



PRESS RELEASE

City Hall
40 Public Square
Mount Vernon, OH 43050

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

FOR IMMEDIATE RELEASE
March 17, 2021

Mount Vernon City Council Committee Meeting Schedule March 22, 2021

Join Zoom Meeting
<https://us02web.zoom.us/j/223001419>

Meeting ID: 223 001 419
Password: 847280

Dial by your location
+1 301 715 8592 US
+1 253 215 8782 US
Meeting ID: 223 001 419
Password: 847280

6:15 – 6:35 p.m.	Property Maintenance Update from Greg Bemiller	Planning and Zoning Hillier
6:35 – 6:45 p.m.	Upgrades to Finance & Payroll Software Programs	Finance and Budget Francis
6:45 – 7:00 p.m.	City Parks Master Planning	Parks and Lands Salyers
7:00 - 7:15 p.m.	Ord. 2021- 09	Employee and Community Relations Scoles
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



**City Council
Legislative Session**

Agenda

**March 22, 2021
7:30 PM**

COMMITTEE MEETINGS

Property Maintenance Update from Greg Bemiller

Upgrades to Finance & Payroll Software Programs

City Parks Master Planning

Ord. 2021- 09

MEETING WILL RECESS UNTIL 7:30 P.M.

CALL TO ORDER

INVOCATION

Will be given by Pastor Rick Graumlich, from the Proclamation Church.

PLEDGE OF ALLEGIANCE

ACCEPTANCE OF MINUTES

- City Council - Legislative Session - Mar 8, 2021 7:30 PM

RECEIVE PETITIONS AND COMMUNICATIONS

RECEIVE COMMITTEE REPORTS

LIQUOR CONTROL LICENSE

- Ricky G Hall, DBA Rickys Cafe, 201 Columbus Road, Mount Vernon, OH 43050

PROCLAMATION

PERSONS SPEAKING ON MATTERS OF CITY CONCERN

RESOLUTIONS FOR THIRD READING**RESOLUTION NO. 2021-15**

A RESOLUTION ADOPTING THE COMPLETE STREETS POLICY AS A GUIDE TO DEVELOPMENT IN THE CITY OF MOUNT VERNON

Streets and Public Buildings: Warga, Francis

RESOLUTIONS FOR SECOND READING**RESOLUTIONS FOR FIRST READING****RESOLUTION NO. 2021-28**

A RESOLUTION CONFIRMING THE MAYOR'S REAPPOINTMENT OF ERNEST "EJ" PIDO, JR. TO THE KNOX COUNTY GENERAL HEALTH DISTRICT FOR A FIVE (5) YEAR TERM, AND DECLARING AN EMERGENCY.

Employee and Community Rel.: Scoles, Woods

RESOLUTION NO. 2021-29

A RESOLUTION AUTHORIZING THE SAFETY SERVICE DIRECTOR TO ADVERTISE FOR BIDS AND ENTER INTO CONTRACT FOR THE CITY PARKS MASTER PLANNING, AND DECLARING AN EMERGENCY.

Parks and Lands: Salyers, Warga

RESOLUTION NO. 2021-30

A RESOLUTION AUTHORIZING PARTICIPATION IN THE ODOT COOPERATIVE PURCHASING PROGRAM FOR 2021; AND DECLARING AN EMERGENCY.

Finance and Budget: Francis, Hillier

RESOLUTION NO. 2021-31

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

Finance and Budget: Francis, Hillier

RESOLUTION NO. 2021-32

A RESOLUTION AUTHORIZING THE SAFETY SERVICE DIRECTOR TO ENTER INTO CONTRACT FOR THE UPGRADE OF THE CITY'S CURRENT PROPRIETARY FINANCIAL AND PAYROLL SOFTWARE PROGRAMS; AND DECLARING AN EMERGENCY.

Finance and Budget: Francis, Hillier

RESOLUTION NO. 2021-33

A RESOLUTION AUTHORIZING AND DIRECTING THE AUDITOR OF THE CITY OF MOUNT VERNON TO PAY BILLS PURSUANT TO SECTION 5705.41 (D), THEN AND NOW CERTIFICATION.

Finance and Budget: Francis, Hillier

RESOLUTION NO. 2021-34

A RESOLUTION AUTHORIZING AND DIRECTING THE AUDITOR OF THE CITY OF MOUNT VERNON TO PAY BILLS FROM 2020; AND DECLARING AN EMERGENCY.

Finance and Budget: Francis, Hillier

RESOLUTION NO. 2021-35

A RESOLUTION AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO EXECUTE AN AMENDED AGREEMENT TO RESOLVE GRIEVANCE NO. 2020-001 FILED BY THE MOUNT VERNON FIREFIGHTERS AND PARAMEDICS, I.A.F.F. LOCAL 3712 AGAINST THE CITY OF MOUNT VERNON, OHIO; AND DECLARING AN EMERGENCY.

Employee and Community Rel.: Scoles, Woods

ORDINANCES FOR THIRD READINGORDINANCE NO. 2021-05

AN ORDINANCE AMENDING ORDINANCE 2003-03 REGARDING THE ESTABLISHMENT OF THE PATRIOTIC AND MEMORIAL COMMITTEE; AND DECLARING AN EMERGENCY.

Planning and Zoning: Hillier, Salyers

ORDINANCES FOR SECOND READINGORDINANCE NO. 2021-09

AN ORDINANCE TO PROVIDE FOR THE SALARY OF CERTAIN ELECTED OFFICIALS OF THE CITY OF MOUNT VERNON, SPECIFICALLY THE COUNCIL PRESIDENT, MEMBERS OF COUNCIL, AND THE CITY TREASURER; AND DECLARING AN EMERGENCY.

Employee and Community Rel.: Scoles, Woods

ORDINANCES FOR FIRST READING**ORDINANCE NO. 2021-12**

AN ORDINANCE TO APPROVE, ADOPT AND ENACT THE 2021 REPLACEMENT PAGES TO THE CODIFIED ORDINANCES; TO REPEAL ORDINANCES IN CONFLICT THEREWITH; TO PUBLISH THE ENACTMENT OF NEW MATTER; AND DECLARING AN EMERGENCY.

Planning and Zoning: Hillier, Salyers

ORDINANCE NO. 2021-13

AN ORDINANCE TO ACCEPT THE VACATION OF AN UNDEVELOPED PORTION OF KIRK STREET, IN THE CITY OF MOUNT VERNON, KNOX COUNTY, OHIO; AND DECLARING AN EMERGENCY.

Streets and Public Buildings: Warga, Francis

ORDINANCE NO. 2021-14

AN ORDINANCE FIXING THE COMPENSATION AND BENEFITS OF CERTAIN EMPLOYEES OF THE MOUNT VERNON MUNICIPAL COURT EFFECTIVE APRIL 1, 2021, AND DECLARING AN EMERGENCY.

Employee and Community Rel.: Scoles, Woods

REMARKS FROM THE ADMINISTRATION**REMARKS FROM COUNCIL****ADJOURN AT THE CALL OF THE PRESIDENT**

NOTICE TO LEGISLATIVE
AUTHORITYOHIO DIVISION OF LIQUOR CONTROL
6606 TUSSING ROAD, P.O. BOX 4005
REYNOLDSBURG, OHIO 43068-9005
(614)644-2360 FAX(614)644-3166

TO

36776150005		NEW	RICKY G HALL DBA RICKYS CAFE 201 COLUMBUS RD MT VERNON OH 43050
PERMIT NUMBER		TYPE	
ISSUE DATE			
03 09 2021			
FILING DATE			
D1 D3 D3A			
PERMIT CLASSES			
42	077	B	C87602
TAX DISTRICT			RECEIPT NO.

FROM 03/12/2021

PERMIT NUMBER		TYPE
ISSUE DATE		
FILING DATE		
PERMIT CLASSES		
TAX DISTRICT		RECEIPT NO.



MAILED 03/12/2021

RESPONSES MUST BE POSTMARKED NO LATER THAN. 04/12/2021

IMPORTANT NOTICE

PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL
WHETHER OR NOT THERE IS A REQUEST FOR A HEARING.

REFER TO THIS NUMBER IN ALL INQUIRIES

B NEW 3677615-0005

(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

WE REQUEST A HEARING ON THE ADVISABILITY OF ISSUING THE PERMIT AND REQUEST THAT
THE HEARING BE HELD ☐ IN OUR COUNTY SEAT. ☐ IN COLUMBUS.WE DO NOT REQUEST A HEARING. ☐

DID YOU MARK A BOX? IF NOT, THIS WILL BE CONSIDERED A LATE RESPONSE.

PLEASE SIGN BELOW AND MARK THE APPROPRIATE BOX INDICATING YOUR TITLE:

(Signature)

(Title)- ☐ Clerk of County Commissioner

(Date)

☐ Clerk of City Council☐ Township Fiscal OfficerCLERK OF MT VERNON CITY COUNCIL
CITY HALL
40 PUBLIC SQ
MT VERNON OHIO 43050



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

RESOLUTION 2021-15

Meeting: 03/22/21 7:30 PM
Dept: Streets and Public Buildings
Warga, Francis
 Category: Streets
 Prepared By: Rob Broeren
 Initiator: Tanya Newell
DOC ID: 2277

**A RESOLUTION ADOPTING THE COMPLETE STREETS POLICY AS A GUIDE TO
 DEVELOPMENT IN THE CITY OF MOUNT VERNON**

WHEREAS, the City of Mount Vernon is committed to the creation of a network of Complete Streets that will improve the economic, environmental, health and social well-being of its residents; and

WHEREAS, a Complete Streets Policy creates an equitable, balanced and effective transportation system where every roadway user can travel safely and comfortably. Complete Streets strives to provide the best possible blend of services, mobility and safety for all citizens of all ages, income levels and abilities; and

WHEREAS, Complete Streets are roadways designed to safely and comfortably accommodate all users, including, but not limited to, motorist, cyclists, pedestrians, transit and school bus riders, delivery and service personnel, freight haulers, persons with mobility impairments and emergency responders; and

WHEREAS, a Complete Streets Policy will institutionalize and standardize how new and reconstruction transportation projects improve access and livability throughout Mount Vernon; and

WHEREAS, a Complete Streets policy will be applicable only to all new, reconstruction, and scheduled maintenance projects within the jurisdiction of Mount Vernon. It is not intended to be used to reconstruct infrastructure before scheduled improvements; and

WHEREAS, a Complete Streets Policy will support and enhance the current zoning laws established for streets and sidewalks in the City of Mount Vernon.

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

SECTION 1: The Council of the City of Mount Vernon, Ohio adopts the Complete Street Policy (attached as Exhibit A) as a guide for future development and public improvements within the City of Mount Vernon, Ohio.

SECTION 2: This policy pertains to all persons including community members, businesses, and government offices.

HISTORY:

02/22/21

City Council

FIRST READING

Updated: 2/10/2021 11:16 AM by Tanya Newell

Page 1

Packet Pg. 7

Resolution 2021-15

Meeting of March 22, 2021

03/08/21

City Council

SECOND READING

Exhibit A

COMPLETE STREETS POLICY

1. Definition, Vision, and Intent

1.1 The City of Mount Vernon has been improving access and livability for all citizens over the past several years. This policy will institutionalize and standardize how new and reconstruction transportation projects improve access and livability throughout Mount Vernon. Once passed by Mount Vernon City Council, this policy will be applicable to all new, reconstruction, and scheduled maintenance projects within the jurisdiction of Mount Vernon. The policy is not intended to be used to reconstruct infrastructure before it is past its useful life or before scheduled improvements.

1.2 Complete Streets are connected multi-modal transportation networks, designed to safely and comfortably accommodate ALL users, regardless of individual differences, including, but not limited to motorists, pedestrians, cyclists, transit and school bus riders, delivery and service personnel, freight haulers, and emergency responders, while respecting the access needs of adjacent land uses.

1.3 Complete Streets are a vital component of the city's transportation network and contribute directly to Mount Vernon, Ohio goals to improve the health, safety, economic vitality, and quality of life in the community. Through implementation of Complete Streets principles, the transportation network in the city of Mount Vernon will be inclusive, equitable, safe, context-sensitive, flexible, and reflect best-practices design.

1.4 The City shall adopt and implement a Complete Streets Policy to ensure the city's rights of way accommodate all users. The specific goals are:

1. To promote livable, vibrant, and activity-friendly neighborhoods;
2. To expand recreational and transportation opportunities for cyclists and pedestrians, including their ability to get to schools, employment, parks, and other destinations;
3. To create a safer transportation environment and reduce the frequency and severity of vehicular, bicycle, and pedestrian-related crashes;
4. To improve and enhance the psychological, social, and physical health and fitness of the city's residents by providing safe and more convenient active transportation infrastructure;

5. To enhance the city's local economy by making it easier for residents and visitors to take transit, walk, or bike to destinations and increasing foot and bicycle traffic for local businesses; and
6. To protect and preserve the environment by reducing the emission of greenhouse gases and reducing the consumption of resources.

2. Applicability and Scope

2.1 All City-owned transportation facilities in the public right-of-way including, but not limited to, streets and all connecting pathways shall be planned, designed, constructed, operated, and maintained according to Complete Streets standards.

2.2 Privately constructed streets and parking lots shall adhere to this policy.

2.3 The City shall foster project partnerships with the State of Ohio, Knox County, neighboring communities, businesses, schools and other organizations/institutions.

2.4 The City shall provide accommodations for all modes of transportation to continue to use the road safely and efficiently during any construction or repair work that infringes on the right-of-way and/or sidewalk.

2.5 Each Complete Street is unique, and the following principles shall guide the development of transportation projects:

1. Shall be suitable to the function and context of the community;
2. Shall be flexible in project design to ensure that all users have safe access and use;
3. Shall be considered a component of a comprehensive, integrated, and interconnected transportation network; and
4. Shall be consistent and compatible with other City Plans.

3. Exceptions

3.1 Exceptions to providing for all modes in each project may be authorized by the City Engineer and Safety Service Director using the process and criteria as described below when:

1. An affected roadway prohibits, by law, use by specified users (such as pedestrian malls), in which case a reasonable and equivalent project shall be

designated to accommodate those specified users elsewhere, including on roadways that provide similar access to a route or destination;

2. The activities are ordinary maintenance activities designed to keep assets in serviceable condition (e.g., mowing, cleaning, sweeping, spot repair and surface treatments such as chip seal or interim measures); or
3. The City Engineer after consultation with the Mayor, Safety Service Director, Streets Superintendent, and Transportation Advisory Committee issues a documented exception concluding that the application of Complete Streets principles is excessively disproportionate to the need or probable use. Such exceptions shall be clearly explained and available to the public.

4. Jurisdiction, Cooperation & Collaboration

4.1 All new transportation infrastructure, street design and reconstruction projects shall adhere to this Policy.

4.2 Projects funded by non-municipal agencies, located in public right of way, shall adhere to this Policy.

4.3 Private developments, located in public right of way, including street design and construction components shall adhere to and fully support this Policy. The City Engineer and the developer shall agree upon applicable requirements early in the approval process. The City shall verify compliance of the development during inspections prior to the use of such improvements by the general public.

4.5 For all transportation facilities that connect to neighboring municipalities, Complete Streets principles shall be encouraged across borders so that accommodations are continuous to destinations beyond the City limits.

4.6 For transportation facilities that are part of a regional, statewide, or national network, the City shall provide well-maintained facilities that exemplify Complete Streets principles.

5. Land Use and context sensitivity

5.1 The City shall require specific evidence in all new or revised land use policies, plans, zoning ordinances or equivalent documents as to how they support the City's Complete Streets Vision. Land use policies and zoning ordinances must support Complete Streets. All Complete Streets' solutions must be appropriate and sensitive

to the context and intended character as proposed in the Municipal Planning Documents (e.g., Mount Vernon Downtown Plan).

5.2 Transportation facilities design decisions shall include public outreach and input and be sensitive to the values of the city of Mount Vernon as a walkable, vibrant, and sustainable community that is accessible to all roadway users.

5.3 Design criteria shall be based on application of engineering, architectural, and urban design principles such that all projects shall make the City a more appealing, enjoyable, and sustainable place in which to live, work, and visit.

6. Performance measures

6.1 The City Engineering Department will annually measure and report to the Transportation Advisory Committee and to the general public an evaluation using, but not limited to, the following performance measures:

1. Miles of bike lanes, marked bike routes, and separated trails;
2. Crosswalk and intersection improvements;
3. Number and severity of traffic crashes (location and type) broken out by cyclist- and pedestrian-involved crashes;
4. User data such as Vehicle Miles Traveled, number of cyclists, transit users, and pedestrians as available;
5. Number of, and reasons for, exceptions approved;
6. Report on public outreach and user comments; and
7. Other performance measures as appropriate.

6.2 An annual report will document the change for each performance measure contained in this ordinance compared to the previous year(s). Such report shall be available to the public.

6.3 The City will apply for League of American Bicyclists "Bicycle Friendly City" Bronze Status by the end of 2022 and Gold Status by the end of 2026.

6.4 The City will apply for other statuses/designations related to bicycle and pedestrian friendliness (e.g., Trail Towns).

7. Project Selection Criteria

7.1 Project evaluation and criteria scoring of capital projects shall include Complete Streets as a priority and City Council goal. Capital improvements shall be mapped and quantified to make certain that City resources are equitably allocated. Scoring criteria shall be adjusted when necessary to attain an equitable distribution of Complete Streets projects and resultant benefits.

8. Implementation steps

8.1 The City will establish a Transportation Advisory Committee, whose regular meetings will include senior staff of Police, Engineering, Street, and other departments. The Transportation Advisory Committee shall include Mayor-appointed representatives of each of the following:

1. Bicycling;
2. Pedestrians;
3. Transit users;
4. Disabled persons;
5. Advocacy;
6. Educational community within the Mount Vernon City School District;
7. Business community; and
8. the Knox Area Transit Authority.

8.2 The Transportation Advisory Committee will make recommendations to City Council on conceptual and construction plans to improve transportation by modes which are alternatives to automobiles.

8.3 The Engineering Department and other applicable departments and the Transportation Advisory Committee will review current design standards to ensure that the standards are up-to-date and in compliance with this policy.

8.4 The Engineering Department will review the Zoning Code and recommend amendments that fully support the City's Complete Streets' Vision.

8.5 The City shall fund and encourage professional development and training staff to be fully knowledgeable about Complete Streets. Staff working on such projects shall attend continuing education and/or document research on best practices. City staff shall provide educational opportunities for City boards, committees and

commissions, business districts, schools, and other institutions to increase public awareness of Complete Streets.

8.6 In the selection of transportation planning and engineering consultants the ability to effectively implement Complete Streets Policy shall be considered.

8.7 The Engineering Department shall be responsible for adherence to the Complete Streets policy. The Mayor shall oversee the Engineering Department's adherence and promote inter-departmental project coordination.

8.8 City staff shall encourage community engagement and education on Complete Streets.

APPENDIX A: ACCOMPLISHMENTS

As of 2019, the City of Mount Vernon has:

1. Added hundreds of ADA accessible sidewalk ramps;
2. Added a bike path corridor connecting the Kokosing Gap Trail and Heart of Ohio Trail;
3. Added new sidewalks to many streets when redoing utilities;
4. Widened street pavement in some areas;
5. Used grant funds to replace broken up sidewalks on over a dozen streets and install new connecting sidewalks in areas without them (e.g., along Mount Vernon Ave and Division St);
6. Repaved the connecting path between Phillips Park and the Kokosing Gap Trail; and
7. Completed a bike path under the South Main Street bridge.

APPENDIX B: COLLABORATION

The implementation of Complete Streets will require cooperation and collaboration between many stakeholders on a regular basis. Besides the continuing cooperation that has existed between the Director of Safety-Service, the City Engineering Department, the City Parks Department, the Municipal Planning Commission, the Knox County Regional Planning Commission, and the Mid-Ohio Regional Planning Commission, the City, when applicable, should strive to collaborate with:

1. Local Business and Industry
2. Knox Public Health
3. Kokosing Gap Trail and Heart of Ohio Trail organizations

4. Downtown Mount Vernon Inc.
5. Central Ohio Technical College, Mount Vernon Nazarene University, and Kenyon College
6. Mount Vernon City Schools
7. Knox County Foundation and Ariel Foundation
8. Knox County Park District
9. Knox County Engineer
10. Surrounding Townships and Villages
11. Knox County Commissioners
12. Knox County Area Development Foundation
13. Knox County Board of Developmental Disabilities
14. ODOT

APPENDIX C: Design

The best, state-of-the-practice design guidance, standards, and recommendations shall be immediately adopted in the implementation of Complete Streets. Current resources include:

1. American Planning Association
 - *Complete Streets: Best Policy and Implementation Practices*
 - *U.S. Traffic Calming Manual*
2. American Association of State Highway and Transportation Officials (AASHTO)
 - *Guide for Planning, Designing and Operating Pedestrian Facilities*
 - *Guide for the Development of Bicycle Facilities*
 - *A Policy on Geometric Design of Highways and Streets*
3. Institute of Transportation Engineers (ITE)
 - *Designing Walkable Urban Thoroughfares: A Context Sensitive Approach*
 - *Policy on Geometric Design of Highways and Streets*
4. National Association of City Transportation Officials (NACTO)
 - *Urban Bikeway Design Guide*
 - *Urban Street Design Guide*
5. Federal Highway Administration (FHWA) publications such as
 - *Designing for Pedestrian Safety*
 - *Pedestrian Safety Guide and Countermeasure Selection System*
 - *Bicycle Safety Guide and Countermeasure Selection System*
6. U.S. Architectural and Transportation Barrier Compliance Board (The Access Board)
 - *Rights-of-Way: A Design Guide*



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

RESOLUTION 2021-28

Meeting: 03/22/21 7:30 PM
Dept: Employee and Community Rel.
Scoles, Woods
Category: Reappointment
Prepared By: Tanya Newell
Initiator: Tanya Newell
DOC ID: 2294

A RESOLUTION CONFIRMING THE MAYOR'S REAPPOINTMENT OF ERNEST "EJ" PIDO, JR. TO THE KNOX COUNTY GENERAL HEALTH DISTRICT FOR A FIVE (5) YEAR TERM, 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 Council for the City of Mount Vernon confirm the Mayor's reappointment of Ernest "EJ" Pido, 1 Longitude Drive, Mount Vernon, Ohio, to the Knox County General Health District, for a five (5) year term, commencing immediately and expiring on March 23, 2026.

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 for the further reason that an emergency exists in the usual daily operation of the various departments of the municipal government 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 2021-29

Meeting: 03/22/21 7:30 PM
Dept: Parks and Lands
Slayers, Warga
Category: Parks
Prepared By: Tanya Newell
Initiator: Tanya Newell
DOC ID: 2297

A RESOLUTION AUTHORIZING THE SAFETY SERVICE DIRECTOR TO ADVERTISE FOR BIDS AND ENTER INTO CONTRACT FOR THE CITY PARKS MASTER PLANNING, 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 be authorized and directed to advertise for bids and enter into contract for the city parks master planning.

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 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 2021-30

Meeting: 03/22/21 7:30 PM
Dept: Finance and Budget
Francis, Hillier
Category: Finance and Budget
Prepared By: Tanya Newell
Initiator: Tanya Newell
DOC ID: 2299

**A RESOLUTION AUTHORIZING PARTICIPATION IN THE ODOT COOPERATIVE
PURCHASING PROGRAM FOR 2021; AND DECLARING AN EMERGENCY.**

WHEREAS, the City of Mount Vernon, Knox County, hereinafter submits this written agreement to participate in the Ohio Department of Transportation's (ODOT) annual road salt bid in accordance with Ohio Revised Code 5513.01(B) and hereby agrees to all of the following terms and conditions in its participation of the ODOT road salt contract:

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

SECTION 1: The Political Subdivision hereby agrees to be bound by all terms and conditions established by ODOT in the road salt contract and acknowledges that upon award of the contract by the Director of ODOT it shall be bound by all such terms and conditions included in the contract.

SECTION 2: The Political Subdivision hereby acknowledges that upon the Director of ODOT's signing of the road salt contract, it shall effectively form a contract between the awarded salt supplier and the Political Subdivision.

SECTION 3: The Political Subdivision agrees to be solely responsible for resolving all claims or disputes arising out of its participation in the ODOT road salt contract and agrees to hold the Department of Transportation harmless for any claims, actions, expenses, or other damages arising out of the Political Subdivision's participation in the road salt contract.

SECTION 4: The Political Subdivision's electronic order for Sodium Chloride (Road Salt) will be the amount the Political Subdivision agrees to purchase from its awarded salt supplier at the delivered bid price per ton awarded by the Director of ODOT.

SECTION 5: The Political Subdivision hereby agrees to purchase a minimum of 90% of its electronically submitted salt quantities from its awarded salt supplier during the contract's effective period.

SECTION 6: The Political Subdivision hereby agrees to place orders with and directly pay the awarded salt supplier on a net 30 basis for all road salt it receives pursuant to ODOT salt contract.

SECTION 7: The Political Subdivision acknowledges that should it wish to rescind this participation agreement it will do so by written, emailed request by no later than Friday, April 30 by 12:00 p.m. The written, emailed request to rescind this participation agreement must be received by the ODOT Office of Contract Sales, Purchasing Section email: Contracts.Purchasing@dot.ohio.gov by the deadline. The Department, upon receipt, will respond that it has received the request and that it has effectively removed the Political Subdivision's participation request. Furthermore, it is the sole responsibility of the Political Subdivision to ensure ODOT has received this participation agreement as well as the receipt of any request to rescind this participation agreement. The Department shall not be held responsible or liable for failure to receive a Political Subdivision's participation agreement and/or a Political Subdivision's request to rescind its participation agreement.

SECTION 8: 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 that the city must indicate its participation in this program no later than April 30, 2021 to be eligible for the savings it will produce, 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 2021-31

Meeting: 03/22/21 7:30 PM
Dept: Finance and Budget
Francis, Hillier
Category: Finance
Prepared By: Terry Scott
Initiator: Tanya Newell
DOC ID: 2300 A

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 224.2150.54311, EMS-Training, in the amount of \$290.00.
(MVNU Polar Plunge-2021 - Special Duty Detail)
2. To Account 101.1500.53216, Furtherance of Justice, in the amount of \$500.00.
(East Knox Lions Club - Domestic Violence Special Prosecution Unit)
3. To Account 101.1900.53216, K-9 Unit Expense, in the amount of \$1,000.00.
(Veterans of Foreign Wars of Ohio Charities - K-9 Unit)
4. To Account 101.1700.54112, MERIT Drug Court, in the amount of \$500.00.
(Mental Health Recovery for Licking/Knox Counties - Grant)

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.



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

RESOLUTION 2021-32

Meeting: 03/22/21 7:30 PM
Dept: Finance and Budget
Francis, Hillier
Category: Finance
Prepared By: Terry Scott
Initiator: Tanya Newell
DOC ID: 2301 B

A RESOLUTION AUTHORIZING THE SAFETY SERVICE DIRECTOR TO ENTER INTO CONTRACT FOR THE UPGRADE OF THE CITY'S CURRENT PROPRIETARY FINANCIAL AND PAYROLL SOFTWARE PROGRAMS; AND DECLARING AN EMERGENCY.

WHEREAS, The City of Mount Vernon, Ohio acquired finance, payroll and acquisition software programs in 1996 and 1997 and while further annual upgrades have been made over the years, these software programs will no longer be supported by the vendor within the next three years.

Now, Therefore be it resolved by the Council of the City of Mount Vernon, Ohio:

SECTION 1: The Safety Service Director for the City of Mount Vernon is hereby authorized and directed to enter into a contract with CIVICA US of Englewood, Ohio for the upgrade of the finance software program, the payroll software program and a requisitioning software program.

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 for further reason to maintain updated software programming for financial and payroll services, and said Resolution shall, therefore, becomes 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 2021-33

Meeting: 03/22/21 7:30 PM
Dept: Finance and Budget
Francis, Hillier
Category: Finance
Prepared By: Terry Scott
Initiator: Tanya Newell
DOC ID: 2302 A

A RESOLUTION AUTHORIZING AND DIRECTING THE AUDITOR OF THE CITY OF MOUNT VERNON TO PAY BILLS PURSUANT TO SECTION 5705.41 (D), THEN AND NOW CERTIFICATION.

WHEREAS, the Safety-Service Director for the City of Mount Vernon did make the necessary inquiries that these billed amounts as indicated are legitimate and proper and did approve payment in the amounts shown; and

WHEREAS, at the time of the making of such contract or order and at the time of the execution of such certificate a sufficient sum appropriated for the purpose of such contract or order was in the treasury or in the process of collection to the credit of an appropriate fund free from any previous encumbrances.

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 pay bills as follows:

1. To Microgenics Corporation in the amount of \$5,000.00, to be taken from Account 101.1788.54112, (JRIG) Drug Testing.

SECTION 2: This Resolution provides for appropriations for the current expenses of the city, and therefore, pursuant to Revised Code Section 731.30, it shall become effective upon its date of passage and approval by the Mayor.



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

RESOLUTION 2021-34

Meeting: 03/22/21 7:30 PM
Dept: Finance and Budget
Francis, Hillier
Category: Finance
Prepared By: Terry Scott
Initiator: Tanya Newell
DOC ID: 2303 A

A RESOLUTION AUTHORIZING AND DIRECTING THE AUDITOR OF THE CITY OF MOUNT VERNON TO PAY BILLS FROM 2020; AND DECLARING AN EMERGENCY.

WHEREAS, the Safety-Service Director for the City of Mount Vernon did make the necessary inquiries that these billed amounts as indicated are legitimate and proper and did approve payment in the amounts shown; and

WHEREAS, these bills are now due and payable,

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 pay the following:

1. Tyler Hitzfield, in the amount of \$2,396.04, to be taken from Account 101.1788.54118, JRIG-Counseling.
2. Kenneth Griffith, in the amount of \$400.00, to be taken from Account 701.2720.54311, Water Plant-Training, \$100.00; from Account 701.2740.54311, Distribution-Training, \$100.00, from Account 720.2820.54311, W/Water Plant-Training, \$100.00; and from Account 720.2840.54311, Collection-Training, \$100.00.
3. Knox County Treasurer, in the amount of \$494.01, to be taken from Account 101.1700.51111, Municipal Court Judges Salary.

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 for the preservation of the good credit of the City of Mount Vernon, 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.



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

RESOLUTION 2021-35

Meeting: 03/22/21 7:30 PM
Dept: Employee and Community Rel.
Scoles, Woods
Category: Agreement
Prepared By: Rob Broeren
Initiator: Tanya Newell
DOC ID: 2305 A

A RESOLUTION AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO EXECUTE AN AMENDED AGREEMENT TO RESOLVE GRIEVANCE NO. 2020-001 FILED BY THE MOUNT VERNON FIREFIGHTERS AND PARAMEDICS, I.A.F.F. LOCAL 3712 AGAINST THE CITY OF MOUNT VERNON, OHIO; AND DECLARING AN EMERGENCY.

WHEREAS, an agreement has been reached between the Mount Vernon Firefighters and Paramedics, I.A.F.F. Local 3712, and the City of Mount Vernon, Ohio, to resolve grievance no. 2020-001 filed by Local 3712 on May 11, 2020 regarding allegations of a violation of Article 29 of the Labor Contract between the Parties, and

WHEREAS, the ongoing nature of the pandemic requires an adjustment of the end date of one of the terms of the agreement.

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

SECTION 1: That the Safety-Service Director is authorized to execute the Amended Settlement Agreement (attached as Attachment A) with the Mount Vernon Firefighters and Paramedics, I.A.F.F. Local 3712.

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 to expeditiously resolve this employment grievance to restore harmony with one of the City's labor unions, 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.

**AMENDED SETTLEMENT AGREEMENT BETWEEN THE CITY OF MOUNT VERNON,
AND THE MOUNT VERNON FIREFIGHTERS AND PARAMEDICS LOCAL 3712,
OHIO ASSOCIATION OF PROFESSIONAL FIREFIGHTERS, IAFF**

The City of Mount Vernon ("City") and the Mount Vernon Firefighters and Paramedics Local 3712, Ohio Association of Professional Firefighters, International Association of Fire Fighters ("Union") after full and fair discussions, and in accordance with the terms of the parties' collective bargaining agreement ("Contract"), enter into the following agreement ("Agreement") in full and final settlement of the Union grievance no. 2020-001 (the "Grievance") filed on May 11, 2020 regarding allegations of a violation of Article 29 of the Contract. The City and Union agree as follows:

1. **Payment by the City.** The City shall issue a one-time, lump sum bonus payment to each member of the bargaining unit who is actively employed by the City on the date of this Agreement (currently 41 employees), in the gross amount of three-hundred and sixty-six dollars and zero cents (\$366) to each person, less applicable taxes and withholdings.
2. **COVID-19 Sick Leave.** This provision applies to bargaining unit members who would otherwise have been eligible for Emergency Paid Sick Leave ("EPSL") under the Families First Coronavirus Response Act ("FFCRA"), Public Law No: 116-127 (03/18/2020), but were designated "emergency responders" and therefore were ineligible for EPSL.

Bargaining unit members will be permitted to take leave with pay, for up 96 hours (i.e. the equivalent of 2 weeks of EPSL, based on a unit member's regular work schedule of 48 hours per week). Notwithstanding the qualifying reasons for leave under the EPSL, a bargaining unit member is eligible for leave under this provision only if:

- (a) the employee is ordered by Safety Service Director to quarantine/isolate due to a known exposure or a substantial likelihood of exposure to COVID-19, as determined by the City in its sole discretion; or
- (b) the employee has received a positive test result (viral test, not antibody test) for COVID-19 and has been ordered to quarantine/isolate by a health care provider.

At the request of the employer the employee may be required to submit proof of the positive COVID test result. Failure to provide the requested documentation will result in denial of the paid leave benefit under this provision.

Employees who take leave under this provision will not be charged on the overtime roster for the hours that the employees could have worked had he been available.

For any bargaining unit member who met the criteria for leave under this provision, but was denied EPSL, the City will retroactively apply this provision and will credit back any sick leave that was utilized by the member during such a quarantine/isolation.

This provision shall expire ~~on the later of either~~ on the later of either ~~sooner of the following: December 31, 2020~~ September 30, 2021, or upon the expiration of the ~~EPSL provision in Public Law No: 116-127 as amended by the U.S. Congress: federally declared emergency, whichever date occurs first.-~~

- IT IS SO AGREED:**

FOR THE CITY:

Rick Dzik, Safety Service Director Date



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

ORDINANCE 2021-05

Meeting: 03/22/21 7:30 PM
Dept: Planning and Zoning
Hillier, Salyers
Category: Planning and Zoning
Prepared By: Tanya Newell
Initiator: Tanya Newell
DOC ID: 2271

AN ORDINANCE AMENDING ORDINANCE 2003-03 REGARDING THE ESTABLISHMENT OF THE PATRIOTIC AND MEMORIAL COMMITTEE; 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 Council of the City of Mount Vernon, State of Ohio establish a Patriotic and Memorial Committee which shall consist of the following nine members: One (1) County Commissioner, One

(1) Veteran's Service Officer, ~~One (1) Township Trustee, Three (3)~~ **One (1) Veteran's Organization Members, One (1) Council Member, Two (2) Citizen Members, One (1) Village Mayor** and the Mayor of the City of Mount Vernon.

SECTION 2: ~~There shall be no set term. The terms of the following members will be three years: One Township Trustee and the Three (3) Veteran's Organization Members; the remaining members of the committee will be two (2) year terms: One County Commissioner, One Veteran's Service Officer, One Village Mayor, One Council Member and the Mayor of Mount Vernon. All appointments will be made by the Mayor of Mount Vernon and in the event that a vacancy would occur during the term of any member, his successor shall be appointed by the Mayor. for the unexpired portion of his term.~~

SECTION 3: All members of the Patriotic and Memorial Committee will serve without compensation.

SECTION 4: The Committee shall have the power to study, investigate, plan, advise, report and recommend to Council, the Director of Public Safety-Service or the Mayor, any parade, visual, action, program or plan which the Committee shall find or determine to be necessary or advisable.

SECTION 5: The Committee shall choose its own officers, make its own rules and regulations and keep minutes of its proceedings. A majority of the members shall be a quorum for the transaction of business.

SECTION 6: 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 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:

02/22/21	City Council	FIRST READING
03/08/21	City Council	SECOND READING



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

ORDINANCE 2021-09

Meeting: 03/22/21 7:30 PM
Dept: Employee and Community Rel.
Scoles, Woods
Category: Wages
Prepared By: Tanya Newell
Initiator: Tanya Newell
DOC ID: 2289

AN ORDINANCE TO PROVIDE FOR THE SALARY OF CERTAIN ELECTED OFFICIALS OF THE CITY OF MOUNT VERNON, SPECIFICALLY THE COUNCIL PRESIDENT, MEMBERS OF COUNCIL, AND THE CITY TREASURER; AND DECLARING AN EMERGENCY.

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

SECTION 1: That the following salary schedule be set for the Council President, Council Members, and City Treasurer for the years indicated:

<u>Elected Officials</u>	<u>Salary Per Year</u>			
	<u>2022</u>	<u>2023</u>	<u>2024</u>	<u>2025</u>
City Council President and Council Members	\$8,378.00	\$8,378.00		
Treasurer	\$8,888.00	\$8,888.00	\$8,888.00	\$8,888.00

SECTION 2: That Ordinances 2017-07 is hereby repealed.

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 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:

03/08/21

City Council

FIRST READING



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

ORDINANCE 2021-12

Meeting: 03/22/21 7:30 PM
Dept: Planning and Zoning
Hillier, Salyers
Category: Planning and Zoning
Prepared By: Tanya Newell
Initiator: Tanya Newell
DOC ID: 2296

AN ORDINANCE TO APPROVE, ADOPT AND ENACT THE 2021 REPLACEMENT PAGES TO THE CODIFIED ORDINANCES; TO REPEAL ORDINANCES IN CONFLICT THEREWITH; TO PUBLISH THE ENACTMENT OF NEW MATTER; AND DECLARING AN EMERGENCY.

WHEREAS, certain provisions within the Codified Ordinances should be amended to conform with current State law as required by the Ohio Constitution; and

WHEREAS, various ordinances of a general and permanent nature have been passed by Council which should be included in the Codified Ordinances; and

WHEREAS, Council has heretofore entered into a contract with the Walter H. Drane Company to prepare and publish an annual revision; and

WHEREAS, the codification of such ordinances, together with the new matter to be adopted, the matters to be amended and those to be repealed are before the Council;

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

SECTION 1: That the editing, arrangement and numbering or renumbering of the following ordinances and parts of ordinances are hereby approved as parts of the various component codes of the Codified Ordinances of Mount Vernon, Ohio, so as to conform to the classification and numbering system of the Codified Ordinances, to-wit:

<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>
2020-17	4-27-20	2020 Replacement Pages
2020-21	6-8-20	Repeals 135.05
2020-22	7-27-20	303.08(a), 359.03, 359.04
2020-28	8-24-20	351.20
2020-37	11-23-20	1302.01, 1303.13, 1399.05
2020-39	1-25-21	913.07(a)
2020-43	1-11-21	359.02(b)(1)A.3.
2021-01	1-11-21	1153.12

SECTION 2. That, the following sections and chapters are hereby added, amended or repealed as respectively indicated in order to comply with current State law.

Traffic Code

- 335.09 Display of License Plates or Validation Stickers; Temporary License Placard. (Amended)
- 335.091 Operating Without Dealer or Manufacturer License Plates. (Added)
- 373.02 Riding Upon Seats. (Amended)

General Offenses Code

- 501.99 Penalties for Misdemeanors. (Amended)
- 505.04 Abandoning Animals. (Amended)
- 513.01 Drug Abuse Control Definitions. (Amended)
- 529.07 Open Container Prohibited. (Amended)
- 537.17 Reserved. (Previously “Criminal Child Enticement”)

SECTION 3: That the complete text of the sections listed above are set forth in full in the current replacement pages to the Codified Ordinances which are hereby attached to this ordinance as Exhibit A. The listing above of each new section by reference to its title shall constitute sufficient publication of new matter contained therein.

SECTION 4: This Ordinance is hereby declared to be an emergency measure and 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.



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

ORDINANCE 2021-13

Meeting: 03/22/21 7:30 PM
Dept: Streets and Public Buildings
Warga, Francis
Category: Street or Alley Vacation
Prepared By: Tanya Newell
Initiator: Tanya Newell
DOC ID: 2298 A

**AN ORDINANCE TO ACCEPT THE VACATION OF AN UNDEVELOPED PORTION OF
KIRK STREET, IN THE CITY OF MOUNT VERNON, KNOX COUNTY, OHIO; AND
DECLARING AN EMERGENCY.**

WHEREAS, the City Planning Commission, after reviewing the matter, has recommended to accept the petition to vacate an undeveloped portion of Kirk Street in the City of Mount Vernon, Knox County, Ohio;

WHEREAS, the City Planning Commission has also recommended that a fifty (50') foot wide easement remain for the gas line, per ORC 723.041.

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

SECTION 1: That the petition to vacate an undeveloped portion of Kirk Street with the exception of a fifty (50') foot wide easement for the gas line per ORC 723.041, and further explained in Exhibit A, be and herewith is accepted.

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 of promoting timely redevelopment of blighted property within the city, 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.



City of Mount Vernon, Ohio

Development Services

40 Public Square

Mount Vernon, OH 43050

Phone 740-393-2033 | DSM@MountVernonOhio.org

To: Clerk of Council

March 12, 2021

Municipal Planning Commission

Meeting Date: March 11, 2021

Case Number: 2021-BZA-03

Request to Vacate Platted, Undeveloped Kirk Street

Submitted by: Lifepoint Church

A request to vacate the undeveloped portion of Kirk Street was submitted to Mount Vernon City Council by Lifepoint Church, property owner to the north and south of this right of way. The request was referred to the Municipal Planning Commission for review and recommendation.

A public hearing was held and discussion ensued about the proposed use of the surrounding property, the high-pressure gas line located within the right of way and the intersection of Kirk Street at Newark Road. Following discussion:

Mr. Austin Swallow made a motion that the Municipal Planning Commission recommend to City Council that they vacate the undeveloped portion of Kirk Street as requested. A 50 feet wide easement will remain for the gas line, per ORC 723.041.

Mr. Eric Diehl seconded the motion.

The motion passed with a unanimous, affirmative vote (Diehl, Dzik, Hawkins, Swallow, Ulrey).

Warm Regards,

Lacie Blankenhorn

Development Services Manager

Attachment: Alley Vacation-Kirk Street2021 (2021-13 : Vacate an Undeveloped Portion of Kirk Street)



110 EAST VINE STREET
MOUNT VERNON, OH 43050
INFO@LIFEPOINTMV.COM

RECEIVED
FEB 19 2021
BY:

To the Honorable Council of the City of Mount Vernon
40 Public Square
Mount Vernon, OH 43050

February 19, 2021

RE: Vacating an undeveloped portion of Kirk Street (formerly known as Elmwood Avenue)

Dear Friends,

On June 20, 1906 at 3:35 p.m., Recorder Charles Snow entered into public record the Plat Map for Elmwood Place which was laid out by the Elwood Realty Company. Elmwood Place was located in Clinton Township with Division Street as the eastern border. Vernon Avenue (now Mount Vernon Avenue) ended at Division Street. Elmwood Avenue, also, ended at Division Street.

Sometime between 1940 and 1960, Elmwood Avenue became known as Kirk Street, expanded from 30' to 50' wide, and improved from Newark Road to approximately 160 feet beyond South McKenzie Street. It is assumed that utilities to new properties required the improvement. There is a portion of Kirk Street that never was improved. It is, therefore, the request that a part of this non-improved portion of Kirk Street that lies between the two properties of Lifepoint Church Mount Vernon be vacated.

We submit this request to you for your consideration.

All questions should be addressed to:
Pastor Bryan Wolf, Executive Pastor for Lifepoint Mount Vernon Church
110 East Vine Street
Mount Vernon, OH 43050
(740) 485-6032 bryan@lifepointmv.com

Sincerely,

William B. Pursel
Church member

Attachment: Alley Vacation-Kirk Street2021 (2021-13 : Vacate an Undeveloped Portion of Kirk Street)

I do hereby certify that this plat & notes are a correct representation of the survey of the proposed Elmwood Place Being a part of the first quarter, Township Six, Range three U.S.M lands and being that portion of what was formerly known as Elmwood Farm lying immediately north-east of the Martinsburg Road which was surveyed and platted by me at the request of the Elmwood Realty Company and Clifford L. Sturgeon on this 5th day of April 1906

D. M. Douglas

We the owners of the above described property hereby certify that we caused the within plat to be made and we hereby dedicate to public use as streets and alleys the portion shown as such on said plat reserving the right for laying gas pipes.

The Emerson Realty Company
By Clifford L. Stanger, Secretary
C.R. 8-24. President

Attent: Mr. C. Stanger
Jedediah Towner

County of Knox, State of Ohio SS.

Be it remembered that on this 7th day of April 1906, before me a Notary Public in and for said County, came the Elmwood Realty Company by A. R. Sipe, its president and Clifford L. Sturgeon its secretary and acknowledged the making & executing of the within Plat and the dedication of the streets and alleys therein shown to be their voluntary act and deed

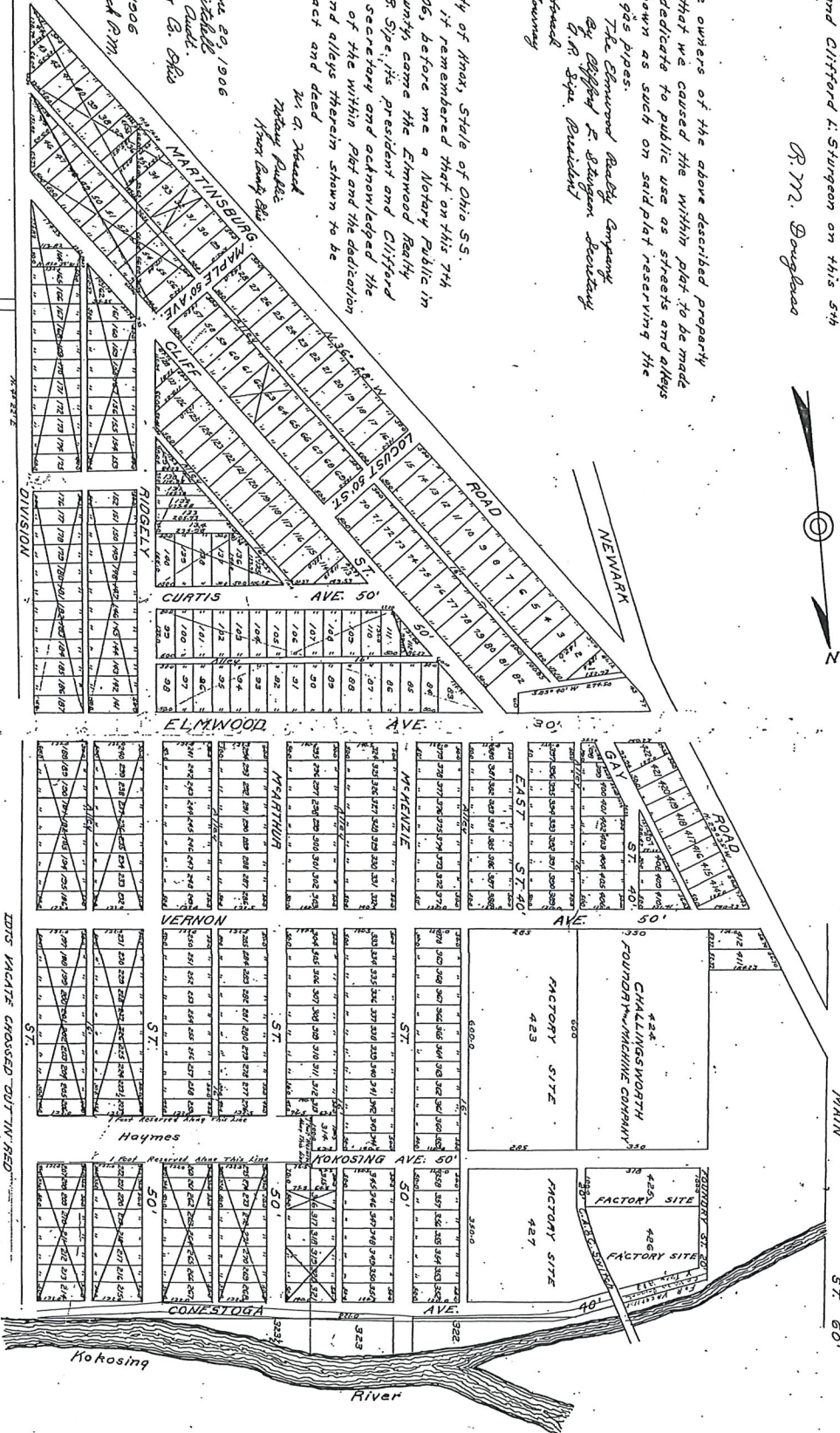
W. A. Haeck
Notary Public

Transferred June 20, 1906
P 27 m + 10 00

L.A.: Wm. H. Wood
Deputy Asst.
Hq.
Forest Co. Ohio

Filed June 20, 1906
at 3:25 P.M. 1906

*Recorded
Thos. S. Brown Recorded
James C. Ohio.*



ELMWOOD PLACE
LAID OUT BY THE
ELMWOOD REALTY CO.
CLINTON TWP. KNOX CO OHIO

See Dud Vol. 312 Pg. 246-248 # 90271
See Naest Street in Dud Vol 415 Pg. 448-449 # 72270
See Naest Street in Dud Vol 415 Pg. 445-451 # 72271

CITY OF MOUNT VERNON
PROCEDURE FOR STREET VACATION

Petition Page 1 of 3 pages

Mount Vernon, Ohio

Date: 2/19/2021

To the Honorable Council of the City of Mount Vernon, Ohio:

We, the undersigned property owners, owning three properties:

- Lifepoint Church Mount Vernon owning properties on Mount Vernon Avenue (Parcel 66-09113.000);
- Lifepoint Church Mount Vernon on 0 South Division Street (Parcel 66-09313.000) and
- Owner: 110 Mount Vernon Ave. Ltd. on 110 Mount Vernon Avenue (Parcel 66-09388.001),

Respectfully petition your honorable body to pass the necessary legislation to vacate:

The vacated, undeveloped portion of Kirk Street starting from Division Street intersection to the western most edge of Parcel 66-09313.000. This portion is in Elmwood Place Subdivision, City of Mount Vernon, Ohio and containing .650 acres more or less. Description aka Exhibit A and maps are attached.



Date: 2/19/2021

Adam Pursel
 Lifepoint Church Mount Vernon
 (Parcels 66-09113.000 & 66-09388.000)
 17615 New Gambier Road
 Mount Vernon, OH 43050



Date: 2/19/2021

Timothy E. Carper
 Owner: 110 Mount Vernon Ave. Ltd (Parcel 66-09388.000)
 110 Mount Vernon Avenue
 Mount Vernon, OH 43050

Attachment: Alley Vacation-Kirk Street2021 (2021-13 : Vacate an Undeveloped Portion of Kirk Street)

EXHIBIT A
Description of the portion of Kirk Street to be vacated
Part of Elmwood Place Subdivision

The portion of Kirk Street to be vacated (50 feet by 579.48 feet = .650 acres) is surrounding by the following properties: 66-09113.00 & 66-09313.000 owned by Lifepoint Church Mount Vernon and 66-09388.001 owned by 110 Mount Vernon Ave. Ltd.

The portion of Kirk Street to be vacated begins at the intersection of Kirk Street and Division Street. At the northeast corner of parcel 66-09313.000 (Parcel #2) and following the north borderline west to the northwest corner of this same parcel 579.48 feet, thence go 50 feet north to the south borderline of parcel 66-09388.001 (Parcel #3), thence go 579.48 feet east to the southeast corner of parcel 66-09113.000 (Parcel #1) to Division Street.

DESCRIPTION OF PROPERTIES:

Parcel 66-09113.000 is marked as #1 on the map.

Legal Description: PT Elmwood Place Vacated Street and Alley 5.014 AC

This parcel has a never developed portion of Kirk Street for the north border, the property of Harry H. and Julie M. Hurt for the west border and Division Street as its east border.

Parcel 66-09313.000 is marked as #2 on the map.

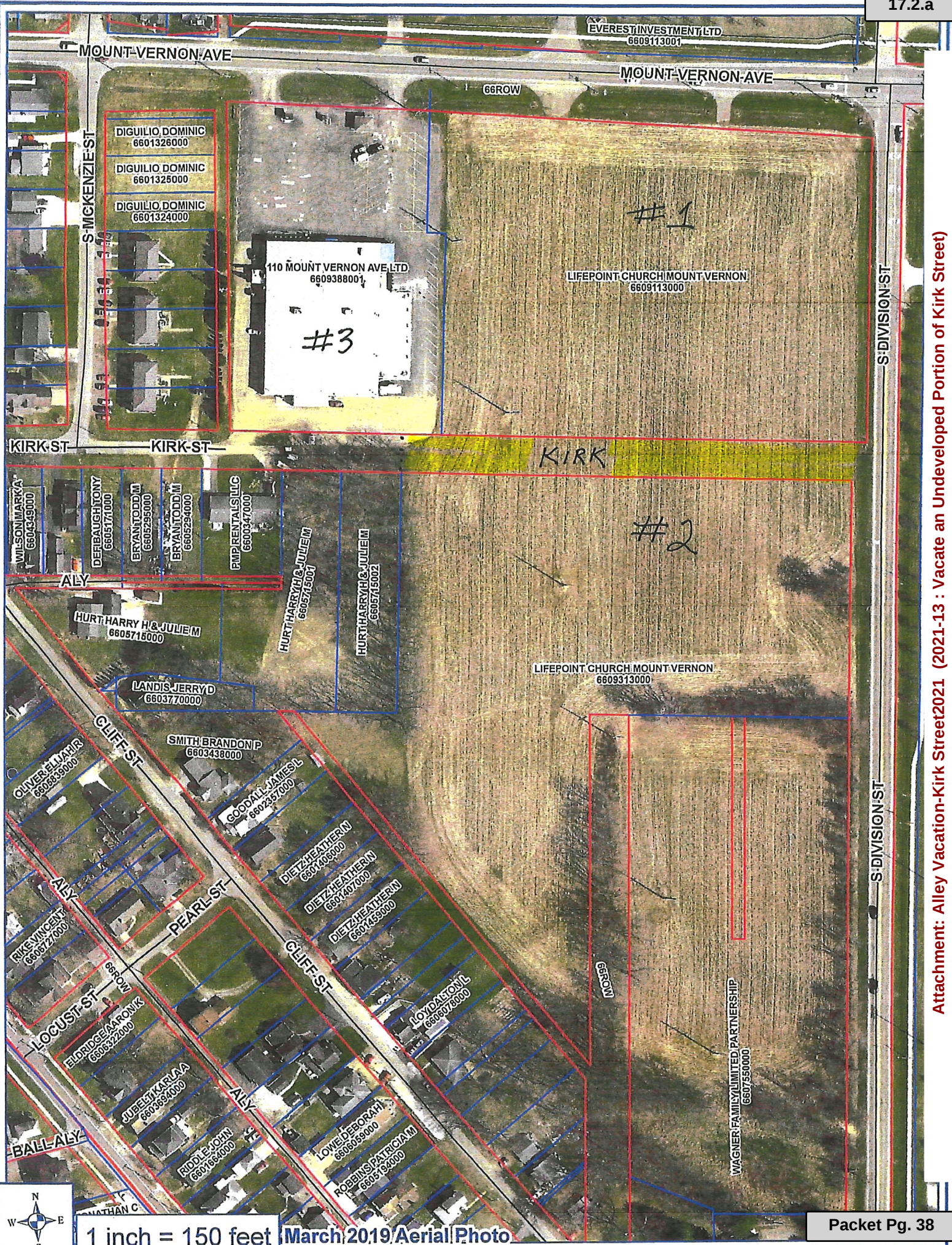
Legal Description: PT Vacated Lots, Street & Alley 5.926 AC

This parcel has Mount Vernon Avenue as its north border, Division Street as its east border, and parcel 66-09388.001 as its west border and the never developed portion of Kirk Street for the south border.

Parcel 66-09388.001 is marked as #3 on the map.

Legal Description: All of Lots 295 thru 303 & PT of Lots 286 thru 294 2.481 AC

On the southeast corner of this parcel, approximately 49.39 feet of the never developed Kirk Street is requested to be vacated.



Attachment: Alley Vacation-Kirk Street2021 (2021-13 : Vacate an Undeveloped Portion of Kirk Street)



City Council
City of Mount Vernon
Mount Vernon, OH 43050

Meeting: 03/22/21 7:30 PM
Dept: Employee and Community Rel.

Scoles, Woods

Category: Personnel

Prepared By: Terry Scott

Initiator: Tanya Newell

SCHEDULED

ORDINANCE 2021-14

DOC ID: 2304 B

**AN ORDINANCE FIXING THE COMPENSATION AND BENEFITS OF CERTAIN
EMPLOYEES OF THE MOUNT VERNON MUNICIPAL COURT EFFECTIVE APRIL 1, 2021,
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 April, 2021 as follows:

SECTION 2: That this Ordinance fixed the compensation and benefits of the Probation Administrative Assistant/Deputy Clerk - \$18.00 per hour and shall be payable from the General Fund (Justice and Rehabilitation Incentive) JRIG II Grant, until funding has been exhausted or until June 30, 2021 whichever comes first, at which time this amount will become payable from the Probation Services Fund. This position shall be part-time.

SECTION 3: This position shall be entitled to the benefits as outlined in the Mount Vernon Municipal Court Employee Handbook, adopted January 1, 2015 and amended thereafter.

SECTION 4: That Ordinance 2021-07, only as it pertains to Section 2, governing pay and benefits for the Municipal Court personnel as stated herein are repealed effective March 31, 2021.

SECTION 5: 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 2021 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.