

Legislative Session Minutes

September 11, 2023

COMMITTEE MEETINGS

Mount Vernon City Council
Committee Meeting Schedule
September 11, 2023

6:25-6:35 p.m.	Hiawatha Water Park update	Parks & Lands Keener
6:35-6:59 p.m.	Safety-Service Director search/salary	Employee & Community Relations Woods
6:59-7:10 p.m.	HR interns	Employee & Community Relations Woods
7:10-7:16 p.m.	MORPC Sustainable2050 Program	Planning & Zoning Hillier
7:16-7:22 p.m.	New Courthouse, Police Station	Streets & Public Buildings Severns

- 09-11-2023 Committee Meeting Schedule

MEETING WILL RECESS UNTIL 7:30 P.M.

CALL TO ORDER

Attendee	Title	Status
Mike Hillier	Fourth Ward	Present
Janis Seavolt	At Large	Present
Tammy Woods	Third Ward	Present
Amber Keener	At Large	Present
Mel Severns	Councilman	Present
James Mahan	First Ward	Present
John Ruckman	Second Ward	Present
Bruce Hawkins	President	Present

<RollCallList Status="Absent">		
{ Attendee(*)}:First Last}	{ Attendee(*)}:Title}	Absent

INVOCATION

Lucian Baker, Christ the King Church, performed the invocation.

PLEDGE OF ALLEGIANCE

All recited in unison.

ACCEPTANCE OF MINUTES

- City Council - Legislative Session - Aug 28, 2023 7:30 PM

Seavolt made a motion to accept the minutes from Council's Legislative Session of Aug. 28, 2023, with a second by Keener. Motion to accept passed by a voice vote of 7-0.

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Janis Seavolt, At Large
SECONDER:	Amber Keener, At Large
AYES:	Hillier, Seavolt, Woods, Keener, Severns, Mahan, Ruckman

RECEIVE PETITIONS AND COMMUNICATIONS

None.

RECEIVE COMMITTEE REPORTS

Council accepted without comment the minutes for the Employee and Community Relations Committee and Fire, Police and Civil Defense Committee meetings of Aug. 28, 2023.

- 08-28-23 Employee & Community Relations Committee Meeting Minutes
- 08-28-23 Fire, Police and Civil Defense Committee Meeting Minutes

LIQUOR CONTROL LICENSE

None.

PROCLAMATION

None.

PERSONS SPEAKING ON MATTERS OF CITY CONCERN

None.

RESOLUTIONS FOR THIRD READING

None.

RESOLUTIONS FOR SECOND READING

RESOLUTION NO. 2023-71

A RESOLUTION OF COMMITMENT OF THE CITY OF MOUNT VERNON
TO THE SUSTAINABLE2050 PROGRAM OF THE MID-OHIO REGIONAL
PLANNING COMMISSION.

Planning and Zoning: Hillier, Severns

Resolution No. 2023-71 received a second reading.

RESULT:	SECOND READING	Next: 9/25/2023 7:30 PM
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RESOLUTIONS FOR FIRST READING

RESOLUTION NO. 2023-76

A RESOLUTION AUTHORIZING AND DIRECTING THE SAFETY-SERVICE DIRECTOR TO PREPARE AND SUBMIT A JOINT APPLICATION WITH THE KNOX COUNTY ENGINEER TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION INFRASTRUCTURE PROGRAM FOR FUNDING FOR THE CLINTONVILLE/FAIRGROUNDS WATER MAIN AND SANITARY SEWER IMPROVEMENT PROJECT; AND DECLARING AN EMERGENCY.

Utilities: Ruckman, Keener

Resolution No. 2023-76 received a first reading. Ruckman requested a 15-minute meeting of the Utilities Committee on the legislation for Sept. 25, 2023.

RESULT: FIRST READING

Next: 9/25/2023 7:30 PM

RESOLUTION NO. 2023-77

A RESOLUTION CONFIRMING THE MAYOR'S APPOINTMENT OF ANNE ELLSWORTH TO THE MUNICIPAL PLANNING COMMISSION TO FULFILL THE UNEXPIRED SIX (6) YEAR TERM OF JULIA WARGA; AND DECLARING AN EMERGENCY.

Employee and Community Rel.: Woods, Hillier

Woods made a motion to suspend the rule requiring three separate readings of Resolution No. 2023-77, with a second by Hillier. Motion to suspend passed by a roll-call vote of 7-0. Woods made a motion to adopt Resolution No. 2023-77, with a second by Hillier. Mayor Matthew Starr detailed the qualifications of Anne Ellsworth to succeed Julia Warga on the Municipal Planning Commission. Motion to adopt passed by a roll-call vote of 7-0.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Tammy Woods, Third Ward

SECONDER: Mike Hillier, Fourth Ward

AYES: Hillier, Seavolt, Woods, Keener, Severns, Mahan, Ruckman

RESOLUTION NO. 2023-78

A RESOLUTION AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO RELEASE A REQUEST FOR PROPOSALS FOR IDENTIFYING AND SELECTING A QUALIFIED FIRM OR FIRMS TO OVERSEE DESIGN SERVICES FOR A NEW COURTHOUSE; AND DECLARING AN EMERGENCY.

Streets and Public Buildings: Severns, Ruckman

Resolution No. 2023-78 was given a first reading. Severns requested a 15-minute Streets and Public Buildings Committee meeting on this legislation and Resolution No. 2023-79 for Sept. 25, 2023.

RESULT: FIRST READING**Next: 9/25/2023 7:30 PM****RESOLUTION NO. 2023-79**

A RESOLUTION AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO RELEASE A REQUEST FOR PROPOSALS FOR IDENTIFYING AND SELECTING A QUALIFIED FIRM OR FIRMS TO OVERSEE DESIGN SERVICES FOR A NEW POLICE STATION; AND DECLARING AN EMERGENCY.

Streets and Public Buildings: Severns, Ruckman

Resolution No. 2023-79 was given a first reading. Severns requested a 15-minute Streets and Public Buildings Committee meeting on this legislation and Resolution No. 2023-78 for Sept. 25, 2023.

RESULT: FIRST READING**Next: 9/25/2023 7:30 PM****ORDINANCES FOR THIRD READING****ORDINANCE NO. 2023-32**

AN ORDINANCE TO CREATE THE POSITIONS OF HUMAN RESOURCES INTERNS, AND DECLARING AN EMERGENCY.

Employee and Community Rel.: Woods, Hillier

Woods made a motion to adopt Ordinance No. 2023-32, with a second by Hillier. Motion to adopt passed by a roll-call vote of 7-0.

RESULT: ADOPTED [UNANIMOUS]**MOVER:** Tammy Woods, Third Ward**SECONDER:** Mike Hillier, Fourth Ward**AYES:** Hillier, Seavolt, Woods, Keener, Severns, Mahan, Ruckman**ORDINANCES FOR SECOND READING**

None.

ORDINANCES FOR FIRST READING**ORDINANCE NO. 2023-34**

AN ORDINANCE TO APPROVE, ADOPT AND ENACT THE AUGUST 2023 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, Severns

Ordinance No. 2023-34 was given a first reading.

RESULT: FIRST READING**Next: 9/25/2023 7:30 PM****ORDINANCE NO. 2023-35**

AN ORDINANCE AMENDING THE TERMS OF EMPLOYMENT OF BARGAINING UNIT EMPLOYEES OF THE CITY OF MOUNT VERNON POLICE DEPARTMENT WHO ARE MEMBERS OF THE CERTIFIED UNITS KNOWN AS POLICE LIEUTENANTS AND SERGEANTS AND PATROL OFFICERS; AND DECLARING AN EMERGENCY.

Employee and Community Rel.: Woods, Hillier

Woods made a motion to suspend the rule requiring three separate readings of Ordinance No. 2023-35, with a second by Hillier. Motion to suspend passed by a roll-call vote of 7-0. Woods made a motion to adopt Ordinance No. 2023-35, with a second by Hillier. Police Chief Robert Morgan provided background on his department's retention incentive, and Auditor Terry Scott said it was unclear whether ARPA Fund disbursements are subject to pension regulations. Motion to adopt passed by a voice vote of 7-0.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Tammy Woods, Third Ward
SECONDER: Mike Hillier, Fourth Ward
AYES: Hillier, Seavolt, Woods, Keener, Severns, Mahan, Ruckman

ORDINANCE NO. 2023-36

AN ORDINANCE AMENDING THE TERMS OF EMPLOYMENT OF BARGAINING UNIT EMPLOYEES OF THE CITY OF MOUNT VERNON FIRE DEPARTMENT WHO ARE MEMBERS OF THE CERTIFIED UNIT KNOWN AS THE MOUNT VERNON FIREFIGHTERS AND PARAMEDICS, I.A.F.F. LOCAL 3712; AND DECLARING AN EMERGENCY.

Employee and Community Rel.: Woods, Hillier

Woods made a motion to suspend the rule requiring three separate readings of Ordinance No. 2023-36, with a second by Hillier. Motion to suspend passed by a roll-call vote of 7-0. Woods made a motion to adopt Ordinance No. 2023-36, with a second by Hillier. Motion to adopt passed by a roll-call vote of 7-0.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Tammy Woods, Third Ward
SECONDER: Mike Hillier, Fourth Ward
AYES: Hillier, Seavolt, Woods, Keener, Severns, Mahan, Ruckman

ORDINANCE NO. 2023-37

AN ORDINANCE PROVIDING FOR THE SALARY SCALE FOR ELECTED OFFICIALS OF THE CITY OF MOUNT VERNON, SPECIFICALLY THE COUNCIL PRESIDENT AND MEMBERS OF COUNCIL, MAYOR, AUDITOR, AND LAW DIRECTOR; AND DECLARING AN EMERGENCY.

Employee and Community Rel.: Woods, Hillier

Ordinance No. 2023-37 was given a first reading. Woods requested a 20-minute meeting of the Employee and Community Relations Committee on the legislation for Sept. 25, 2023.

RESULT: FIRST READING**Next: 9/25/2023 7:30 PM****REMARKS FROM THE ADMINISTRATION**

Mayor Matthew Starr thanked the organizers and attendees of the morning's 9/11 memorial service. He noted that the City will re-apply for a TRAC grant in 2024, for the re-routing of State Route 13, after an environmental study is completed, and added that there will be a public meeting on the project on Oct. 5 at the Station Break Senior Center. He also provided updates on CDBG projects, drainage at the industrial park, Water Treatment Plant maintenance, a phosphorus study and completion of the Mansfield Avenue traffic signal upgrade. He cautioned residents about a solicitor for Direct Energy going door-to-door and misrepresenting the City's electric aggregation program, and advised residents to call the Police if the solicitor cannot produce a City-issued permit. He also thanked CES Credit Union for sponsoring a recent concert at Ariel-Foundation Park, and noted that trick-or-treat will be on Tuesday, Oct. 31 from 5:30 to 7 p.m.

Law Director Rob Broeren thanked the organizers and attendees of the morning's 9/11 memorial service.

REMARKS FROM COUNCIL

In light of 9/11, Hillier thanked Police and Fire Departments for the work they do. He also asked Auditor Terry Scott for elected officials' current salaries, and praised an upcoming Thanksgiving food drive. Mahan noted that he will be discussing the City's nuisance ordinance in an upcoming meeting, and also spoke about 9/11. Keener thanked volunteers for everything they do. Severns spoke about 9/11, noted that some Rumpke residential bills appear to be inconsistent, and thanked the City for upgrading the traffic signal at Mansfield and Belmont avenues. Hawkins noted that it is his policy not to comment on or respond to anonymous correspondence.

ADJOURN AT THE CALL OF THE PRESIDENT

Seavolt made a motion to adjourn, with a second by Keener. Meeting adjourned at 8:05 p.m.

Bruce E. Hawkins, President of Council

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
September 6, 2023

Mount Vernon City Council Committee Meeting Schedule September 11, 2023

6:25-6:45 p.m.	Hiawatha Water Park update	Parks & Lands Keener
6:45-7:00 p.m.	Safety-Service Director search/salary	Employee & Community Relations Woods
7:00-7:10 p.m.	HR interns	Employee & Community Relations Woods
7:10-7:15 p.m.	MORPC Sustainable2050 Program	Planning & Zoning Hillier
7:15-7:20 p.m.	New Courthouse, Police Station	Streets & Public Buildings Severns

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



Employee and Community Relations Committee Meeting Minutes
Committee Meeting
August 28, 2023 – 6:25 p.m. to 6:52 p.m.

COUNCIL PRESENT:

Tammy Woods, President Pro-Tem
 James Mahan, First Ward
 John Ruckman, Second Ward
 Janis Seavolt, At-Large
 Amber Keener, At-Large
 Mel Severns, At-Large

EXCUSED:

Mike Hillier, Fourth Ward

OTHERS IN ATTENDANCE:

Bruce Hawkins, Acting Mayor
 Richard Dzik, Safety-Service Director
 Robert Broeren, Law Director
 Terry Scott, Auditor
 Robert Morgan, Police Chief
 Denise Neff, HR Director

Woods made a motion at 5:25 p.m. to go into executive session to discuss personnel. The motion was seconded by Keener, and passed by a roll-call vote of 7-0. Before the meeting began, Hillier excused himself. Woods made a motion to adjourn executive session at 5:52 p.m., with a second by Severns. Motion to adjourn executive session passed by a roll-call vote of 6-0.

Respectfully submitted,

Tammy Woods, Chair
 Employee and Community Relations Committee
 Mount Vernon City Council

TW/th



Fire, Police and Civil Defense Committee Meeting Minutes
Committee Meeting
August 28, 2023 – 6:55 p.m. to 7:08 p.m.

COUNCIL PRESENT:

Tammy Woods, President Pro-Tem
 James Mahan, First Ward
 John Ruckman, Second Ward
 Mike Hillier, Fourth Ward
 Janis Seavolt, At-Large
 Amber Keener, At-Large
 Mel Severns, At-Large

OTHERS IN ATTENDANCE:

Bruce Hawkins, Acting Mayor
 Richard Dzik, Safety-Service Director
 Rob Broeren, Law Director
 Terry Scott, Auditor
 Robert Morgan, Police Chief
 Aaron Rinehart, Utilities Director
 Denise Neff, HR Director
 Todd Hill, Clerk
 Cheryl Splain, Knox Pages

Police Chief Robert Morgan presented his department's quarterly report, and provided several year-to-date statistics. There have been 142 domestic violence cases, and 26 sex offenses. There have been 167 felony indictments, and 97 drug cases have been taken to indictment. In addition, 470 grams of methamphetamine have been seized, and 50 grams of fentanyl. There have been 14 drug overdoses, and three drug deaths. Drug statistics are down from last year, but prosecutions are up. The Bartlett Award was presented to Officer Sarah Wheeler. A 14-month investigation was concluded with a charge of aggravated murder, and the Chief explained that the case was kept from the press to aid the investigation. Morgan noted that two officers were recently hired, while the department still has two open slots. He added that it's challenging to find recruits, although the department is looking to hire a domestic violence advocate soon. The department recently purchased two new cruisers, although another cruiser was totaled in July. Morgan also discussed various PAK United events, and noted that a K9 unit is being retired.

Respectfully submitted,

James Mahan, Chair
 Fire, Police, Civil Defense Committee,
 Mount Vernon City Council

JM/th



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

RESOLUTION 2023-71

Meeting: 09/11/23 7:30 PM
Dept: Planning and Zoning
Hillier, Severns
Category: Planning and Zoning
Prepared By: Todd Hill
Initiator: Todd Hill
DOC ID: 3862

A RESOLUTION OF COMMITMENT OF THE CITY OF MOUNT VERNON TO THE SUSTAINABLE2050 PROGRAM OF THE MID-OHIO REGIONAL PLANNING COMMISSION.

WHEREAS, the Mid-Ohio Regional Planning Commission (MORPC) is a voluntary association of Central Ohio governments and regional organizations that provides valuable community services related to transportation, housing, policy and sustainability; and

WHEREAS, the City of Mount Vernon is a member of MORPC and represented on its Commission; and

WHEREAS, MORPC's top-level Sustainability Advisory Committee has developed the Regional Sustainability Agenda, which provides a framework for members and regional partners to work toward common goals; and

WHEREAS, MORPC, with guidance from its Sustainability Advisory Committee and member communities, has launched a program, called Sustainable2050, that replaces a program formerly known as the Central Ohio Green Pact; and

WHEREAS, the City of Mount Vernon is committed to protecting and preserving its natural resources and pursuing initiatives that will have a positive impact on its environment; and

WHEREAS, the City of Mount Vernon recognizes its ability as a local government to lead and influence sustainable practices within the community in a way that is both fiscally and environmentally responsible; and

WHEREAS, the City of Mount Vernon understands that MORPC is committed to providing additional technical and programmatic support to those committed to the Sustainable2050 program;

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

Section 1: The City of Mount Vernon commits to Sustainable2050 ("the Program") and will pursue the objectives and initiatives outlined in the Program.

Section 2: The City of Mount Vernon will designate a local champion to ensure public awareness of, and active participation in, the Program.

Section 3: The City of Mount Vernon will assign the following representatives to participate in Program meetings:

City of Mount Vernon Mayor, Matthew T. Starr (regular representative)

City of Mount Vernon Assistant Engineer, Quentin Platt (alternate representative)

These positions will be for a four (4) year term and may be re-appointed as needed.

Section 4: The City of Mount Vernon will share data with MORPC, as related to the goals and objectives of the Program.

Section 5: This Resolution shall become effective from and after the earliest period allowed by law.

HISTORY:

08/28/23 City Council FIRST READING

Resolution No. 2023-71 was given a first reading.

COMMENTS - Current Meeting:

Resolution No. 2023-71 received a second reading.

RESULT: SECOND READING

Next: 9/25/2023 7:30 PM



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

RESOLUTION 2023-76

Meeting: 09/11/23 7:30 PM
Dept: Utilities
Ruckman, Keener
Category: Grant
Prepared By: Todd Hill
Initiator: Todd Hill
DOC ID: 3868

A RESOLUTION AUTHORIZING AND DIRECTING THE SAFETY-SERVICE DIRECTOR TO PREPARE AND SUBMIT A JOINT APPLICATION WITH THE KNOX COUNTY ENGINEER TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION INFRASTRUCTURE PROGRAM FOR FUNDING FOR THE CLINTONVILLE/FAIRGROUNDS WATER MAIN AND SANITARY SEWER IMPROVEMENT PROJECT; AND DECLARING AN EMERGENCY.

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

SECTION 1: That the Safety-Service Director for the City of Mount Vernon is authorized and directed to jointly apply with the Knox County Engineer to the Ohio Public Works Commission Infrastructure Program for funding assistance for the Clintonville/Fairgrounds Water Main and Sanitary Sewer Improvements Project.

SECTION 2: The Safety-Service Director is further authorized and directed to enter into any agreements as may be necessary for obtaining financial assistance.

SECTION 3: This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason that applications for funds must be submitted by Nov. 3, 2023, 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:

Resolution No. 2023-76 received a first reading. Ruckman requested a 15-minute meeting of the Utilities Committee on the legislation for Sept. 25, 2023.

RESULT: FIRST READING

Next: 9/25/2023 7:30 PM



City Council
City of Mount Vernon
Mount Vernon, OH 43050

ADOPTED

RESOLUTION 2023-77

Meeting: 09/11/23 7:30 PM
Dept: Employee and Community
Rel. Woods, Hillier
Category: Appointment
Prepared By: Todd Hill
Initiator: Todd Hill
DOC ID: 3869

A RESOLUTION CONFIRMING THE MAYOR'S APPOINTMENT OF ANNE ELLSWORTH TO THE MUNICIPAL PLANNING COMMISSION TO FULFILL THE UNEXPIRED SIX (6) YEAR TERM OF JULIA WARGA; 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 appointment of Anne Ellsworth, 1270 Gambier Road, to the Municipal Planning Commission to fulfill the unexpired six (6) year term of Julia Warga, commencing immediately and expiring January 24, 2028.

SECTION 2: This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety, and to ensure a quorum for business of upcoming Municipal Planning Commission meetings, 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:

Woods made a motion to suspend the rule requiring three separate readings of Resolution No. 2023-77, with a second by Hillier. Motion to suspend passed by a roll-call vote of 7-0. Woods made a motion to adopt Resolution No. 2023-77, with a second by Hillier. Mayor Matthew Starr detailed the qualifications of Anne Ellsworth to succeed Julia Warga on the Municipal Planning Commission. Motion to adopt passed by a roll-call vote of 7-0.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Tammy Woods, Third Ward
SECONDER: Mike Hillier, Fourth Ward
AYES: Hillier, Seavolt, Woods, Keener, Severns, Mahan, Ruckman



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

RESOLUTION 2023-78

Meeting: 09/11/23 7:30 PM
Dept: Streets and Public
Buildings Severns, Ruckman
Category: Public Buildings
Prepared By: Todd Hill
Initiator: Todd Hill
DOC ID: 3874

A RESOLUTION AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO RELEASE A REQUEST FOR PROPOSALS FOR IDENTIFYING AND SELECTING A QUALIFIED FIRM OR FIRMS TO OVERSEE DESIGN SERVICES FOR A NEW COURTHOUSE; AND DECLARING AN EMERGENCY.

WHEREAS, the Ohio Supreme Court determined that municipalities need not follow the bidding process laid out in the Ohio Revised Code where the contract involves specialized services, requiring particular skills and aptitudes; and

WHEREAS, Council determines that the design of a new Courthouse involves specialized services.

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

SECTION 1: That the Safety-Service Director for the City of Mount Vernon is hereby authorized and directed to release a Request for Proposals for identifying and selecting a qualified firm or firms to oversee design services for a new Courthouse.

SECTION 2: That the Safety-Service Director is hereby further authorized, upon identifying and selecting a qualified firm or firms, to negotiate and enter into contract to oversee design services for a new Courthouse.

SECTION 3: This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason that to allow sufficient time to advertise and select a firm or firms to oversee design services for a new Courthouse, 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:

Resolution No. 2023-78 was given a first reading. Severns requested a 15-minute Streets and Public Buildings Committee meeting on this legislation and Resolution No. 2023-79 for Sept. 25, 2023.

RESULT: FIRST READING

Next: 9/25/2023 7:30 PM



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

SCHEDULED

RESOLUTION 2023-79

Meeting: 09/11/23 7:30 PM
**Dept: Streets and Public
Buildings Severns, Ruckman**
Category: Public Buildings
Prepared By: Todd Hill
Initiator: Todd Hill
DOC ID: 3875

**A RESOLUTION AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO RELEASE A
REQUEST FOR PROPOSALS FOR IDENTIFYING AND SELECTING A QUALIFIED FIRM
OR FIRMS TO OVERSEE DESIGN SERVICES FOR A NEW POLICE STATION; AND
DECLARING AN EMERGENCY.**

WHEREAS, the Ohio Supreme Court determined that municipalities need not follow the bidding process laid out in the Ohio Revised Code where the contract involves specialized services, requiring particular skills and aptitudes; and

WHEREAS, Council determines that the design of a new Police Station involves specialized services.

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

SECTION 1: That the Safety-Service Director for the City of Mount Vernon is hereby authorized and directed to release a Request for Proposals for identifying and selecting a qualified firm or firms to oversee design services for a new Police Station.

SECTION 2: That the Safety-Service Director is hereby further authorized, upon identifying and selecting a qualified firm or firms, to negotiate and enter into contract to oversee design services for a new Police Station.

SECTION 3: This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason that to allow sufficient time to advertise and select a firm or firms to oversee design services for a new Police Station, 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:

Resolution No. 2023-79 was given a first reading. Severns requested a 15-minute Streets and Public Buildings Committee meeting on this legislation and Resolution No. 2023-78 for Sept. 25, 2023.

RESULT: FIRST READING

Next: 9/25/2023 7:30 PM



City Council
City of Mount Vernon
Mount Vernon, OH 43050

ADOPTED

ORDINANCE 2023-32

Meeting: 09/11/23 7:30 PM
Dept: Employee and Community
Rel. Woods, Hillier
Category: Personnel
Prepared By: Rob Broeren
Initiator: Todd Hill
DOC ID: 3855

**AN ORDINANCE TO CREATE THE POSITIONS OF HUMAN RESOURCES INTERNS, AND
DECLARING AN EMERGENCY.**

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

SECTION 1: That the following part-time positions are hereby authorized at the hourly wage listed and upon the appropriation times listed below:

Human Resources Intern (I).....\$12.00 per hour (maximum of 25 hours per week)
Human Resources Intern (II).....\$12.00 per hour (maximum of 20 hours per week)
Human Resources Intern (III).....\$12.00 per hour (maximum of 20 hours per week)

The salary authorized by this Ordinance shall be payable bi-weekly.

SECTION 2: This part-time position will not be eligible for any additional benefits other than those required by law.

SECTION 3: Ordinance 2023-01 is repealed.

SECTION 4: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason to allow the employment of the intern to streamline tasks within the Human Resources Department, 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:

08/14/23 City Council FIRST READING

Ordinance No. 2023-32 was given a first reading. Woods requested a 10-minute meeting of the Employee and Community Relations Committee on the legislation for Aug. 28, 2023.

08/28/23 City Council FIRST READING

Ordinance No. 2023-32 was given a second reading. Woods requested a 10-minute meeting of the Employee and Community Relations Committee on the legislation for Sept. 11, 2023.

COMMENTS - Current Meeting:

Woods made a motion to adopt Ordinance No. 2023-32, with a second by Hillier. Motion to adopt passed by a roll-call vote of 7-0.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Tammy Woods, Third Ward
SECONDER: Mike Hillier, Fourth Ward
AYES: Hillier, Seavolt, Woods, Keener, Severns, Mahan, Ruckman



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

ORDINANCE 2023-34

Meeting: 09/11/23 7:30 PM
Dept: Planning and Zoning
Hillier, Severns
Category: Planning and Zoning
Prepared By: Todd Hill
Initiator: Todd Hill
DOC ID: 3867

AN ORDINANCE TO APPROVE, ADOPT AND ENACT THE AUGUST 2023 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>
2023-10	4-24-23	February 2023 Replacement Pages
2023-25	6-26-23	919.07(I)

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

303.991	Committing an Offense While Distracted Penalty. (Amended)
331.35	Occupying Travel Trailer, Fifth Wheel Vehicle or Manufactured or
Mobile	Home While in Motion. (Amended)
333.01	OVI; Willful Misconduct; Speed. (Amended)
333.03	Maximum Speed Limits; Assured Clear Distance Ahead. (Amended)

333.11	Electronic Wireless Communication Device Use Prohibited While Driving (Amended)
335.07	Driving Under Suspension or License Restriction. (Amended)
335.071	Driving Under OVI Suspension. (Amended)
335.072	Driving Under Financial Responsibility Law Suspension or Cancellation; Under a Nonpayment of Judgment Suspension. (Amended)
Driving 335.073	Driving Without Complying With License Reinstatement Requirements. (Amended)
335.074	Driving Under License Forfeiture or Child Support Suspension. (Amended)
337.10	Lights, Emblems, and Reflectors on Slow-Moving Vehicles, Farm Machinery, Agricultural Tractors, and Animal-Drawn Vehicles. (Amended)
337.16	Number of Lights; Limitations on Flashing, Oscillating or Rotating Lights. (Amended)
337.22	Windshield and Windshield Wiper; Sign or Poster Thereon. (Amended)
341.01	Commercial Drivers Definitions. (Amended)

General Offenses Code

501.01	General Provisions and Penalty Definitions. (Amended)
501.99	Penalties for Misdemeanors. (Amended)
505.071	Cruelty to Companion Animals. (Amended)
505.12	Coloring Rabbits or Baby Poultry; Sale or Display of Poultry. (Amended)
509.04	Disturbing a Lawful Meeting. (Amended)
509.09	Impeding Public Passage of an Emergency Service Responder. (Added)
513.01	Drug Abuse Control Definitions. (Amended)
513.03	Drug Abuse; Controlled Substance Possession or Use. (Amended)
513.04	Possessing Drug Abuse Instruments. (Amended)
513.12	Drug Paraphernalia. (Amended)
513.121	Marihuana Drug Paraphernalia. (Amended)
517.08	Raffles. (Amended)
521.16	Spreading Contagion. (Added)
525.05	Failure to Report a Crime, Injury or Knowledge of Death. (Amended)
525.15	Assaulting Police Dog or Horse or an Assistance Dog. (Amended)
529.01	Liquor Control Definitions. (Amended)
529.07	Open Container Prohibited. (Amended)
533.01	Obscenity and Sex Offenses Definitions. (Amended)
533.06	Voyeurism. (Amended)
533.08	Procuring; Engagement in Sexual Activity for Hire. (Amended)
537.03	Assault. (Amended)
537.06	Menacing. (Amended)
537.07	Endangering Children. (Amended)
537.15	Temporary Protection Order. (Amended)
537.19	Hazing Prohibited. (Added)
545.05	Petty Theft. (Amended)
549.02	Carrying Concealed Weapons. (Amended)

549.04 Improperly Handling Firearms in a Motor Vehicle. (Amended)

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.

COMMENTS - Current Meeting:

Ordinance No. 2023-34 was given a first reading.

RESULT: FIRST READING

Next: 9/25/2023 7:30 PM



City Council
City of Mount Vernon
Mount Vernon, OH 43050

ADOPTED

ORDINANCE 2023-35

Meeting: 09/11/23 7:30 PM
Dept: Employee and Community
Rel. Woods, Hillier
Category: Unions
Prepared By: Rob Broeren
Initiator: Todd Hill
DOC ID: 3870

AN ORDINANCE AMENDING THE TERMS OF EMPLOYMENT OF BARGAINING UNIT EMPLOYEES OF THE CITY OF MOUNT VERNON POLICE DEPARTMENT WHO ARE MEMBERS OF THE CERTIFIED UNITS KNOWN AS POLICE LIEUTENANTS AND SERGEANTS AND PATROL OFFICERS; AND DECLARING AN EMERGENCY.

WHEREAS, an agreement has been entered into between the City of Mount Vernon and the Fraternal Order of Police representing two bargaining units in the Police Department. Those bargaining units are:

- (1) Police Lieutenants and Sergeants
- (2) Patrol Officers

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

SECTION 1: That this Ordinance amends the Collective Bargaining Agreement between the Mount Vernon Police Union, Fraternal Order of Police, Ohio Labor Council, Inc., and the City of Mount Vernon, Ohio covering the term January 1, 2022 to June 30, 2024, to include the Memorandum of Understanding regarding payment of the Ohio EMA ARPA First Responder Retention Incentive (attached as Exhibit A) as if fully rewritten, for the listed units.

SECTION 2: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason that an emergency exists in the usual daily operation of the various departments of the municipal government, and further, that this Council deems it imperative that immediate action be taken in order to disburse the Ohio EMA ARPA First Responder Retention Incentive payments to the Mount Vernon Police Department, this 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.

COMMENTS - Current Meeting:

Woods made a motion to suspend the rule requiring three separate readings of Ordinance No. 2023-35, with a second by Hillier. Motion to suspend passed by a roll-call vote of 7-0. Woods made a motion to adopt Ordinance No. 2023-35, with a second by Hillier. Police Chief Robert Morgan provided background on his department's retention incentive, and Auditor Terry Scott said it was unclear whether ARPA Fund disbursements are subject to pension regulations. Motion to adopt passed by a voice vote of 7-0.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Tammy Woods, Third Ward
SECONDER: Mike Hillier, Fourth Ward
AYES: Hillier, Seavolt, Woods, Keener, Severns, Mahan, Ruckman

Mount Vernon – FOP – Ohio EMA ARPA First Responder Retention Incentive – 9.4.23**Memorandum of Understanding**

This Memorandum of Understanding is made by and between The City of Mount Vernon, Ohio (“City”) and The Fraternal Order of Police, Ohio Labor Council (Patrol Officers, Sergeants/Lieutenants, and IT/Records Administrator) (“Union”).

The City, through the efforts of Police Department Administration, have received grant funding to provide retention incentives (bonuses) to certain police department employees.

Any sworn police department staff employed with the City as of June 17, 2022 (the date of the grant deadline) who is still employed with the City at the time of issuance of the incentive shall receive a one-time lump sum bonus of \$4,000.

The incentive shall be paid by separate check to the employee from the City.

The incentive shall be subject to all payroll tax requirements.

Any employee who left employment before the issuance of the incentive payment, or who was hired into the City following the grant deadline, is ineligible for the retention incentive. This is based upon the requirements of the grant program.

Any sworn employee who separates employment with the City within twelve (12) months of the issuance of the incentive shall be required to repay the incentive to the City, in full. With the exception of retirement in good standing or if the separation is due to an on or off duty related injury, illness, death or other involuntary reason.

There is no repayment obligation after twelve (12) months.

For any unclaimed, or refunded, incentive payments the City shall return the incentive payment to Ohio EMA, as required by the grant guidance.

Those signing below are understood to have the authority to execute this MOU on behalf of their organization.

FOR THE UNION:

FOR THE EMPLOYER:

Date Agreed: _____

Attachment: Ex A - FOP Bonus Payment (2023-35 : FOP Bonus MOU)



City Council
City of Mount Vernon
Mount Vernon, OH 43050

ADOPTED

ORDINANCE 2023-36

Meeting: 09/11/23 7:30 PM
Dept: Employee and Community
Rel. Woods, Hillier
Category: Unions
Prepared By: Rob Broeren
Initiator: Todd Hill
DOC ID: 3872

**AN ORDINANCE AMENDING THE TERMS OF EMPLOYMENT OF BARGAINING UNIT
EMPLOYEES OF THE CITY OF MOUNT VERNON FIRE DEPARTMENT WHO ARE
MEMBERS OF THE CERTIFIED UNIT KNOWN AS THE MOUNT VERNON FIREFIGHTERS
AND PARAMEDICS, I.A.F.F. LOCAL 3712; AND DECLARING AN EMERGENCY.**

WHEREAS, an agreement has been entered into between the City of Mount Vernon and the Mount Vernon Firefighters and Paramedics, I.A.F.F. Local 3712.

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

SECTION 1: That this Ordinance amends the Collective Bargaining Agreement between the Mount Vernon Firefighters and Paramedics, I.A.F.F. Local 3712, and the City of Mount Vernon, Ohio covering the term July 1, 2022 to June 30, 2024, to include the Memorandum of Understanding regarding payment of the Ohio EMA ARPA First Responder Retention Incentive (attached as Exhibit A) as if fully rewritten.

SECTION 2: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason that an emergency exists in the usual daily operation of the various departments of the municipal government, and further, that this Council deems it imperative that immediate action be taken in order to disburse the Ohio EMA ARPA First Responder Retention Incentive payments to the Mount Vernon Fire Department, this 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.

COMMENTS - Current Meeting:

Woods made a motion to suspend the rule requiring three separate readings of Ordinance No. 2023-36, with a second by Hillier. Motion to suspend passed by a roll-call vote of 7-0. Woods made a motion to adopt Ordinance No. 2023-36, with a second by Hillier. Motion to adopt passed by a roll-call vote of 7-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Tammy Woods, Third Ward
SECONDER:	Mike Hillier, Fourth Ward
AYES:	Hillier, Seavolt, Woods, Keener, Severns, Mahan, Ruckman

Mount Vernon – IAFF – Ohio EMA ARPA First Responder Retention Incentive – 9.4.23**Memorandum of Understanding**

This Memorandum of Understanding is made by and between The City of Mount Vernon, Ohio (“City”) and IAFF Local 3712 (“Local”).

The City, through the efforts of Fire Department Administration, have received grant funding to provide retention incentives (bonuses) to certain fire department employees.

Any sworn fire department staff employed with the City as of June 17, 2022 (the date of the grant deadline) who is still employed with the City at the time of issuance of the incentive shall receive a one-time lump sum bonus of \$4,000.

The incentive shall be paid by separate check to the employee from the City.

The incentive shall be subject to all payroll tax requirements.

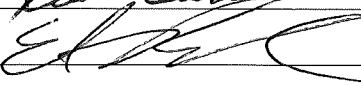
Any employee who left employment before the issuance of the incentive payment, or who was hired into the City following the grant deadline, is ineligible for the retention incentive. This is based upon the requirements of the grant program.

Any sworn employee who separates employment with the City within twelve (12) months of the issuance of the incentive shall be required to repay the incentive to the City, in full. With the exception of retirement in good standing or if the separation is due to an on or off duty related injury, illness, death or other involuntary reason. There is no repayment obligation after twelve (12) months.

For any unclaimed, or refunded, incentive payments the City shall return the incentive payment to Ohio EMA, as required by the grant guidance.

Those signing below are understood to have the authority to execute this MOU on behalf of their organization.

FOR THE UNION:

FOR THE EMPLOYER:

Date Agreed: 9.7.23



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

ORDINANCE 2023-37

Meeting: 09/11/23 7:30 PM
Dept: Employee and Community
Rel. Woods, Hillier
Category: Personnel
Prepared By: Rob Broeren
Initiator: Lindsay Hoar
DOC ID: 3871

AN ORDINANCE PROVIDING FOR THE SALARY SCALE FOR ELECTED OFFICIALS OF THE CITY OF MOUNT VERNON, SPECIFICALLY THE COUNCIL PRESIDENT AND MEMBERS OF COUNCIL, MAYOR, AUDITOR, AND LAW DIRECTOR; AND DECLARING AN EMERGENCY.

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

SECTION 1: That the following salary schedule be set for the following elected officials of the City of Mount Vernon: Council President and Members of Council, Mayor, Auditor, and Law Director.

<u>Elected Officials</u>	<u>Salary Per Year</u>			
	<u>2024</u>	<u>2025</u>	<u>2026</u>	<u>2027</u>
City Council President and Council Members	\$9,059.00	\$9,218.00		
Mayor	\$85,000.00	\$87,550.00	\$90,177.00	\$92,882.00
Auditor		\$80,000.00	\$82,400.00	\$84,872.00
\$87,418.00				
Law Director	\$117,000.00	\$120,393.00	\$124,004.00	\$127,774.00

SECTION 2: All prior ordinances governing pay and benefits for the personnel listed in this ordinance are repealed.

SECTION 3: This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety and to set the salaries before the November 2023 general election 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.

COMMENTS - Current Meeting:

Ordinance No. 2023-37 was given a first reading. Woods requested a 20-minute meeting of the Employee and Community Relations Committee on the legislation for Sept. 25, 2023.

RESULT: FIRST READING**Next: 9/25/2023 7:30 PM**