



**City Council
Legislative Session**

Agenda

**September 12, 2022
7:30 PM**

COMMITTEE MEETINGS

Mount Vernon City Council
Committee Meeting Schedule
September 12, 2022

5:55-6:10 p.m.	PACE loan program	Finance & Budget Seavolt
6:10-6:25 p.m.	Workforce development program	Employee & Community Relations Francis
6:25-6:45 p.m.	Stump/Northview improvements	Utilities Woods
6:45-7:00 p.m.	Mansfield Avenue waterline	Utilities Woods
7:00-7:15 p.m.	Pleasant Township annexation	Planning & Zoning Hillier
7:30 p.m.	City Council Legislative Meeting	Ref: Agenda

- 09-12-22 Council Committee Meeting Schedule

MEETING WILL RECESS UNTIL 7:30 P.M.

CALL TO ORDER

INVOCATION

The Rev. John Todd, Chaplain, Mount Vernon Nazarene University

PLEDGE OF ALLEGIANCE

ACCEPTANCE OF MINUTES

- City Council - Legislative Session - Aug 22, 2022 7:30 PM

RECEIVE PETITIONS AND COMMUNICATIONS

RECEIVE COMMITTEE REPORTS

LIQUOR CONTROL LICENSE

PROCLAMATION

PERSONS SPEAKING ON MATTERS OF CITY CONCERN**RESOLUTIONS FOR THIRD READING****RESOLUTIONS FOR SECOND READING****RESOLUTION NO. 2022-68**

A RESOLUTION AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO ADVERTISE FOR BIDS AND ENTER INTO CONTRACT FOR THE MANSFIELD AVENUE WATERLINE AND DRAINAGE PROJECT; AND DECLARING AN EMERGENCY.

Utilities: Woods, Keener

RESOLUTION NO. 2022-81

A RESOLUTION AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO RELEASE A REQUEST FOR PROPOSALS FOR IDENTIFYING AND SELECTING A QUALIFIED FIRM OR FIRMS TO OVERSEE OPERATIONS OF THE CITY'S HIAWATHA WATER PARK FOR THE 2023 SEASON; AND DECLARING AN EMERGENCY.

Parks and Lands: Keener, Woods

RESOLUTIONS FOR FIRST READING**RESOLUTION NO. 2022-83**

A RESOLUTION CONFIRMING THE MAYOR'S RE-APPOINTMENT OF MYRA WILSON TO THE CIVIL SERVICE COMMISSION FOR A SIX (6) YEAR TERM; AND DECLARING AN EMERGENCY.

Employee and Community Rel.: Francis, Hillier

RESOLUTION NO. 2022-84

A RESOLUTION APPROVING THE RE-APPOINTMENTS OF ERIC DIEHL AND TODD HAWKINS AS ALTERNATE MEMBERS TO THE MUNICIPAL PLANNING COMMISSION OF MOUNT VERNON, OHIO, AND DECLARING AN EMERGENCY.

Employee and Community Rel.: Francis, Hillier

RESOLUTION NO. 2022-85

A RESOLUTION CONFIRMING THE MAYOR'S RE-APPOINTMENT OF TODD HAWKINS TO THE LIBRARY BOARD OF TRUSTEES; AND DECLARING AN EMERGENCY.

Employee and Community Rel.: Francis, Hillier

RESOLUTION NO. 2022-86

A RESOLUTION CONFIRMING THE COUNCIL'S RE-APPOINTMENT OF TODD HAWKINS TO THE LOCAL BOARD OF TAX REVIEW, AND DECLARING AN EMERGENCY.

Employee and Community Rel.: Francis, Hillier

RESOLUTION NO. 2022-87

A RESOLUTION AUTHORIZING THE SAFETY SERVICE DIRECTOR TO JOIN SOURCEWELL, A COOPERATIVE PURCHASING PROGRAM; AND DECLARING AN EMERGENCY.

Finance and Budget: Seavolt, Kirby

RESOLUTION NO. 2022-88

A RESOLUTION AUTHORIZING AND DIRECTING THE SAFETY-SERVICE DIRECTOR TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION CAPITAL IMPROVEMENT PROGRAM FOR FUNDING FOR THE STUMP/NORTHVIEW RESIDENTIAL PUBLIC IMPROVEMENT PROJECT; AND DECLARING AN EMERGENCY.

Utilities: Woods, Keener

RESOLUTION NO. 2022-89

A RESOLUTION TO AUTHORIZE THE SAFETY-SERVICE DIRECTOR TO ENTER INTO A CONTRACT WITH THE DIRECTOR OF TRANSPORTATION FOR BRIDGE INSPECTION PROGRAM SERVICES (PID NO. 117554); AND DECLARING AN EMERGENCY.

Streets and Public Buildings: Severns, Francis

RESOLUTION NO. 2022-90

A RESOLUTION AUTHORIZING AND DIRECTING THE SAFETY SERVICE DIRECTOR OF THE CITY OF MOUNT VERNON, OHIO, TO ACQUIRE INTEGRITY MUNICIPAL SYSTEMS' QUICKLIME STORAGE SILO AND SLAKER SYSTEM FOR THE MOUNT VERNON WATER AND WASTE WATER DEPARTMENT, AND DECLARING AN EMERGENCY.

Utilities: Woods, Keener

RESOLUTION NO. 2022-91

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

Finance and Budget: Seavolt, Kirby

RESOLUTION NO. 2022-92

A RESOLUTION AUTHORIZING AND DIRECTING THE AUDITOR OF THE CITY OF MOUNT VERNON TO TRANSFER CERTAIN FUNDS.

Finance and Budget: Seavolt, Kirby

RESOLUTION NO. 2022-93

A RESOLUTION APPROVING THE PETITION FOR CREATION OF AN ENERGY SPECIAL IMPROVEMENT DISTRICT AND FOR SPECIAL ENERGY IMPROVEMENT PROJECTS, AND DECLARING AN EMERGENCY.

Finance and Budget: Seavolt, Kirby

RESOLUTION NO. 2022-94

A RESOLUTION AUTHORIZING AND DIRECTING THE SAFETY-SERVICE DIRECTOR TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO DEPARTMENT OF NATURAL RESOURCES DIVISION OF URBAN FORESTRY URBAN CANOPY RESTORATION GRANT PROGRAM FOR FUNDING FOR TREE PLANTING; AND DECLARING AN EMERGENCY.

Streets and Public Buildings: Severns, Francis

ORDINANCES FOR THIRD READINGORDINANCE NO. 2022-29

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

Planning and Zoning: Hillier, Severns

ORDINANCES FOR SECOND READING**ORDINANCES FOR FIRST READING**ORDINANCE NO. 2022-31

AN ORDINANCE TO APPROVE, ADOPT AND ENACT THE AUGUST 2022 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. 2022-32

AN ORDINANCE FIXING THE NUMBER OF HOURLY EMPLOYEES OF THE CITY OF MOUNT VERNON IN THE WATER, WASTEWATER, PUBLIC WORKS AND ENGINEER'S DEPARTMENTS, AND DECLARING AN EMERGENCY.

Employee and Community Rel.: Francis, Hillier

REMARKS FROM THE ADMINISTRATION

REMARKS FROM COUNCIL

ADJOURN AT THE CALL OF THE PRESIDENT



PRESS RELEASE

City Hall
40 Public Square
Mount Vernon, OH 43050

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

FOR IMMEDIATE RELEASE

September 7, 2022

Mount Vernon City Council Committee Meeting Schedule September 12, 2022

5:55-6:10 p.m.	PACE loan program	Finance & Budget Seavolt
6:10-6:25 p.m.	Workforce development program	Employee & Community Relations Francis
6:25-6:45 p.m.	Stump/Northview improvements	Utilities Woods
6:45-7:00 p.m.	Mansfield Avenue waterline	Utilities Woods
7:00-7:15 p.m.	Pleasant Township annexation	Planning & Zoning Hillier
7:30 p.m.	City Council Legislative Meeting	Ref: Agenda

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



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

RESOLUTION 2022-68

Meeting: 09/12/22 7:30 PM

Dept: Utilities

Woods, Keener

Category: Bid/Contract

Prepared By: Todd Hill

Initiator: Todd Hill

DOC ID: 3597

A RESOLUTION AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO ADVERTISE FOR BIDS AND ENTER INTO CONTRACT FOR THE MANSFIELD AVENUE WATERLINE AND DRAINAGE PROJECT; 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 is hereby authorized and directed to advertise for bids and to enter into a contract for the Mansfield Avenue waterline and drainage project.

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.

HISTORY:

08/22/22

City Council

FIRST READING

Resolution No. 2022-68 was given a first reading.



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

RESOLUTION 2022-81

Meeting: 09/12/22 7:30 PM
Dept: Parks and Lands
Keener, Woods
Category: Parks
Prepared By: Rob Broeren
Initiator: Todd Hill
DOC ID: 3625

A RESOLUTION AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO RELEASE A REQUEST FOR PROPOSALS FOR IDENTIFYING AND SELECTING A QUALIFIED FIRM OR FIRMS TO OVERSEE OPERATIONS OF THE CITY'S HIAWATHA WATER PARK FOR THE 2023 SEASON; 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 operation of a municipal water park, including hiring and supervising staff with the appropriate certifications, skills and experience and the maintenance of the pool and other facilities as required by local and state regulations, 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 operations of the City's Hiawatha Water Park for the 2023 season.

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 operations of the City's Hiawatha Water Park for the 2023 season.

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 operate the City's water park for the 2023 season, and said Resolution shall, therefore, become effective upon its date of passage and approval by the Mayor, provided that it receives the affirmative vote of two-thirds (2/3) of the members elected to the Council of the City of Mount Vernon; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

HISTORY:

08/22/22

City Council

FIRST READING

Resolution No. 2022-81 was given a first reading.



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

RESOLUTION 2022-83

Meeting: 09/12/22 7:30 PM
Dept: Employee and Community Rel.
Francis, Hillier
Category: Appointment
Prepared By: Todd Hill
Initiator: Todd Hill
DOC ID: 3633

A RESOLUTION CONFIRMING THE MAYOR'S RE-APPOINTMENT OF MYRA WILSON TO THE CIVIL SERVICE COMMISSION FOR A SIX (6) 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 confirms the Mayor's re-appointment of Myra Wilson, 1442 Laurel Valley Drive, Mount Vernon, to the Civil Service Commission, for a six (6) year term, commencing immediately, and ending September 12, 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 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

Meeting: 09/12/22 7:30 PM
Dept: Employee and Community Rel.

Francis, Hillier

Category: Appointment

Prepared By: Todd Hill

Initiator: Todd Hill

SCHEDULED

RESOLUTION 2022-84

DOC ID: 3634

A RESOLUTION APPROVING THE RE-APPOINTMENTS OF ERIC DIEHL AND TODD HAWKINS AS ALTERNATE MEMBERS TO THE MUNICIPAL PLANNING COMMISSION OF MOUNT VERNON, OHIO, AND DECLARING AN EMERGENCY.

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

SECTION 1: That Council approves the Mayor's re-appointment of Eric Diehl, 13 Craig Drive, Mount Vernon, Ohio, to the Municipal Planning Commission, as an alternate member, for a six-year commencing immediately and ending May 4, 2028.

SECTION 2: That Council approves the Mayor's re-appointment of Todd Hawkins, 41 Kester Drive, Mount Vernon, Ohio, to the Municipal Planning Commission, as an alternate member, for a six-year term commencing immediately and ending April 27, 2028.

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 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

Meeting: 09/12/22 7:30 PM
Dept: Employee and Community Rel.

Francis, Hillier

Category: Appointment

Prepared By: Todd Hill

Initiator: Todd Hill

SCHEDULED

RESOLUTION 2022-85

DOC ID: 3635

A RESOLUTION CONFIRMING THE MAYOR'S RE-APPOINTMENT OF TODD HAWKINS TO THE LIBRARY BOARD OF TRUSTEES; AND DECLARING AN EMERGENCY.

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

SECTION 1: That the Council for the City of Mount Vernon confirm the Mayor's re-appointment to the Library Board of Trustees, for a four (4) year term to expire on September 12, 2026 as follows:

Todd Hawkins, 41 Kester Drive, Mount Vernon, Ohio

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 2022-86

Meeting: 09/12/22 7:30 PM
Dept: Employee and Community Rel.
Francis, Hillier
Category: Appointment
Prepared By: Todd Hill
Initiator: Todd Hill
DOC ID: 3636

A RESOLUTION CONFIRMING THE COUNCIL'S RE-APPOINTMENT OF TODD HAWKINS TO THE LOCAL BOARD OF TAX REVIEW, AND DECLARING AN EMERGENCY.

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

SECTION 1: Confirming Council's re-appointment of Todd Hawkins, 41 Kester Drive, Mount Vernon, Ohio, to the Local Board of Tax Review for a two-year term, pursuant to Section 183.18(A) of the Codified Ordinances of the City of Mount Vernon. The term will commence on September 28, 2022 and expire on September 28, 2024.

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 of ensuring a full membership on the Local Board of Tax Review, 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 2022-87

Meeting: 09/12/22 7:30 PM
Dept: Finance and Budget
Seavolt, Kirby
Category: Finance and Budget
Prepared By: Rob Broeren
Initiator: Todd Hill
DOC ID: 3639

A RESOLUTION AUTHORIZING THE SAFETY SERVICE DIRECTOR TO JOIN SOURCEWELL, A COOPERATIVE PURCHASING PROGRAM; AND DECLARING AN EMERGENCY.

WHEREAS, State law requires governmental entities when purchasing goods or services in excess of \$50,000 to award such purchases by competitive bidding, which at times can add unnecessary delays and unnecessary costs to such routine contract procedures; and

WHEREAS, additional exemptions are recognized under the State law including exemptions available under Ohio Revised Code Section 9.48 for joint purchasing programs operated by or through national or state association of political subdivisions in which the local municipal entity is a member; and

WHEREAS, Sourcewell (formerly National Joint Powers Alliance (NJPA)) is a service cooperative created by the Minnesota legislature as a local unit of government that provides a nationwide procurement service which has been operating for the benefit of municipal entities nationally for more than forty (40) years; and

WHEREAS, the City of Mount Vernon has determined that the membership in Sourcewell will benefit the City by expanding the array of goods and services which are available to the City, but not necessarily available through the State of Ohio's Cooperative Purchasing Program at a lower price; and

WHEREAS, the City of Mount Vernon has determined that Sourcewell meets the requirements for an exemption under Ohio law, as Sourcewell provides the benefit of collective purchasing passing those benefits through to its member organizations.

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

SECTION 1: That the Safety Service Director for the City of Mount Vernon is authorized and directed to join Sourcewell, a national government cooperative purchasing program, and from time-to-time as may be beneficial to the City to obtain appropriate goods or services through their procurement service which meet the exceptions recognized under Ohio Revised Code Section 9.48 for a Joint Purchasing Program.

SECTION 2: This Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety and for the further

reason to allow the City to benefit from lower prices on certain items purchased through Sourcewell, and 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 2022-88

Meeting: 09/12/22 7:30 PM
Dept: Utilities
Woods, Keener
Category: Grant
Prepared By: Todd Hill
Initiator: Todd Hill
DOC ID: 3637

A RESOLUTION AUTHORIZING AND DIRECTING THE SAFETY-SERVICE DIRECTOR TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION CAPITAL IMPROVEMENT PROGRAM FOR FUNDING FOR THE STUMP/NORTHVIEW RESIDENTIAL PUBLIC 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 apply to the Ohio Public Works Commission (Issue 1) Capital Improvement Program for funding assistance for the Stump/Northview Residential Public Improvement 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 November 4, 2022, 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 2022-89

Meeting: 09/12/22 7:30 PM
Dept: Streets and Public Buildings
Severns, Francis
Category: Streets
Prepared By: Todd Hill
Initiator: Todd Hill
DOC ID: 3638

A RESOLUTION TO AUTHORIZE THE SAFETY-SERVICE DIRECTOR TO ENTER INTO A CONTRACT WITH THE DIRECTOR OF TRANSPORTATION FOR BRIDGE INSPECTION PROGRAM SERVICES (PID NO. 117554); AND DECLARING AN EMERGENCY.

WHEREAS, the City of Mount Vernon desires to act as the Local Public Agency (LPA) in the matter of the above-mentioned project (PID No. 117554), which is more specifically described below:

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

SECTION 1: Project Description. The LPA has determined the need for the described project: Bridge Inspection Program Services, including, but not limited to: routine inspections, element level inspections, critical-findings reports, fracture critical member inspections, load rating calculations and reports, weight limits posting sign recommendations, scour assessments, scour plan of actions, development of fracture critical plans, and underwater dive inspection reports if needed.

SECTION 2: Consent Statement. Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above-described project.

SECTION 3: Cooperation Statement. The LPA shall cooperate with the Director of Transportation in the above-described project as follows: The State shall assume and bear 100% of all of the cost for Bridge Inspection Program Services requested by the City and agreed to by the State. Eligible Bridge Inspection Services are described in the Consultant's Scope of Services Task Order Contract (Exhibit A). The LPA agrees to pay 100% of the cost of those features which are not in Exhibit A. Those features may include but are not limited to the purchasing and erecting of the recommended weight limits postings signs, the implementation of critical findings reports such as partial or total bridge closures, the implementation of the scour plan of actions. When recommendations affect public safety, ODOT expects full implementation by the LPA. As of October 2019, FHWA requires installing weight limits posting signs within 30 days from the official date of the approved recommendations. Timely implementation is essential to the success of the program.

SECTION 4: Utilities and Right-of-Way Statement. The LPA agrees that all right-of-way required (if applicable) for the described project will be made available in accordance with current State and Federal regulations.

SECTION 5: Project Duration and Consent Applicability. The Project is based on the available funds provided by ODOT aimed at assisting the LPA in reaching compliance with State

and Federal laws and policies for bridge inspection. The Project specifics (program duration, PID number and consultant scope of services (Exhibit A)) shall be provided to the designated LPA Contractual Agent via email sent by ODOT Office of Structural Engineering (OSE). ODOT will seek additional funds to renew the project in future years. If such funds are allocated, ODOT will send an email with the Project specifics to the designated LPA Contractual Agent seeking approval for the new Project. ODOT will not proceed with any Project that does not have written authorization via email from the designated LPA Contractual Agent.

SECTION 6: Authority to Sign. The Safety-Service Director of the City of Mount Vernon is hereby authorized and directed to enter into contracts with the Director of Transportation as necessary to complete the above-described project.

SECTION 7: Emergency Clause. The Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason of promoting highway safety within the City, 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 2022-90

Meeting: 09/12/22 7:30 PM
Dept: Utilities
Woods, Keener
Category: Utilities
Prepared By: Rob Broeren
Initiator: Todd Hill
DOC ID: 3641

A RESOLUTION AUTHORIZING AND DIRECTING THE SAFETY SERVICE DIRECTOR OF THE CITY OF MOUNT VERNON, OHIO, TO ACQUIRE INTEGRITY MUNICIPAL SYSTEMS' QUICKLIME STORAGE SILO AND SLAKER SYSTEM FOR THE MOUNT VERNON WATER AND WASTE WATER DEPARTMENT, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Mount Vernon, Ohio operates a lime-softening water treatment facility to provide water for its citizens and surrounding areas; and

WHEREAS, the facility contains two (2) silos to store lime and prepare the lime prior to use in the water treatment facility; and

WHEREAS, the lime silos are integral to the operation of the City's lime-softening water treatment facility; and

WHEREAS, the existing silos are beyond their useful life and one silo has already failed while the second silo remains operational but in need of constant repair; and

WHEREAS, there are only two manufacturers of lime silo and slaker systems in the United States: Integrity Municipal Services and Chemco Systems; and

WHEREAS, the City requested cost proposals from both companies; and

WHEREAS, the cost proposal from Integrity Municipal Services (\$1,488,000.00) is significantly less than the proposal from Chemco Systems (\$3,498,000.00); and

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 authorized and directed to acquire two (2) of Integrity Municipal Services' Quicklime Silos and Slaker Systems for the Mount Vernon Water and Waste Water Department.

SECTION 2: This Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety and for the further reason to prevent the shutdown of the City's water plant, 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 2022-91

Meeting: 09/12/22 7:30 PM
Dept: Finance and Budget
Seavolt, Kirby
Category: Finance
Prepared By: Terry Scott
Initiator: Todd Hill
DOC ID: 3642

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

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

SECTION 1: That the Auditor for the City of Mount Vernon be, and he herewith is, authorized and directed to make supplemental appropriations as follows:

1. To Account 101.2600.53312, Parks-Maintenance & Repairs, in the amount of \$13,715.36.
(Public Entity Risk Services of Ohio Inc. - Insurance Reimbursement Due to Storm Damage of Dugout at Memorial Park)
2. To Account 101.250.53314, Rental-Security Deposits, in the amount of \$4,095.00.
(Rental Security Deposits-Transferred From Previous Owners)
3. To Account 101.3600.55515, Zoning Code-Grant, in the amount of \$25,000.00.
(Grant from Knox Foundation-Update City Zoning Code)
4. To Account 405.2900.55514, Roads-Asphalt, in the amount of \$25,000.00
(Grant from Ariel Foundation - Resurfacing Station Break Parking Lot)
5. To Account 101.1900.54115, PAK Program, in the amount of \$500.00.
(Donation from Mount Vernon Nazarene University)

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 2022-92

Meeting: 09/12/22 7:30 PM
Dept: Finance and Budget
Seavolt, Kirby
Category: Finance
Prepared By: Terry Scott
Initiator: Todd Hill
DOC ID: 3643

A RESOLUTION AUTHORIZING AND DIRECTING THE AUDITOR OF THE CITY OF MOUNT VERNON TO TRANSFER CERTAIN FUNDS.

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 transfer funds as follows:

1. Transfer from Account 701.2720.54115, Water Plant-Services Received, to Account 701.2720.53312, Water Plant-Plant Maintenance, in the amount of \$77,000.00.
2. Transfer from Account 101.1500.51112, Law Director Clerks, to Account 101.1500.54111, Other Legal Duties, in the amount of \$15,000.00.

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 2022-93

Meeting: 09/12/22 7:30 PM
Dept: Finance and Budget
Seavolt, Kirby
Category: Finance
Prepared By: Rob Broeren
Initiator: Todd Hill
DOC ID: 3644

A RESOLUTION APPROVING THE PETITION FOR CREATION OF AN ENERGY SPECIAL IMPROVEMENT DISTRICT AND FOR SPECIAL ENERGY IMPROVEMENT PROJECTS, AND DECLARING AN EMERGENCY.

WHEREAS, Ohio Revised Code Section 1710.06(C) provides that a political subdivision which has approved a petition for special assessments for public improvements in an energy special improvement district and a plan pursuant to Ohio Revised Code Sections 1710.02(F) or 1710.06 shall levy the requested special assessments pursuant to Ohio Revised Code Chapter 727; and

WHEREAS, Pursuant to the *Petition for Creation of Energy Special Improvement District and for Special Energy Improvement Projects and Affidavit* (the “Petition”), including an initial plan entitled *Knox County Energy Special Improvement District Program Plan* (the “Program Plan”) and *Articles of Incorporation*, as validly amended from time to time (the “Articles”), Knox County Land Reutilization Corporation (the “Owner”), as the owner of 100% of the real property subject to the Petition (as further described in Exhibit A to the Petition, the “Property”) has requested the formation of the Mount Vernon Energy Special Improvement District, Inc., to be authorized to do business under the registered trade name “Knox County Energy Special Improvement District, Inc.,” an energy special improvement district and nonprofit corporation under the laws of the State of Ohio, (the “District”), and its Board of Directors (the “Board”) in accordance with Ohio Revised Code Chapters 1702 and 1710; and

WHEREAS, Under the Petition the owner petitioned to add property owned by it to the District pursuant to Ohio Revised Code Chapter 1710 in part in order to finance the costs of a special energy improvement projects to be acquired, constructed, equipped, improved, and installed on the property, which special energy improvement project consists of acquiring, constructing, equipping, improving, and installing energy efficiency improvements on its real property, including, without limitation, exterior building envelope improvements, external thermal insulation, single ply TPO with two layers of insulation, caulking and sealants, exterior doors, aluminum storefront, windows and related improvements, plumbing fixtures leading to energy savings, water heaters, washer box, HVAC improvements, electrical improvements, and other related improvements (the “Project”); and

WHEREAS, The Petition, which is on file with this Council and the Mayor, has been signed by the Owner, as the owner of 100% of the Property, and proposes the necessity of acquiring, constructing, equipping, improving, and installing the Project and financing the Project through the cooperation of the District; and

WHEREAS, The Petition is for the purpose of developing and implementing special energy improvement projects in furtherance of the purposes set forth in Section 20 of Article

VIII of the Ohio Constitution, including, without limitation, the Project, and further, the Petition identifies the amount and length of the special assessments to be imposed with respect to the Project; and

WHEREAS, In furtherance of the future addition of any real property in any municipal corporation or township in which a portion of the territory of the District may be located, it is necessary, and this Council has determined, to approve the addition of such real property to the territory of the District, all in accordance with Ohio Revised Code Chapter 1710; and

WHEREAS, This Council, as mandated by Ohio Revised Code Chapter 1710, must approve or disapprove the Petition within 60 days of the submission of the Petition;

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

Section 1. That each capitalized term not otherwise defined in this Resolution or by reference to another document shall have the meaning assigned to it in the Petition.

Section 2. That this Council hereby approves the Petition, the Program Plan, and the Articles of Incorporation now on file with the City. This Council approves and consents to (i) any addition of real property to the territory of the District within the boundaries of any municipal corporation or any township in which a portion of the District is located or which may become a participating political subdivision of the District under Ohio Revised Code Chapter 1710; (ii) the addition of any municipal corporation or township in which such real property is located as a participating political subdivision of the District; and (iii) any amendment to the Articles of Incorporation necessary to recognize and effect such addition.

Section 3. This Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety and for the further reason to speed the redevelopment of land within the City, and shall 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 2022-94

Meeting: 09/12/22 7:30 PM
Dept: Streets and Public Buildings
Severns, Francis
Category: Grant
Prepared By: Todd Hill
Initiator: Todd Hill
DOC ID: 3645

A RESOLUTION AUTHORIZING AND DIRECTING THE SAFETY-SERVICE DIRECTOR TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO DEPARTMENT OF NATURAL RESOURCES DIVISION OF URBAN FORESTRY URBAN CANOPY RESTORATION GRANT PROGRAM FOR FUNDING FOR TREE PLANTING; 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 apply to the Ohio Department of Natural Resources Division of Urban Forestry Urban Canopy Restoration Grant Program for funding assistance for tree planting.

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 October 14, 2022, 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

ORDINANCE 2022-29

Meeting: 09/12/22 7:30 PM
Dept: Planning and Zoning
Hillier, Severns
Category: Planning and Zoning
Prepared By: Rob Broeren
Initiator: Todd Hill
DOC ID: 3612

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

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

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

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

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

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

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

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

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

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

HISTORY:

08/08/22 City Council FIRST READING

Ordinance No. 2022-29 was given a first reading. The chair of the Planning and Zoning Committee requested a 15-minute committee meeting on the legislation for Aug. 22, 2022.

08/22/22 City Council SECOND READING

Ordinance No. 2022-29 was given a second reading.



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

ORDINANCE 2022-31

Meeting: 09/12/22 7:30 PM
Dept: Planning and Zoning
Hillier, Severns
Category: Agreement
Prepared By: Todd Hill
Initiator: Todd Hill
DOC ID: 3627

AN ORDINANCE TO APPROVE, ADOPT AND ENACT THE AUGUST 2022 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>
2022-22	6-13-22	902.02
2022-25	7-25-22	Pt. 11 Appx. II

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.

General Offenses Code

513.01 Drug Abuse Control Definitions. (Amended)
513.16 Sale of Dextromethorphan. (Added)
529.01 Liquor Control Definitions. (Amended)
529.07 Open Container Prohibited. (Amended)
537.19 Hazing Prohibited. (Added)
549.02 Carrying Concealed Weapons. (Amended)

- 549.04 Improperly Handling Firearms in a Motor Vehicle. (Amended)
- 549.10 Possessing Replica Firearm in School. (Amended)
- 549.12 Concealed Handgun Licenses; Possession of Revoked or Suspended License; Additional Restrictions; Posting Signs Prohibiting Possession. (Added)

Fire Prevention Code

- 1519.01 Fireworks Definitions. (Amended)
- 1519.04 Possession, Sale or Discharge Prohibited; Exceptions. (Amended)
- 1519.05 Application. (Amended)
- 1519.06 Safety Requirements for Fireworks Showroom Structures. (Added)
- 1519.07 Manufacturing or Wholesale Sale Without a License; Prohibitions. (Added)
- 1519.08 Purchase to Comply with Law; Unauthorized Purchases. (Added)

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

Meeting: 09/12/22 7:30 PM
Dept: Employee and Community Rel.

Francis, Hillier

Category: Personnel

Prepared By: Rob Broeren

Initiator: Todd Hill

SCHEDULED

ORDINANCE 2022-32

DOC ID: 3640

AN ORDINANCE FIXING THE NUMBER OF HOURLY EMPLOYEES OF THE CITY OF MOUNT VERNON IN THE WATER, WASTEWATER, PUBLIC WORKS AND ENGINEER'S DEPARTMENTS, AND DECLARING AN EMERGENCY.

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

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

WASTEWATER WORKS DEPT:

½ Utility Operations Crew Chief
~~Four Plant Operators~~ (4 O&M Techs)
~~½ Assistant Laboratory Technician (full-time)~~ (½ O&M Tech)
~~½ Clerk Typist IV~~ (½ Support Specialist II)
~~Assistant Laboratory Technician (part-time)~~ (½ O&M Tech)
~~½ Two Utility Clerk Typist III~~ (1 Support Specialist I)
~~Sludge Operator~~ (1 O&M Tech)
~~½ One Utility Clerk Typist I~~ (½ Support Specialist I)
~~½ Two Mechanic Plant Maintenance~~ (1 O&M Tech)
~~½ One Meter Reader and Repairer and Foreman~~ (½ Utility Tech)
~~Not more than 2 Equipment Operators~~ (2 Utility Techs)
~~½ Two Meter Readers and Repairers~~ (1 Utility Tech)
~~Not more than 4 Maintenance Workers~~ (3 Utility Techs, 1 O&M Tech)
 ½ Laboratory Technician/Pretreatment Coordinator
~~¼ One Utility Clerk Typist II~~ (¼ Support Specialist I)
 One Chief Wastewater Operator
~~One Camera Operator~~ (1 Utility Tech)
8 Operations and Maintenance Technicians
Not more than 7 ½ Public Utility Technicians
1 ¾ Customer Support Specialists I
½ Customer Support Specialist II

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

WATER WORKS DEPARTMENT:

½ Utility Operations Crew Chief
 ½ Laboratory Technician/Pretreatment Coordinator
~~½ Asst. Laboratory Technician (Full Time)~~ (½ O&M Tech)
~~½ One Clerk Typist IV~~ (½ Support Specialist II)
~~Four Plant Operators~~ (4 O&M Tech)
~~½ Two Clerk Typists III~~ (1 Support Specialist I)
~~Not more than 2 Pipefitters~~ (2 Utility Techs)

~~1/2 One Utility Clerk Typist II (1/2 Support Specialist I)~~
~~Not more than 2 Equipment Operators (2 Utility Techs)~~
~~1/2 One Meter Reader and Repairer Foreman (1/2 Utility Tech)~~
~~Not more than 3 Maintenance Workers (2 Utility Techs, 1 O&M Tech)~~
~~1/2 Two Meter Reader and Repairers (1 Utility Tech)~~
 One Chief Water Operator
~~1/2 Two Mechanic Plant Maintenance (1 O&M Tech)~~
~~1/4 One Utility Clerk Typist II (1/4 Support Specialist I)~~
6 1/2 Operations and Maintenance Technicians
Not more than 7 1/2 Public Utility Technicians
1 3/4 Customer Support Specialists I
1/2 Customer Support Specialist II

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

DEPARTMENT OF PUBLIC WORKS

2 3 Public Works Crew Leaders
 1 Traffic Signal Technician/Equipment Operator
~~Not more than 4 Equipment Operators (4 Public Works Techs)~~
~~Not more than 9 Maintenance Workers (8 Public Works Techs, 1 Public Works Crew Leader)~~
~~2 Clerk Typists IV (2 Support Specialists II)~~
 Seasonal Personnel
Not more than 12 Public Works Technicians
2 Customer Support Specialists II

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

ENGINEER'S DEPARTMENT:

3 Technicians _____ Clerk Typist IV
 1 Aide _____
4 Engineering Technicians
1 Customer Support Specialist II

Use of all above mentioned said personnel is authorized as required to meet the work demands of the Engineer's Department as appropriated.

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