

**COUNCIL MEETING MINUTES  
February 16, 2010**

The regular meeting of the Ontario City Council was called to order by Mayor Joe Dominick at 7:00 p.m. on Tuesday, February 16, 2010, in the Council Chambers of City Hall. Council members present were Norm Crume, Joe Dominick, Charlotte Fugate, John Gaskill, Susann Mills, David Sullivan and Ron Verini.

Members of staff present were Henry Lawrence, Tori Barnett, Chuck Mickelson, Larry Sullivan and camera operator Delaney Kee.

Norm Crume led everyone in the Pledge of Allegiance.

Request to move items B (Ordinance #2638-2010) and C (Approval of the Bills) from Consent Agenda to New Business.

Ron Verini moved, seconded by Charlotte Fugate, to adopt the Agenda as amended. Roll call vote: Crume-yes; Fugate-yes; Gaskill-yes; Mills-yes; Sullivan-yes; Verini-yes; Dominick-yes. Motion carried 7/0/0.

**CONSENT AGENDA**

Charlotte Fugate moved, seconded by Norm Crume, to approve Consent Agenda Item A: Approval of Minutes of regular meeting of 02/01/2010. Roll call vote: Crume-yes; Fugate-yes; Gaskill-yes; Mills-yes; Sullivan-yes; Verini-yes; Dominick-yes. Motion carried 7/0/0.

**NEW BUSINESS**

**Ordinance #2638-2010: Amend OMC 4-5 Regarding Maintenance Standards for Buildings; Defining Dangerous Buildings; and Revising Penalties and Procedures for Enforcement of Maintenance Standards in Compliance with Senate Bill 915 (Final Reading)**

Larry Sullivan, City Attorney, presented an amended agenda report, which incorporated the changes requested by Council at the February 11<sup>th</sup> study session. It included a provision that would allow the City to recapture more costs in the event a demolition of a building was ordered, and the City incurred costs in connection with the demolition.

Mayor Dominick stated there were still questions related to the proposed ordinance, and he did not feel there had been ample time to review it all. He recommended tabling the ordinance.

John Gaskill moved, seconded by Susann Mills, to table the action on Ordinance #2638-2010 to the next study session (*February 25, 2010*). Roll call vote: Crume-yes; Fugate-yes; Gaskill-yes; Mills-yes; Sullivan-yes; Verini-yes; Dominick-yes. Motion carried 7/0/0.

**Approval of the Bills**

Norm Crume recused himself from voting as his business would be receiving payment if approved.

John Gaskill moved, seconded by Susann Mills, to approve the bills. Roll call vote: Crume-abstain; Fugate-yes; Gaskill-yes; Mills-yes; Sullivan-yes; Verini-yes; Dominick-yes. Motion carried 6/0/0/1.

**Resolution #2010-110: Reallocation of Expenditures within the Sewer Fund for Eliminating Storm Discharge into the Sanitary Sewer System in Southwest Ontario**

Chuck Mickelson, Public Works Director, stated the original intention had been that Ontario have a separate sanitary sewer system and a separate storm sewer system. The sanitary sewer system was not designed to transport or treat storm water. Unfortunately, there were areas in Ontario where that separation had not occurred and because storm sewers did not exist, decisions were made to connect storm water to sanitary sewer lines, which did exist in those areas.

In the Sanitary Sewer Master Plan, October 2001, Section 3.3, Infiltration and Inflow, there were various locations shown where storm water discharged to the sanitary sewer system. As stated in the Sewer Master Plan, the City would continue the program to identify, and where feasible, remove inflow sources.

In the area just east of Treasure Valley Community College campus on SW 9<sup>th</sup> Avenue, SW 5<sup>th</sup> Street, and SW 4<sup>th</sup> Street, there were ten storm drainage inlets discharging to the sanitary sewer system. There were also two storm drain inlets in the alley on SW 8<sup>th</sup> Avenue just west of SW 4<sup>th</sup> Street that discharged to the sanitary sewer. Those two areas were also within the 2010 Chip Seal area. Operations staff recommended eliminating those storm drain inlets from discharging to the sanitary sewer before those streets were chip sealed. Staff proposed to install a storm drainage system that discharged directly into the existing storm drainage pipe. By installing a storm drainage mainline system in that area, all twelve inlets could be eliminated from discharging into the sanitary sewer system. By eliminating the storm water from discharging into the sanitary sewer system, the City would see savings by not having to treat the storm water at the Wastewater Treatment Plant. This would also result in increased capacity at the Wastewater Treatment Plant for future wastewater treatment needs.

Staff was requesting the use of Sewer Fund Contingency dollars to pay for the purchase of materials to complete the project. It was proposed that existing staff complete the work of removing storm sewer from being discharged into sanitary sewer lines. The project cost was proposed to be \$29,000 and it was requested to be funded by a reduction of Sewer Fund Contingency. Labor for the project would be provided by existing City staff, and would be absorbed by the fund and department where labor costs were already budgeted.

Susann Mills moved, seconded by Ron Verini, to adopt Resolution #2010-110, A RESOLUTION AUTHORIZING A REALLOCATION OF EXPENDITURES WITHIN THE SEWER FUND FOR ELIMINATING STORM DISCHARGE INTO THE SANITARY SEWER SYSTEM IN SOUTHWEST ONTARIO. Roll call vote: Crume-yes; Fugate-yes; Gaskill-yes; Mills-yes; Sullivan-yes; Verini-yes; Dominick-yes. Motion carried 7/0/0.

**Resolution #2010-111: Reallocation of Expenditures within the Sewer and Storm Sewer Funds, Creating an Interfund Loan for an Emergency Storm Drainage Repair**

Chuck Mickelson, Public Works Director, stated the existing storm drain line that ran from the TVCC campus has been in place since the 1960's. This line served a large drainage area and was vital for the storm water disposal for much of the southwest portion of Ontario. The line also functioned as a farm irrigation drainage system for the area south and west of town. This failing storm drain line was found while performing maintenance work (cleaning) on the storm drainage line just north of the Four Rivers Cultural Center. Through CCTV work, it was discovered that the existing 24" clay pipe storm drain line had failed for about 140 feet. Various options to repair were reviewed and the most economical option for the required repairs was to have the City's existing staff perform the construction work. Project costs would include PVC pipe materials, equipment rental, and an additional trench box. Staff investigated the storm drain piping systems adjacent to the problem area and this section of pipe was the only area found to be failing. Staff was requesting \$12,000 to purchase materials and rent equipment to make emergency repairs to a section of 24" Storm Drainage Mainline on SW 7<sup>th</sup> Street, between SW 4<sup>th</sup> Avenue and SW 5<sup>th</sup> Avenue.

The City Council could choose not to fund this work, although doing nothing could result in the street over this section of failing pipe to collapse and cause a traffic hazard. This would place the City in a position of liability for the repairs of citizen's property (vehicles) and/or personal injury. The City Council could also opt to put this project out to bid for private contractors to complete the work, although doing so could result in higher project costs. Or, the City Council could direct staff to borrow project funds from a traditional financing source and not utilize the interfund loan between the Sewer and Storm Sewer Funds during the 2009-11 Biennial Budget.

The overall approved Storm Drain budget for FY 09-11 did not include funding for this emergency repair work and there was virtually no operating contingency available in the Storm Sewer Fund to reallocate. The City Council could approve an interfund loan to complete the project, a total of \$12,000, between the City's Sewer Fund and the City's Storm Sewer Fund to create a loan revenue and a capital project expense to complete the emergency project. The interfund loan action would require that the loan funds be paid back to the Sewer Fund at the close of the biennium, June 30, 2011. If approved by the Council, once loan

proceeds were collected from the Sewer Fund, the City could pay off the interfund loan with new Storm Sewer revenues or, more likely, with a traditional financing that would allow for a longer repayment period for the Storm Sewer Fund. The City Council could alternatively choose to direct staff to locate outside financing to complete this project.

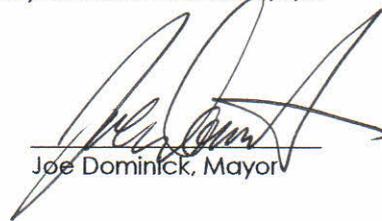
Susann Mills moved, seconded by John Gaskill, to adopt Resolution #2010-111, A RESOLUTION AUTHORIZING A REALLOCATION OF EXPENDITURES WITHIN THE SEWER AND STORM SEWER FUNDS, CREATING AN INTERFUND LOAN FOR AN EMERGENCY STORM DRAINAGE REPAIR. Roll call vote: Crume-yes; Fugate-yes; Gaskill-yes; Mills-yes; Sullivan-yes; Verini-yes; Dominick-yes. Motion carried 7/0/0.

**CORRESPONDENCE, COMMENTS, AND EX-OFFICIO REPORTS**

- Councilor Gaskill informed everyone of the passing of long-time Ontario resident Harry Hoch. He passed away over the prior week-end. Among other things, Mr. Hoch had been a board member at the Cultural Center, and his memorial service would be held there on Saturday, February 20<sup>th</sup>, beginning at 11:00 a.m.
- Councilor Sullivan stated they were moving forward with the golf course renovations, including significant work on the outside.
- Tori Barnett stated she had distributed 2 additional letters of interest for appointment to the Business Loan Fund, bringing the total letters to 3. There were currently 3 open positions on the Committee, all for citizens at large.
- Mayor Dominick reminded everyone that the Sister City delegation would be arriving in Ontario March 19<sup>th</sup>. Host homes were still needed, so please contact the Mayor if interested.

**ADJOURN**

Ron Verini moved, seconded by David Sullivan, that the meeting be adjourned. Roll call vote: Crume-yes; Fugate-yes; Gaskill-yes; Mills-yes; Sullivan-yes; Verini-yes; Dominick-yes. Motion carried 7/0/0.



Joe Dominick, Mayor

ATTEST:



Tori Barnett, MMC, City Recorder