

Legislative Session Minutes

December 13, 2021

COMMITTEE MEETINGS

6:00-6:06 p.m.	Street/Water equipment	Utilities Woods
6:06-6:24 p.m.	Police Department hourly employees	Employee & Community Relations Scoles
6:24-6:33 p.m.	MVNU bond refinancing	Finance & Budget Francis
6:40-6:42 p.m.	MNVU bond refinancing public hearing	Council as a Whole
6:42-7:07 p.m.	Employee compensation	Employee & Community Relations Scoles
7:30 p.m.	City Council Legislative Meeting	Ref: Agenda

- Committee Meeting Schedule

MEETING WILL RECESS UNTIL 7:30 P.M.

CALL TO ORDER

Attendee	Title	Status
John Francis	Second Ward	Present
Mike Hillier	Fourth Ward	Present
Janis Seavolt	At Large	Present
Samantha Scoles	First Ward	Present
Tammy Woods	Third Ward	Present
Julia Warga	At Large	Present
Amber Keener	At Large	Present
Bruce Hawkins	President	Present

<RollCallList Status="Absent">

{Attendee(*)}:First Last}	{Attendee(*)}:Title}	Absent
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INVOCATION

Brad Whitaker, New Life Church of the Nazarene, performed the invocation.

PLEDGE OF ALLEGIANCE

All recited in unison.

ACCEPTANCE OF MINUTES

- City Council - Legislative Session - Nov 22, 2021 7:30 PM

Seavolt made a motion to accept the minutes from the Council's Legislative Session of Nov. 22, 2021, with a second by Woods. Motion passed by voice vote.

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Janis Seavolt, At Large
SECONDER:	Tammy Woods, Third Ward
AYES:	Francis, Hillier, Seavolt, Scoles, Woods, Warga, Keener

RECEIVE PETITIONS AND COMMUNICATIONS

None.

RECEIVE COMMITTEE REPORTS

None.

LIQUOR CONTROL LICENSE

None.

PROCLAMATION

Council and Mayor Matthew Starr presented Jerry Clinger, who is retiring as Recreation Board Director at the end of the year, with a proclamation declaring Dec. 14, 2021 as Jerry Clinger Day in the City. Clinger spoke to Council about his time at the Recreation Board.

PERSONS SPEAKING ON MATTERS OF CITY CONCERN

Jennifer LaPointe of the The Kleingers Group, Westerville, gave a presentation to Council on the City's municipal separate storm sewer systems (MS4s) management protocol.

RESOLUTIONS FOR THIRD READING

RESOLUTION NO. 2021-103

A RESOLUTION CONFIRMING THE MAYOR'S APPOINTMENT OF RACHEL CURTIS TO THE UTILITIES COMMISSION OF THE CITY OF MOUNT VERNON FOR A TWO (2) YEAR TERM; AND DECLARING AN EMERGENCY.

Employee and Community Rel.: Scoles, Woods

Scoles made a motion to adopt Resolution No. 2021-103, with a second by Woods. Mayor Matt Starr commented on the legislation. Motion to adopt passed by a roll-call vote of 7-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Samantha Scoles, First Ward
SECONDER:	Tammy Woods, Third Ward
AYES:	Francis, Hillier, Seavolt, Scoles, Woods, Warga, Keener

RESOLUTION NO. 2021-104

A RESOLUTION CONFIRMING THE MAYOR'S APPOINTMENT OF EMILY MARTH TO THE CIVIL SERVICE COMMISSION; AND DECLARING AN EMERGENCY.

Employee and Community Rel.: Scoles, Woods

Scoles made a motion to adopt Resolution No. 2021-104, with a second by Woods. Mayor Matt Starr and Safety-Service Director Rick Dzik commented on the legislation. Council members questioned Law Director Robert Broeren about the potential for a conflict of interest on his part if the resolution were to be passed. Broeren responded that he did not see a potential for a conflict of interest. Motion to adopt defeated by a roll-call vote of 2-5, with Keener and Warga voting yes.

RESULT:	DEFEATED [2 TO 5]
MOVER:	Samantha Scoles, First Ward
SECONDER:	Tammy Woods, Third Ward
AYES:	Warga, Keener
NAYS:	Francis, Hillier, Seavolt, Scoles, Woods

RESOLUTIONS FOR SECOND READING

RESOLUTION NO. 2021-105

A RESOLUTION AUTHORIZING AND DIRECTING THE SAFETY-SERVICE DIRECTOR OF THE CITY OF MOUNT VERNON TO PURCHASE EQUIPMENT FOR THE STREET AND WATER/WASTEWATER DEPARTMENTS; AND DECLARING AN EMERGENCY.

Utilities: Woods, Seavolt

Woods made a motion to suspend the rule requiring three separate readings of Resolution No. 2021-105, with a second by Seavolt. Motion to suspend passed by a roll-call vote of 7-0. Woods made a motion to adopt Resolution No. 2021-105, with a second by Seavolt. Auditor Terry Scott commented on the legislation. Motion to adopt passed by a roll-call vote of 7-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Tammy Woods, Third Ward
SECONDER:	Janis Seavolt, At Large
AYES:	Francis, Hillier, Seavolt, Scoles, Woods, Warga, Keener

RESOLUTION NO. 2021-108

A RESOLUTION IN SUPPORT OF THE KNOX COUNTY ACTIVE TRANSPORTATION PLAN.

Streets and Public Buildings: Warga, Francis

Warga made a motion to suspend the rule requiring three separate readings of Resolution No. 2021-108, with a second by Francis. Motion to suspend passed by a roll-call vote of 7-0. Warga made a motion to amend Resolution No. 2021-108, changing Section 1 from reading, "That the Council for the City of Mount Vernon approves and endorses the Knox County Active Transportation Plan and its objectives, dated November 2021, a copy of which is on file with the City of Mount Vernon," to read, "That the Council for the City of Mount Vernon approves and endorses the Knox County Active Transportation Plan and its objectives, a copy of the current version which is on file with the City of Mount Vernon." The motion to amend was seconded by Scoles, and passed by a roll-call vote of 7-0. Warga made a motion to adopt Resolution No. 2021-108 as amended, with a second by Francis. Motion to adopt as amended passed by a roll-call vote of 7-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Julia Warga, At Large
SECONDER:	John Francis, Second Ward
AYES:	Francis, Hillier, Seavolt, Scoles, Woods, Warga, Keener

RESOLUTION NO. 2021-109

A RESOLUTION APPOINTING REPRESENTATIVES FOR CITY COUNCIL
TO THE CITY'S HOUSING COUNCIL; AND DECLARING AN
EMERGENCY.

Planning and Zoning: Hillier, Keener

Hillier made a motion to suspend the rule requiring three separate readings of Resolution No. 2021-109, with a second by Keener. Motion to suspend passed by a roll-call vote of 5-0, with Hillier and Scoles abstaining. Hillier made a motion to adopt Resolution No. 2021-109, with a second by Keener. Law Director Rob Broeren commented on the legislation. Motion to adopt passed by a roll-call vote of 6-0, with Scoles abstaining.

RESULT:	ADOPTED [6 TO 0]
MOVER:	Mike Hillier, Fourth Ward
SECONDER:	Amber Keener, At Large
AYES:	Francis, Hillier, Seavolt, Woods, Warga, Keener
ABSTAIN:	Scoles

RESOLUTIONS FOR FIRST READING

RESOLUTION NO. 2021-111

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

Finance and Budget: Francis, Hillier

Francis made a motion to suspend the rule requiring three separate readings of Resolution No. 2021-111, with a second by Hillier. Motion to suspend passed by a roll-call vote of 7-0. Francis made a motion to adopt Resolution No. 2021-111, with a second by Hillier. Auditor Terry Scott commented on the legislation. Motion to adopt passed by a roll-call vote of 6-0, with Scoles abstaining.

RESULT:	ADOPTED [6 TO 0]
MOVER:	John Francis, Second Ward
SECONDER:	Mike Hillier, Fourth Ward
AYES:	Francis, Hillier, Seavolt, Woods, Warga, Keener
ABSTAIN:	Scoles

RESOLUTION NO. 2021-112

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

Finance and Budget: Francis, Hillier

Francis made a motion to suspend the rule requiring three separate readings of Resolution No. 2021-112, with a second by Hillier. Motion to suspend passed by a roll-call vote of 7-0. Francis made a motion to adopt Resolution No. 2021-112, with a second by Hillier. Auditor Terry Scott commented on the legislation. Motion to adopt passed by a roll-call vote of 7-0.

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

RESOLUTION NO. 2021-113

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

Finance and Budget: Francis, Hillier

Francis made a motion to suspend the rule requiring three separate readings of Resolution No. 2021-113, with a second by Hillier. Motion to suspend passed by a roll-call vote of 7-0. Francis made a motion to adopt Resolution No. 2021-113, with a second by Hillier. Auditor Terry Scott commented on the legislation. Motion to adopt passed by a roll-call vote of 7-0.

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

RESOLUTION NO. 2021-114

A RESOLUTION AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO APPLY FOR CORPO DEDICATED FUNDS PROGRAMMED BY THE CENTRAL OHIO RURAL PLANNING ORGANIZATION (CORPO) TO IMPROVE AND RELOCATE STATE ROUTE 13 AND DECLARING AN EMERGENCY.

Streets and Public Buildings: Warga, Francis

Warga made a motion to suspend the rule requiring three separate readings of Resolution No. 2021-114, with a second by Francis. Motion to suspend passed by a roll-call vote of 7-0. Warga made a motion to adopt Resolution No. 2021-114, with a second by Francis. Safety-Service Director Rick Dzik commented on the legislation. Motion to adopt passed by a roll-call vote of 7-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Julia Warga, At Large
SECONDER:	John Francis, Second Ward
AYES:	Francis, Hillier, Seavolt, Scoles, Woods, Warga, Keener

ORDINANCES FOR THIRD READING

ORDINANCE NO. 2021-40

AN ORDINANCE ESTABLISHING THE COMPENSATION MODEL FOR
NON-BARGAINING UNIT EMPLOYEES OF THE CITY AND DECLARING
AN EMERGENCY

Employee and Community Rel.: Scoles, Woods

Scoles made a motion to adopt Ordinance No. 2021-40, with a second by Woods. Motion to adopt defeated by a roll-call vote of 0-7.

RESULT:	DEFEATED [0 TO 7]
MOVER:	Samantha Scoles, First Ward
SECONDER:	Tammy Woods, Third Ward
NAYS:	Francis, Hillier, Seavolt, Scoles, Woods, Warga, Keener

ORDINANCE NO. 2021-46

AN ORDINANCE AMENDING ORDINANCE NO. 2020-42 FIXING THE
NUMBER OF HOURLY EMPLOYEES IN THE CITY OF MOUNT VERNON
POLICE DEPARTMENT.

Employee and Community Rel.: Scoles, Woods

Scoles made a motion to postpone indefinitely Ordinance No. 2021-46, with a second by Woods. Motion to postpone indefinitely passed by a roll-call vote of 7-0.

RESULT:	POSTPONED INDEFINITELY [UNANIMOUS]
MOVER:	Samantha Scoles, First Ward
SECONDER:	Tammy Woods, Third Ward
AYES:	Francis, Hillier, Seavolt, Scoles, Woods, Warga, Keener

ORDINANCES FOR SECOND READINGORDINANCE NO. 2021-47

AN ORDINANCE AMENDING THE TIME LIMIT FOR CANVASSERS AND
SOLICITORS IN THE CITY, AND DECLARING AN EMERGENCY.

Planning and Zoning: Hillier, Keener

Hillier made a motion to suspend the rule requiring three separate readings of Ordinance No. 2021-47, with a second by Keener. Motion to suspend passed by a vote of 7-0. Hillier made a motion to adopt Ordinance No. 2021-47, with a second by Keener. Motion to adopt passed by a roll-call vote of 7-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Mike Hillier, Fourth Ward
SECONDER:	Amber Keener, At Large
AYES:	Francis, Hillier, Seavolt, Scoles, Woods, Warga, Keener

ORDINANCES FOR FIRST READING

ORDINANCE NO. 2021-48

AN ORDINANCE DETERMINING THE NECESSITY OF AND AUTHORIZING THE ISSUANCE AND SALE OF ECONOMIC DEVELOPMENT REVENUE REFUNDING BONDS, SERIES 2022 (MOUNT VERNON NAZARENE UNIVERSITY) OF THE CITY OF MOUNT VERNON, OHIO IN AN AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED \$7,800,000; AUTHORIZING THE EXECUTION AND DELIVERY OF A TRUST INDENTURE, A LOAN AGREEMENT, A BOND PURCHASE AGREEMENT, A TAX EXEMPTION CERTIFICATE AND AGREEMENT AND OTHER DOCUMENTS IN CONNECTION WITH THE ISSUANCE OF THE BONDS; AND DECLARING AN EMERGENCY.

Finance and Budget: Francis, Hillier

Francis made a motion to suspend the rule requiring three separate readings of Ordinance No. 2021-48, with a second by Hillier. Motion to suspend passed by a roll-call vote of 6-0, with Scoles abstaining. Francis made a motion to adopt Ordinance No. 2021-48, with a second by Hillier. Motion to adopt passed by a roll-call vote of 6-0, with Scoles abstaining.

RESULT:	ADOPTED [6 TO 0]
MOVER:	John Francis, Second Ward
SECONDER:	Mike Hillier, Fourth Ward
AYES:	Francis, Hillier, Seavolt, Woods, Warga, Keener
ABSTAIN:	Scoles

ORDINANCE NO. 2021-49

AN ORDINANCE AMENDING SECTION 187.02(A), OF CHAPTER 187 OF THE CODIFIED ORDINANCES OF THE CITY OF MOUNT VERNON, OHIO; AND DECLARING AN EMERGENCY.

Finance and Budget: Francis, Hillier

Francis made a motion to suspend the rule requiring three separate readings of Ordinance No. 2021-49, with a second by Hillier. Following a discussion with Law Director Rob Broeren over which Council members should abstain from voting because of the potential for a conflict of interest, the motion to suspend was defeated by a roll-call vote of 0-6, with Scoles abstaining. Ordinance No. 2021-49 was given a first reading.

RESULT:	SUSPENSION OF THE RULES [0 TO 6]	Next: 12/27/2021 7:30 PM
MOVER:	John Francis, Second Ward	
SECONDER:	Mike Hillier, Fourth Ward	
NAYS:	Francis, Hillier, Seavolt, Woods, Warga, Keener	
ABSTAIN:	Scoles	

ORDINANCE NO. 2021-50

AN ORDINANCE TO AMEND SECTION 339.02(A) OF THE CODIFIED ORDINANCES OF THE CITY OF MOUNT VERNON REGARDING TRUCKS OFF STATE ROUTES, AND DECLARING AN EMERGENCY

Streets and Public Buildings: Warga, Francis

Ordinance No. 2021-50 was given a first reading.

RESULT: FIRST READING

Next: 12/27/2021 7:30 PM

ORDINANCE NO. 2021-51

AN ORDINANCE TO SUBDIVIDE THE CITY OF MOUNT VERNON, OHIO INTO WARDS; AND DECLARING AN EMERGENCY.

Planning and Zoning: Hillier, Keener

Ordinance No. 2021-51 was given a first reading. Planning & Zoning Committee Chair Hillier asked for a 10-minute committee meeting on the matter on Dec. 27, 2021.

RESULT: FIRST READING

Next: 12/27/2021 7:30 PM

ORDINANCE NO. 2021-52

AN ORDINANCE AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO ACCEPT THE MATERIAL TERMS OF THE SETTLEMENT WITH JANSSEN PHARMACEUTICALS, INC., OWNED BY JOHNSON & JOHNSON AND TO EXECUTE ANY DOCUMENTS NECESSARY TO EFFECTUATE THAT SETTLEMENT, AND DECLARING AN EMERGENCY.

Finance and Budget: Francis, Hillier

Francis made a motion to suspend the rule requiring three separate readings of Ordinance No. 2021-52, with a second by Hillier. Motion to suspend passed by a roll-call vote of 7-0. Francis made a motion to adopt Ordinance No. 2021-52, with a second by Hillier. Motion passed by a roll-call vote of 7-0.

RESULT: ADOPTED [UNANIMOUS]

MOVER: John Francis, Second Ward

SECONDER: Mike Hillier, Fourth Ward

AYES: Francis, Hillier, Seavolt, Scoles, Woods, Warga, Keener

ORDINANCE NO. 2021-53

AN ORDINANCE SETTING A ONE-TIME PAYMENT FOR HOURLY NON-BARGAINING UNIT EMPLOYEES OF THE CITY OF MOUNT VERNON; AND DECLARING AN EMERGENCY.

Finance and Budget: Francis, Hillier

Ordinance No. 2021-53 was given a first reading. Finance & Budget Committee Chair Francis asked for a 10-minute committee meeting on the matter on Dec. 27, 2021.

RESULT: FIRST READING

Next: 12/27/2021 7:30 PM

REMARKS FROM THE ADMINISTRATION

Safety-Service Director Rick Dzik noted the need for a public hearing on a proposed zoning change on Jan. 24, 2022. Auditor Terry Scott thanked Council for its passage of Ordinance No. 2021-48.

REMARKS FROM COUNCIL

Francis thanked the community for its support of the Food for the Hungry food drive, and expressed support for the victims of recent tornadoes in Kentucky. Keener thanked the community for participating in the Festival of Lights and Holiday Parade. Seavolt announced that the Finance & Budget Committee will have a budget meeting for 2022 on Jan. 22, 2022, at 9 a.m. Hillier thanked Mayor Matt Starr for attempting to organize a holiday lunch for City employees, which had to be canceled because not enough people signed up. Hillier also discussed utility fees and suggested using a portion of the City's lodging tax for a homeless shelter. Woods noted that the evening's Council meeting was not being live-streamed, and expressed support for the victims of recent tornadoes in Kentucky. Scoles thanked the community for its support for the Food for the Hungry food drive, and asked for a 20-minute Employee & Community Relations meeting on employee compensation on Dec. 27, 2021. Hawkins thanked the community for its support for the Food for the Hungry food drive.

ADJOURN AT THE CALL OF THE PRESIDENT

Seavolt made a motion to adjourn the regular session of Council, with a second by Woods. Motion to adjourn passed by a voice vote of 7-0. Council adjourned at 8:56 p.m.

Bruce E. Hawkins, President of Council

Todd Hill, Clerk of Council

CD on file/th