

Legislative Session Minutes

February 28, 2022

COMMITTEE MEETINGS

- 02-28-22 Committee Meeting Schedule

Mount Vernon City Council
Committee Meeting Schedule
February 28, 2022

6:50-7:04 p.m.	Council Chambers audio-visual	Finance & Budget/Seavolt
7:04-7:26 p.m.	MORPC membership	Planning & Zoning/Hillier
7:30 p.m.	City Council Legislative Meeting	Ref: Agenda

MEETING WILL RECESS UNTIL 7:30 P.M.

CALL TO ORDER

Attendee	Title	Status
John Francis	Second Ward	Present
Mike Hillier	Fourth Ward	Present
Janis Seavolt	At Large	Present
Josh Kirby	Board Member	Present
Tammy Woods	Third Ward	Present
Amber Keener	At Large	Present
Mel Severns	Councilman	Present
Bruce Hawkins	President	Excused

Hillier made a motion to excuse Hawkins, with a second by Woods. Motion passed by a voice vote of 7-0. Francis presided as Council President Pro-Tem.

INVOCATION

Dr. Eddie Massey, pastor of Apostolic Faith Church, performed the invocation.

PLEDGE OF ALLEGIANCE

All recited in unison.

ACCEPTANCE OF MINUTES

- City Council - Legislative Session - Feb 14, 2022 7:30 PM

Seavolt made a motion to accept the minutes from Council's Legislative Session of Feb. 14, 2022, with a second by Keener. Motion passed by a voice vote of 7-0.

RESULT:	ACCEPTED [UNANIMOUS]
AYES:	Francis, Hillier, Seavolt, Kirby, Woods, Keener, Severns

RECEIVE PETITIONS AND COMMUNICATIONS

None.

RECEIVE COMMITTEE REPORTS

Council received without comment the minutes for the Planning and Zoning Committee meeting of Feb. 14, 2022, the Streets and Public Buildings Committee meeting of Feb. 14, 2022 and the Employee and Community Relations Committee meeting of Feb. 14, 2022.

- 02-14-22 Planning & Zoning Committee Meeting Minutes
- 02-14-22 Streets and Public Buildings Committee Meeting Minutes
- 02-14-22 Employee and Community Relations Committee Meeting Minutes

LIQUOR CONTROL LICENSE

- 02-28-22 Liquor Permit

Council received an Institution Notice for Liquor Permit for Vernon View Golf Course LLC because it's within 500 feet of the City's Hiawatha Waterpark. Law Director Robert Broeren commented on the permit. The City has until March 11 to object to and/or request a hearing on the permit.

PROCLAMATION

None.

PERSONS SPEAKING ON MATTERS OF CITY CONCERN

Julie Miller, Commissioner, Knox Public Health, presented her organization's annual report for 2021. Deputy Health Commissioner Zack Green gave an update on coronavirus in the county.

RESOLUTIONS FOR THIRD READING

None.

RESOLUTIONS FOR SECOND READING

RESOLUTION NO. 2022-18

A RESOLUTION AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO EXECUTE NECESSARY PAPERWORK TO HAVE THE CITY OF MOUNT VERNON JOIN THE MID-OHIO REGIONAL PLANNING COMMISSION, AND DECLARING AN EMERGENCY.

Planning and Zoning: Hillier, Severns

Hillier made a motion to suspend the rule requiring three separate readings of Resolution No. 2022-18, with a second by Severns. Motion to suspend passed by a roll-call vote of 7-0. Hillier made a motion to adopt Resolution No. 2022-18, with a second by Severns. Motion to adopt passed by a roll-call vote of 7-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Mike Hillier, Fourth Ward
SECONDER:	Mel Severns, Councilman
AYES:	Francis, Hillier, Seavolt, Kirby, Woods, Keener, Severns

RESOLUTIONS FOR FIRST READING

RESOLUTION NO. 2022-20

A RESOLUTION ADOPTING RULES FOR THE CONDUCT OF CITY COUNCIL MEETINGS FOR THE 2022-2023 BIENNIUM.

Planning and Zoning: Hillier, Severns

Resolution No. 2022-20 was given a first reading.

RESULT:	FIRST READING	Next: 3/14/2022 7:30 PM
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RESOLUTION NO. 2022-21

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

Hillier made a motion to suspend the rule requiring three separate readings of Resolution No. 2022-21, with a second by Severns. Motion to suspend passed by a voice vote of 7-0. Hillier made a motion to adopt Resolution No. 2022-21, with a second by Severns. Motion to adopt passed by a voice vote of 5-0, with Hillier and Keener abstaining.

RESULT:	ADOPTED [5 TO 0]
MOVER:	Mike Hillier, Fourth Ward
SECONDER:	Mel Severns, Councilman
AYES:	Francis, Seavolt, Kirby, Woods, Severns
ABSTAIN:	Hillier, Keener

RESOLUTION NO. 2022-22

A RESOLUTION AUTHORIZING AND DIRECTING THE AUDITOR OF THE CITY OF MOUNT VERNON TO MAKE SUPPLEMENTAL APPROPRIATIONS.

Finance and Budget: Seavolt, Kirby

Seavolt made a motion to suspend the rule requiring three separate readings of Resolution No. 2022-22, with a second by Kirby. Motion to suspend passed by a voice vote of 7-0. Seavolt made a motion to adopt Resolution No. 2022-22, with a second by Kirby. Auditor Terry Scott discussed the legislation. Motion to adopt passed by a roll-call vote of 7-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Janis Seavolt, At Large
SECONDER:	Josh Kirby, Board Member
AYES:	Francis, Hillier, Seavolt, Kirby, Woods, Keener, Severns

ORDINANCES FOR THIRD READING

None.

ORDINANCES FOR SECOND READING

None.

ORDINANCES FOR FIRST READING

ORDINANCE NO. 2022-10

AN ORDINANCE FIXING THE COMPENSATION AND BENEFITS OF CERTAIN EMPLOYEES OF THE MOUNT VERNON MUNICIPAL COURT EFFECTIVE JANUARY 1, 2022, AND DECLARING AN EMERGENCY.

Employee and Community Rel.: Francis, Hillier

Francis made a motion to suspend the rule requiring three separate readings of Ordinance No. 2022-10, with a second by Hillier. Motion to suspend passed by a roll-call vote of 7-0. Francis made a motion to adopt Ordinance No 2022-10, with a second by Hillier. Auditor Terry Scott commented on the legislation. Motion to adopt passed by a roll-call vote of 7-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	John Francis, Second Ward
SECONDER:	Mike Hillier, Fourth Ward
AYES:	Francis, Hillier, Seavolt, Kirby, Woods, Keener, Severns

ORDINANCE NO. 2022-11

AN ORDINANCE FIXING THE COMPENSATION AND BENEFITS OF CERTAIN EMPLOYEES OF THE MOUNT VERNON MUNICIPAL COURT EFFECTIVE JANUARY 1, 2022, AND DECLARING AN EMERGENCY.

Employee and Community Rel.: Francis, Hillier

Francis made a motion to suspend the rule requiring three separate readings of Ordinance No. 2022-11, with a second by Hillier. Motion to suspend passed by a voice vote of 7-0. Francis made a motion to adopt Ordinance No. 2022-11, with a second by Hillier. Auditor Terry Scott discussed the legislation. Motion to adopt passed by a roll-call vote of 7-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	John Francis, Second Ward
SECONDER:	Mike Hillier, Fourth Ward
AYES:	Francis, Hillier, Seavolt, Kirby, Woods, Keener, Severns

ORDINANCE NO. 2022-12

AN ORDINANCE FIXING THE COMPENSATION AND BENEFITS OF
CERTAIN EMPLOYEES OF THE MOUNT VERNON MUNICIPAL COURT
EFFECTIVE JANUARY 1, 2022, AND DECLARING AN EMERGENCY.

Employee and Community Rel.: Francis, Hillier

Francis made a motion to suspend the rule requiring three separate readings of Ordinance No. 2022-12, with a second by Hillier. Motion to suspend passed by a roll-call vote of 7-0. Francis made a motion to adopt Ordinance No. 2022-12, with a second by Hillier. Auditor Terry Scott commented on the legislation. Motion to adopt passed by a roll-call vote of 7-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	John Francis, Second Ward
SECONDER:	Mike Hillier, Fourth Ward
AYES:	Francis, Hillier, Seavolt, Kirby, Woods, Keener, Severns

REMARKS FROM THE ADMINISTRATION

Safety-Service Director Rick Dzik introduced the City's new Utilities Director, Tom Marshall, and commented on the open position of Assistant City Engineer. Marshall introduced himself and his family. The Mayor discussed a recent meeting he had with a representative from Rumpke, plans for the Fourth of July fireworks, the Knox County Land Bank, the National Education Association's Big Read program, and wished Mike Agan, an employee in the Utilities Department, well on his retirement. Treasurer David Stuller discussed Ordinance No. 2022-02, establishing compensation for supervisory personnel, which was adopted on Feb. 14, 2022.

REMARKS FROM COUNCIL

Severns thanked the Income Tax Office for its recent assistance. Keener called for open communication between the City and the Knox County Commissioners following the adoption of Resolution No. 2022-18, authorizing the City's membership in the Mid-Ohio Regional Planning Commission. Kirby expressed support for the citizens of Ukraine. Hillier discussed planned repairs on Gay Street, issues with Rumpke, and Ordinance No. 2022-02, establishing compensation for supervisory personnel, which was adopted on Feb. 14, 2022. Woods discussed issues with Rumpke, and thanked Severns for filling in for her on a recent media interview. Francis thanked Dr. Eddie Massey, pastor of Apostolic Faith Church, for his invocation.

ADJOURN AT THE CALL OF THE PRESIDENT

Seavolt made a motion to adjourn, with a second by Keener. Meeting adjourned by voice vote at 8:19 p.m.

John Francis, Council President Pro-Tem

Todd Hill, Clerk of Council

CD on file/th



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
February 23, 2022

Mount Vernon City Council Committee Meeting Schedule February 28, 2022

7:00-7:15 p.m.	MORPC membership	Planning & Zoning Hillier
7:30 p.m.	City Council Legislative Meeting	Ref: Agenda

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



**Planning and Zoning Committee Meeting Minutes
Feb. 14, 2022 – 6:45 p.m. to 6:49 p.m.**

COUNCIL PRESENT:

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

ABSENT:

None

OTHERS IN ATTENDANCE:

Matthew T. Starr, Mayor
Rick Dzik, Safety Service Director
Terry Scott, Auditor
Rob Broeren, Law Director
Maurine Perry, Human Resources
Todd Hill, Council Clerk
John Thatcher, Municipal Court Judge
Cheryl Splain, Knox Pages
Robert Morgan, Police Chief
Jeff Gottke, ADF
Sam Filkins, ADF

The committee held a meeting to discuss the City joining the Mid-Ohio Regional Planning Commission (MORPC). Mayor Matt Starr discussed the proposal. Resolution No. 2022-18, which would authorize the Safety-Service Director to have the City join MORPC, came before Council later in the evening for a second reading. A 15-minute committee meeting on the matter was requested for Feb. 28, 2022.

Respectfully submitted,

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

MH/th



2022-2023

**Streets and Public Buildings Committee Meeting Minutes
Feb. 14, 2022 – 6:49 p.m. to 7:02 p.m.**

COUNCIL PRESENT:

Bruce E. Hawkins, President
Josh Kirby, 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:

None

OTHERS IN ATTENDANCE:

Matthew Starr, Mayor
Rick Dzik, Safety-Service Director
Terry Scott, Auditor
Rob Broeren, Law Director
Maurine Perry, Human Resources
John Thatcher, Municipal Court Judge
Todd Hill, Council Clerk
Cheryl Splain, Knox Pages
Robert Morgan, Police Chief
Jeff Gottke, ADF
Sam Filkins, ADF

Municipal Court Judge John Thatcher distributed the court's annual report for 2021, and discussed statistics and trends noted in the report. He also discussed the formation of a committee to consider the future of the City building at 5 N. Gay St., and asked for volunteers for the committee from Council. Kirby, Keener and Severns volunteered to be on the committee. No further meetings on the matter were scheduled and no legislation was requested.

Respectfully submitted,

Mel Severns, Chair
Streets and Public Buildings Committee
Mount Vernon City Council

SC/th/11/24/21

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**Employee and Community Relations Committee Meeting Minutes
Committee Meeting**

Feb. 14, 2022 – 7:02 p.m. to 7:20 p.m.

COUNCIL PRESENT:

Bruce E. Hawkins, President
Josh Kirby, 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:

None

OTHERS IN ATTENDANCE:

Matthew Starr, Mayor
Rick Dzik, Safety-Service Director
Terry Scott, Auditor
Rob Broeren, Law Director
Maurine Perry, Human Resources
Todd Hill, Clerk
Cheryl Splain, Knox Pages
Robert Morgan, Police Chief
Josh Morrison

The committee discussed Ordinance Nos. 2022-02, establishing compensation for supervisory personnel, and 2022-23, fixing the number, wages and benefits of hourly non-bargaining units employees of the City. Amendments were suggested for Ordinance No. 2022-02; specifically, that the salary for the Safety-Service Director be amended from \$88,195.00 for 2022 and \$90,841.00 for 2023 to \$84,364.28 for 2022 and \$86,895.21 for 2023, and that the salary for the Police Chief be amended from \$85,766.00 for 2022 and \$88,339.00 for 2023 to \$83,674.50 for 2022 and \$86,184.74 for 2023. Separating compensation for the Safety-Service Director into another ordinance was also discussed. Both ordinances were adopted during Council's legislative meeting, Ordinance No. 2022-02 in amended form.

Respectfully submitted,

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

SC/tmn



Department of Commerce

Division of Liquor Control

Institution Notice for Liquor Permit

Name of Institution To: CONTROLLING AUTHORITY	Type of Application Re: TRFO	D1
HIAWATHA WATERPARK - CITY OF MT. VERNON	Application Number 9253032	
100 SYCHAR RD	Applicant Name VERNON VIEW GOLF COURSE LLC	
MOUNT VERNON OH 43050	DBA: 901 BEECH ST	
	Address: MT VERNON OHIO 43050	
		TASK #21-12925

Dear Institution Representative:

Approx. Distance 156 **Feet**

A liquor permit has been applied for at the above captioned location. The Division of Liquor Control is required to notify any church, school, library, public playground, or township park that is located within 500 feet of a proposed permit premises. Your institution, as well as the local legislative authority, is being given the opportunity to object to the issuance of this permit. This is your opportunity to object to the above referenced permit application.

Please complete and return this form no later than 30 days from the date of this notice. Include the name, title, address and telephone number of the representative of the institution who is to attend the hearing. If an objection is filed and a hearing is scheduled, your representative should appear and testify in support of the objection. Otherwise the objection will be overruled. Objections based solely upon philosophical opposition to alcohol consumption are not sufficient grounds for sustaining an objection. You may wish to retain legal counsel to represent your interests, as the hearing is a legal proceeding.

Please check the applicable box and return this form within 30 days

- ☐ We do not object to this Permit.
- ☐ We request the Division of Liquor Control document our objection to the issuance of this permit but we do not request a hearing. In choosing this option I understand that it is only an objection for the record and will not adversely impact the issuance of this permit.
- ☐ We object and request a hearing on the advisability of issuing of this permit. Please hold the hearing in Columbus.
- ☐ We object and request a hearing on the advisability of issuing of this permit. Please hold the hearing in the county seat of the premises.

(Signature of Authority in Control of Institution)	(Telephone Number)	(Date)
(Name, Title of person to Attend Hearing)	(Address)	

Certificate of Service

The above notice was served to clerkofcouncil@mountvernonohio.org / dsm@mountvernonohio.org
 (Name) (Address)
740-393-2033, the authority in control of subject institution on 2/11/2022 by
 (Telephone) (Date)

☐ Certified Mail, Return Receipt Requested or ☐ Personal Service or ☐ Storefront or ☒ Email

(Signature and Title of Recipient)	(Time)	(Compliance Agent, Unit #, Date)
		Tom Jalamov 400 2/11/2022
(Print Name and Title of Recipient)		Certified Mail #

INSTRUCTIONS TO LEGISLATIVE AUTHORITY AND/OR INSTITUTIONS FOR REQUESTING HEARING BEFORE THE DIVISION OF LIQUOR CONTROL

The Division of Liquor Control (Division) is required to notify certain local government authorities and institutions when an application is received for a new, additional class, or transfer of location or ownership of a C or D class permit. Local authorities who must be notified include the legislative authority of the municipal corporation, or the board of county commissioners and township trustees. The authority in control of a church, school, library, public playground or township park must also be notified if the permit business is to be operated within 500 feet of the boundaries of such institutions.

The local government authority and the authority in control of the institution are given the opportunity to object to the issuance or transfer of the permit by using the enclosed form. The request must be made as a result of an official action of the local government authority or institution. Completed forms must be returned to the Division no later than thirty days after the date of notification. The Division may grant an additional thirty days to a legislative authority to object if a written request showing good cause is made to the Division no later than thirty days after the date of notification. Upon written request of the chief peace officer, the Division is required to send him or her a copy of the application for a new or transferred permit and a copy of all other documents filed by the permit applicant.

The authority objecting to the issuance of the permit may request that the hearing be held in the county seat of the county where the permit business is to be operated. Otherwise, the hearing will be held in Columbus. The objector's witnesses must be willing to appear in Columbus or in the county seat. If the order of the Division is appealed, witnesses may later be required to appear before the Liquor Control Commission in Columbus.

Hearings are held to consider the advisability of issuing or transferring a permit. Evidence presented must be pertinent to the advisability of granting the permit. Although the safety and welfare of Ohio citizens is first priority, the Division is guided by statutes, rules and legal cases presented. Therefore, the authority or institution should firmly establish that one or more of the following conditions exist, or would exist if the permit is issued:

- An applicant's alcoholism and/or other drug addiction;
- Prior unfavorable enforcement record or applicant and/or operation in disregard for laws, regulation, or local ordinances;
- Misrepresentation of material fact by applicant in applying for the permit;
- Lack of, or inability to obtain a Food Service Operator's license, or Food Establishment Permit;
- Inability of law enforcement authorities and of authorized agents of the Department of Public Safety to gain ready entrance to the permit premises if the location of the permit premises is at such distance from the road as to be isolated from police or other observation;
- That the place will substantially interfere with the public decency, sobriety, peace, or good order of the neighborhood in which it is located;
- That the place will substantially and adversely interfere with the normal orderly conduct of a church, library, public playground, school or township park;
- That the granting or transferring of a permit will substantially and adversely interfere with the morals, safety, or welfare of the public;
- Adverse effect of saturation of the area in relation to the number of existing permits, and any adverse conditions in the area.

Hearings will be conducted by a Division hearing officer. The hearing will be informal. Local government or institution representatives or their attorney must be present for their objections to be considered; otherwise, their objections will be overruled.

If the operation of the permit holder of record is unsatisfactory, the legislative authority may object to the renewal of the permit pursuant to Section 4303.271 O.R.C. and request a hearing by following the procedural steps set forth in Section 4303.271. Institutions may request their legislative authority to object to the annual renewal of a permit.

- Conviction of the individual applicant, partner, office holder, managing member, 5% stockholder or member owning 5% or more of the capital stock, for felonies or other crimes relating to his/her ability to operate a liquor establishment;



City Council
City of Mount Vernon
Mount Vernon, OH 43050

ADOPTED

RESOLUTION 2022-18

Meeting: 02/28/22 7:00 PM
Dept: Planning and Zoning
Hillier, Severns
Category: Planning and Zoning
Prepared By: Rob Broeren
Initiator: Todd Hill
DOC ID: 3504

A RESOLUTION AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO EXECUTE NECESSARY PAPERWORK TO HAVE THE CITY OF MOUNT VERNON JOIN THE MID-OHIO REGIONAL PLANNING COMMISSION, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Mount Vernon recognizes the need for collaborative, cooperative planning in order to ensure continued growth and prosperity;

WHEREAS, the Mid-Ohio Regional Planning Commission's Mission Statement indicates it is "The regional voice and a catalyst for sustainability and economic prosperity in order to secure a competitive advantage for central Ohio;"

WHEREAS, the Mid-Ohio Regional Planning Commission currently includes over 60 local governments and has for over 60 years addressed challenges and opportunities associated with growth and development in central Ohio, as well as working with its members to improve the quality of life within the region; and

WHEREAS, the City of Mount Vernon believes it would be advantageous for the City of Mount Vernon to join the Mid-Ohio Regional Planning Commission and to take advantage of the opportunities provided within that organization as a means of benefiting the citizens of the City of Mount Vernon.

NOW THEREFORE, be it RESOLVED by THE COUNCIL OF THE CITY OF MOUNT VERNON, STATE OF OHIO:

SECTION 1: The Safety-Service Director is authorized to execute necessary documentation and the Auditor is authorized to remit the membership dues to join the Mid-Ohio Regional Planning Commission. Furthermore, the City of Mount Vernon hereby appoints Mayor Matthew Starr as their representative the Mid-Ohio Regional Planning Commission and Safety-Service Director Richard Dzik as the alternate to serve in the absence of the regular representative.

SECTION 2: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public and in compliance with all legal requirements, including § 121.22 of the Ohio Revised Code.

SECTION 3: This Ordinance is 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 expedite the City's ability to take advantage of MORPC's many programs, 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:

02/14/22

City Council

FIRST READING

Resolution No. 2022-18 was given a first reading. A 15-minute meeting of the Planning and Zoning Committee was requested for Feb. 28, 2022 to discuss the matter.

COMMENTS - Current Meeting:

Hillier made a motion to suspend the rule requiring three separate readings of Resolution No. 2022-18, with a second by Severns. Motion to suspend passed by a roll-call vote of 7-0. Hillier made a motion to adopt Resolution No. 2022-18, with a second by Severns. Motion to adopt passed by a roll-call vote of 7-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Mike Hillier, Fourth Ward
SECONDER:	Mel Severns, Councilman
AYES:	Francis, Hillier, Seavolt, Kirby, Woods, Keener, Severns



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

RESOLUTION 2022-20

Meeting: 02/28/22 7:00 PM
Dept: Planning and Zoning
Hillier, Severns
Category: Planning and Zoning
Prepared By: Todd Hill
Initiator: Todd Hill
DOC ID: 3513

**A RESOLUTION ADOPTING RULES FOR THE CONDUCT OF CITY COUNCIL MEETINGS
FOR THE 2022-2023 BIENNIUM.**

WHEREAS, the Codified Ordinances of the City of Mount Vernon establish certain requirements for the conduct of City Council business; and

WHEREAS, the Codified Ordinances are not exhaustive in their provisions governing Council meetings; and

WHEREAS, Council has, over the years, adopted a number of policies for the conduct of Council meetings;

WHEREAS, Ohio Revised Code Section 731.45 empowers the legislative authorities of municipal corporations to adopt rules for the conduct of their business,

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

SECTION 1: That Council hereby adopts the following rules for the conduct of its sessions during the 2020-2021 term:

- 1. Conducting Business in the Absence of the President or President Pro-Tempore.** In the absence of the Council President or Council President Pro-Tempore, the most senior member present shall preside over the meeting.
- 2. Public Participation at Council Meetings.** Public participation is encouraged at Committee meetings of Council. The public has the right to attend meetings of council, but does not have the right to participate. This is a privilege granted by Council. Citizens attending Council meetings may not participate unless requested to do so by a majority of Council members present. Citizens attending meetings of City Council have the right to tape record, videotape, or take pictures, as long as they do not disrupt, or intrude into the business of Council meetings.
- 3. Public Comments on Matters of City Concern.** Members of the public may address Council on matters of city concern, after completing a form available to them through the Clerk of Council. The subject of these remarks must be an issue that is within Council's jurisdiction. Speaking time will be limited to four (4) minutes, and must be directed to the issue of concern. Personal attacks on Council, elected officials, city administrators or other citizens will not be tolerated. Anyone who makes personal attacks will be gavelled out of order, and shall forfeit their right to

continue to speak and remain at the meeting.

Requests to speak must be made prior to the meeting. These requests are reviewed prior to the meeting and written requests should be made by noon on the Friday prior to the Monday Council meeting. If this is impossible, the latest acceptable time for the submission of the form is 15 minutes prior to the beginning of the Council meeting. Prepared documents and illustration documents must be submitted with the Clerk's form and become public record.

- 4. Requests to Speak at Public Hearings of Council.** From time to time, Council will hold public hearings on legislation and other topics within the jurisdiction of Council Committees. Persons wishing to make comments at public hearings will be asked to complete a request to speak form available from the Clerk of Council.

All persons addressing public hearings must state their names and addresses for the record. Remarks will be limited to four (4) minutes, and speakers must confine their remarks to the subject of the hearing. Personal attacks on Council, elected officials, city administrators or other citizens will not be tolerated. Anyone who makes personal attacks will be gaveled out of order, and shall forfeit their right to continue to speak and remain at the meeting.

If a group is present to speak on the same issue, Council requests that they appoint a spokesperson for the group. Petitions or prepared materials presented to Council must also be presented to the Clerk for inclusion in the Council record.

At public hearings, the Chair will recognize a party in favor, followed by a party in opposition, in succession, until all persons wishing to speak on the matter have had the opportunity to do so or until the debate becomes redundant.

- 5. Minutes of Council Meetings.** Minutes of all meetings shall be maintained by the Clerk of Council. Meeting minutes shall be submitted for approval by Council at the next succeeding meeting. Council members shall have an opportunity to review the minutes of the previous meeting before moving to adopt them, but the minutes shall not be read by the Clerk in their entirety. The President of Council shall ask members whether additions or correction to the minutes are necessary. If no corrections are needed, the President shall call for a motion and second to approve the minutes which shall be approved or not approved by voice vote. If corrections are needed, the minutes shall be presented at the next meeting for approval by the same procedure.
- 6. Minutes of Committee Meetings.** Minutes of Council committees shall be maintained by the Chair of the committee, including executive sessions. They shall be taken and turned over to the Clerk of Council on the form supplied by the Clerk for inclusion in the record. If the meeting is recorded, the recording must also be submitted to the Clerk as a public record.

- 7. Order of Meeting Agenda Items.** Council may, by majority vote, adjust the order of

items on a Council meeting agenda.

- 8. Casual Dress During the Summer Months.** Council shall adhere to a policy of business dress at Council meetings, except during the months of June, July, and August, when there shall be a casual dress policy.
- 9. Procedures not Covered by Ordinance or these Rules.** For any procedure not addressed by Codified Ordinance or these Rules, Council will use Robert's Rules of Order, to resolve disputes as to the procedure to be used.

SECTION 2: This resolution shall take immediate effect upon passage.

COMMENTS - Current Meeting:

Resolution No. 2022-20 was given a first reading.

RESULT: FIRST READING

Next: 3/14/2022 7:30 PM



**City Council
City of Mount Vernon
Mount Vernon, OH 43050**

ADOPTED

RESOLUTION 2022-21

Meeting: 02/28/22 7:00 PM
**Dept: Planning and Zoning
Hillier, Severns**
Category: Appointment
Prepared By: Todd Hill
Initiator: Todd Hill
DOC ID: 3517

**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 Regional 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 retroactively beginning January 1, 2022, and ending December 31, 2022.

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
740-397-7548
mhillier@mountvernonohio.org

Alternate Member

Amber Keener
1111 Oak St. Ext.
Mount Vernon, Ohio 43050
740-326-1888
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 member 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
sibley@sibleypoland.com

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, OH 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.

COMMENTS - Current Meeting:

Hillier made a motion to suspend the rule requiring three separate readings of Resolution No. 2022-21, with a second by Severns. Motion to suspend passed by a voice vote of 7-0. Hillier made a motion to adopt Resolution No. 2022-21, with a second by Severns. Motion to adopt passed by a voice vote of 5-0, with Hillier and Keener abstaining.

RESULT:	ADOPTED [5 TO 0]
MOVER:	Mike Hillier, Fourth Ward
SECONDER:	Mel Severns, Councilman
AYES:	Francis, Seavolt, Kirby, Woods, Severns
ABSTAIN:	Mike Hillier, Amber Keener



City Council
City of Mount Vernon
Mount Vernon, OH 43050

ADOPTED

RESOLUTION 2022-22

Meeting: 02/28/22 7:00 PM
Dept: Finance and Budget
Seavolt, Kirby
Category: Finance
Prepared By: Terry Scott
Initiator: Todd Hill
DOC ID: 3518

A RESOLUTION AUTHORIZING AND DIRECTING THE AUDITOR OF THE CITY OF MOUNT VERNON TO MAKE SUPPLEMENTAL APPROPRIATIONS.

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 make supplemental appropriations as follows:

1. To Account 101.1500.54311, Training/Travel, in the amount of \$2,500.00.
(Grant provided by Knox County Foundation)

SECTION 2: This Resolution provides for appropriations for the current expenses of the city, and therefore, pursuant to Revised Code Section 731.20, it shall become effective upon its date of passage and approval by the Mayor.

COMMENTS - Current Meeting:

Seavolt made a motion to suspend the rule requiring three separate readings of Resolution No. 2022-22, with a second by Kirby. Motion to suspend passed by a voice vote of 7-0. Seavolt made a motion to adopt Resolution No. 2022-22, with a second by Kirby. Auditor Terry Scott discussed the legislation. Motion to adopt passed by a roll-call vote of 7-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Janis Seavolt, At Large
SECONDER:	Josh Kirby, Board Member
AYES:	Francis, Hillier, Seavolt, Kirby, Woods, Keener, Severns



City Council
City of Mount Vernon
Mount Vernon, OH 43050

Meeting: 02/28/22 7:00 PM
Dept: Employee and Community Rel.

Francis, Hillier

Category: Personnel

Prepared By: Terry Scott

Initiator: Todd Hill

ADOPTED

ORDINANCE 2022-10

DOC ID: 3514

**AN ORDINANCE FIXING THE COMPENSATION AND BENEFITS OF CERTAIN
EMPLOYEES OF THE MOUNT VERNON MUNICIPAL COURT EFFECTIVE JANUARY 1,
2022, AND DECLARING AN EMERGENCY.**

WHEREAS, Ohio Revised Code Sections 1901.31(C) (1), provides that the legislative authority of the municipality where a municipal court is located shall prescribe the compensation of the Court Security Officers;

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

SECTION 1: That this Ordinance fixed the compensation and benefits of certain employees of the Mount Vernon Municipal Court, commencing on the 1st day of January, 2022 as follows:

Court Security Officer (Full-time)	#1	<u>\$23.69</u> per hour
Court Security Officer (Full-time)	#2	<u>\$17.00</u> per hour

SECTION 2: This position shall be entitled to the benefits as outlined in the Mount Vernon Municipal Court Employee Handbook, adopted January 1, 2015 and as amended.

SECTION 3: That Ordinance 2021-08, Ordinance 2020-18 and all of the preceding ordinances governing pay and benefits for the Municipal Court personnel as stated herein are repealed entirely.

SECTION 4: This Ordinance is 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 department of allowing the Auditor's office to proceed with 2022 payroll for the security officer, 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.

COMMENTS - Current Meeting:

Francis made a motion to suspend the rule requiring three separate readings of Ordinance No. 2022-10, with a second by Hillier. Motion to suspend passed by a roll-call vote of 7-0. Francis made a motion to adopt Ordinance No 2022-10, with a second by Hillier. Auditor Terry Scott commented on the legislation. Motion to adopt passed by a roll-call vote of 7-0.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: John Francis, Second Ward
SECONDER: Mike Hillier, Fourth Ward
AYES: Francis, Hillier, Seavolt, Kirby, Woods, Keener, Severns



City Council
City of Mount Vernon
Mount Vernon, OH 43050

Meeting: 02/28/22 7:00 PM
Dept: Employee and Community Rel.

Francis, Hillier

Category: Personnel

Prepared By: Terry Scott

Initiator: Todd Hill

ADOPTED

ORDINANCE 2022-11

DOC ID: 3515

**AN ORDINANCE FIXING THE COMPENSATION AND BENEFITS OF CERTAIN
EMPLOYEES OF THE MOUNT VERNON MUNICIPAL COURT EFFECTIVE JANUARY 1,
2022, AND DECLARING AN EMERGENCY.**

WHEREAS, Ohio Revised Code Section 1901.33, provides that the legislative authority of the municipality where a municipal court is located shall prescribe the compensation of Probation Officer;

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

SECTION 1: That this Ordinance fixed the compensation and benefits of certain employees of the Mount Vernon Municipal Court, commencing on the 1st day of January, 2022 as follows:

Probation Officer 4: \$24.83 per hour **plus a one-time lump sum of \$360.00** (payable from the Justice and Incentive Funding Grant (JRIG 2021-2023))

SECTION 2: That this Ordinance fixed the compensation and benefits of MERIT Drug Court Coordinator of the Mount Vernon Municipal Court, commencing on the 1st day of January, 2022.

MERIT Drug Court Coordinator: \$26.77 per hour, of which \$12.11 per hour shall be payable by the City of Mount Vernon, Ohio General Fund (Justice and Incentive Grant-JRIG 2021-2023), \$14.79 per hour shall be payable from the General Fund (Specialized Docket Payroll Subsidy Project Funding Opportunity Grant) until such time the grant funds have been fully exhausted at which time this entire amount shall be paid from the JRIG Grant.

SECTION 3: Only the position listed in Section 2 shall be eligible for a longevity increase. Longevity shall be calculated at the rate of \$.08 per hour after the employee's next anniversary date through their fifth year of receiving longevity increases, and \$.05 per hour each year of service thereafter.

SECTION 4: These positions shall be entitled to the benefits as outlined in the Mount Vernon Municipal Court Employee Handbook, adopted January 1, 2015 and amended thereafter.

SECTION 5: That Ordinance 2022-07 and all of the preceding ordinances governing pay and benefits for the Municipal Court personnel as stated herein are repealed.

SECTION 6: This Ordinance is 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 department of allowing the Auditor's office to proceed with 2022 payroll setup, 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.

COMMENTS - Current Meeting:

Francis made a motion to suspend the rule requiring three separate readings of Ordinance No. 2022-11, with a second by Hillier. Motion to suspend passed by a voice vote of 7-0. Francis made a motion to adopt Ordinance No. 2022-11, with a second by Hillier. Auditor Terry Scott discussed the legislation. Motion to adopt passed by a roll-call vote of 7-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	John Francis, Second Ward
SECONDER:	Mike Hillier, Fourth Ward
AYES:	Francis, Hillier, Seavolt, Kirby, Woods, Keener, Severns



City Council
City of Mount Vernon
Mount Vernon, OH 43050

Meeting: 02/28/22 7:00 PM
Dept: Employee and Community Rel.

Francis, Hillier
Category: Personnel

Prepared By: Terry Scott
Initiator: Todd Hill

ADOPTED

ORDINANCE 2022-12

DOC ID: 3516 A

**AN ORDINANCE FIXING THE COMPENSATION AND BENEFITS OF CERTAIN
EMPLOYEES OF THE MOUNT VERNON MUNICIPAL COURT EFFECTIVE JANUARY 1,
2022, AND DECLARING AN EMERGENCY.**

WHEREAS, Ohio Revised Code Section 1901.31(C)(1) and 1901.33, provides that the legislative authority of the municipality where a municipal court is located shall prescribe the compensation of the Court's Probation Officers and Probation Administrative Assistant/Deputy Clerk;

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

SECTION 1: That this Ordinance fixed the compensation and benefits of certain employees of the Mount Vernon Municipal Court, commencing on the 1st day of January, 2022 as follows:

Chief Probation Officer:	\$28.00 per hour (payable from the General Fund-Probation Dept.)
Senior Probation Officer 1:	\$24.79 per hour plus a one time lump sum of \$360.00 (payable from the General Fund-Probation Dept.)
Probation Officer 2:	\$24.96 per hour (payable from the General Fund-Probation Dept.)

SECTION 2: That this Ordinance fixed the compensation and benefits of the Probation Administrative Assistance/Deputy Clerk - \$18.00 per hour shall be payable from the General Fund (Justice and Rehabilitation Incentive) JRIG II Grant, until June 30, 2023, at which time this amount will become payable from the Probation Services Fund Probation Services Fund.

SECTION 3: Only the positions listed in Section 1 shall be eligible for longevity increases. Longevity shall be calculated at the rate of \$.08 per hour after the employee's next anniversary date through their fifth year of receiving longevity increases, and \$.05 per hour each year of service thereafter.

SECTION 4: These positions shall be entitled to the benefits as outlined in the Mount Vernon Municipal Court Employee Handbook, adopted January 1, 2015 and amended thereafter.

SECTION 5: That Ordinance 2021-07, Ordinance 2021-45, Ordinance 2021-14 and Ordinance 2022-06, and all of the preceding ordinances governing pay and benefits for the Municipal Court personnel as stated herein are repealed.

SECTION 6: This Ordinance is 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 department of allowing the Auditor's office to proceed with 2022 payroll setup, 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.

COMMENTS - Current Meeting:

Francis made a motion to suspend the rule requiring three separate readings of Ordinance No. 2022-12, with a second by Hillier. Motion to suspend passed by a roll-call vote of 7-0. Francis made a motion to adopt Ordinance No. 2022-12, with a second by Hillier. Auditor Terry Scott commented on the legislation. Motion to adopt passed by a roll-call vote of 7-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	John Francis, Second Ward
SECONDER:	Mike Hillier, Fourth Ward
AYES:	Francis, Hillier, Seavolt, Kirby, Woods, Keener, Severns