



**City Council
Legislative Session**

Agenda

**June 10, 2024
7:30 PM**

COMMITTEE MEETINGS

Mount Vernon City Council
Committee Meeting Schedule
June 10, 2024

5:35-5:55 p.m.	Executive session: Collective bargaining	Employee & Community Relations Woods
5:55-6:40 p.m.	Executive session: Investigation of charges or complaints against an employee or official, compensation	Employee & Community Relations Woods
6:40-6:50 p.m.	New salt barn	Streets & Public Buildings Severns
6:50-7:00 p.m.	Inflation Reduction Act grant	Utilities Ruckman
7:00-7:15 p.m.	Codified Ordinance Chapter 183 (Municipal Income Tax)	Finance & Budget Seavolt

- 06-10-24 Committee Meeting Schedule

MEETING WILL RECESS UNTIL 7:30 P.M.

CALL TO ORDER

INVOCATION

The Rev. Christopher Liberati, Gay Street United Methodist Church

PLEDGE OF ALLEGIANCE

ACCEPTANCE OF MINUTES

- City Council - Legislative Session - May 28, 2024 7:30 PM

RECEIVE PETITIONS AND COMMUNICATIONS

None.

RECEIVE COMMITTEE REPORTS

- 05-28-24A Employee and Community Relations Committee Meeting Minutes
- 05-28-24B Employee and Community Relations Committee Meeting Minutes
- 05-28-24C Employee and Community Relations Committee Meeting Minutes
- 05-28-24D Employee and Community Relations Committee Meeting Minutes
- 05-28-24 Land Use and Development Committee Meeting Minutes

LIQUOR CONTROL LICENSE

From Om Shri Narayan Dev LLC, dba Sunoco 10, 10 N. Sandusky St., Mount Vernon, to Ob Bhagvati LLC, dba Sandusky Foodmart, 10 N. Sandusky St., Mount Vernon

From Froehlich Enterprises Inc., dba Smoker Friendly Party Center, 1145 W. High Ave. NW, New Philadelphia, OH, to Werner Family Ventures LLC, 908 S. Main St., Mount Vernon

- 06-10-24A Liquor Permit Transfer
- 06-10-24B Liquor Permit Transfer

PROCLAMATION

None.

PERSONS SPEAKING ON MATTERS OF CITY CONCERN

None.

RESOLUTIONS FOR THIRD READING

None.

RESOLUTIONS FOR SECOND READING

None.

RESOLUTIONS FOR FIRST READING**RESOLUTION NO. 2024-57**

A RESOLUTION CONFIRMING THE MAYOR'S APPOINTMENT OF RUSS MENTZER TO THE SHADE TREE AND BEAUTIFICATION COMMISSION FOR A THREE (3) YEAR TERM; AND DECLARING AN EMERGENCY.

Employee and Community Rel.: Woods, Keener

RESOLUTION NO. 2024-58

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

Finance and Budget: Seavolt, Woods

RESOLUTION NO. 2024-59

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: Seavolt, Woods

RESOLUTION NO. 2024-60

A RESOLUTION TO APPLY FOR THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY (USEPA) INFLATION REDUCTION ACT COMMUNITY CHANGE PROGRAM AND TO ENGAGE IN A JOINT PARTNERSHIP AGREEMENT BETWEEN THE CITY OF MOUNT VERNON, OHIO AND CLINTON TOWNSHIP, KNOX COUNTY, OHIO IN ORDER TO MOVE FORWARD WITH THE USEPA FUNDING OPPORTUNITY FOR MULTIPLE IMPROVEMENT PROJECTS IN THE CITY AND CLINTON TOWNSHIP; AND DECLARING AN EMERGENCY.

Utilities: Ruckman, Miller

RESOLUTION NO. 2024-61

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

Finance and Budget: Seavolt, Woods

RESOLUTION NO. 2024-62

A RESOLUTION AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO RELEASE A REQUEST FOR QUALIFICATIONS FOR IDENTIFYING AND SELECTING A QUALIFIED FIRM OR FIRMS TO PROVIDE DESIGN SERVICES AND CONSTRUCTION FOR A SALT BARN AT 1700 OLD DELAWARE ROAD, CITY OF MOUNT VERNON, OHIO; IDENTIFY AND ENTER INTO CONTRACT WITH THE SELECTED FIRM OR FIRMS FOR DESIGN SERVICES AND CONSTRUCTION FOR A SALT BARN AT 1700 OLD DELAWARE ROAD, CITY OF MOUNT VERNON, OHIO; AND DECLARING AN EMERGENCY.

Streets and Public Buildings: Severns, Ruckman

ORDINANCES FOR THIRD READING

None.

ORDINANCES FOR SECOND READINGORDINANCE NO. 2024-21

AN ORDINANCE AMENDING THE ZONING CLASSIFICATION OF PARCEL #66-07961.000, ALSO KNOWN AS 0 VERNONVIEW DRIVE, FROM

THE PRESENT ZONING OF R-1 - SINGLE FAMILY DISTRICT, TO PND - PLANNED NEIGHBORHOOD DISTRICT.

Land Use and Development: Keener, Mahan

ORDINANCE NO. 2024-27

AN ORDINANCE AMENDING THE ZONING CLASSIFICATION OF PARCEL #70-50046.000 AND PARCEL #70-50054.000, ALSO KNOWN AS 875 HARCOURT ROAD, FROM THE PRESENT ZONING OF CLINTON TOWNSHIP GB - GENERAL BUSINESS, TO GB - GENERAL BUSINESS; AND DECLARING AN EMERGENCY.

Land Use and Development: Keener, Mahan

ORDINANCE NO. 2024-28

AN ORDINANCE TO AMEND CERTAIN PROVISIONS OF CHAPTER 183 OF THE CODIFIED ORDINANCES OF THE CITY OF MOUNT VERNON REGARDING MUNICIPAL INCOME TAX; AND DECLARING AN EMERGENCY.

Finance and Budget: Seavolt, Woods

ORDINANCES FOR FIRST READING

ORDINANCE NO. 2024-29

AN ORDINANCE WITH REFERENCE TO THE WAGES AND BENEFITS OF BARGAINING UNIT EMPLOYEES AND FIXING THE WAGES AND BENEFITS OF BARGAINING UNIT EMPLOYEES OF THE CITY OF MOUNT VERNON POLICE DEPARTMENT WHO ARE MEMBERS OF THE CERTIFIED UNIT KNOWN AS POLICE SERGEANTS AND LIEUTENANTS, POLICE OFFICERS AND POLICE RECORDS CLERK TO BE EFFECTIVE THE FIRST DAY OF JULY, 2024; AND DECLARING AN EMERGENCY.

Employee and Community Rel.: Woods, Keener

ORDINANCE NO. 2024-30

AN ORDINANCE FIXING THE NUMBER OF HOURLY EMPLOYEES OF THE CITY OF MOUNT VERNON IN THE PUBLIC WORKS DEPARTMENT; AND DECLARING AN EMERGENCY.

Employee and Community Rel.: Woods, Keener

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
June 5, 2024

Mount Vernon City Council Committee Meeting Schedule June 10, 2024

5:35-5:55 p.m.	Executive session: Collective bargaining	Employee & Community Relations Woods
5:55-6:40 p.m.	Executive session: Investigation of charges or complaints against an employee or official, compensation	Employee & Community Relations Woods
6:40-6:50 p.m.	New salt barn	Streets & Public Buildings Severns
6:50-7:00 p.m.	Inflation Reduction Act grant	Utilities Ruckman
7:00-7:15 p.m.	Codified Ordinance Chapter 183 (Municipal Income Tax)	Finance & Budget Seavolt

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**

May 28, 2024 – 5:26 p.m. to 6:26 p.m.

COUNCIL PRESENT:

Bruce Hawkins, President
Tammy Woods, Third Ward
James Mahan, First Ward
John Ruckman, Second Ward
Mike Miller, Fourth Ward
Janis Seavolt, At-Large
Mel Severns, At-Large

COUNCIL ABSENT:

Amber Keener, At-Large

OTHERS IN ATTENDANCE:

Matthew Starr, Mayor
Tanner Salyers, Safety-Service Director
Rob Broeren, Law Director
Terry Scott, Auditor

Miller made a motion to go into executive session to discuss an investigation of charges or complaints against an employee or official, and compensation, with a second by Mahan, at 5:26 p.m. Motion passed by a roll-call vote of 5-0. Woods arrived at 5:30 p.m., and Keener was absent. Miller made a motion to exit executive session with a second by Woods. Motion passed by a roll-call vote of 6-0 at 6:26 p.m. Miller requested a 30-minute executive session on the same topics for June 10, 2024.

Respectfully submitted,

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

TW/th



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

May 28, 2024 – 6:33 p.m. to 6:46 p.m.

COUNCIL PRESENT:

Bruce Hawkins, President
Tammy Woods, Third Ward
James Mahan, First Ward
John Ruckman, Second Ward
Mike Miller, Fourth Ward
Janis Seavolt, At-Large
Mel Severns, At-Large

COUNCIL ABSENT:

Amber Keener, At-Large

OTHERS IN ATTENDANCE:

Matthew Starr, Mayor
Tanner Salyers, Safety-Service Director
Rob Broeren, Law Director
Terry Scott, Auditor
Robert Morgan, Police Chief
Aaron Reinhart, Utilities Director
Todd Hill, Clerk
Cheryl Splain, Knox Pages
Members of Mayor's Youth Council and parents

Mayor Matthew Starr introduced members of this academic year's Mayor Youth Council, five of whom recounted what they learned while serving on the council, including what has to happen to make government work, how the various departments interact, and issues such as finances and growth. Members expressed appreciation for getting involved in the community, and several indicated an interest in pursuing careers in government. Members of the Youth Council presented the Mayor with a signed map of the City, and group photos were taken. No further meetings on the matter were requested.

Respectfully submitted,

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

TW/th



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

May 28, 2024 – 6:46 p.m. to 6:50 p.m.

COUNCIL PRESENT:

Bruce Hawkins, President
Tammy Woods, Third Ward
James Mahan, First Ward
John Ruckman, Second Ward
Mike Miller, Fourth Ward
Janis Seavolt, At-Large
Mel Severns, At-Large

COUNCIL ABSENT:

Amber Keener, At-Large

OTHERS IN ATTENDANCE:

Matthew Starr, Mayor
Tanner Salyers, Safety-Service Director
Rob Broeren, Law Director
Terry Scott, Auditor
Robert Morgan, Police Chief
Aaron Reinhart, Utilities Director
Todd Hill, Clerk
Cheryl Splain, Knox Pages

The committee discussed Ordinance No. 2024-24, changing various job titles within the Safety and Service Departments. The chair read a couple of emails from Human Resources Director Denise Neff on the legislation, and noted that the new job titles would not change job duties or compensation. Police Chief Robert Morgan noted that the legislation should be amended to change Administrative Assistant to Executive Assistant in his department. No further meetings on the matter were requested. Ordinance No. 2024-24 was up for a second reading at Council's Legislative Session later in the evening.

Respectfully submitted,

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

TW/th



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

May 28, 2024 – 6:50 p.m. to 7:07 p.m.

COUNCIL PRESENT:

Bruce Hawkins, President
Tammy Woods, Third Ward
James Mahan, First Ward
John Ruckman, Second Ward
Mike Miller, Fourth Ward
Janis Seavolt, At-Large
Mel Severns, At-Large

COUNCIL ABSENT:

Amber Keener, At-Large

OTHERS IN ATTENDANCE:

Matthew Starr, Mayor
Tanner Salyers, Safety-Service Director
Rob Broeren, Law Director
Terry Scott, Auditor
Robert Morgan, Police Chief
Aaron Reinhart, Utilities Director
Todd Hill, Clerk
Cheryl Splain, Knox Pages

The committee discussed Ordinance No. 2024-26, to amend certain provisions of Chapter 135 of the Codified Ordinances regarding employee travel. Mayor Matthew Starr responded to several questions from the chair. Elected officials would approve requests for employee reimbursement. Examples of incidental expenses were detailed. Law Director Rob Broeren added that the current maximum federal per diem reimbursement rate varies by city or region. Whether meals for travel that's not overnight are reimbursed varies by department, and any entertainment expenses would have to be approved via purchase order. Auditor Terry Scott added that all reimbursement requests ultimately have to be approved by the Mayor. Broeren added that any misuse of reimbursement policy is addressed in the City's disciplinary code, and that making the legislation retroactive to Jan. 1, 2024 was not doable. No further meetings on the legislation were requested. Ordinance No. 2024-26 was up for a second reading at Council's Legislative Session later in the evening.

Respectfully submitted,

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

TW/th



**Land Use and Development Committee Meeting Minutes
May 28, 2024 – 7:07 p.m. to 7:13 p.m.**

COUNCIL PRESENT:

Bruce Hawkins, President
Tammy Woods, Third Ward
James Mahan, First Ward
John Ruckman, Second Ward
Mike Miller, Fourth Ward
Janis Seavolt, At-Large
Mel Severns, At-Large

COUNCIL ABSENT:

Amber Keener, At-Large

OTHERS IN ATTENDANCE:

Matthew Starr, Mayor
Tanner Salyers, Safety-Service Director
Rob Broeren, Law Director
Terry Scott, Auditor
Robert Morgan, Police Chief
Aaron Reinhart, Utilities Director
Todd Hill, Clerk
Cheryl Splain, Knox Pages

The committee discussed Resolution No. 2024-54, amending the City's Designated Outdoor Refreshment Area signage. Law Director Rob Broeren explained that if the legislation is not passed by May 31, 2024, the City would revert to previous legislation on the matter before various amendments took effect. For instance, currently the Dog Fountain is a DORA-free zone, but it would no longer be. Mayor Matthew Starr detailed what the new DORA signage would look like. No further meetings on the matter were requested. Resolution No. 2024-54 was up for a second reading at Council's Legislative Session later in the evening.

Respectfully submitted,

James Mahan, Vice Chair
Land Use and Development Committee
Mount Vernon City Council
AK/th

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

TO

6552562			TRFO		OB BHAGVATI LLC DBA SANDUSKY FOODMART 10 N SANDUSKY ST MT VERNON OHIO 43050
PERMIT NUMBER					
02	01	2024			
ISSUE DATE					
05	02	2024			
FILING DATE					
C1 C2					
PERMIT CLASSES					
42	077	B	F31340		
TAX DISTRICT		RECEIPT NO.			

FROM 05/22/2024

6547755					OM SHRI NARAYAN DEV LLC DBA SUNOCO 10 10 N SANDUSKY ST MT VERNON OHIO 43050
PERMIT NUMBER					
02	01	2024			
ISSUE DATE					
05	02	2024			
FILING DATE					
C1 C2					
PERMIT CLASSES					
42	077				
TAX DISTRICT		RECEIPT NO.			



MAILED 05/22/2024

RESPONSES MUST BE POSTMARKED NO LATER THAN.

06/24/2024

IMPORTANT NOTICEPLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL
WHETHER OR NOT THERE IS A REQUEST FOR A HEARING.REFER TO THIS NUMBER IN ALL INQUIRIES **B TRFO 6552562**

(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

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

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

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

(Signature)

(Title) - ☐ Clerk of County Commissioner

(Date)

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



Department of Commerce

Division of Liquor Control

com.ohio.gov

Mike DeWine, Governor Jon Husted, Lt. Governor Sherry Maxfield, Director

Dear Local Legislative Authority Official:

Please find enclosed the legislative notice that is being sent to you regarding the applied for liquor permit as captioned on the notice. You **must**, within 30 days from the "mailed" date listed on the notice under the bar code:

- Notify the Division whether you object and want a hearing; or
- Ask for your one-time only, 30-day extension.
 - Any requests for a one-time, 30-day extension will be reviewed by the Division upon timely receipt. If granted, your additional 30-days runs from the expiration of the original 30-day period.

To be considered **timely**, your above response **MUST** be faxed, emailed, or mailed to the Division no later than the postmark deadline date stated on the form. To speed up processing times and reduce paper, the Division respectfully asks that you either fax or email your response. Please send your response to:

FAX: (614) 644 – 3166

EMAIL: Liquordocs@com.ohio.gov

MAIL: Ohio Division of Liquor Control
Attn: Licensing Unit
6606 Tussing Road
PO Box 4005
Reynoldsburg, Ohio 43068-9005

To find out who has disclosed an ownership interest in the permit application to us you can:

- Visit com.ohio.gov/liquorinfo. Select the "Search who has disclosed an ownership interest" tab. Where asked, enter the permit number listed on the legislative notice; or
- Contact your police department or county sheriff (if you are a township fiscal officer or county clerk). We also sent them detailed ownership information to review for any criminal background issues involving the disclosed persons.

We have resources for you at com.ohio.gov/govhelp. Never miss out on when renewal objections are due! Sign-up for our emails at com.ohio.gov/stayinformed.

Thank you in advance for your cooperation,

Division Licensing Section

(rev. 12/29/2023)

Communication: 06-10-24A Liquor Permit Transfer (Liquor Control License)

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

TO

95552410005			TREX		WERNER FAMILY VENTURES LLC	
PERMIT NUMBER			TYPE		908 S MAIN ST	
02	01	2022	MOUNT VERNON OH 43050			
ISSUE DATE						
05	29	2024				
FILING DATE						
C1	C2	D6	PERMIT CLASSES			
42	077	B	F31373			
TAX DISTRICT			RECEIPT NO.			

FROM 05/31/2024 SAFEKEEPING

29484550055					FROELICH ENTERPRISES INC	
PERMIT NUMBER			TYPE		DBA SMOKER FRIENDLY PARTY CENTER	
02	01	2022	NEW PHILADELPHIA			
ISSUE DATE			DR THRU & STORAGE RM ONLY			
05	29	2024	1145 W HIGH AV NW			
FILING DATE			GOSHEN TWP			
C1	C2	D6	PERMIT CLASSES			
79	928		NEW PHILADELPHIA OH 44663			
TAX DISTRICT			RECEIPT NO.			



MAILED 05/31/2024

RESPONSES MUST BE POSTMARKED NO LATER THAN.

07/01/2024

IMPORTANT NOTICE

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

REFER TO THIS NUMBER IN ALL INQUIRIES

B TREX 9555241-0005

(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

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

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

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

(Signature)

(Title)- ☐ Clerk of County Commissioner

(Date)

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



Department of Commerce

Division of Liquor Control

com.ohio.gov

Mike DeWine, Governor Jon Husted, Lt. Governor Sherry Maxfield, Director

Dear Local Legislative Authority Official:

Please find enclosed the legislative notice that is being sent to you regarding the applied for liquor permit as captioned on the notice. You **must**, within 30 days from the "mailed" date listed on the notice under the bar code:

- Notify the Division whether you object and want a hearing; or
- Ask for your one-time only, 30-day extension.
 - Any requests for a one-time, 30-day extension will be reviewed by the Division upon timely receipt. If granted, your additional 30-days runs from the expiration of the original 30-day period.

To be considered **timely**, your above response **MUST** be faxed, emailed, or mailed to the Division no later than the postmark deadline date stated on the form. To speed up processing times and reduce paper, the Division respectfully asks that you either fax or email your response. Please send your response to:

FAX: (614) 644 – 3166

EMAIL: Liquordocs@com.ohio.gov

MAIL: Ohio Division of Liquor Control
Attn: Licensing Unit
6606 Tussing Road
PO Box 4005
Reynoldsburg, Ohio 43068-9005

To find out who has disclosed an ownership interest in the permit application to us you can:

- Visit com.ohio.gov/liquorinfo. Select the "Search who has disclosed an ownership interest" tab. Where asked, enter the permit number listed on the legislative notice; or
- Contact your police department or county sheriff (if you are a township fiscal officer or county clerk). We also sent them detailed ownership information to review for any criminal background issues involving the disclosed persons.

We have resources for you at com.ohio.gov/govhelp. Never miss out on when renewal objections are due! Sign-up for our emails at com.ohio.gov/stayinformed.

Thank you in advance for your cooperation,

Division Licensing Section

(rev. 12/29/2023)



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

RESOLUTION 2024-57

Meeting: 06/10/24 7:30 PM
Dept: Employee and Community Rel.
Woods, Keener
Category: Appointment
Prepared By: Todd Hill
Initiator: Todd Hill
DOC ID: 4040

A RESOLUTION CONFIRMING THE MAYOR'S APPOINTMENT OF RUSS MENTZER TO THE SHADE TREE AND BEAUTIFICATION COMMISSION FOR A THREE (3) 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 appointment of Russ Mentzer, 708 Knolls Drive, Mount Vernon, Ohio to the Shade Tree and Beautification Commission, for a three (3) year term, commencing immediately, and ending June 10, 2027.

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 2024-58

Meeting: 06/10/24 7:30 PM
Dept: Finance and Budget
Seavolt, Woods
Category: Finance
Prepared By: Terry Scott
Initiator: Todd Hill
DOC ID: 4042

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 101.1786.53111, Dues/Supplies, in the amount of \$1,000.00.
2. To Account 101.1786.53112, Conference Registration, in the amount of \$3,000.00.
3. To Account 101.1786.53113, Memberships, in the amount of \$1,125.00.
4. To Account 101.1786.54112, Drug Testing, in the amount of \$-5,120.08.
5. To Account 101.1786.54113, Testing Supplies, in the amount of \$500.00.
6. To Account 101.1786.54114, Confirmation Testing, in the amount of \$300.00.
7. To Account 101.1786.54115, GPS Services, in the amount of \$1,435.00.
8. To Account 101.1786.54116, Electronic Monitoring, in the amount of \$163.00.
9. To Account 101.1786.54117, Substance Abuse, in the amount of \$6,000.00.
10. To Account 101.1786.54118, Mental Health Services, in the amount of \$3,500.00.
11. To Account 101.1786.54119, Anger management, in the amount of \$-2,173.75.
12. To Account 101.1786.54120, Additional Treatment Services, in the amount of \$20,895.00.
13. To Account 101.1786.54121, Class Materials, in the amount of \$-\$875.00.
14. To Account 101.1486.54122, Hands Down Costs, in the amount of \$-\$875.00.
15. To Account 101.1786.54123, Incentives, in the amount of \$1,750.00.
16. To Account 101.1786.54124, Transportation, in the amount of \$1,250.00.
17. To Account 101.1786.54311, Training/Travel-In State, in the amount of \$1,000.00.

(Municipal Court - CCA Grant Programming)

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 2024-59

Meeting: 06/10/24 7:30 PM
Dept: Finance and Budget
Seavolt, Woods
Category: Finance
Prepared By: Terry Scott
Initiator: Todd Hill
DOC ID: 4044

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

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

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

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

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

1. To Zashin & Rich Co., LPA, in the amount of \$4,410.00, to be taken from Account 101.2300.54111, Services Received.
2. To Knox County Transit Board, in the amount of \$5,625.00, to be taken from Account 101.3600.55519, Knox Area Transit.
3. To CivicPlus, LLC, in the amount of \$4,255.00, to be taken from Account 101.3600.54494, Networking Systems.

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 2024-60

Meeting: 06/10/24 7:30 PM

Dept: Utilities

Ruckman, Miller

Category: Grant

Prepared By: Todd Hill

Initiator: Todd Hill

DOC ID: 4046

A RESOLUTION TO APPLY FOR THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY (USEPA) INFLATION REDUCTION ACT COMMUNITY CHANGE PROGRAM AND TO ENGAGE IN A JOINT PARTNERSHIP AGREEMENT BETWEEN THE CITY OF MOUNT VERNON, OHIO AND CLINTON TOWNSHIP, KNOX COUNTY, OHIO IN ORDER TO MOVE FORWARD WITH THE USEPA FUNDING OPPORTUNITY FOR MULTIPLE IMPROVEMENT PROJECTS IN THE CITY AND CLINTON TOWNSHIP; AND DECLARING AN EMERGENCY.

WHEREAS, the USEPA has funds available as part of the Inflation Reduction Act Community Change Program; and

WHEREAS, a joint partnership with Clinton Township, Knox County, Ohio will make possible the application for USEPA funds to benefit both the City of Mount Vernon, Ohio and Clinton Township, Knox County, Ohio; and

WHEREAS, the joint partnership is eligible to apply for up to \$20,000 in Track I Community-Driven Investments for Change funds, providing the partnership meets all applicable requirements.

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 make an application for funding to the USEPA Inflation Reduction Act Community Change Program.

SECTION 2: The Safety-Service Director is further authorized and directed to enter into a joint partnership with Clinton Township, Knox County, Ohio to secure funding assistance from the Inflation Reduction Act Community Change Program for assistance with multiple improvement projects.

SECTION 3: The City, as a member of the joint partnership, understands all conditions and requirements of the Inflation Reduction Act Community Change Program and certifies that it will comply with all such assurances of the program.

SECTION 4: 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 to allow the City to apply for the program in a timely manner, the said Resolution shall, therefore, become effective upon its date of passage and approval by the Mayor, provided that it receives the affirmative vote of two-thirds (2/3) of the members elected to the Council of the

City of Mount Vernon; otherwise, it shall take effect and be in force from an after the earliest period allowed by law.



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

RESOLUTION 2024-61

Meeting: 06/10/24 7:30 PM
Dept: Finance and Budget
Seavolt, Woods
Category: Finance
Prepared By: Terry Scott
Initiator: Todd Hill
DOC ID: 4043 A

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

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

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

1. To Account 224.1950.54111, Impound Towing, in the amount of \$6,192.00.
(Unanticipated Revenues - Impound Towing)
2. To Account 2400.56612, Bonds & Inspections, in the amount of \$19,000.00.
(Unanticipated Revenues - Bonds & Inspections)
3. To Account 701.2740.55513, Distribution - Line Improvement or Extensions, in the amount of \$131,791.48
(Ohio Public Works Grant - Waterline Projects)
4. To Account 405.2900.55514, Roads-Asphalt, in the amount of \$275,000.00.
(Partnership Program - North End Dan Emmett Sidewalks - Barrier)
5. To Account 405.2900.55514, Roads - Asphalt, in the amount of \$90,915.60.
(Clinton Township ARPA Funding- Buckeye Addition Road Paving)
6. To Account 101.1500.53111, Dues/Supplies, in the amount of \$425.00.
(Knox County Foundation - Grant Award)

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 2024-62

Meeting: 06/10/24 7:30 PM
Dept: Streets and Public Buildings
Severns, Ruckman
Category: Contract
Prepared By: Todd Hill
Initiator: Todd Hill
DOC ID: 4047

A RESOLUTION AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO RELEASE A REQUEST FOR QUALIFICATIONS FOR IDENTIFYING AND SELECTING A QUALIFIED FIRM OR FIRMS TO PROVIDE DESIGN SERVICES AND CONSTRUCTION FOR A SALT BARN AT 1700 OLD DELAWARE ROAD, CITY OF MOUNT VERNON, OHIO; IDENTIFY AND ENTER INTO CONTRACT WITH THE SELECTED FIRM OR FIRMS FOR DESIGN SERVICES AND CONSTRUCTION FOR A SALT BARN AT 1700 OLD DELAWARE ROAD, CITY 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 the Safety-Service Director for the City of Mount Vernon is hereby authorized and directed to release a Request for Qualifications for identifying and selecting a qualified firm or firms to provide design and construction services for a salt barn at 1700 Old Delaware Road, Mount Vernon, Ohio.

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 a contract or contracts for design and construction services for a salt barn at 1700 Old Delaware Road, Mount Vernon, Ohio with the selected firm or firms.

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 to expedite this project due to the deterioration of the City's current salt barn, 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 2024-21

Meeting: 06/10/24 7:30 PM
Dept: Land Use and Development
Keener, Mahan
 Category: Planning and Zoning
 Prepared By: Todd Hill
 Initiator: Todd Hill
DOC ID: 4010

AN ORDINANCE AMENDING THE ZONING CLASSIFICATION OF PARCEL #66-07961.000, ALSO KNOWN AS 0 VERNONVIEW DRIVE, FROM THE PRESENT ZONING OF R-1 - SINGLE FAMILY DISTRICT, TO PND - PLANNED NEIGHBORHOOD DISTRICT.

WHEREAS, the Council of the City of Mount Vernon has received an application for rezoning certain property within the City of Mount Vernon, specifically Parcel #66-07961.000, also known as 0 Vernonview Drive; and

WHEREAS, the Municipal Planning Commission for the City of Mount Vernon met on April 11, 2024 and voted 4-1 to approve the zoning change for Parcel #66-07961.000 from R1 - Single Family District, to PND - Planned Neighborhood District.

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

SECTION 1: That the City of Mount Vernon hereby amends the zoning classification of Parcel #66-07961.000, also known as 0 Vernonview Drive. The zoning will be as indicated:

<u>PARCEL NO.</u>	<u>PROPOSED ZONING</u>
#66-07961.000	PND - Planned Neighborhood District

SECTION 2: That the zoning classification be recorded in Title XI of the Planning and Zoning Codes of the Codified Ordinances of the City of Mount Vernon.

HISTORY:

04/22/24 City Council FIRST READING

Ordinance No. 2024-21 was given a first reading. Keener requested a five-minute meeting of the Land Use and Development Committee on the legislation for May 13, 2024.

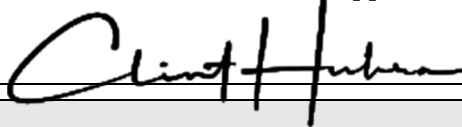
05/13/24 City Council POSTPONED TO A CERTAIN TIME

Keener made a motion to postpone the second reading of Ordinance No. 2024-24 from May 13, 2024 to June 10, 2024, with a second by Seavolt. Keener made a motion to amend her motion to postpone, to also postpone the scheduled public hearing on the legislation from May 28, 2024 to June 24, 2024, with a second by Seavolt. Motion to amend passed by a roll-call vote of 6-1, with Miller voting no. Motion to postpone passed by a roll-call vote of 6-1, with Miller voting no.



City of Mount Vernon, Ohio

Application for Zoning Amendment

<i>Applicant's Information</i>			
Owner's Name, Address, Phone, and Email Address			
ARISTA VILLAS MOUNT VERNON LLC		office@knequity.com	
100 INTERNATIONAL DR		888.299.2403	
23RD FLOOR			
BALTIMORE MD 21202			
Agent's Name, Address, Phone, and Email Address			
Clint M Huhra		clint@knequity.com	
2344 York Road		410.322.1501	
Timonium, MD 21093			
<i>Site Information</i>			
Site Address		Legal Description	
0 VERNONVIEW DR MOUNT VERNON OH 43050		NW PT NE OF 25 39.916AC	
Parcel Number		Deed Volume and Page Number	
66-07961.000		1974/559	
<i>Use of Property</i>			
Present Use		Present Zoning District	
Vacant Land		R1	
Proposed Use		Proposed Zoning District	
Mixed Use Neighborhood - SFD/Towns/Multifamily		Planned Neighborhood District (PND)	
<i>Documents to be Submitted</i>			
The following documents must also be submitted with this application: 1. A statement of the reason(s) for the proposed amendment. 2. A vicinity map at a scale approved by the Zoning Enforcement Officer showing property lines, thoroughfares, existing and proposed zoning, and such other items as the Zoning Enforcement Officer may require. 3. A statement on the ways in which the proposed amendment relates to the comprehensive plan. 4. The \$150.00 filing fee as established by ordinance.			
I hereby certify that the information submitted on this application and on any sketches, drawings or other documents submitted with this application is true and exact. Date:  By: Clint M Huhra			
<i>Filing Information</i>			
Filing Date	Fee deposit	Date Paid	Receipt Number
3/22/2024	\$150.00		

This form revised 04-11-2023

Attachment: 04-22-24 0 Vernonview Drive (2024-21 : Rezone 0 Vernonview Drive)

Arista Villas Mount Vernon, LLC Application for Zoning Amendment

Arista Villas Mount Vernon LLC has submitted a proposal for a zoning amendment to permit the existing property to host a blend of housing options for the community. Under this proposed amendment, we, as the developer, would have the opportunity to propose a combination of single-family dwellings, townhomes, and multifamily units. This approach aligns with the existing character of the surrounding areas, which already feature a mix of single-family homes, senior living facilities, and other multifamily housing options.

The proposed amendment is intricately tied to the comprehensive plan, integrating housing needs within the market while remaining consistent with its framework. Recognizing the influx of residents from Columbus and other influencing factors, it's imperative to address the area's housing demands while preserving its rich history and allure. Additionally, our plan integrates existing traffic patterns and desired roundabouts outlined in the town's master plan, which will be gradually implemented in the coming years. We believe our proposal aligns seamlessly with Mount Vernon's comprehensive planning, ensuring a cohesive extension of the present landscape and future vision.

TRANSFERRED
SEE SEC. 319.54.....H.....
SEC. 319.202 R.C. COMPLIED WITH

MAY 23 2023

SARAH THORNE
KNOX COUNTY, OHIO
NO 989 BY mtb

Tanner Salyers,
Knox County, OH
Instrument: 202300003236
DEED Pages: 5
05/23/2023 @ 12:34:10 PM
Recording: 58.00

BK 1974 PG 559 - 563

GENERAL WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS THAT **Brookes Group, LLC**, an Ohio Limited Liability Company, for valuable consideration paid, grants with general warranty covenants, to **Arista Villas Mount Vernon, LLC**, whose tax mailing address is 100 International Drive, 23rd Floor, Baltimore, Maryland 21202, the following REAL PROPERTY:

SEE EXHIBIT A ATTACHED HERETO AND MADE A PART HEREOF.

Parcel Number: 66-07961.000

Prior Deed Reference: Book 1974, Page 223, Knox County, Ohio, Official Records.

Subject to all reservations, building restrictions, zoning restrictions, leases and easements of record, taxes and assessments which are a lien, and determinations by the Tax Map Department of the Knox County Engineer’s Office and the Knox County Regional Planning Commission.

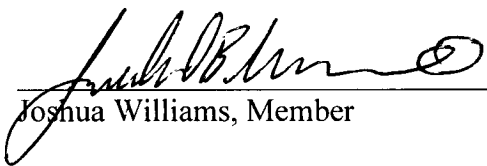
Real Estate Taxes and Assessments shall be assumed by Grantees.

A TITLE SEARCH WAS NOT PERFORMED RELATING TO THIS TRANSFER.

K&C

Executed this 18th day of May, 2023.

Brookes Group, LLC

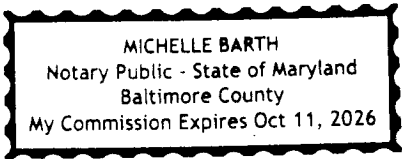

Joshua Williams, Member

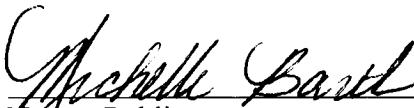
STATE OF MARYLAND

SS:

COUNTY OF Baltimore

The foregoing instrument was acknowledged before me this 18th day of May, 2023, by Joshua Williams, Member of Brookes Group, LLC.




Notary Public

This instrument prepared by:
Kidwell & Cunningham, Ltd.
112 North Main Street
Mount Vernon, Ohio 43050
Telephone: 740-397-7474
OC05265/nlr

EXHIBIT A

Situated in the State of Ohio, County of Knox, City of Mount Vernon, being part of the Northeast Quarter, Section 25, Quarter 3, Township 7 North, Range 12 West, of the US Military Lands, being a 39.916 acre tract conveyed to MCR Drake – Mount Vernon, LLC & Lenor R. Cochran of record in Official Record 1819, Page 782, also known as Parcel Number 66-07961.000, records refer to the County Recorder's Office, Knox County, Ohio and being more particularly described as follows:

Beginning at an iron pin found on the East right-of-way line of State Route 768 – Vernon View Drive (60 feet in width), a Northwest corner of Colonial Heights Additions NO. 1, a Northwest corner of Lot 1 of said Colonial Heights Additions, and a Southwest corner of said MCR Drake Tract;

Thence North 03° 09' 20" East, a distance of 340.75 feet with the East right-of-way line of said State Route 768 and a West line of said MRC Drake tract, to a point referenced by an iron pin found South 86° 59' 02" East, a distance of 4.37 feet;

Thence South 86° 59' 02" East, a distance of 224.58 feet with a North line of said MCR Drake tract and a South line of a tract conveyed to Randy Canterbury and Cloyd McMannis of record in Official Record 1945, Page 501, to an iron pin found at a corner of said MCR Drake tract and a Southeast corner of said Canterbury and McMannis tract;

Thence North 58° 03' 35" East, a distance of 150.84 feet with a Northwest line of said MCR Drake tract, a Southeast line of said Caterbury and McMannis tract, and also a Southeast line of a tract conveyed to Michael A. and Carol R. Rednour of record in Official Record 1626, Page 907, passing an iron pin found at 87.27 feet, to an iron pin found at a Northwest corner of said MCR Drake tract and a corner of said Rednour tract;

Thence South 86° 59' 16" East, a distance of 541.97 feet with a North line of said MCR Drake tract, a South line of said Rednour Tract, a South line of a tract conveyed to Robert K. and Linda K. Beck of record in Official Record 1732, Page 903, and a South line of Cherry Hill Subdivision Lot 6 conveyed to John, Gregory, Mark, and David McMillan of record in Official Record 1887, Page 910, passing an iron pin found at 167.23 feet and passing an iron pipe found at 347.03 feet, to an iron in found at a corner of said MCR Drake tract and a Southeast corner of said Cherry Hill Subdivision Lot 6;

Thence North 03° 06' 37" East, a distance of 209.98 feet with a West line of said MCR Drake tract, and East line of said Cherry Hill Subdivision Lot 6, and the East Terminus of Woodside Drive (60 feet in width), to an iron pin found at a Northwest corner of said MCR Drake tract, the Northeast Terminus of said Woodside Drive, and a South line of a tract conveyed to David F. and Juliann M. McCoy of record in Official Record 845, Page 698, and also Official Record 1032, Page 557;

Thence South 86° 58' 51" East, a distance of 130.53 feet with a north line of said MCR Drake tract and a South line of said McCoy tract, to an iron pin found at a corner of said MCR Drake tract and a Southeast corner of said McCoy tract;

Thence North 03° 07' 41" East, a distance of 150.58 feet with a West line of said MCR Drake tract and an East line of said McCoy tract, to an iron pin found on the North line of the corporation limit, a South line of Monroe Township, the North line of said Northeast Quarter, a Northwest

corner of said MCR Drake tract, a Northeast corner of said McCoy tract, and a South line of a tract conveyed to Michael L. Kepple of record in Official Record 1579, Page 792;

Thence South 86° 47' 14" East, a distance of 1668.58 feet with the north line of said corporation limit, a South line of said Monroe Township, a North line of said Northeast Quarter, and a North line of said MCR Drake tract, to an iron pin found at a Northeast corner of said Northeast Quarter, a Northeast corner of said MCR Drake tract, a Southwest corner of a tract conveyed to Schlabach Builders, Ltd. of record in Official Record 1872, Page 725, and a Northwest corner of a tract conveyed to D and S Properties of Mount Vernon, LLC. of record in Official Record 1617, Page 135;

Thence South 03° 25' 42" West, a distance of 775.86 feet with the East line of said Northeast Quarter and an East line of said MCR Drake tract, to an iron pin set at a Southeast corner of said MCR Drake tract of record in Official Record 1579, Page 792 and a corner of a tract conveyed to Corisa Properties MTV, LLC. of record in Official Record 1657, Page 820;

Thence North 87° 05' 34" West, a distance of 696.27 feet with a South line of said MCR Drake tract and a North line of said Corissa Properties tract, to an iron pin found at a Northwest corner of said Corissa Properties tract and a Northeast corner of a tract conveyed to Levering Management, Inc. of record in Deed Volume 404, Page 425;

Thence North 87° 12' 01" West, a distance of 549.99 feet with a South line of said MCR Drake tract and a North line of said Levering Management tract, to an iron pipe found at a Northwest corner of said Levering Management tract and a Northeast corner of replat of Reserve "A" Colonial Heights Addition No. 1;

Thence North 87° 05' 43" West, a distance of 1438.92 feet with a South line of said MCR Drake tract, a North line of said replat of Reserve "A" Colonial Heights Addition, and also a North line of said Colonial Heights Addition, passing an iron pipe found at 235.91 feet and an iron pin found at 1008.92 feet, to the iron pin found at the point of beginning, containing 39.916 acres of land, more or less.

The above description was based on a survey prepared by Makeever and Associates, Inc. under the direct supervision of Isaac L. King, P.S. Professional Surveyor Number 8318, Dated December 2022, and is subject to all highways, easements, and restrictions of record.

All bearings shown herein are based upon the Ohio State Plane Coordinate System, North Zone, (NAD83 2011).

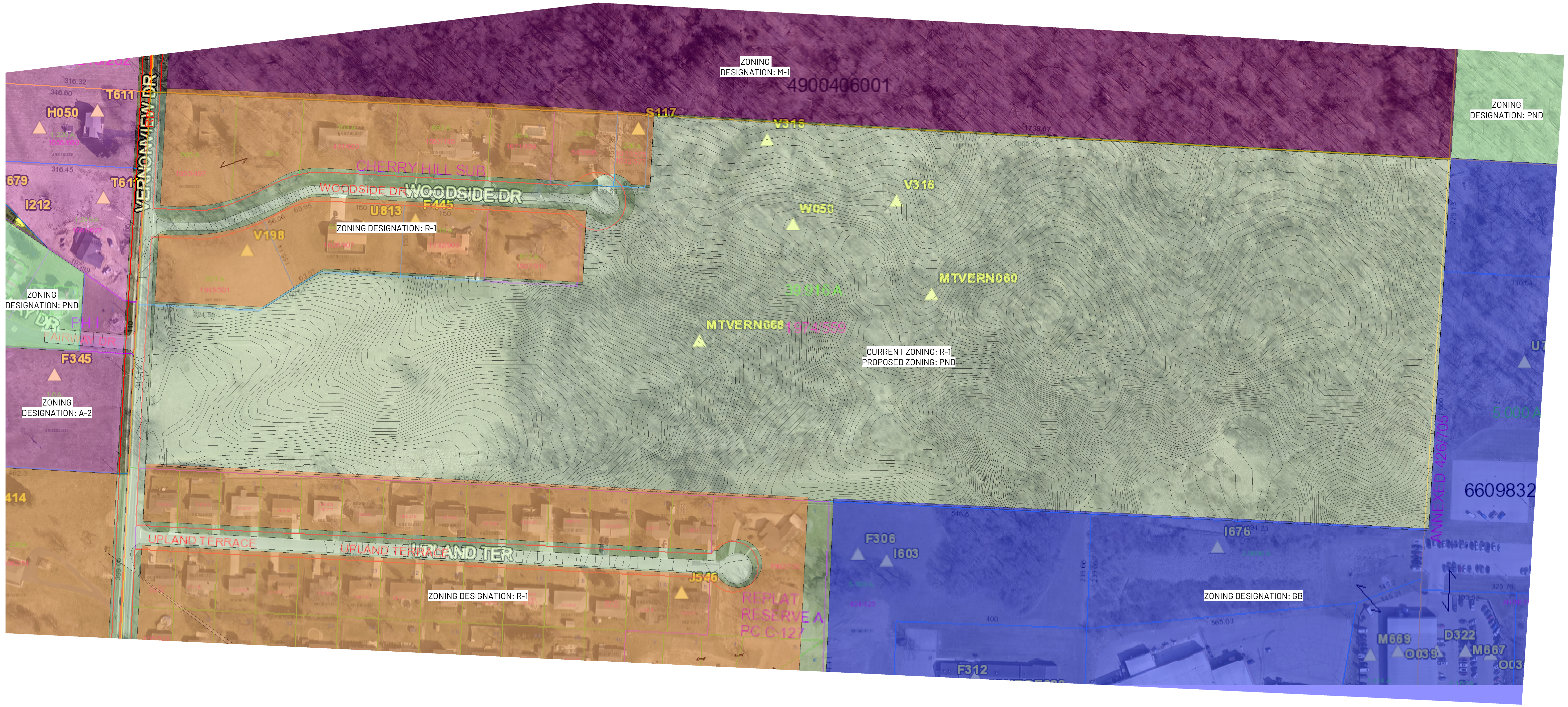
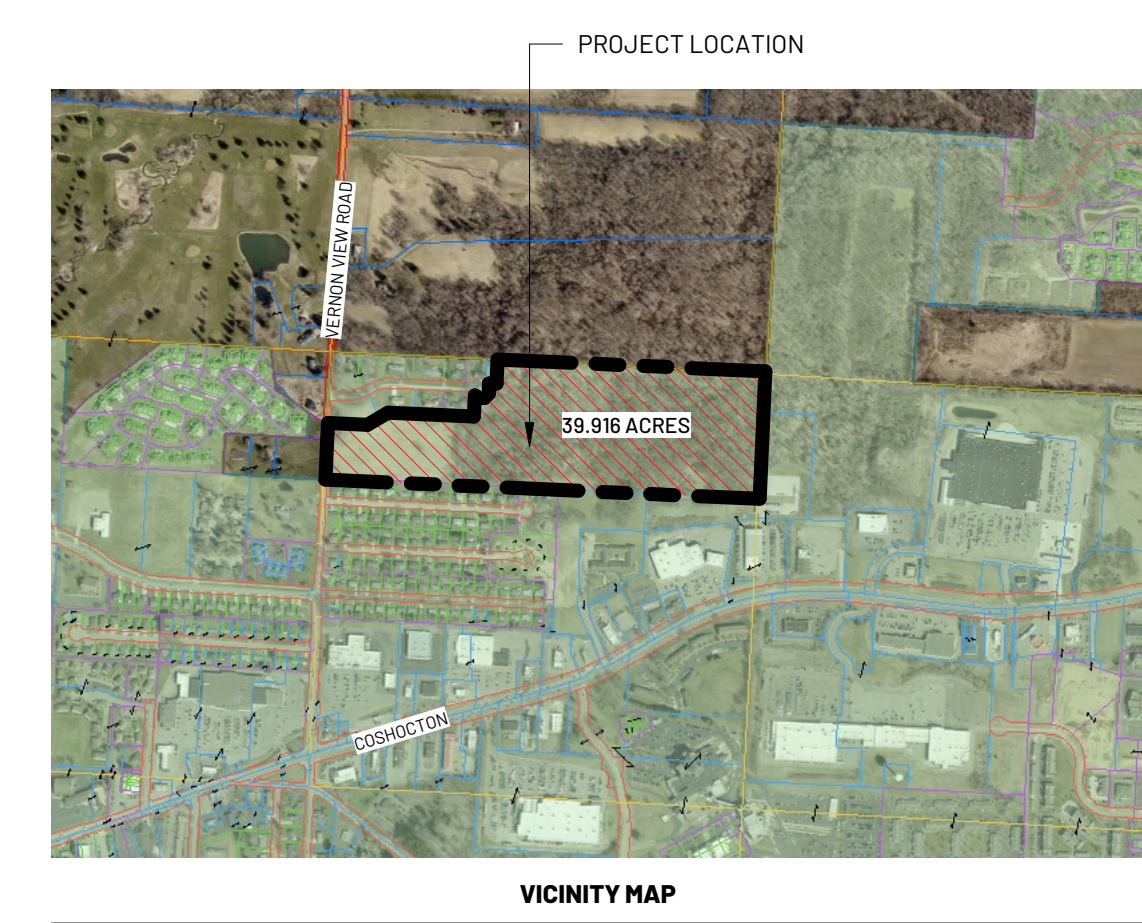
All iron pins set are 5/8" O.D. x 30" Long reinforcing rods with yellow plastic caps stamped "Makeever and Assoc." unless otherwise noted.

Prior Deed References: Official Record 1579, Page 792.

Parcel Number: 66-07961.000

DESCRIPTION
APPROVED
CAMERON KEATON
KNOX COUNTY ENGINEER

JDS



ARISTA
VILLAS

VERNONVIEW DR
MOUNT VERNON, OH 4305

Issue

2.22.2023

PND

[illegible]

Revisions

Notes

No.	
-----	--

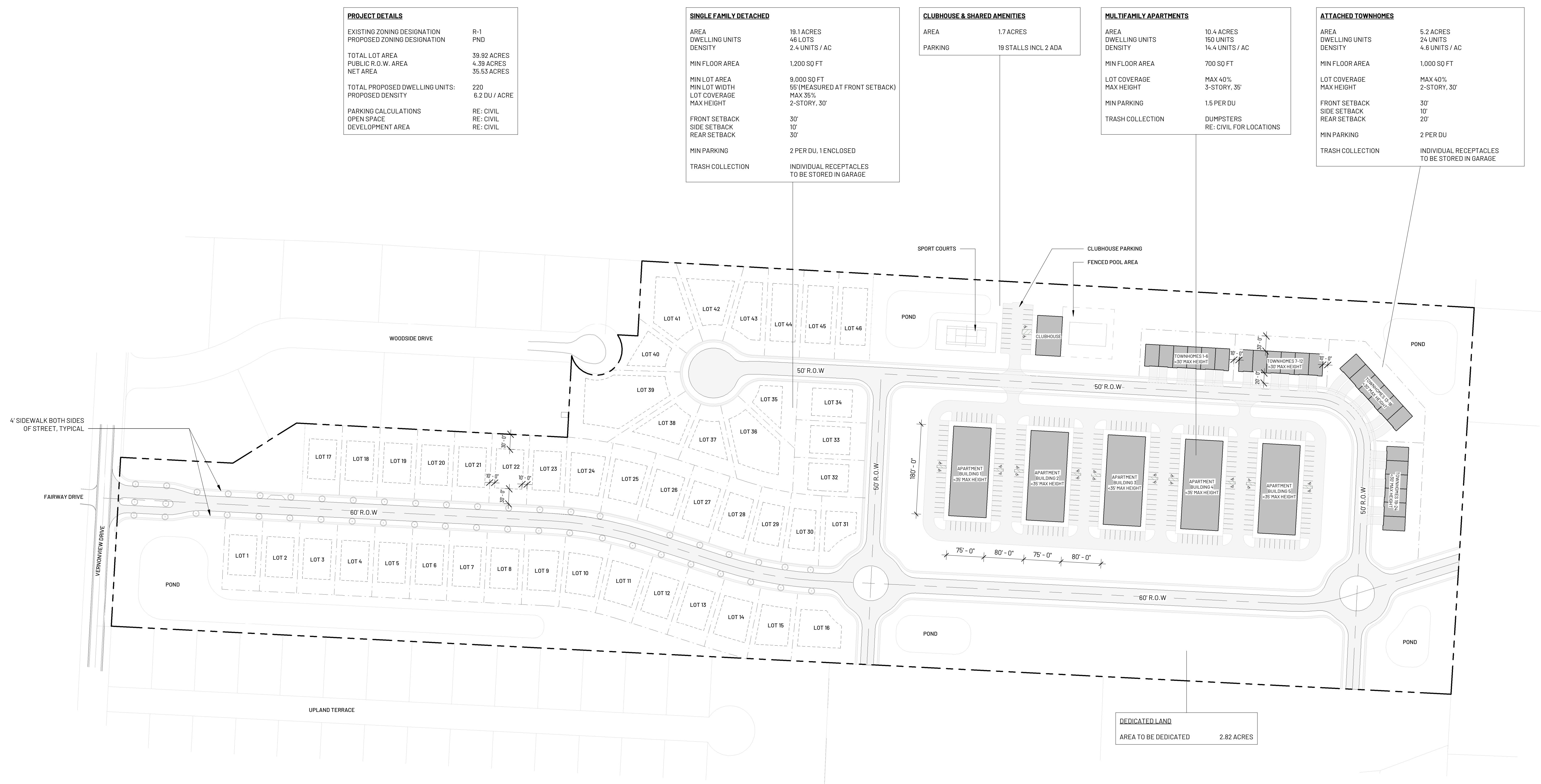
 $1'' = 100'-0''$

SITE PLAN

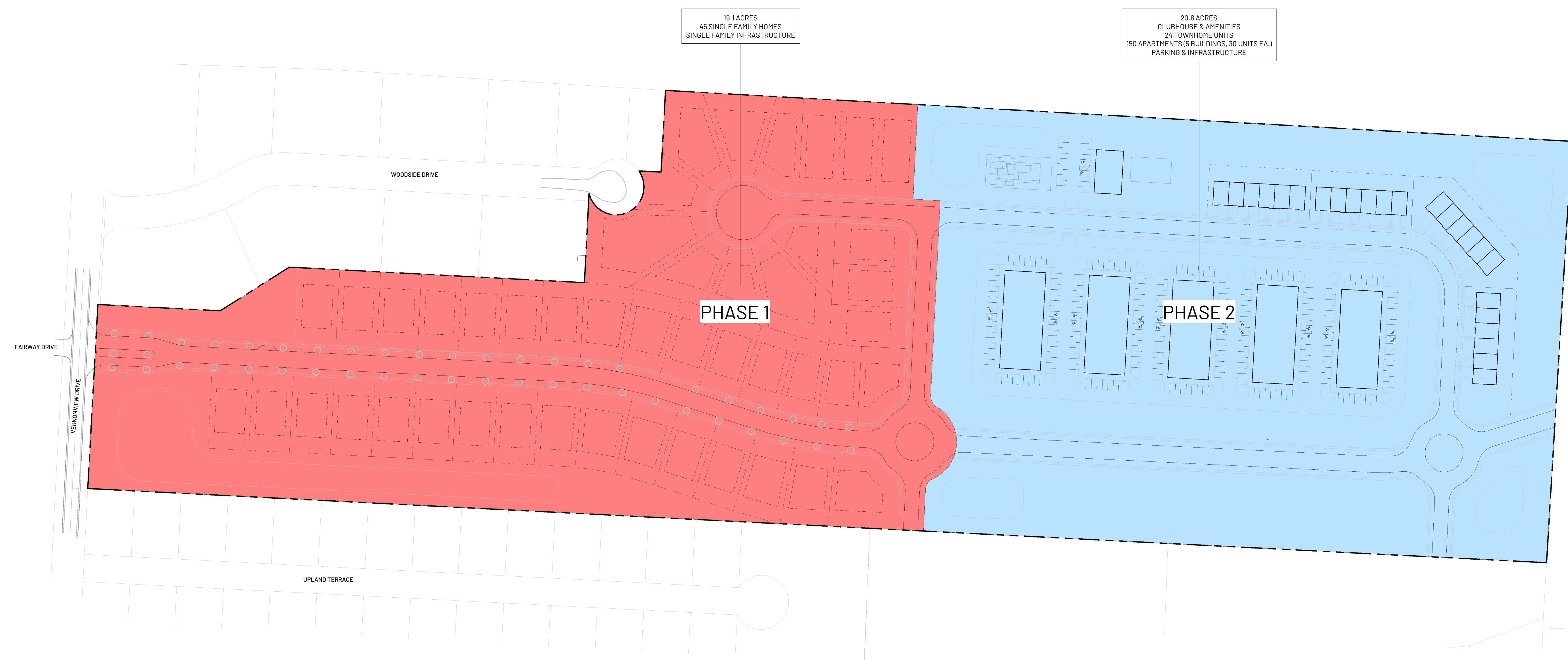
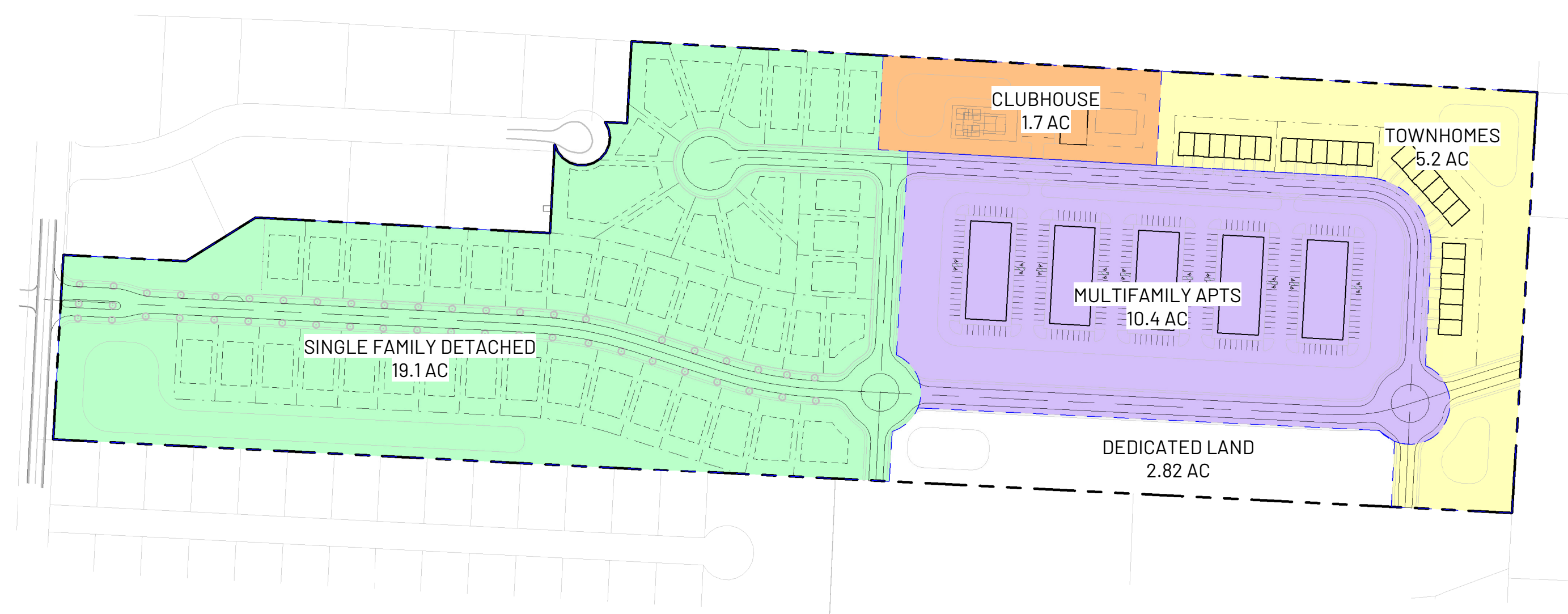
No.	
1	1
2	2
3	3
4	4
5	5
6	6
7	7
8	8
9	9
10	10
11	11
12	12
13	13
14	14
15	15
16	16
17	17
18	18
19	19
20	20
21	21
22	22
23	23
24	24
25	25
26	26
27	27
28	28
29	29
30	30
31	31
32	32
33	33
34	34
35	35
36	36
37	37
38	38
39	39
40	40
41	41
42	42
43	43
44	44
45	45
46	46
47	47
48	48
49	49
50	50
51	51
52	52
53	53
54	54
55	55
56	56
57	57
58	58
59	59
60	60
61	61
62	62
63	63
64	64
65	65
66	66
67	67
68	68
69	69
70	70
71	71
72	72
73	73
74	74
75	75
76	76
77	77
78	78
79	79
80	80
81	81
82	82
83	83
84	84
85	85
86	86
87	87
88	88
89	89
90	90
91	91
92	92
93	93
94	94
95	95
96	96
97	97
98	98
99	99
100	100

A100.1

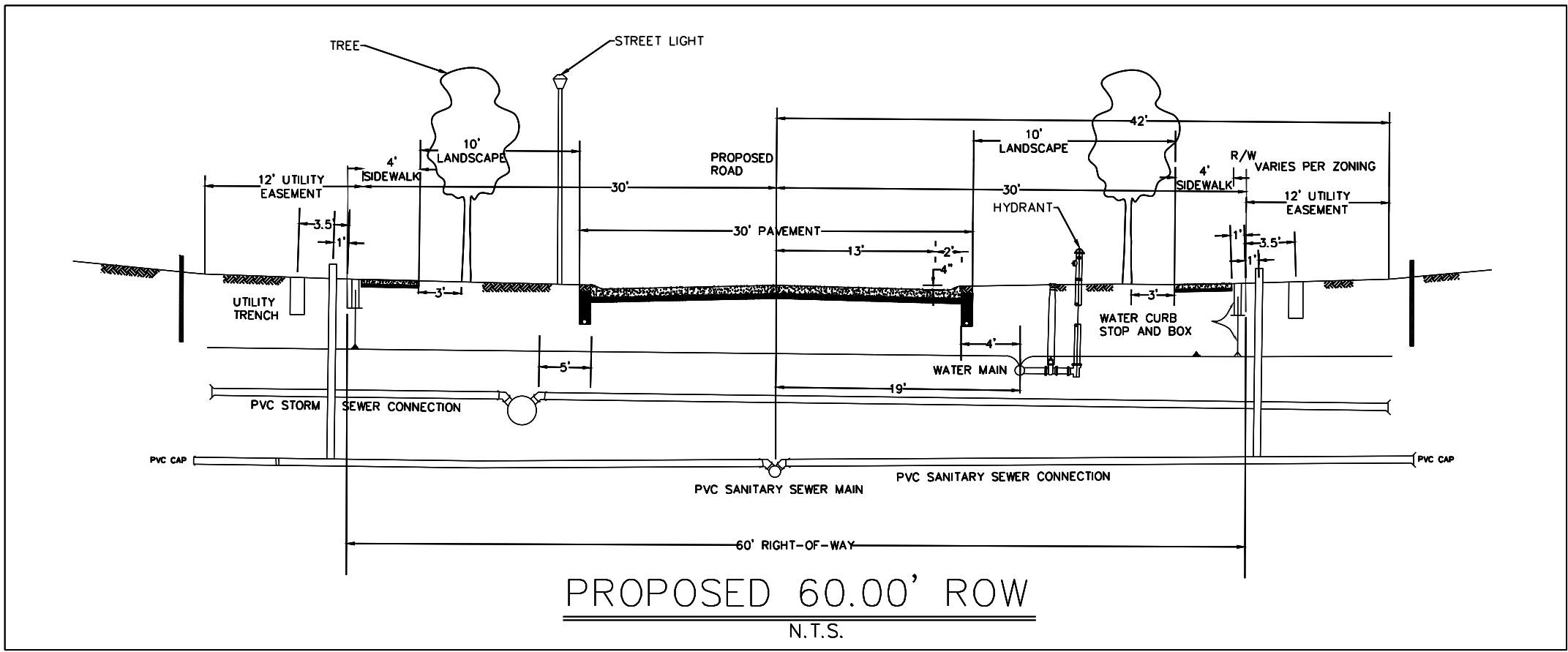
© 2024 Sol Packet Pg. 3



1 PROPOSED SITE PLAN



LEGEND		
	EXISTING	PROPOSED
PROPERTY LINE		
R.O.W LINE		
EASEMENT LINE		
BUILDING SETBACK LINE		
BUILDING LINE		
CURB LINE		
FENCE		
PARKING SPACE COUNT		
EXISTING TREE		
HEAVY DUTY ASPHALT PAVEMENT		
STANDARD DUTY ASPHALT PAVEMENT		
CONCRETE SIDEWALK/PAD		



36225 DETROIT ROAD - UNIT 475
AVON, OH 44011
T: 440.799.7291 WWW.CDG-ENG.COM

COPYRIGHT © 2024 CIVIL DESIGN GROUP, LLC. NO REPRODUCTION SHALL BE MADE WITHOUT PRIOR WRITTEN CONSENT FROM CIVIL DESIGN GROUP, LLC.

DRAWING SCALE

THE LOCATIONS OF EXISTING UNDERGROUND UTILITIES ARE SHOWN IN AN APPROXIMATE WAY ONLY AND HAVE NOT BEEN INDEPENDENTLY VERIFIED BY THE OWNER OR THE ENGINEER PREPARING THESE PLANS. THE CONTRACTOR SHALL DETERMINE THE EXACT LOCATION OF ALL EXISTING UTILITIES PRIOR TO COMMENCING WORK, AND AGREES TO BE FULLY RESPONSIBLE FOR ANY AND ALL DAMAGES WHICH MIGHT BE OCCASIONED BY THE CONTRACTOR'S FAILURE TO EXACTLY LOCATE AND PRESERVE ANY AND ALL UNDERGROUND UTILITIES.

XX/XX/XXXX
SIGNATURE DATE SIGNED
PROFESSIONAL ENGINEER
STATE LIC. No. 81840

REVISIONS		
Date	Description	No.

CLIENT

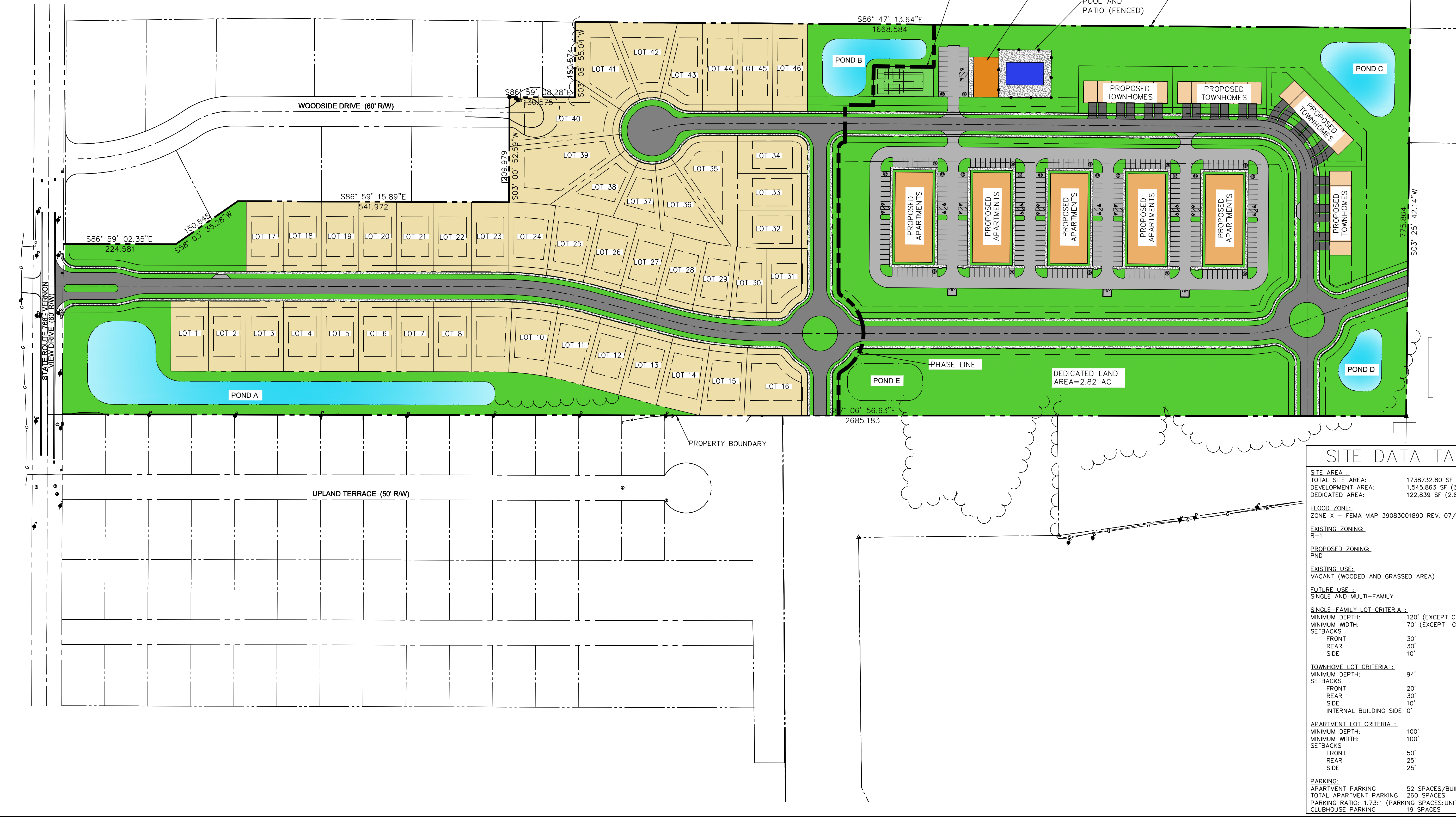
PROJECT

ARISTA VILLAS

MOUNT VERNON VERNONVIEW DRIVE OHIO
SHEET TITLE

PRELIMINARY PLAT - OVERALL SITE PLAN

PROJECT NO.		SHEET NO. <
-------------	--	--



SITE DATA TABLE	
SITE AREA :	
TOTAL SITE AREA:	1738732.80 SF (39.92 AC)
DEVELOPMENT AREA:	1,545,863 SF (35.49 AC)
DEDICATED AREA:	122,839 SF (2.82 AC)
FLOOD ZONE:	
ZONE X - FEMA MAP 39083C0189D REV. 07/07/2009	
EXISTING ZONING:	
R-1	
PROPOSED ZONING:	
PND	
EXISTING USE:	
VACANT (WOODED AND GRASSED AREA)	
FUTURE USE :	
SINGLE AND MULTI-FAMILY	
SINGLE-FAMILY LOT CRITERIA :	
MINIMUM DEPTH:	120' (EXCEPT CUL-DE-SAC)
MINIMUM WIDTH:	70' (EXCEPT CUL-DE-SAC)
SETBACKS	
FRONT	30'
REAR	30'
SIDE	10'
TOWNHOME LOT CRITERIA :	
MINIMUM DEPTH:	94'
SETBACKS	
FRONT	20'
REAR	30'
SIDE	10'
INTERNAL BUILDING SIDE	0'
APARTMENT LOT CRITERIA :	
MINIMUM DEPTH:	100'
MINIMUM WIDTH:	100'
SETBACKS	
FRONT	50'
REAR	25'
SIDE	25'
PARKING:	
APARTMENT PARKING	52 SPACES/BUILDING
TOTAL APARTMENT PARKING	260 SPACES
PARKING RATIO:	1.73:1 (PARKING SPACES/UNITS)
CLUBHOUSE PARKING	19 SPACES



City Council
City of Mount Vernon
Mount Vernon, OH 43050

Meeting: 06/10/24 7:30 PM
Dept: Land Use and Development
Keener, Mahan

Category: Planning and Zoning
Prepared By: Todd Hill
Initiator: Todd Hill

SCHEDULED

ORDINANCE 2024-27

DOC ID: 4037

AN ORDINANCE AMENDING THE ZONING CLASSIFICATION OF PARCEL #70-50046.000 AND PARCEL #70-50054.000, ALSO KNOWN AS 875 HARCOURT ROAD, FROM THE PRESENT ZONING OF CLINTON TOWNSHIP GB - GENERAL BUSINESS, TO GB - GENERAL BUSINESS; AND DECLARING AN EMERGENCY.

WHEREAS, the Council of the City of Mount Vernon has received an application for rezoning certain property within the City of Mount Vernon, specifically Parcel #70-50046.000 and Parcel #70-50054.000, also known as 875 Harcourt Road; and

WHEREAS, the Municipal Planning Commission for the City of Mount Vernon met on May 9, 2024 and voted unanimously to approve the zoning change for Parcel #70-50046.000 from Clinton Township GB - General Business, to GB - General Business; and for Parcel #70-50054.000 from Clinton Township GB - General Business, to GB - General Business.

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

SECTION 1: That the City of Mount Vernon hereby amends the zoning classification of Parcel #70-50046.000 and #70-50054.000, also known as 875 Harcourt Road. The zoning will be as indicated:

<u>PARCEL NO.</u>	<u>PROPOSED ZONING</u>
#70-50046.000	GB - GENERAL BUSINESS
#70-50054.000	GB - GENERAL BUSINESS

SECTION 2: That the zoning classification be recorded in Title XI of the Planning and Zoning Codes of the Codified Ordinances of the City of Mount Vernon.

SECTION 3: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason to allow for the development of business within the City, the 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:

05/28/24

City Council

FIRST READING

Ordinance No. 2024-27 was given a first reading. There will be a public hearing on the legislation at 6:40 p.m. on Monday, June 24, 2024. Law Director Rob Broeren explained the state requirement for a public hearing on rezoning legislation.



City of Mount Vernon, Ohio

Development Services

40 Public Square

Mount Vernon, OH 43050

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

To: Clerk of Council

May 20, 2024

Municipal Planning Commission

Meeting Date: May 9, 2024

Case Number: 2024-MPC-08

Zoning Amendment for parcels 70-50046.000 and 70-50054.000 from Clinton TWP GB to GB

Ordinance 2023-43 accepted the annexation of the aforementioned parcels. §1151.09(b) directs inclusion of the annexed territory in one or more of the zoning districts of the City. This initiation was submitted by the Development Services Manager for review by the Municipal Planning Commission for a recommendation to City Council.

A public hearing was held and testimony ensued about the proposed zoning amendment. Following testimony:

Todd Hawkins made a motion to recommend approval of the proposed Zoning Amendment from Clinton TWP GB to GB to City Council. Austin Swallow seconded the motion.

**The motion passed with a 5-0, affirmative vote.
(Yes: Starr, Salyers, Ellsworth, Hawkins; Swallow)**

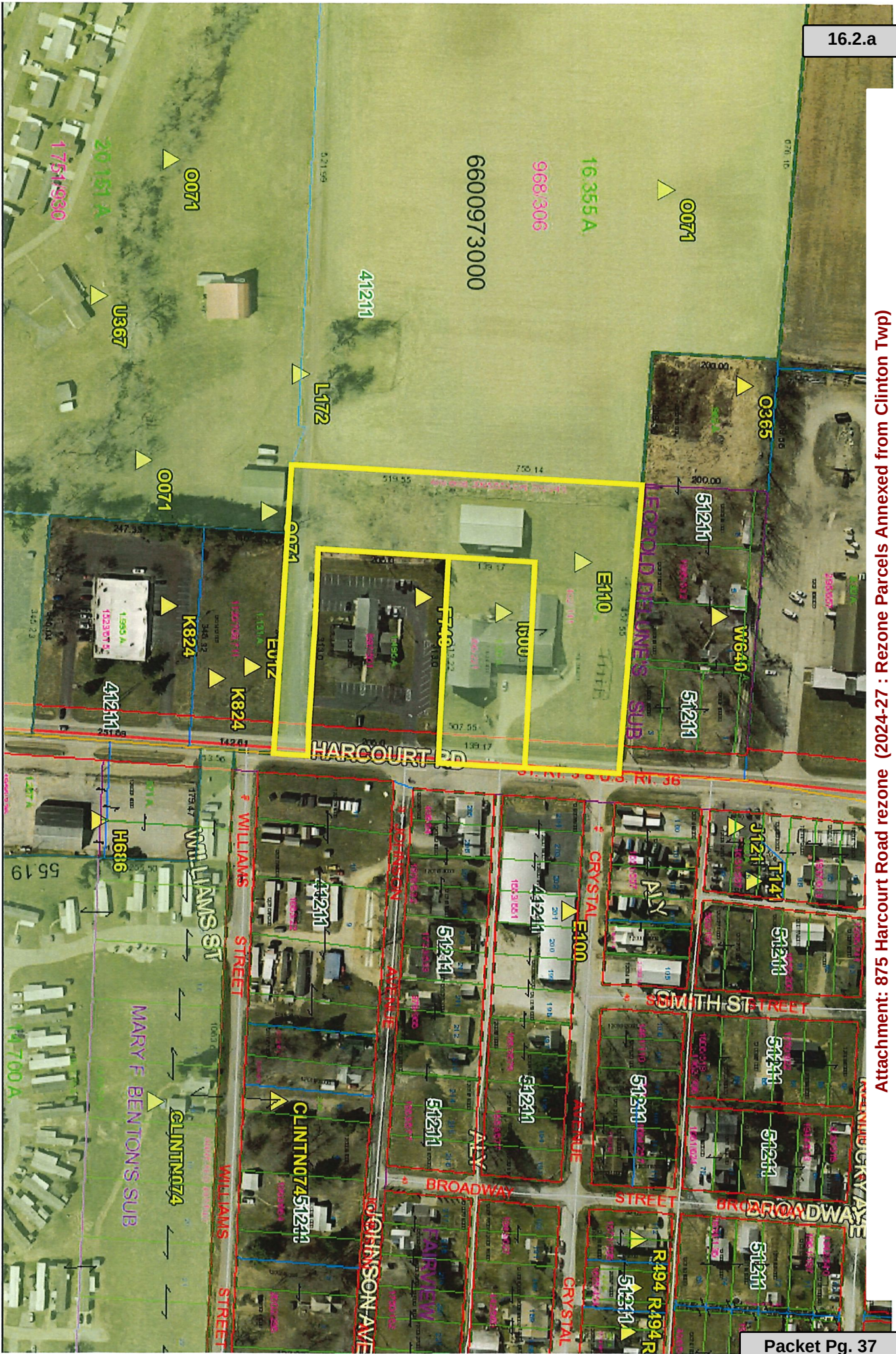
Per §1156.04 Council shall consider the recommendation of the Municipal Planning Commission for the proposed amendment and determine the final approval or denial.

Warm Regards,

Lacie Blankenhorn

Lacie Blankenhorn
Development Services Manager

Attachment: 875 Harcourt Road rezone (2024-27 : Rezone Parcels Annexed from Clinton Twp)



	AG	C-1	HOB	LI-1	MHPD-1	PND	R-4	RPUD	VC	Score
Good Codes	AG/R	CB	I-1	M	NB-1	PUD	R-MH	RR		
	B-1	CC	I-2	M-1	NC	R	RC	RRA		



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

ORDINANCE 2024-28

Meeting: 06/10/24 7:30 PM
Dept: Finance and Budget
Seavolt, Woods
Category: Finance
Prepared By: Rob Broeren
Initiator: Todd Hill
DOC ID: 4038

**AN ORDINANCE TO AMEND CERTAIN PROVISIONS OF CHAPTER 183 OF THE
CODIFIED ORDINANCES OF THE CITY OF MOUNT VERNON REGARDING MUNICIPAL
INCOME TAX; AND DECLARING AN EMERGENCY.**

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

SECTION 1: Section 183.03(B) of the Codified Ordinances be amended to read as follows:

An annual tax for the purposes specified in Section 183.012
<https://codelibrary.amlegal.com/codes/mtvernonoh/latest/mtvernon_oh/0-0-0-29027>(A),
hereof, shall be imposed on and after the first day of January, 2016~~8~~, at the rate of ~~one and one~~
~~half~~ **two** percent (~~1½~~ **2** %) per annum.

SECTION 2: Section 183.062(D) of the Codified Ordinances be amended to read as follows:

(D) For the purposes of division (A)(3) of this section, **and except as provided in division (G) of this section**, receipts from sales and rentals made and services performed shall be sitused to a municipal corporation as follows:

SECTION 3: Section 183.062(F)(1) of the Codified Ordinances be amended to read as follows:

(F) (1) Except as provided in divisions (F)(2) **and (G)** of this section, commissions received by a real estate agent or broker relating to the sale, purchase, or lease of real estate shall be sitused to the municipal corporation in which the real estate is located. Net profit reported by the real estate agent or broker shall be allocated to a municipal corporation based upon the ratio of the commissions the agent or broker received from the sale, purchase, or lease of real estate located in the municipal corporation to the commissions received from the sale, purchase, or lease of real estate everywhere in the taxable year.

SECTION 4: Section 183.062(G) of the Codified Ordinances be amended to read as follows:

~~—(G)— If, in computing a taxpayer's adjusted federal taxable income, the taxpayer deducted any amount with respect to a stock option granted to an employee, and if the employee is not required to include in the employee's income any such amount or a portion thereof because it is exempted from taxation under divisions (11)(L) and (34)(A)(iv) of Section 183.03 of this~~

~~Chapter, by a municipal corporation to which the taxpayer has apportioned a portion of its net profit, the taxpayer shall add the amount that is exempt from taxation to the taxpayer's net profit that was apportioned to that municipal corporation. In no case shall a taxpayer be required to add to its net profit that was apportioned to that municipal corporation any amount other than the amount upon which the employee would be required to pay tax were the amount related to the stock option not exempted from taxation.~~

~~This division applies solely for the purpose of making an adjustment to the amount of a taxpayer's net profit that was apportioned to a municipal corporation under this section.~~

(G)(1) As used in this division:

(a) "Qualifying remote employee or owner" means an individual who is an employee of a taxpayer or who is a partner or member holding an ownership interest in a taxpayer that is treated as a partnership for federal income tax purposes, provided that the individual meets both of the following criteria:

(i) The taxpayer has assigned the individual to a qualifying reporting location.

(ii) The individual is permitted or required to perform services for the taxpayer at a qualifying remote work location.

(b) "Qualifying remote work location" means a permanent or temporary location at which an employee or owner chooses or is required to perform services for the taxpayer, other than a reporting location of the taxpayer or any other location owned or controlled by a customer or client of the taxpayer. "Qualifying remote work location" may include the residence of an employee or owner and may be located outside of a municipal corporation that imposes an income tax in accordance with this chapter. An employee or owner may have more than one qualifying remote work location during a taxable year.

(c) "Reporting location" means either of the following:

(i) A permanent or temporary place of doing business, such as an office, warehouse, storefront, construction site, or similar location, that is owned or controlled directly or indirectly by the taxpayer;

(ii) Any location in this state owned or controlled by a customer or client of the taxpayer, provided that the taxpayer is required to withhold taxes under Section 4 of this Chapter, on qualifying wages paid to an employee for the performance of personal services at that location.

(d) "Qualifying reporting location" means one of the following:

(i) The reporting location in this state at which an employee or owner performs services for the taxpayer on a regular or periodic basis during the taxable year;

(ii) If no reporting location exists in this state for an employee or owner under division (G)(1)(d)(i) of this section, the reporting location in this state at which the employee's or owner's supervisor regularly or periodically reports during the taxable year;

(iii) If no reporting location exists in this state for an employee or owner under division (G)(1)(d)(i) or (ii) of this section, the location that the taxpayer otherwise assigns as the employee's or owner's qualifying reporting location, provided the assignment is made in good faith and is recorded and maintained in the taxpayer's business records. A taxpayer may change the qualifying reporting location designated for an employee or owner under this division at any time.

(2) For tax years ending on or after December 31, 2023, a taxpayer may elect to apply the provisions of this division to the apportionment of its net profit from a business or

profession. For taxpayers that make this election, the provisions of division (F) of this section apply to such apportionment except as otherwise provided in this division.

A taxpayer shall make the election allowed under this division in writing on or with the taxpayer's net profit return or, if applicable, a timely filed amended net profit return or a timely filed appeal of an assessment. The election applies to the taxable year for which that return or appeal is filed and for all subsequent taxable years, until the taxpayer revokes the election.

The taxpayer shall make the initial election with the tax administrator of each municipal corporation with which, after applying the apportionment provisions authorized in this division, the taxpayer is required to file a net profit tax return for that taxable year. A taxpayer shall not be required to notify the tax administrator of a municipal corporation in which a qualifying remote employee's or owner's qualifying remote work location is located, unless the taxpayer is otherwise required to file a net profit return with that municipal corporation due to business operations that are unrelated to the employee's or owner's activity at the qualifying remote work location.

After the taxpayer makes the initial election, the election applies to every municipal corporation in which the taxpayer conducts business. The taxpayer shall not be required to file a net profit return with a municipal corporation solely because a qualifying remote employee's or owner's qualifying remote work location is located in such municipal corporation.

Nothing in this division prohibits a taxpayer from making a new election under this division after properly revoking a prior election.

(3) For the purpose of calculating the ratios described in division (F)(1) of this section, all of the following apply to a taxpayer that has made the election described in division (G)(2):

(a) For the purpose of division (F)(1)(a) of this section, the average original cost of any tangible personal property used by a qualifying remote employee or owner at that individual's qualifying remote work location shall be situated to that individual's qualifying reporting location.

(b) For the purpose of division (F)(1)(b) of this section, any wages, salaries, and other compensation paid during the taxable period to a qualifying remote employee or owner for services performed at that individual's qualifying remote work location shall be situated to that individual's qualifying reporting location.

(c) For the purpose of division (F)(1)(c) of this section, and notwithstanding division (F)(4) of this section, any gross receipts of the business or profession from services performed during the taxable period by a qualifying remote employee or owner for services performed at that individual's qualifying remote work location shall be situated to that individual's qualifying reporting location.

(4) Nothing in this division prevents a taxpayer from requesting, or a tax administrator from requiring, that the taxpayer use, with respect to all or a portion of the income of the taxpayer, an alternative apportionment method as described in division (F)(2) of this

section. However, a tax administrator shall not require an alternative apportionment method in such a manner that it would require a taxpayer to file a net profit return with a municipal corporation solely because a qualifying remote employee's or owner's qualifying remote work location is located in that municipal corporation.

(5) Except as otherwise provided in this division, nothing in this division is intended to affect the withholding of taxes on qualifying wages pursuant to Section 4 of this Chapter.

SECTION 5: Section 183.094 of the Codified Ordinances be amended to read as follows:

(A) Any taxpayer that has duly requested an automatic six-month extension for filing the taxpayer's federal income tax return shall automatically receive an extension for the filing of a municipal income tax return. The extended due date of the municipal income tax return shall be the fifteenth day of the tenth month after the last day of the taxable year to which the return relates. **For tax years ending on or after January 1, 2023, the extended due date of City's income tax return for a taxpayer that is not an individual shall be the 15th day of the eleventh month after the last day of the taxable year to which the return relates.**

(B) Any taxpayer that qualifies for an automatic federal extension for a period other than six-months for filing the taxpayer's federal income tax return shall automatically receive an extension for the filing of a municipal income tax return. The extended due date of the municipal income tax return shall be the same as that of the extended federal income tax return.

(C) A taxpayer that has not requested or received a six-month extension for filing the taxpayer's federal income tax return may request that the tax administrator grant the taxpayer a six-month extension of the date for filing the taxpayer's municipal income tax return. If the request is received by the tax administrator on or before the date the municipal income tax return is due, the tax administrator shall grant the taxpayer's requested extension.

(D) An extension of time to file under this chapter is not an extension of the time to pay any tax due unless the Tax Administrator grants an extension of that date.

(E) If the State Tax Commissioner extends for all taxpayers the date for filing state income tax returns under division (G) of section 5747.08 of the Ohio Revised Code, a taxpayer shall automatically receive an extension for the filing of a municipal income tax return. The extended due date of the municipal income tax return shall be the same as the extended due date of the state income tax return.

(F) If the Tax Administrator considers it necessary in order to ensure the payment of the tax imposed by the City, the Tax Administrator may require taxpayers to file returns and make payments otherwise than as provided in this division, including taxpayers not otherwise required to file annual returns.

(G) If a taxpayer receives an extension for the filing of a municipal income tax return under divisions (A), (B), or (C) of this section, the Tax Administrator shall not make any inquiry or send any notice to the taxpayer with regard to the return on or before the date the taxpayer files the return or on or before the extended due date to file the return, whichever occurs first. If a Tax Administrator violates division (G) of this section, the municipal corporation shall reimburse the taxpayer for any reasonable costs incurred to respond to such inquiry or notice, up to \$150. Division (G) of this section does not apply to an extension received under division (A) of this section if the Tax Administrator has actual knowledge that the taxpayer failed to file for a federal extension as required to receive the

extension under division (A) of this section or failed to file for an extension under division (C) of this section.

SECTION 6: Section 183.10(C) of the Codified Ordinances be amended to read as follows:

(4) (a) For tax years ending on or before December 31, 2022, with respect to returns other than estimated income tax returns, the Municipality shall impose a monthly penalty of twenty-five dollars **(\$25)** for each failure to timely file each return, regardless of the liability shown thereon for each month, or any fraction thereof, during which the return remains unfiled regardless of the liability shown thereon. The penalty shall not exceed a total of one hundred fifty dollars **(\$150)** in assessed penalty for each failure to timely file a return.

(b) For tax years ending on or after January 1, 2023, with respect to returns other than estimated income tax returns, the City may impose a penalty not exceeding twenty-five dollars (\$25) for each failure to timely file each return, regardless of the liability shown thereon, except that the City shall abate or refund the penalty assessed on a taxpayer's first failure to timely file a return after the taxpayer files that return.

SECTION 7: Section 183.22 of the Codified Ordinances be added and to read as follows:

183.22 ELECTION TO BE SUBJECT TO R.C. 718.80 TO 718.95

The City of Mount Vernon hereby adopts and incorporates herein by reference Sections 718.80 to 718.95 of the ORC for tax years beginning on or after January 1, 2018.

“Taxpayer” has the same meaning as in section 718.01 of the ORC, except that “taxpayer” does not include natural persons or entities subject to the tax imposed under Chapter 5745 of the ORC. “Taxpayer” may include receivers, assignees, or trustees in bankruptcy when such persons are required to assume the role of a taxpayer.

SECTION 8: 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 bring the City's tax code into compliance with recent changes made to the Revised Code, 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:

05/28/24

City Council

FIRST READING

Ordinance No. 2024-28 was given a first reading. Seavolt requested a 15-minute meeting of the Finance and Budget Committee on the legislation for June 10, 2024.



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

ORDINANCE 2024-29

Meeting: 06/10/24 7:30 PM
Dept: Employee and Community Rel.
Woods, Keener
Category: Unions
Prepared By: Rob Broeren
Initiator: Todd Hill
DOC ID: 4045

AN ORDINANCE WITH REFERENCE TO THE WAGES AND BENEFITS OF BARGAINING UNIT EMPLOYEES AND FIXING THE WAGES AND BENEFITS OF BARGAINING UNIT EMPLOYEES OF THE CITY OF MOUNT VERNON POLICE DEPARTMENT WHO ARE MEMBERS OF THE CERTIFIED UNIT KNOWN AS POLICE SERGEANTS AND LIEUTENANTS, POLICE OFFICERS AND POLICE RECORDS CLERK TO BE EFFECTIVE THE FIRST DAY OF JULY, 2024; AND DECLARING AN EMERGENCY.

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

- (1) Police Sergeants and Lieutenants
- (2) Police Officers
- (3) Information Technician/Police Records Administrator

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

SECTION 1: That this Ordinance incorporates agreement between the Mount Vernon Police Union, Fraternal Order of Police, Ohio Labor Council, Inc., and the City of Mount Vernon, Ohio, which becomes effective July 1, 2024 (attached as Exhibit A), for the listed units.

SECTION 2: That the wage provision of the agreement between the Mount Vernon Police Union, Fraternal Order of Police, Ohio Labor Council, Inc., and the City of Mount Vernon, Ohio, for the listed units, be effective from June 9, 2024.

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



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

ORDINANCE 2024-30

Meeting: 06/10/24 7:30 PM
Dept: Employee and Community Rel.
Woods, Keener
Category: Personnel
Prepared By: Rob Broeren
Initiator: Todd Hill
DOC ID: 4048

AN ORDINANCE FIXING THE NUMBER OF HOURLY EMPLOYEES OF THE CITY OF MOUNT VERNON IN THE PUBLIC WORKS DEPARTMENT; 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:

DEPARTMENT OF PUBLIC WORKS

3 5 Public Works Crew Leaders
4 2 Public Works Traffic Signal Technicians
Not more than 46 13 Public Works Technicians
2 Customer Support Specialists II
Seasonal Personnel

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

SECTION 2: Any provision in legislation previously adopted which is in conflict with this Ordinance is repealed.

SECTION 3: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety, and to allow proper utilization of staff within the Public Works 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.