



**City Council
Legislative Session**

Agenda

**January 9, 2023
7:30 PM**

COMMITTEE MEETINGS

Mount Vernon City Council
Committee Meeting Schedule
January 9, 2023

6:45-6:55 p.m.	Executive Session: Litigation	Utilities Woods
6:55-7:05 p.m.	Pleasant Township annexation	Planning & Zoning Hillier
7:05-7:15 p.m.	Line account transfers	Finance & Budget Seavolt

- 01-09-23 Committee Meeting Schedule

MEETING WILL RECESS UNTIL 7:30 P.M.

CALL TO ORDER

INVOCATION

Pastor Scott Sharpes, Lakeholm Church of the Nazarene

PLEDGE OF ALLEGIANCE

ACCEPTANCE OF MINUTES

- City Council - Legislative Session - Dec 27, 2022 7:30 PM

RECEIVE PETITIONS AND COMMUNICATIONS

None.

RECEIVE COMMITTEE REPORTS

- 12-27-22A Employee and Community Relations Committee Meeting Minutes
- 12-27-22B Employee and Community Relations Committee Meeting Minutes
- 12-27-22C Employee and Community Relations Committee Meeting Minutes

- 12-27-22 Utilities Commission Meeting Minutes
- 12-27-22 Planning and Zoning Committee Meeting Minutes

LIQUOR CONTROL LICENSE

None.

PROCLAMATION

None.

PERSONS SPEAKING ON MATTERS OF CITY CONCERN

None.

RESOLUTIONS FOR THIRD READING**RESOLUTION NO. 2022-129**

A RESOLUTION ESTABLISHING THE CITY OF MOUNT VERNON'S MEMBERSHIP IN THE KNOX COUNTY REGIONAL PLANNING COMMISSION APPOINTING REPRESENTATIVES; AND DECLARING AN EMERGENCY.

Planning and Zoning: Hillier, Severns

RESOLUTIONS FOR SECOND READING**RESOLUTION NO. 2022-133**

A RESOLUTION AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO RELEASE A REQUEST FOR QUALIFICATIONS FOR IDENTIFYING AND SELECTING A QUALIFIED FIRM OR FIRMS TO PROVIDE SERVICES FOR THE REHABILITATION OF CLARIFIER NO. 2 AT THE CITY'S WATER TREATMENT PLANT, IDENTIFY AND ENTER INTO CONTRACT WITH THE SELECTED FIRM OR FIRMS FOR THOSE SERVICES; AND DECLARING AN EMERGENCY.

Utilities: Woods, Keener

RESOLUTIONS FOR FIRST READING**RESOLUTION NO. 2023-01**

A RESOLUTION AUTHORIZING THE SALE, BY INTERNET AUCTION DURING CALENDAR YEAR 2023, OF CITY-OWNED PERSONAL PROPERTY WHICH IS NOT NEEDED FOR PUBLIC USE OR WHICH IS OBSOLETE OR UNFIT FOR THE USE FOR WHICH IT WAS ACQUIRED; AND DECLARING AN EMERGENCY.

Finance and Budget: Seavolt, Mahan

RESOLUTION NO. 2023-02

A RESOLUTION AUTHORIZING AND DIRECTING THE SAFETY-SERVICE DIRECTOR OF THE CITY OF MOUNT VERNON, OHIO TO ENTER INTO CONTRACT WITH FROST BROWN TODD LLP FOR PROFESSIONAL SERVICES AND REPRESENTATION RELATED TO OHIO EPA ORDERS RELATED TO LIME SLUDGE PRODUCED BY THE CITY'S WATER TREATMENT PLANT; AND DECLARING AN EMERGENCY.

Utilities: Woods, Keener

ORDINANCES FOR THIRD READING**ORDINANCE NO. 2022-42**

AN ORDINANCE ACCEPTING THE ANNEXATION OF 0.562 ACRES, PARCEL NUMBER 59-02288.000, FROM PLEASANT TOWNSHIP INTO THE CITY OF MOUNT VERNON; AND DECLARING AN EMERGENCY.

Planning and Zoning: Hillier, Severns

ORDINANCES FOR SECOND READING**ORDINANCE NO. 2022-47**

AN ORDINANCE FIXING THE NUMBER OF HOURLY EMPLOYEES OF THE CITY OF MOUNT VERNON IN THE WATER AND WASTEWATER DEPARTMENTS; AND DECLARING AN EMERGENCY.

Employee and Community Rel.: Francis, Hillier

ORDINANCE NO. 2022-48

AN ORDINANCE AUTHORIZING THE AUDITOR OF THE CITY OF MOUNT VERNON, OHIO, TO MAKE TRANSFERS WITHIN LINE ACCOUNTS IN AMOUNTS OF \$5,000.00 OR LESS WITHOUT THE CONSENT OF THE COUNCIL OF THE CITY OF MOUNT VERNON; AND DECLARING AN EMERGENCY.

Finance and Budget: Seavolt, Mahan

ORDINANCES FOR FIRST READING**REMARKS FROM THE ADMINISTRATION****REMARKS FROM COUNCIL****ADJOURN AT THE CALL OF THE PRESIDENT**



PRESS RELEASE

City Hall
40 Public Square
Mount Vernon, OH 43050

FOR MORE INFORMATION, CONTACT:
Todd Hill, Clerk of Council
740-393-9517 Fax: 740-397-6595

FOR IMMEDIATE RELEASE

January 4, 2023

Mount Vernon City Council Committee Meeting Schedule January 9, 2023

6:45-6:55 p.m.	Executive Session: Litigation	Utilities Woods
6:55-7:05 p.m.	Pleasant Township annexation	Planning & Zoning Hillier
7:05-7:15 p.m.	Line account transfers	Finance & Budget Seavolt

The above listed meeting will be held to discuss the above items; but will not be limited to those listed.
Mount Vernon News - WMVO - WNZR – City Hall Bulletin Board



Employee and Community Relations Committee Meeting Minutes
Committee Meeting
December 27, 2022 – 6:11 p.m. to 6:22 p.m.

COUNCIL PRESENT:

Bruce Hawkins, Council President
 James Mahan, First Ward
 John Francis, Second Ward
 Tammy Woods, Third Ward
 Mike Hillier, Fourth Ward
 Amber Keener, At-Large
 Mel Severns, At-Large

ABSENT:

Janis Seavolt, At-Large

OTHERS IN ATTENDANCE:

Matthew Starr, Mayor
 Richard Dzik, Safety-Service Director
 Robert Broeren, Law Director
 Terry Scott, Auditor
 David Stuller, Treasurer
 Brian Ball, Engineer
 Todd Hill, Clerk
 Cheryl Splain, Knox Pages

Francis made a motion at 6:11 p.m. to go into executive session to discuss matters related to Ordinance No. 2022-49, fixing the wages and benefits of bargaining unit employees of City Firefighters and Paramedics, IAFF Local 3712. The motion was seconded by Keener, and passed by a voice vote of 6-0. Francis made a motion to adjourn executive session at 6:22 p.m., with a second by Keener. Motion passed by a voice vote of 6-0. Ordinance No. 2022-49 was up for a first reading at Council's Legislative Session later in the evening.

Respectfully submitted,

John Francis, Chair
 Employee and Community Relations Committee
 Mount Vernon City Council

JF/th



Employee and Community Relations Committee Meeting Minutes
Committee Meeting
December 27, 2022 – 6:24 p.m. to 6:38 p.m.

COUNCIL PRESENT:

Bruce Hawkins, Council President
 James Mahan, First Ward
 John Francis, Second Ward
 Tammy Woods, Third Ward
 Mike Hillier, Fourth Ward
 Amber Keener, At-Large
 Mel Severns, At-Large

ABSENT:

Janis Seavolt, At-Large

OTHERS IN ATTENDANCE:

Matthew Starr, Mayor
 Richard Dzik, Safety-Service Director
 Robert Broeren, Law Director
 Terry Scott, Auditor
 David Stuller, Treasurer
 Brian Ball, Engineer
 Todd Hill, Clerk
 Cheryl Splain, Knox Pages

The committee discussed Ordinance No. 2022-46, establishing compensation for the Civil Service Administrator. Mayor Matthew Starr and Safety-Service Director Rick Dzik provided justifications for raising the salary for the part-time position to \$16,000 annually, noting that the figure was in the range of what other Ohio municipalities of similar size pay. Hawkins said the increase is justified, and Francis and Hillier expressed support for the legislation. No further meetings on the matter were requested. Ordinance No. 2022-46 was up for a first reading at Council's Legislative Session later in the evening.

Respectfully submitted,

John Francis, Chair
 Employee and Community Relations Committee
 Mount Vernon City Council

JF/th



Employee and Community Relations Committee Meeting Minutes
Committee Meeting
December 27, 2022 – 6:38 p.m. to 6:43 p.m.

COUNCIL PRESENT:

Bruce Hawkins, Council President
 James Mahan, First Ward
 John Francis, Second Ward
 Tammy Woods, Third Ward
 Mike Hillier, Fourth Ward
 Amber Keener, At-Large
 Mel Severns, At-Large

ABSENT:

Janis Seavolt, At-Large

OTHERS IN ATTENDANCE:

Matthew Starr, Mayor
 Richard Dzik, Safety-Service Director
 Robert Broeren, Law Director
 Terry Scott, Auditor
 David Stuller, Treasurer
 Brian Ball, Engineer
 Todd Hill, Clerk
 Cheryl Splain, Knox Pages

The committee discussed Ordinance No. 2022-47, fixing the number of hourly employees in the Water and Wastewater Departments. Safety-Service Director Rick Dzik explained that the legislation would change the number of Operations and Maintenance Technicians in the Wastewater Works Department from eight to nine. No further meetings on the matter were requested. Ordinance No. 2022-47 was up for a first reading at Council's Legislative Session later in the evening.

Respectfully submitted,

John Francis, Chair
 Employee and Community Relations Committee
 Mount Vernon City Council

JF/th



Utilities Committee Meeting Minutes

December 27, 2022 – 6:43 p.m. to 6:49 p.m.

COUNCIL PRESENT:

Bruce Hawkins, President
James Mahan, First Ward
John Francis, Second Ward
Tammy Woods, Third Ward
Mike Hillier, Fourth Ward
Amber Keener, At-Large
Mel Severns, At-Large

ABSENT:

Janis Seavolt, At-Large

OTHERS IN ATTENDANCE:

Matthew Starr, Mayor
Richard Dzik, Safety-Service Director
Robert Broeren, Law Director
Terry Scott, Auditor
David Stuller, Treasurer
Brian Ball, Engineer
Todd Hill, Clerk
Cheryl Splain, Knox Pages

The committee discussed Resolution No. 2022-133, requesting qualifications for identifying and selecting a qualified firm or firms to provide services for the rehabilitation of clarifier No. 2 at the City's Water Treatment Plant, and identify and enter into contract with the selected firm or firms for those services. Engineer Brian Ball explained that the legislation would rehabilitate an existing clarifier, providing redundancy in the event the first clarifier were to go down. He noted that \$325,000 has been budgeted for the work in 2023, out of the water operations budget. Ball further noted that interim Utilities Director Aaron Reinhart supports the legislation. No further meetings on the matter were requested. Resolution No. 2022-133 was up for a first reading at Council's Legislative Session later in the evening.

Respectfully submitted,

Tammy Woods, Chair
Utilities Committee
Mount Vernon City Council

TW/th



**Planning and Zoning Committee Meeting Minutes
December 27, 2022 – 6:50 p.m. to 6:56 p.m.**

COUNCIL PRESENT:

Bruce Hawkins, Council President
James Mahan, First Ward
John Francis, Second Ward
Tammy Woods, Third Ward
Mike Hillier, Fourth Ward
Janis Seavolt, At-Large
Amber Keener, At-Large
Mel Severns, At-Large

ABSENT:

Janis Seavolt, At-Large

OTHERS IN ATTENDANCE:

Matthew Starr, Mayor
Richard Dzik, Safety-Service Director
Robert Broeren, Law Director
Terry Scott, Auditor
David Stuller, Treasurer
Brian Ball, Engineer
Todd Hill, Council Clerk
Cheryl Splain, Knox Pages

The committee discussed Ordinance No. 2022-42, accepting the annexation of 0.562 acres, parcel number 59-02288.000, from Pleasant Township into the City. Law Director Robert Broeren noted that previous legislation adopted by Council gave consent to the annexation. The County Commissioners have since approved the annexation, and Ordinance No. 2022-42 would approve it as well. Broeren further noted that the owners of the parcel are continuing with the annexation process despite the City stating that it would not be providing water or wastewater utilities to the parcel. The chair expressed concerns about high traffic volume if a proposed housing development adjacent to the parcel in question were to go forward. No further meetings on the matter were requested. Ordinance No. 2022-42 was up for a second reading at Council's Legislative Session later in the evening.

Respectfully submitted,

Mike Hillier, Chair
Planning and Zoning Committee
Mount Vernon City Council

MH/th



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

RESOLUTION 2022-129

Meeting: 01/09/23 7:30 PM
Dept: Planning and Zoning
Hillier, Severns
Category: Appointment
Prepared By: Todd Hill
Initiator: Todd Hill
DOC ID: 3702

A RESOLUTION ESTABLISHING THE CITY OF MOUNT VERNON'S MEMBERSHIP IN THE KNOX COUNTY REGIONAL PLANNING COMMISSION APPOINTING REPRESENTATIVES; AND DECLARING AN EMERGENCY.

WHEREAS, the City of Mount Vernon desires to participate with the Knox County Regional Planning Commission in the implementation of a plan for the orderly development growth of the City and to establish an attractive region within the City; and

WHEREAS, the Council for the City of Mount Vernon desires to provide its residents the services of the Knox County Planning Commission to promote the public health, safety, convenience, comfort, prosperity and general welfare of the inhabitants of the City of Mount Vernon.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Mount Vernon, Knox County, Ohio:

SECTION 1: That the City of Mount Vernon, Ohio be a member of the Knox County Regional Planning Commission for planning services for the period beginning January 1, 2023, and ending December 31, 2023.

SECTION 2: That the following be the regular member of Council to represent the City Council and its members on the Knox County Regional Planning Commission and one alternate to serve in the name and place of said regular member in the absence of the regular member:

Regular Member

Mike Hillier
215 E. Sugar St.
Mount Vernon, Ohio 43050
mhillier@mountvernonohio.org

Alternate Member

Amber Keener
702 E. High St.
Mount Vernon, Ohio 43050
akeener@mountvernonohio.org

SECTION 3: That the following be the member of the City of Mount Vernon Planning Commission to represent the City Planning Commission as its member to the Knox County Regional Planning Commission:

City Planning Commission Member

Matthew T. Starr
40 Public Square
Mount Vernon, Ohio 43050

740-393-9517
mtvmayor@mountvernonohio.org

SECTION 4: That the following be the citizen members to the Knox County Regional Planning Commission to represent the municipality:

Citizen Member

Sibley Poland
 307 N. Gay St.
 Mount Vernon, Ohio 43050
 740-485-0502
spoland@mountvernonohio.org

Citizen Member

Ahmad Takrouri
 615 E. Vine St.
 Mount Vernon, Ohio 43050
 740-398-8571
atakrouri@mountvernonohio.org

SECTION 5: That the following be the alternate to serve in the name and place of members named in Sections 3 and 4 above in the absence of such member:

Alternate Member

Lacie Blankenhorn
 40 Public Square
 Mount Vernon, Ohio 43050
 740-393-2033
dsm@mountvernonohio.org

SECTION 6: This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason of providing continuous representation of the City on the Regional Planning Commission and said Resolution shall, therefore, become effective upon its date of passage and approval by the Mayor, provided that it receives the affirmative vote of two-thirds (2/3) of the members elected to the Council of the City of Mount Vernon; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

HISTORY:

12/12/22 City Council **FIRST READING**

Resolution No. 2022-129 was given a first reading.

12/27/22 City Council **SECOND READING**

Resolution No. 2022-129 was given a second reading.



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

RESOLUTION 2022-133

Meeting: 01/09/23 7:30 PM

Dept: Utilities

Woods, Keener

Category: Utilities

Prepared By: Todd Hill

Initiator: Todd Hill

DOC ID: 3711

A RESOLUTION AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO RELEASE A REQUEST FOR QUALIFICATIONS FOR IDENTIFYING AND SELECTING A QUALIFIED FIRM OR FIRMS TO PROVIDE SERVICES FOR THE REHABILITATION OF CLARIFIER NO. 2 AT THE CITY'S WATER TREATMENT PLANT, IDENTIFY AND ENTER INTO CONTRACT WITH THE SELECTED FIRM OR FIRMS FOR THOSE SERVICES; AND DECLARING AN EMERGENCY.

WHEREAS, Revised Code sections 153.65-73 allow local governments to select architects, engineers and other design professionals on Qualifications-Based criteria.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Mount Vernon, State of Ohio:

SECTION 1: That the Safety-Service Director for the City of Mount Vernon is hereby authorized and directed to release a Request for Qualifications for identifying and selecting a qualified firm or firms to provide services for the Rehabilitation of Clarifier No. 2 at the City's Water Treatment Plant.

SECTION 2: That the Safety-Service Director is hereby further authorized, upon identifying and selecting a qualified firm or firms, to negotiate and enter into a contract to provide services for the rehabilitation of Clarifier No. 2 at the City's Water Treatment Plant.

SECTION 3: This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason to allow the City to continue to provide drinking water to the people of Mount Vernon, and said Resolution shall, therefore, become effective upon its date of passage and approval by the Mayor, provided that it receives the affirmative vote of two-thirds (2/3) of the members elected to the Council of the City of Mount Vernon; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

HISTORY:

12/27/22

City Council

FIRST READING

Resolution No. 2022-133 was given a first reading.



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

RESOLUTION 2023-01

Meeting: 01/09/23 7:30 PM
Dept: Finance and Budget
Seavolt, Mahan
Category: Agreement
Prepared By: Todd Hill
Initiator: Todd Hill
DOC ID: 3724

A RESOLUTION AUTHORIZING THE SALE, BY INTERNET AUCTION DURING CALENDAR YEAR 2023, OF CITY-OWNED PERSONAL PROPERTY WHICH IS NOT NEEDED FOR PUBLIC USE OR WHICH IS OBSOLETE OR UNFIT FOR THE USE FOR WHICH IT WAS ACQUIRED; AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to R.C. 721.15(D), Council for the City of Mount Vernon, Ohio may adopt, during each calendar year, a resolution expressing its intent to sell municipally owned property, regardless of the property's value, by Internet auction. This resolution must include a description of how auctions will be conducted, specifying the number of days for bidding, and stating the general terms and conditions of sale; and

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MOUNT VERNON, STATE OF OHIO, THAT:

SECTION 1: During calendar year 2023, City-owned personal property that is not needed for public use, or which is obsolete or unfit for the use for which it was acquired, may be sold at Internet auction.

SECTION 2: All Internet auction sales shall be conducted under the authority and direction of the Safety-Service Director or his designee(s).

SECTION 3: All Internet auction sales shall be conducted by GovDeals.com Internet auction service, or a similar website.

SECTION 4: All Internet auction sales shall be conducted pursuant to the rules and regulations promulgated and in effect for the Internet auction site. For each Internet auction sale, bidding shall remain open for not less than ten (10) days, including Saturdays, Sundays and legal holidays.

SECTION 5: The City of Mount Vernon shall publish, in a newspaper of general circulation within the City, or as provided in R.C. 7.16, notice of its intent to sell all unneeded, obsolete or unfit municipal personal property by Internet auction. This notice shall include a summary of the information provided herein and shall be published twice. The second notice shall be published not less than ten (10) nor more than twenty (20) days after the previous notice. A similar notice also shall be posted continually throughout the calendar year in a conspicuous place in the office of the Clerk of Council. The notice also shall be posted continually throughout the calendar year on the City's website.

SECTION 6: All prior legislation, or any parts thereof, which is/are inconsistent with this Resolution is/are hereby repealed as to the inconsistent parts thereof.

SECTION 7: This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety, and expedite the sale of unneeded municipal personal property, and said Resolution shall, therefore, become effective upon its date of passage and approval by the Mayor, provided that it receives the affirmative vote of two-thirds (2/3) of the members elected to the Council of the City of Mount Vernon; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

RESOLUTION 2023-02

Meeting: 01/09/23 7:30 PM
Dept: Utilities
Woods, Keener
Category: Utilities
Prepared By: Rob Broeren
Initiator: Todd Hill
DOC ID: 3725

A RESOLUTION AUTHORIZING AND DIRECTING THE SAFETY-SERVICE DIRECTOR OF THE CITY OF MOUNT VERNON, OHIO TO ENTER INTO CONTRACT WITH FROST BROWN TODD LLP FOR PROFESSIONAL SERVICES AND REPRESENTATION RELATED TO OHIO EPA ORDERS RELATED TO LIME SLUDGE PRODUCED BY THE CITY'S WATER TREATMENT PLANT; AND DECLARING AN EMERGENCY.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Mount Vernon, State of Ohio:

SECTION 1: That the Safety-Service Director for the City of Mount Vernon, Ohio is authorized and directed to enter into contract with Frost Brown Todd LLP for professional services and representation related to Ohio EPA orders related to lime sludge produced by the City's water treatment plant.

SECTION 2: This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety, and to provide representation for the City in ongoing matters with the Ohio EPA, the said Resolution shall, therefore, become effective upon its date of passage and approval by the Mayor, provided that it receives the affirmative vote of two-thirds (2/3) of the members elected to the Council of the City of Mount Vernon; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

ORDINANCE 2022-42

Meeting: 01/09/23 7:30 PM
Dept: Planning and Zoning
Hillier, Severns
Category: Planning and Zoning
Prepared By: Rob Broeren
Initiator: Todd Hill
DOC ID: 3701

AN ORDINANCE ACCEPTING THE ANNEXATION OF 0.562 ACRES, PARCEL NUMBER 59-02288.000, FROM PLEASANT TOWNSHIP INTO THE CITY OF MOUNT VERNON; AND DECLARING AN EMERGENCY.

WHEREAS, Ohio Revised Code Section 709.023 provides the process for an Expedited Type 2 annexation where the annexed territory remains subject to the real estate taxation of the township; and

WHEREAS, on September 20, 2022, the Knox County Board of Commissioners approved the petition of the owner of 0.562 acres located in Pleasant Township to annex the property into the City of Mount Vernon under the Expedited Type 2 process; and

WHEREAS, Revised Code sections 709.04 and 709.10 require the City to accept or reject the approved annexation petition in no less than 60 and no more than 120 days after the approval of the petition by the Knox County Board of Commissioners.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Mount Vernon, State of Ohio:

SECTION 1: That pursuant to Revised Code Section 709.10, the City of Mount Vernon accepts the annexation of 0.562 acres, Parcel Number 59-02288.000, located in Pleasant Township proposed in the owner's petition and approved by the Knox County Board of Commissioners on September 20, 2022 (attached as Exhibit A).

SECTION 2: That the annexation is subject to the conditions set for in Ordinance 2022-29, adopted by Council on September 12, 2022.

SECTION 3: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason that Revised Code Section 709.04 requires Council to act on the annexation within a short window, therefore, it become effective upon its date of passage and approval by the Mayor, provided that it receives the affirmative vote of two-thirds (2/3) of the members elected to the Council of the City of Mount Vernon; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

HISTORY:

12/12/22

City Council

FIRST READING

Ordinance No. 2022-42 was given a first reading. Hillier requested a 10-minute meeting of the Planning and Zoning Committee on the legislation for Dec. 27, 2022.

Ordinance 2022-42

Meeting of January 9, 2023

12/27/22

City Council

SECOND READING

Ordinance No. 2022-42 was given a second reading.



Knox County Board of Commissioners

Teresa A. Bemiller

Thom Collier

Bill Pursel

County Administrator

Jason E. Booth

Clerk/Administrative Assistant

Penny Doyle

Fiscal Coordinator

Robin Santo

September 20, 2022

RESOLUTION 2022-826--APPROVE TYPE 2 ANNEXATION OF 0.562 ACRES FROM PLEASANT TOWNSHIP TO THE CITY OF MOUNT VERNON, OHIO, ZACHARY DIMARCO, ATTORNEY AT LAW WITH CRITCHFIELD, CRITCHFIELD & JOHNSTON, LTD, AGENT. PARCEL #59-02288.000 – PHILIP A. GREENE AND RENEE L. GREENE – 8712 MARTINSBURG ROAD, MOUNT VERNON, OHIO.

Mr. Bill Pursel moved the adoption of the following resolution:

WHEREAS, the Board of Knox County Commissioners proceeded the 20TH day of September, 2022, to hear the petition of Zachary DiMarco, Attorney at Law with Critchfield, Critchfield & Johnston, LTD, Agent, to obtain annexation of territory consisting of 0.562 acres in Pleasant Township, in the County of Knox, and adjacent to the City of Mount Vernon, Ohio, finds that said petition meets the conditions listed in ORC 709.023; that its statements are true; that the territory sought to be annexed is adjacent to the City of Mount Vernon, Ohio; that the petition contains a full description of said territory; that the map of said territory attached to the petition is accurate; and that it is right and proper that said petition should be granted;

THEREFORE, BE IT RESOLVED, by the Board of Knox County Commissioners of Knox County, Ohio, that the prayer of the petition be granted, specifically being that the territory situated in the Township of Pleasant, County of Knox, and State of Ohio, be annexed to the City of Mount Vernon, Ohio, Ohio;

FURTHER, BE IT RESOLVED, that all orders and proceedings of this Board relative to said petition and map attached thereto and all papers on file relating to said matter, be deposited with the City of Mount Vernon, Ohio.

A copy of said annexation and all supporting documents are attached to Journal No. 2022.

Mr. Thom Collier seconded the adoption of the foregoing resolution and upon roll call, the vote resulted as follows:

Mrs. Teresa A. Bemiller, Absent

Mr. Thom Collier, Aye

Mr. Bill Pursel, Aye

CERTIFICATION

I, Penny R. Doyle, the duly appointed Clerk/Administrative Assistant of the Board of Knox County Commissioners of Knox County, Ohio, do hereby certify the above to be a true and correct copy of a resolution adopted at a regular session of the Board of Knox County Commissioners held on Tuesday, September 20, 2022, and entered into Commissioner's Journal No. 2022.

Penny Doyle

Penny Doyle, Clerk/Administrative Assistant
Board of Knox County Commissioners

**City of Mount Vernon**

40 Public Square
Mount Vernon, OH 43050

Phone 740-393-9517
Fax 740-397-6595

Matthew T. Starr
Mayor

City Council

Bruce E. Hawkins
President

Josh Kirby
First Ward

John Francis
Second Ward

Tammy Woods
Third Ward

Mike Hillier
Fourth Ward

Amber Keener
At Large

Janis Seavolt
At Large

Mel Severns
At Large

Administration

Matthew T. Starr
Mayor

Richard S. Dzik
Safety Service Director

P. Robert Broeren
Law Director

John Thatcher
Judge

David Stuller
Treasurer

Terry L. Scott
Auditor

Todd Hill
Clerk of Council

Lindsay N. Hoar
Assistant Clerk of Council

Tuesday, September 13, 2022

Knox County Commissioners
117 E. High St., #161
Mount Vernon, OH 43050

Dear Commissioners,

Attached please find a certified copy of City of Mount Vernon Ordinance 2022-29, adopted by the Mount Vernon City Council on September 12, 2022, consenting to the annexation of 0.562 acres, parcel number 59-02288.000, from Pleasant Township into the City of Mount Vernon; providing for certain City services to the annexed parcel and providing protections against incompatible uses under existing township zoning.

Sincerely,

Todd Hill
City Council Clerk, City of Mount Vernon

Encl.



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

ORDINANCE 2022-29

Meeting: 08/08/22 7:30 PM
Dept: Planning and Zoning
Hillier, Severns
Category: Planning and Zoning
Prepared By: Rob Broeren
Initiator: Todd Hill
DOC ID: 3612

*1st-8/8/22
2nd-8/12/22
3rd-9/12/22
Adopt-9/11/22*

AN ORDINANCE CONSENTING TO THE ANNEXATION OF 0.562 ACRES, PARCEL NUMBER 59-02288.000, FROM PLEASANT TOWNSHIP INTO THE CITY OF MOUNT VERNON; PROVIDING FOR CERTAIN CITY SERVICES TO THE ANNEXED PARCEL AND PROVIDING PROTECTIONS AGAINST INCOMPATIBLE USES UNDER EXISTING TOWNSHIP ZONING; AND DECLARING AN EMERGENCY.

WHEREAS, Ohio Revised Code Section 709.023 provides the process for an Expedited Type 2 annexation where the annexed territory remains subject to the real estate taxation of the township, and

WHEREAS, on June 21, 2022 the owner of 0.562 acres, Parcel Number 59-02288.000, located in Pleasant Township filed a petition with the Knox County Board of Commissioners to annex the property into the City of Mount Vernon under the Expedited Type 2 process.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Mount Vernon, State of Ohio:

SECTION 1: That pursuant to Revised Code Section 709.023(D), the City of Mount Vernon consents to the annexation proposed in the owner's petition.

SECTION 2: That upon annexation into the City of Mount Vernon, the City shall provide the following services to the annexed parcel:

- a) Police Protection
- b) Fire Protection
- c) Emergency Medical Services
- d) Stormwater Utility Services

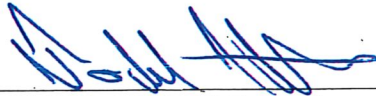
SECTION 3: That City Council finds that the annexation parcel is currently subject to Pleasant Township Zoning, pursuant to Chapter 519 of the Revised Code. If the territory is annexed and becomes subject to zoning by the City of Mount Vernon, and City zoning permits uses in the annexed territory that the City determines are clearly incompatible with the uses permitted under current township zoning regulations in the adjacent land remaining within the township from which the territory was annexed, the City Council will require, in the zoning ordinance permitting the incompatible uses, the owner of the annexed territory to provide a buffer separating the use of the annexed territory and the adjacent land remaining within the township. "Buffer" includes open space, landscaping, fences, walls, and other structured elements; streets and street right-of-ways; and bicycle and pedestrian paths and sidewalks.

SECTION 4: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason

Ordinance 2022-29

Meeting of August 8, 2022

that Revised Code Section 709.023(C) requires the City to act within 20 days of the filing of the annexation petition to state what municipal services it will provide to a parcel annexed through this process, therefore, it become effective upon its date of passage and approval by the Mayor, provided that it receives the affirmative vote of two-thirds (2/3) of the members elected to the Council of the City of Mount Vernon; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.


 Bruce Hawkins, Council President
PASSED: SEPTEMBER 12, 2022
 ATTEST: 
 Todd Hill, Clerk of Council
APPROVED: September 12, 2022

 Matthew T. Starr, Mayor

I hereby certify that this is an exact
copy of the original on file in office.


 TODD HILL
 CLERK OF COUNCIL
 CITY OF MOUNT VERNON, OHIO

KNOX CTY COMMISSIONERS
JUN 21 2022 PM3:56

PETITION FOR ANNEXATION – EXPEDITED TYPE 2

Philip A. Greene and Renee L. Greene, being all of the owners of real estate in the territory hereinafter described, hereby petition for the annexation of the following described territory to the City of Mount Vernon, Knox County, Ohio, being filed under **Sections 709.021(A) & 709.023(A)** of the Revised Code of Ohio.

Petitioner has attached hereto and made a part of this petition a legal description of the perimeter of the territory sought to be annexed, marked as **Exhibit “A.”**

The petition meets all requirements set forth in section 709.021 of the Ohio Revised Code. The petitioners are the owners of the territory proposed for annexation and constitute all owners of the territory. The described territory is contiguous with the City of Mount Vernon, Ohio and does not exceed 500 acres. The described territory shares a contiguous boundary with the City of Mount Vernon for a continuous length of greater than 5% of the perimeter. The annexation of the described territory will not create an unincorporated area completely surrounded by territory to annexed.

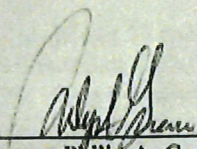
Petitioner has attached hereto and made a part of this petition, an accurate map or plat of the territory sought to be annexed, marked **Exhibit “B.”**

Zachary H. DiMarco, attorney with Critchfield, Critchfield & Johnston, Ltd. is hereby appointed agent for the undersigned Petitioner as required by Revised Code Section 709.02(C)(3), with full power and authority hereby granted to said agent to amend, alter, change, correct, withdraw, refile, substitute, compromise, increase or delete the area, to do any and all things essential thereto, and to take any action necessary for obtaining the granting of this Petition. Said amendment, alteration, change, correction, withdrawal, refiling, substitution, compromise, increase or deletion or other things or action for granting of this Petition shall be made in the Petition, description and plat by said agent without further expressed consent of the Petitioners.

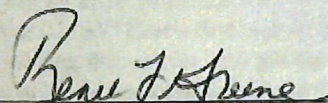
Attachment: Ex A - 09-26-22 KCBC Approve annexation of 0.562 ac (2022-42 : Accepting Annexation of 0.562 Acres from Pleasant Twp)

WHOEVER SIGNS THIS PETITION EXPRESSLY WAIVES THEIR RIGHT TO APPEAL IN LAW OR EQUITY FROM THE BOARD OF COUNTY COMMISSIONERS' ENTRY OF ANY RESOLUTION PERTAINING TO THIS SPECIAL ANNEXATION PROCEDURE, ALTHOUGH A WRIT OF MANDAMUS MAY BE SOUGHT TO COMPEL THE BOARD TO PERFORM ITS DUTIES REQUIRED BY LAW FOR THIS SPECIAL ANNEXATION PROCEDURE.

Date: 6/20/22


Philip A. Greene

Date: 6.20.22


Renee L. Greene

ACCEPTANCE BY AGENT:


Signature of Agent

Zachary H. DiMarco, Attorney at Law
Critchfield, Critchfield & Johnston, Ltd.
10 S. Gay Street, P.O. Box 469
Mount Vernon, Ohio 43050

740-397-4040, 740-397-6775
Phone Number/Fax Number

dimarco@ccj.com
Email Address (if applicable)

Exhibit A**Knox County Parcel Numbers: 59-02288.000****Landowner: Philip A. Greene and Renee L. Greene**

The following real estate, situated in Lot 10, Quarter 2, Township 6, Range 12, Pleasant Township, Knox County, Ohio, and being described as follows:

Commencing at an iron pipe found at the north east corner of Lot 12 on the west line of Lot 1; thence North 86 degrees 14' 40" West, along the north line of Lot 12, a distance of 150.00 feet to an iron pipe found; thence South 4 degrees 22' 55" West, along the east line of a 10.798 acre tract (See Survey Record H, Page 450) a distance of 1498.37 feet to the center of Martinsburg Road (State Route 586); thence South 66 degrees 08' 45" East, along said road, a distance of 229.21 feet to the south west corner and beginning point of the parcel herein described; thence North 11 degrees 28' 15" East, passing through an iron pin set at 30.71 feet, a total distance of 177.44 feet to a railroad spike set; thence South 85 degrees 02' 35" East a distance of 111.85 feet to an iron pin set; thence South 4 degrees 57' 25" West passing through an iron pin set at 189.76 feet, a total distance of 221.47 feet to a railroad spike set in the center of Martinsburg Road; thence North 66 degrees 08' 45" West, along the road, a distance of 139.50 feet to the point of beginning, containing 0.562 of an acre, as surveyed in May, 1984, by Barnes & Tracy, Surveyors, Mount Vernon, Ohio, Thomas M. Tracy, Surveyor #6399, Ohio. North based on Survey Record H, Page 450. Being part of 108.60 acres described in Deed Volume 369, Page 648.

Prior Instrument Reference: Volume 1133, Page 666 of the Official Records, Knox County, Ohio

Exhibit B

(map or plat)

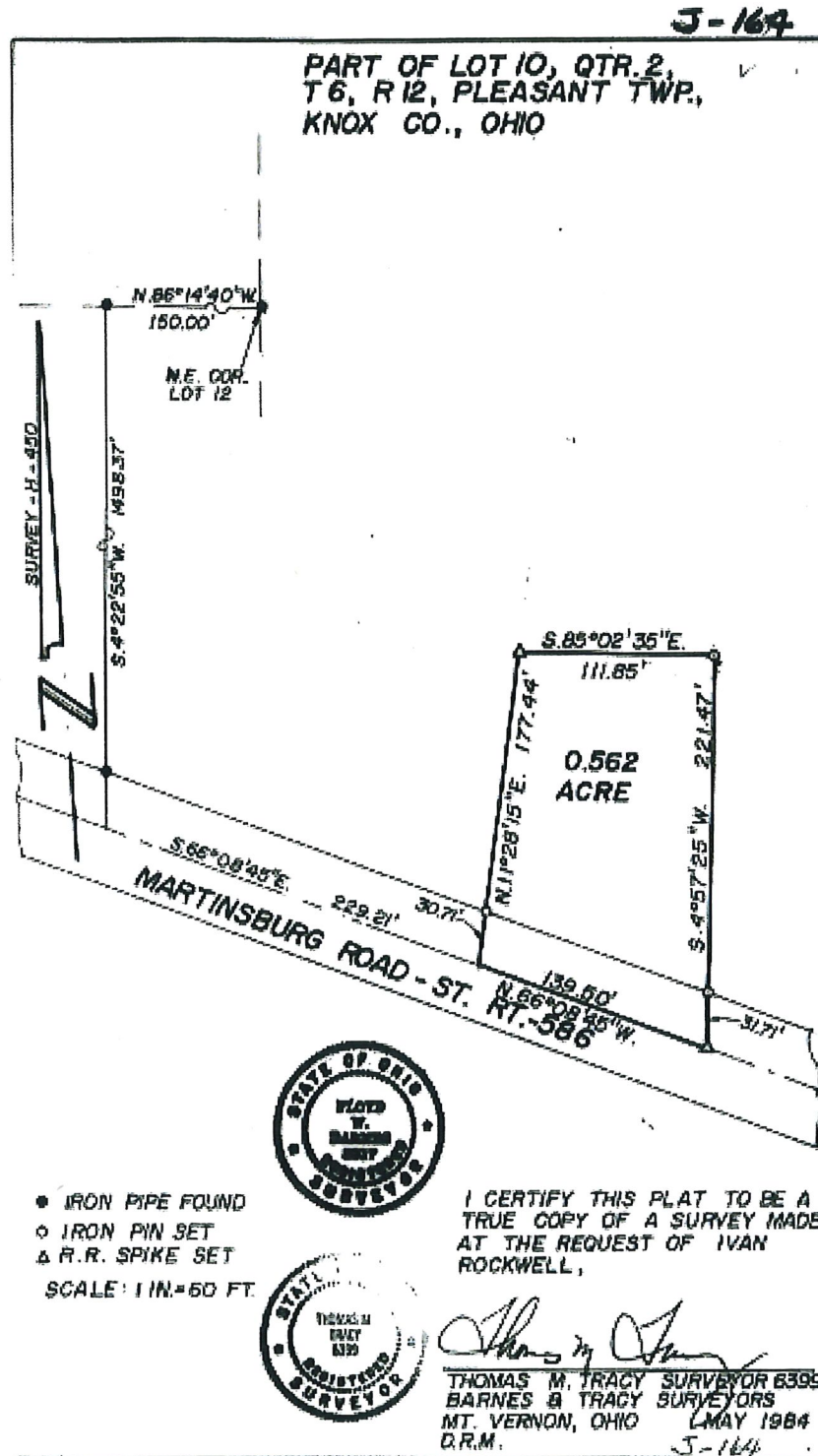
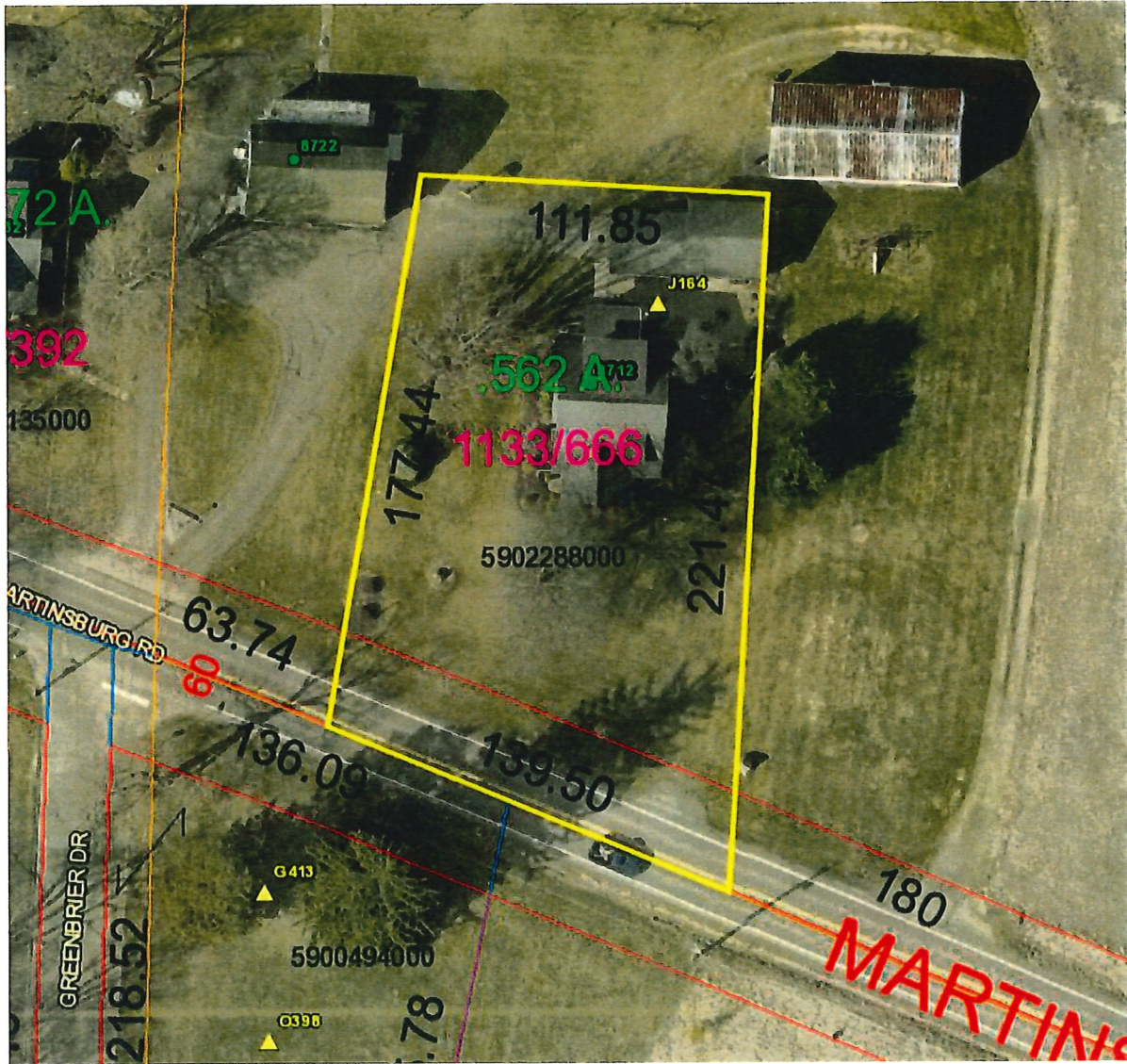


EXHIBIT B
(continued)



4892-8951-4250, v. 1



CRITCHFIELD

Attorneys at Law

July 5, 2022

Knox County Board of Commissioners
117 East High Street
Mount Vernon, Ohio 43050

RE: Philip A. Greene and Renee L. Greene
Petition for Annexation – City of Mount Vernon
Parcel: 59-02288.000
Pleasant Township, Knox County, Ohio

To the Knox County Commissioners:

Enclosed for your file, please find the returns of service evidencing service of the notice of annexation petition filing made by Philip A. Greene and Renee L. Greene upon the Pleasant Township Fiscal Officer and the Clerk of the City of Mount Vernon made by certified mail in accordance with ORC 709.023.

Please let me know if you have any questions.

Very truly yours,

CRITCHFIELD, CRITCHFIELD & JOHNSTON, LTD.



Zachary H. DiMarco
Attorney-at-Law

cc: Philip A. Greene and Renee L. Greene

KNOX CTY COMMISSIONERS
JUL 7 2022 AM 11:39

Zachary H. DiMarco
dimarco@ccj.com

10 S. Gay Street
Mount Vernon, OH 43050

P: 740.397.4040
F: 740.397.6775

www.ccj.com

Return Receipt (Form 3811) Barcode		COMPLETE THIS SECTION ON DELIVERY	
 9590 9266 9904 2194 4630 72		A. Signature ☒ <i>Maurice Hall</i>	☐ Agent ☐ Addressee
		B. Received by (Printed Name)	C. Date of Delivery
1. Article Addressed to: Todd Hill Clerk of City of Mt. Vernon 40 Public Square, Ste. 206 Mt. Vernon, OH 43050		D. Is delivery address different from item 1? ☐ Yes If YES, enter delivery address below: ☐ No	
2. Certified Mail (Form 3800) Article Number 9414 7266 9904 2194 4630 79		3. Service Type: ☒ Certified Mail	
		Reference Information	
PS Form 3811, Facsimile, July 2015		Domestic Return Receipt	

Return Receipt (Form 3811) Barcode		COMPLETE THIS SECTION ON DELIVERY	
 9590 9266 9904 2194 4630 58		A. Signature ☒ <i>Chris Light</i>	☐ Agent ☐ Addressee
		B. Received by (Printed Name)	C. Date of Delivery
1. Article Addressed to: Chris Light Pleasant Township Fiscal Officer P.O. Box 1151 Mt. Vernon, OH 43050		D. Is delivery address different from item 1? ☐ Yes If YES, enter delivery address below: ☐ No	
2. Certified Mail (Form 3800) Article Number 9414 7266 9904 2194 4630 55		3. Service Type: ☒ Certified Mail	
		Reference Information	
PS Form 3811, Facsimile, July 2015		Domestic Return Receipt	

KNOX CTY COMMISSIONERS
JUL 7 2022 AM 11:40



City Council
City of Mount Vernon
Mount Vernon, OH 43050

Meeting: 01/09/23 7:30 PM
Dept: Employee and Community Rel.

Francis, Hillier

Category: Personnel

Prepared By: Todd Hill

Initiator: Todd Hill

SCHEDULED

ORDINANCE 2022-47

DOC ID: 3713

AN ORDINANCE FIXING THE NUMBER OF HOURLY EMPLOYEES OF THE CITY OF MOUNT VERNON IN THE WATER AND WASTEWATER DEPARTMENTS; AND DECLARING AN EMERGENCY.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Mount Vernon, State of Ohio:

SECTION 1: That the following positions are hereby authorized as indicated:

WASTEWATER WORKS DEPARTMENT:

1 Utility Operations Crew Chief
8 9 Operations and Maintenance Technicians
Not more than 7 Public Utility Technicians
1 3/4 Customer Support Specialists I

Use of all above mentioned said personnel is authorized as required to meet the work demands of the Wastewater Works Department as appropriated.

WATER WORKS DEPARTMENT:

1 Utility Operations Crew Chief
1 Chief Water Operator
6 1/2 Operations and Maintenance Technicians
Not more than 7 Public Utility Technicians
1 3/4 Customer Support Specialists I

Use of all above mentioned said personnel is authorized as required to meet the work demands of the Water Works Department as appropriated.

SECTION 2: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety, and to allow the speedy implementation of the most recent contract for unionized employees in the City's Service Departments and said Ordinance shall, therefore, become effective upon its date of passage and approval by the Mayor, provided that it receives the affirmative vote of two-thirds (2/3) of the members elected to the Council of the City of Mount Vernon; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

HISTORY:

12/27/22

City Council

FIRST READING

Ordinance No. 2022-47 was given a first reading.



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

ORDINANCE 2022-48

Meeting: 01/09/23 7:30 PM
Dept: Finance and Budget
Seavolt, Mahan
Category: Finance
Prepared By: Terry Scott
Initiator: Todd Hill
DOC ID: 3718

AN ORDINANCE AUTHORIZING THE AUDITOR OF THE CITY OF MOUNT VERNON, OHIO, TO MAKE TRANSFERS WITHIN LINE ACCOUNTS IN AMOUNTS OF \$5,000.00 OR LESS WITHOUT THE CONSENT OF THE COUNCIL OF THE CITY OF MOUNT VERNON; AND DECLARING AN EMERGENCY.

NOW, THEREFORE, BE IT RESOLVED by the City of Mount Vernon, State of Ohio:

SECTION 1: That the Auditor for the City of Mount Vernon be, and he herewith is, authorized and directed to transfers within line accounts in amounts of \$5,000.00 or less, without the consent of the Council of the City of Mount Vernon.

SECTION 2: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason that an emergency exists in the usual daily operation of the various departments of the municipal government, and said Ordinance shall, therefore, become effective upon its date of passage and approval by the Mayor, provided that it receives the affirmative vote of two-thirds (2/3) of the members elected to the Council of the City of Mount Vernon; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

HISTORY:

12/27/22 City Council FIRST READING
Ordinance No. 2022-48 was given a first reading.