COUNCIL MEETING MINUTES
September 6, 2011

The regular meeting of the Ontario City Council was called to order by Mayor Joe Dominick at 7:00 p.m. on Tuesday, September 6, 2011, in the Council Chambers of City Hall. Council members present were Norm Crume, Joe Dominick, Jackson Fox, Charlotte Fugate, Dan Jones, and David Sullivan. Ron Verini was excused.

Members of staff present were Henry Lawrence, Tori Barnett, Larry Sullivan, Bob Walker, and Kathy Daly. The meeting was recorded on tape, and the tapes are available at City Hall.

Dan Jones led everyone in the Pledge.

AGENDA

Norm Crume moved, seconded by Jackson Fox, to adopt the Agenda as presented. Roll call vote: Crume-yes; Fox-yes; Fugate-yes; Jones-yes; Sullivan-yes; Verini-out; Dominick-yes. Motion carried 6/0/1.

CONSENT AGENDA

Charlotte Fugate moved, seconded by Norm Crume, to approve Consent Agenda Item A: Approval of the Regular Minutes of 08/15/2011; Item B: Proclamation – National Alcohol and Drug Recover Month – September 2011; Item C: Proclamation – National Moment of Remembrance – 10th Anniversary of September 11th Attacks; Item D: Resolution #2011-123: Accept JAG Funds ($17,159) Police Enforcement; Item E: Resolution #2011-124: Accept Grant Reimbursement ($2,450) Bulletproof Vests; and Item F: Approval of the Bills. Roll call vote: Crume-yes; Fox-yes; Fugate-yes; Jones-yes; Sullivan-yes; Verini-out; Dominick-yes. Motion carried 6/0/1.

The Mayor read the Proclamations into the record:

National Alcohol and Drug Recovery Month

WHEREAS, behavioral health is an essential part of health and one's overall wellness, and prevention works, treatment is effective, and people can and do recover from substance use and mental disorders; and

WHEREAS, it is critical to educate our policymakers, friends and family members, health care providers, and businesses that substance use and mental disorders are treatable, and that people should seek assistance for these conditions, with the same urgency as they would any other health condition; and

WHEREAS, it is essential for the 22.5 million people aged 12 or older who currently suffer from substance use disorder and the 45.1 million adults aged 18 or older living with a mental health problem, to realize that recovery is possible to improve overall health and well-being; and

WHEREAS, in 2009, 4.3 million people aged 12 and older received treatment for substance use disorder and 30.2 million adults aged 18 or older received services for mental health problems according to the 2009 National Survey on Drug Use and Health; and

WHEREAS, for 22 years, **Recovery Month** has worked to improve the lives of those suffering from substance use and mental disorders by raising awareness of the disease and educating communities about treatment and recovery resources that are available.

NOW, THEREFORE, I, Joe Dominick, Mayor of the City of Ontario, Oregon, do hereby declare September 2011 as National Alcohol and Drug Recovery Month, and encourage all residents of Ontario to observe this month with

appropriate programs, activities, and ceremonies supporting this year's theme: *"Join the Voices for Recovery: Now More than Ever!"* In witness whereof, I have hereunto set my hand this 6th day of September, 2011.

National Moment of Remembrance of the 10th Anniversary of September 11th

WHEREAS, the governing body of Ontario, Oregon, expresses their support of the United States Senate regarding coming together as a Nation and ceasing all work or other activity for a moment of remembrance beginning at 1:00 p.m. Eastern Daylight Time on September 11, 2011, in honor of the 10th anniversary of the terrorist attacks committed against the United States on September 11, 2001; and

WHEREAS, at 8:46 a.m., on September 11, 2001, hijacked American Airlines Flight 11crashed into the upper portion of the North Tower of the World Trade Center in New York City, New York; and

WHEREAS, 17 minutes later, at 9:03 a.m., hijacked United Airlines Flight 175 crashed into the South Tower of the World Trade Center; and

WHEREAS, at 9:37 a.m., the west wall of the Pentagon was hit by hijacked American Airlines Flight 77, the impact of which caused immediate and catastrophic damage to the headquarters of the Department of Defense; and

WHEREAS, at approximately 10:00 a.m., the passengers and crew of hijacked United Airlines Flight 93 acted heroically to retake control of the airplane and thwart the taking of additional American lives by crashing the airliner in Shanksville, Pennsylvania, and, in doing so, gave their lives to save countless others; and

WHEREAS, nearly 3,000 innocent civilians were killed in the heinous attacks of September 11, 2001; and

WHEREAS, tens of thousands of individuals narrowly escaped the attacks at the Pentagon and World Trade Center and, as witnesses to this tragedy, are forever changed; and

WHEREAS, countless fire departments, police departments, first responders, governmental officials, workers, emergency medical personnel, and volunteers responded immediately and heroically to those horrific events; and

WHEREAS, the Fire Department of New York suffered 343 fatalities on September 11, 2001, the largest loss of life of any emergency response agency in United States history; and

WHEREAS, the Port Authority Police Department suffered 37 fatalities in the attacks, the largest loss of life of any police force in United States history in a single day; and

WHEREAS, the New York Police Department suffered 23 fatalities as a result of the terrorist attacks; and

WHEREAS, the impact of that day on public health continues through 2011, as nearly 90,000 people are at risk of or suffering from negative health effects as a result of the events of September 11, 2001, including 14,000 workers and 2,400 community residents who are sick, and tens of thousands of others whose health is being monitored; and

WHEREAS, 10 years later, the people of the United States and people around the world continue to mourn the tremendous loss of innocent life on that fateful day; and

WHEREAS, 10 years later, thousands of men and women in the United States Armed Forces remain in harm's way defending the United States against those who seek to threaten the United States; and

WHEREAS, on the 10th anniversary of this tragic day, the thoughts of the people of the United States are with all of the victims of the events of September 11, 2001 and their families; and

WHEREAS, the lives of Americans were changed forever on September 11, 2001, when events threatened the American way of life; and

WHEREAS, in 2009, Congress and the President joined together to designate September 11 as a National Day of Service and Remembrance under the Serve America Act (Public Law 111–13; 123 Stat. 1460); and

WHEREAS, in September 2009 and 2010, President Obama issued Proclamation 8413 (74 Fed. Reg. 47045) and Proclamation 8559 (75 Fed. Reg. 56463) proclaiming September 11, 2009, and September 11, 2010, respectively, as Patriot Day and National Day of Service and Remembrance; and

WHEREAS, September 11 will never, and should never, be just another day in the hearts and minds of all people of the United States.

***WHEREAS*, NOW, THEREFORE BE IT RESOLVED** that the governing body of the City of Ontario, Oregon: (1) recognizes September 11, 2011, as a day of solemn commemoration of the events of September 11, 2001, and a day to come together as a Nation; and (2) offers its deepest and most sincere condolences to the families, friends, and loved ones of the innocent victims of the September 11, 2001, terrorist attacks; and (3) honors the heroic service, actions, and sacrifices of first responders, law enforcement personnel, State and local officials, volunteers, and countless others who aided the innocent victims of those attacks and, in doing so, bravely risked and often gave their own lives; and (4) recognizes the valiant service, actions, and sacrifices of United States personnel, including members of the United States Armed Forces, the United States intelligence agencies, the United States diplomatic service, homeland security and law enforcement personnel, and their families, who have given so much, including their lives and wellbeing, to support the cause of freedom and defend the security of the United States; and (5) reaffirms that the people of the United States will never forget the challenges our country endured on and since September 11, 2001, and will work tirelessly to defeat those who attacked the United States; and

BE IT FURTHER RESOLVED that on the 10th anniversary of this tragic day in United States history the governing body of the City of Ontario, Oregon, calls upon all of the people and institutions of the United States to observe a moment of remembrance on September 11, 2011, including (i) media outlets; (ii) houses of worship; (iii) military organizations; (iv) veterans organizations; (v) airlines; (vi) airports; (vii) railroads; (viii) sports teams; (ix) the Federal Government; (x) State and local governments; (xi) police, fire, and other public institutions; (xii) educational institutions; (xiii) businesses; and (xiv) other public and private institutions; and

NOW, THEREFORE, I, Joe Dominick, Mayor of the City of Ontario, Oregon encourages the observance of the moment of remembrance to last for one minute beginning at 1:00 p.m. Eastern Daylight Time by, to the maximum extent practicable ceasing all work or other activity; and marking the moment in an appropriate manner, including ringing bells, blowing whistles, or sounding sirens. In witness whereof, I have hereunto set my hand this 6th day of September, 2011.

NEW BUSINESS

Adopt City Manager Evaluation Criteria

Joe Dominick, Mayor, stated pursuant to the City Manager's contract with the City of Ontario, executed on May 29, 2008, with follow-up Resolution #2008-127, dated June 2, 2008, an annual evaluation needed to be conducted by the City Council. The Council was required to adopt the evaluation criteria in open session. Following adoption of the criteria, Council could enter into an Executive Session to conduct and discuss the evaluation, but must enter into an open session to take any action.

On October 4, 2010, the Council adopted City Manager Criteria for 2010 Evaluation Period; on November 1, 2010, the Council conducted the City Manager Evaluation for 2010; and on December 20, 2010, the Council adopted City Manager Employment Agreement Addendum #1.

David Sullivan moved, seconded by Norm Crume, that the City Council adopt the City Manager Performance Evaluation Criteria as presented. Roll call vote: Crume-yes; Fox-yes; Fugate-yes; Jones-yes; Sullivan-yes; Verini-out; Dominick-yes. Motion carried 6/0/1.

Resolution #2011-125: Budget Amendment – Receive/Expend Donation from Western Treasure Valley Rotary Club for Playground Equipment at Laxson Park

Henry Lawrence, City Manager, stated the Western Treasure Valley Rotary Club had offered to donate to the city $24,511.40 to purchase new playground equipment for installation at the Laxson Rotary Park, located at NW 4th Street/NW 4th Avenue. The Rotary money had been collected through annual fund raisers, including the annual rose sale the Rotary conducted each September. The next rose sale was scheduled for September 29, 2011.

Kathy Daly, Aquatics Director, thanked the Rotary Club, for their generous and much needed donation. They had begun meeting over seven years ago to discuss this project, and one big goal had been to raise money to purchase good playground equipment at Laxson. It was all very exciting. She had already met with group at the park with the sales representative for the equipment, to talk about what they wanted, and where they wanted it placed. They also owed a great big thank you to Public Works Engineer Gina Villanueva for her maps, which showed where the equipment would be placed. The Ford Foundation had installed a basketball court last year, and painting had been done on the storage building. Laxson was going to be a destination pocket park, thanks to everyone's hard work and dedication.

Amanda Anderson, President of the Rotary Club, stated the Rotary Club had been fundraising for even years for this project, and was honored to present to the Mayor a check in the amount of $24,511.40 for the purchase of new playground equipment. Their fundraising started with a golf tournament, to raise money for ADA equipment, and they would continue now to raise funds to continually add new pieces of equipment to the play area. They planned to break ground shortly, and to have it installed before it was too cold to use it. They anticipated the equipment being shipped before September 23rd, and it would all be ADA approved. She thanked everyone for all their work.

Mayor Dominick accepted the check from Rotary members in attendance Amanda Anderson, Ken Poole, Darin Bell, Amber Campbell, Nina Gammon, and Roger Allen. He thanked them all for all their hard work.

Mr. Lawrence stated there were no financial issues anticipated; however, in order to track the donation, staff would need to amend the city's adopted 2011-2013 budget to recognize the donation of $24,511.40 as revenue in the General Fund, with an equivalent expenditure in the Parks Department to purchase the playground equipment selected by the Western Treasure Valley Rotary Club.

Charlotte Fugate moved, seconded by Norm Crume, that the Council adopt Resolution #2011-125, a resolution amending the 2011-2013 budget authorizing acceptance and expenditure of a donation from the Western Treasure Valley Rotary Club for capital improvements to Laxson Rotary Park. Roll call vote: Crume-yes; Fox-yes; Fugate-yes; Jones-yes; Sullivan-yes; Verini-out; Dominick-yes. Motion carried 6/0/1.

CORRESPONDENCE, COMMENTS, AND EX-OFFICIO REPORTS

- Kathy Daly stated this Friday and Saturday the Aquatic Center would be hosting the 5th annual kids and adult triathlon. The kids would be done on Friday, following by the adult swim Friday night. Saturday, the running and biking portion for adults would be done. There was still time to sign up, and they were always in need of volunteers to help.

ADJOURN

David Sullivan moved, seconded by Norm Crume, that the meeting be adjourned. Roll call vote: Crume-yes; Fox-yes; Fugate-yes; Jones-yes; Sullivan-yes; Verini-out; Dominick-yes. Motion carried 6/0/1.

APPROVED:

Joe Dominick, Mayor

ATTEST:

Tori Barnett, MMC, City Recorder