopted.

At 7:24 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. Cinadr. At roll call, six 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