

City Council
Legislative Session

Agenda

November 25, 2024
7:30 PM

COMMITTEE MEETINGS

Mount Vernon City Council
Committee Meeting Schedule
November 25, 2024

6:15-6:30 p.m.	Reserve balance account	Finance & Budget Seavolt
6:30-7:00 p.m.	RFQ for muni buildings construction	Streets & Public Buildings Severns
7:00-7:15 p.m.	Columbus Delano Field of Discovery	Parks & Recreation Miller

- 11-25-24 Committee Meeting Schedule

MEETING WILL RECESS UNTIL 7:30 P.M.

CALL TO ORDER

INVOCATION

Chaplain Dave Matos, Gentiva Hospice

PLEDGE OF ALLEGIANCE

ACCEPTANCE OF MINUTES

- City Council - Legislative Session - Nov 12, 2024 7:30 PM

RECEIVE PETITIONS AND COMMUNICATIONS

None.

RECEIVE COMMITTEE REPORTS

- 10-28-24B Utilities Committee Meeting Minutes
- 11-12-24 Parks and Recreation Committee Meeting Minutes
- 11-12-24 Streets and Public Buildings Committee Meeting Minutes

- 11-12-24 Employee and Community Relations Committee Meeting Minutes

LIQUOR CONTROL LICENSE

- 11-25-24 Liquor Permit

To 524 K D Brothers Inc., dba Bakers IGA, 524 S. Main St., Mount Vernon, Ohio.

PROCLAMATION

None.

PERSONS SPEAKING ON MATTERS OF CITY CONCERN

None.

RESOLUTIONS FOR THIRD READING

RESOLUTION NO. 2024-102

A RESOLUTION AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO RELEASE A REQUEST FOR QUALIFICATIONS FOR IDENTIFYING AND SELECTING A QUALIFIED FIRM OR FIRMS TO PROVIDE PROFESSIONAL SERVICES FOR OWNER'S REPRESENTATIVE SERVICES RELATED TO THE CONSTRUCTION OF MUNICIPAL BUILDINGS, IDENTIFY AND ENTER INTO CONTRACT WITH THE SELECTED FIRM OR FIRMS FOR THE PROFESSIONAL SERVICES FOR OWNER'S REPRESENTATIVE SERVICES RELATED TO THE CONSTRUCTION OF MUNICIPAL BUILDINGS; AND DECLARING AN EMERGENCY.

Streets and Public Buildings: Severns, Ruckman

RESOLUTION NO. 2024-112

A RESOLUTION AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO ADVERTISE FOR BIDS AND ENTER INTO CONTRACT FOR THE 2024 CDBG EAST VINE STREET SIDEWALK PROJECT; AND DECLARING AN EMERGENCY.

Streets and Public Buildings: Severns, Ruckman

RESOLUTIONS FOR SECOND READING

RESOLUTION NO. 2024-119

A RESOLUTION CREATING THE COLUMBUS DELANO FIELD OF DISCOVERY IN ARIEL-FOUNDATION PARK.

Parks and Recreation: Miller, Severns

RESOLUTIONS FOR FIRST READING

RESOLUTION NO. 2024-121

A RESOLUTION CONFIRMING THE MAYOR'S RE-APPOINTMENT OF ERIN DANIELS AS A MEMBER OF THE NEW COMMUNITY AUTHORITY BOARD OF TRUSTEES FOR A ONE-YEAR TERM; AND DECLARING AN EMERGENCY.

Employee and Community Rel.: Woods, Keener

RESOLUTION NO. 2024-122

A RESOLUTION AUTHORIZING AND DIRECTING THE SAFETY-SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH CDC OF OHIO, INC. FOR ADMINISTRATION OF PY 2024 COMMUNITY DEVELOPMENT ALLOCATION AND NEIGHBORHOOD REVITALIZATION GRANT PROGRAMS; AND DECLARING AN EMERGENCY.

Streets and Public Buildings: Severns, Ruckman

RESOLUTION NO. 2024-123

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

Finance and Budget: Seavolt, Woods

RESOLUTION NO. 2024-124

A RESOLUTION AUTHORIZING AND DIRECTING THE SAFETY-SERVICE DIRECTOR TO ENTER INTO CONTRACTS WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR SNOW AND ICE REMOVAL AND CONTROL AND MAINTENANCE AND REPAIR ON STATE HIGHWAYS WITHIN AND CONTIGUOUS TO THE CITY; AND DECLARING AN EMERGENCY.

Streets and Public Buildings: Severns, Ruckman

RESOLUTION NO. 2024-125

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. 2024-126

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

Finance and Budget: Seavolt, Woods

RESOLUTION NO. 2024-127

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

Finance and Budget: Seavolt, Woods

ORDINANCES FOR THIRD READING

None.

ORDINANCES FOR SECOND READINGORDINANCE NO. 2024-45

AN ORDINANCE TO APPROVE, ADOPT AND ENACT THE AUGUST 2024 REPLACEMENT PAGES TO THE CODIFIED ORDINANCES; TO REPEAL ORDINANCES IN CONFLICT THEREWITH; TO PUBLISH THE ENACTMENT OF NEW MATTER; AND DECLARING AN EMERGENCY.

Land Use and Development: Keener, Mahan

ORDINANCE NO. 2024-46

AN ORDINANCE AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO PERMIT OVERNIGHT CAMPING IN CITY-OWNED PARKS.

Parks and Recreation: Miller, Severns

ORDINANCES FOR FIRST READINGORDINANCE NO. 2024-47

AN ORDINANCE TO CAP ANNUAL CONTRIBUTIONS TO THE MOUNT VERNON RESERVE BALANCE ACCOUNT AND TO ESTABLISH PROVISIONS FOR FUND TRANSFER TO AN INTEREST-BEARING ACCOUNT AND MANAGEMENT OF THE NEW ACCOUNT.

Finance and Budget: Seavolt, Woods

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
November 20, 2024

Mount Vernon City Council Committee Meeting Schedule November 25, 2024

6:15-6:30 p.m.	Reserve balance account	Finance & Budget Seavolt
6:30-7:00 p.m.	RFQ for municipal buildings construction	Streets & Public Buildings Severns
7:00-7:15 p.m.	Columbus Delano Field of Discovery	Parks & Recreation Miller

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



Utilities Committee Meeting Minutes

October 28, 2024 – 6:31 p.m. to 6:41 p.m.

COUNCIL PRESENT:

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

ABSENT:

Janis Seavolt, At-Large
Amber Keener, At-Large

OTHERS IN ATTENDANCE:

Tanner Salyers, Safety-Service Director
Rob Broeren, Law Director
Brian Ball, Engineer
David Stuller, Treasurer
Robert Morgan, Police Chief
Aaron Reinhart, Utilities Director
Todd Hill, Clerk
Cheryl Splain, Knox Pages

The committee discussed Resolution No. 2024-111, to prepare and submit an application to participate in the Ohio Public Works Commission Capital Improvement Program in a joint partnership agreement between the City and Clinton Township for funding for the Crystal Avenue water main extension project. Engineer Brian Ball detailed the project, noting that the grant application deadline is Nov. 1, 2024. He added that sewer lines at Crystal Avenue have already been installed. Clinton Township Trustee Donna Hostetler noted that the water quality in that area is currently poor. Ball added that work on the project could start as early as summer 2025. No further meetings on the matter were requested. Resolution No. 2024-111 was up for a first reading at Council's Legislative Session later in the evening.

Respectfully submitted,

John Ruckman, Chair
Utilities Committee
Mount Vernon City Council

TW/th



**Parks and Recreation Committee Meeting Minutes
November 12, 2024 – 6:45 p.m. to 6:57 p.m.**

COUNCIL PRESENT:

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

OTHERS IN ATTENDANCE:

Matthew Starr, Mayor
Tanner Salyers, Safety-Service Director
Rob Broeren, Law Director
Paul Mayville, Auditor
Brian Ball, Engineer
Aaron Reinhart, Utilities Director
Jeff Derr, Recreation Director
Todd Hill, Clerk
Grant Richey, Knox Pages

Recreation Director Jeff Derr presented a rundown of the summer season at Hiawatha Water Park. He noted that admissions and concessions combined for revenues of \$453,000, both above projections, and nearly covering the cost of the pool management contract. The contract and expenses combined came to \$600,000. Hawkins observed that residents complain about the pool closing in mid-August, but Derr noted that 95 percent of the lifeguard staff is made up of high schoolers, who return to school then. Safety-Service Director Tanner Salyers added that the Administration is looking at updating the marketing for the pool next year. No further meetings on the subject were requested.

Respectfully submitted,

Mike Miller, Chair
Parks and Recreation Committee
Mount Vernon City Council

MM/th



2024-2025

Streets and Public Buildings Committee Meeting Minutes November 12, 2024 – 6:57 p.m. to 7:06 p.m.

COUNCIL PRESENT:

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

OTHERS IN ATTENDANCE:

Matthew Starr, Mayor
Tanner Salyers, Safety-Service Director
Rob Broeren, Law Director
Paul Mayville, Auditor
Brian Ball, Engineer
Aaron Rinehart, Utilities Director
Jeff Derr, Recreation Director
Todd Hill, Clerk
Grant Richey, Knox Pages

The committee discussed Resolution No. 2024-112, to advertise for bids and enter into contract for the 2024 East Vine Street sidewalk project. Engineer Brian Ball explained that the project covers the north side of East Vine between Potwin and Center streets, with the total construction cost to be \$146,000 to \$155,000 and the City allocation \$130,000. He added that the project would go to bid after the 2025 budget is approved. Miller asked if there had been public meetings on the project, and if the sidewalks on East High Street would qualify for Community Development Block Grant (CDBG) funding. Ball responded that a public hearing was held earlier in the year, and that East High Street is not in the same Census tract. No further meetings on the matter were requested. Resolution No. 2024-112 was up for a second reading at Council's Legislative Session later in the evening.

Respectfully submitted,

Mel Severns, Chair
Streets and Public Buildings Committee
Mount Vernon City Council
MS/th



2024-2025

**Streets and Public Buildings Committee Meeting Minutes
November 12, 2024 – 6:57 p.m. to 7:06 p.m.**

COUNCIL PRESENT:

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

OTHERS IN ATTENDANCE:

Matthew Starr, Mayor
Tanner Salyers, Safety-Service Director
Rob Broeren, Law Director
Paul Mayville, Auditor
Brian Ball, Engineer
Aaron Rinehart, Utilities Director
Jeff Derr, Recreation Director
Todd Hill, Clerk
Grant Richey, Knox Pages

The committee discussed Resolution No. 2024-112, to advertise for bids and enter into contract for the 2024 East Vine Street sidewalk project. Engineer Brian Ball explained that the project covers the north side of East Vine between Potwin and Center streets, with the total construction cost to be \$146,000 to \$155,000 and the City allocation \$130,000. He added that the project would go to bid after the 2025 budget is approved. Miller asked if there had been public meetings on the project, and if the sidewalks on East High Street would qualify for Community Development Block Grant (CDBG) funding. Ball responded that a public hearing was held earlier in the year, and that East High Street is not in the same Census tract. No further meetings on the matter were requested. Resolution No. 2024-112 was up for a second reading at Council's Legislative Session later in the evening.

Respectfully submitted,

Mel Severns, Chair
Streets and Public Buildings Committee
Mount Vernon City Council
MS/th

**NOTICE TO LEGISLATIVE
AUTHORITY**

OHIO DIVISION OF LIQUOR CONTROL
8808 TUSSING ROAD, P.O. BOX 4005
REYNOLDSBURG, OHIO 43088-9005
(614)644-2380 FAX(614)644-3168

1878961		NEW		TO	
PERMIT NUMBER		TYPE		524 K D BROTHERS INC	
ISSUE DATE				DBA BAKERS IGA	
07 08 2022				524 S MAIN STREET	
FILING DATE				MT VERNON OH 43050	
C1 C2					
PERMIT CLASSES					
42	077	B		D47488	
TAX DISTRICT				RECEIPT NO.	
FROM 11/07/2024					

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



MAILED 11/07/2024

RESPONSES MUST BE POSTMARKED NO LATER THAN. 12/09/2024

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 NEW 1878961**

(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 Officer

CLERK OF MT VERNON CITY COUNCIL
CITY HALL
40 PUBLIC SQ
MT VERNON OHIO 43050



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)



CLERK OF MT VERNON CITY COUNCIL

November 13, 2024

CITY HALL
40 PUBLIC SQ
MT VERNON, OH 43050

**NOTICE TO LEGISLATIVE AUTHORITIES
Objections to Renewal of a Retail Liquor Permit**

Dear Clerk of Legislative Authority:

All Class C and D retail permits to sell alcoholic beverages in your political subdivision will expire on **February 1, 2025**. In order to maintain permit privileges, every permit holder must file an online renewal application with the Division.

Ohio Revised Code Section 4303.271(B) provides the legislative authority with the right to object to the renewal of a retail permit and to request a hearing. The hearing may be held in the county seat of the county in which the permit premises is located if that request is made in writing. This will be your only opportunity to object to the renewal of a liquor permit premises which might be a problem in your community.

In order to register a valid objection with the Division of Liquor Control and request a hearing, the legislative authority must pass a resolution that specifies the problems at the liquor permit premises and the legal grounds for the objection as set forth in Ohio Revised Code Section 4303.292(A). We suggest that a separate resolution be passed for each permit premises. The Chief Legal Officer of your political subdivision must also submit a statement with the resolution that, in their opinion, the objection is based on substantial legal grounds within the meaning and intent of Ohio Revised Code Section 4303.29(A).

The resolution and Chief Legal Officer's statement must be sent by email (below) or mailed to the Division of Liquor Control, Attn: Legal Section, 6606 Tussing Road, P.O. Box 4005, Reynoldsburg, Ohio 43068-9005 and postmarked no later than January 2, 2025.

You may wish to contact the law enforcement agency for your jurisdiction to determine if it has any information which will aid in your decision whether or not to object and request a hearing. You can find retail permit holders within your jurisdiction by going to com.ohio.gov/findapermithubolder. Select your city/township name where asked and "issued" under "class issue status." For more information on other ways to deal with problems establishments, including a copy of the text of this letter, go to com.ohio.gov/govhelp.

If you determine that there are no permit premises within your jurisdiction that you wish to object to, you do not need to take any further action. The renewal applications for those premises will be submitted by the permit holders and will be processed by the Division as appropriate.

If you have any questions, please contact the Legal Section at liquorlegal@com.ohio.gov. Sign up for our emails at com.ohio.gov/stayinformed.

DOLC Licensing Section

Communication: 11-25-24 Liquor Permit (Liquor Control License)



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

RESOLUTION 2024-102

Meeting: 11/25/24 7:30 PM
Dept: Streets and Public Buildings
Severns, Ruckman
Category: Public Buildings
Prepared By: Rob Broeren
Initiator: Todd Hill
DOC ID: 4117

A RESOLUTION AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO RELEASE A REQUEST FOR QUALIFICATIONS FOR IDENTIFYING AND SELECTING A QUALIFIED FIRM OR FIRMS TO PROVIDE PROFESSIONAL SERVICES FOR OWNER'S REPRESENTATIVE SERVICES RELATED TO THE CONSTRUCTION OF MUNICIPAL BUILDINGS, IDENTIFY AND ENTER INTO CONTRACT WITH THE SELECTED FIRM OR FIRMS FOR THE PROFESSIONAL SERVICES FOR OWNER'S REPRESENTATIVE SERVICES RELATED TO THE CONSTRUCTION OF MUNICIPAL BUILDINGS; AND DECLARING AN EMERGENCY.

WHEREAS, Revised Code sections 153.65-73 allow local governments to select architects, engineers and other design professionals on Qualifications-Based criteria.

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 professional services for owner's representative services related to the construction of municipal buildings.

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 for professional services for owner's representative services related to the construction of municipal buildings.

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 allow proper supervision of the City's upcoming municipal building construction projects, 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:

10/14/24 City Council FIRST READING

Resolution No. 2024-102 was given a first reading. Severns requested a 10-minute meeting of the Streets and Public Buildings Committee on the legislation for Oct. 28, 2024.

10/28/24 City Council SECOND READING

Resolution No. 2024-102 was given a second reading. Severns requested a 15-minute meeting of the Streets and Public Buildings Committee on the legislation for Nov. 12, 2024.

11/12/24

City Council

POSTPONED TO A CERTAIN TIME

Severns made a motion to postpone the third reading of Resolution No. 2024-102 to the Legislative Session of Nov. 25, 2024, with a second by Ruckman. Motion passed by a roll-call vote of 7-0. Law Director Rob Broeren noted that there will be a 30-minute Streets and Public Buildings Committee meeting on the legislation on Nov. 25.



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

SCHEDULED

RESOLUTION 2024-112

Meeting: 11/25/24 7:30 PM
Dept: Streets and Public Buildings
Severns, Ruckman
Category: Bid/Contract
Prepared By: Rob Broeren
Initiator: Todd Hill
DOC ID: 4130

A RESOLUTION AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO ADVERTISE FOR BIDS AND ENTER INTO CONTRACT FOR THE 2024 CDBG EAST VINE STREET SIDEWALK 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 enter into a contract for the 2024 CDBG East Vine Street Sidewalk 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 bids must be solicited at the earliest possible time to avoid future cost increases, 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:

10/28/24 City Council FIRST READING

Resolution No. 2024-112 was given a first reading. Severns requested a 10-minute meeting of the Streets and Public Buildings Committee on the legislation for Nov. 12, 2024.

11/12/24 City Council SECOND READING

Resolution No. 2024-112 was given a second reading.



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

RESOLUTION 2024-119

Meeting: 11/25/24 7:30 PM
Dept: Parks and Recreation
Miller, Severns
Category: Parks
Prepared By: Rob Broeren
Initiator: Todd Hill
DOC ID: 4140

A RESOLUTION CREATING THE COLUMBUS DELANO FIELD OF DISCOVERY IN ARIEL-FOUNDATION PARK.

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

SECTION 1: Purpose and Intent The purpose of this resolution is to establish the Columbus Delano Field of Discovery within Ariel-Foundation Park, to enhance public awareness of Delano's contributions to government and conservation, to provide an ecologically diverse environment, support native species, and offer educational and recreational opportunities to the community.

SECTION 2: Designation of the Columbus Delano Field of Discovery The area designated as the Columbus Delano Field of Discovery shall be located within the West Prairie area of Ariel-Foundation Park, an area chosen for its natural beauty, accessibility, and alignment with conservation values upheld by the City of Mount Vernon and its various committees and community partners dedicated to the same goals.

SECTION 3: Components of the Columbus Delano Field of Discovery

1. Native Pollinator and Grass Zones

The field shall feature sections planted with native pollinator flowers and grasses indigenous to Ohio. These zones will promote biodiversity, support pollinators like bees, butterflies, and birds, and enhance the aesthetic value of the park.

2. Sunflower Fields

The Columbus Delano Field of Discovery shall contain dedicated fields of sunflowers, symbolizing growth and the power of nature, and providing a visual and sensory experience for visitors.

3. Walking Trails

Environmentally friendly, accessible walking trails shall be established throughout the field to provide public access and enhance recreational opportunities while preserving natural ecosystems.

4. Educational Kiosks

Kiosks placed strategically throughout the Columbus Delano Field of Discovery will offer educational information about Columbus Delano's contributions, native Ohio ecosystems, conservation practices, and the importance of preserving native flora and fauna.

5. Biodegradable Public Art Installations

To inspire ecological awareness, public art installations composed of biodegradable materials shall be periodically installed. These installations will blend with the environment and gradually return to the earth, embodying the principles of sustainability and conservation.

6. Native Trees of Ohio Grove

A grove featuring over fifty (or more) native Ohio trees shall be established, showcasing a variety of species. This grove will serve as a lasting tribute to Ohio's natural heritage and provide shade, habitat, and educational opportunities for visitors.

7. Johnny Appleseed Heritage Arbor

An arbor of apple trees, directly descended from the original Johnny Appleseed orchards, shall be cultivated in the Columbus Delano Field of Discovery. This feature will honor Ohio's agricultural history and allow visitors to experience a living connection to Johnny Appleseed's legacy.

SECTION 4: Management and Maintenance The Columbus Delano Field of Discovery shall be managed by the City of Mount Vernon in partnership with the Ariel Foundation Park Conservancy. Management will ensure the area is maintained sustainably and aligns with ecological preservation practices, including seasonal planting, routine upkeep of trails, and preservation of native species.

HISTORY:

11/12/24

City Council

FIRST READING

Resolution No. 2024-119 was given a first reading. Miller requested a 15-minute meeting of the Parks and Recreation Committee on the legislation for Nov. 25, 2024.



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

RESOLUTION 2024-121

Meeting: 11/25/24 7:30 PM
Dept: Employee and Community Rel.
Woods, Keener
Category: Reappointment
Prepared By: Todd Hill
Initiator: Todd Hill
DOC ID: 4143

**A RESOLUTION CONFIRMING THE MAYOR'S RE-APPOINTMENT OF ERIN DANIELS AS
A MEMBER OF THE NEW COMMUNITY AUTHORITY BOARD OF TRUSTEES FOR A
ONE-YEAR TERM; AND DECLARING AN EMERGENCY.**

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

SECTION 1: That the Council for the City of Mount Vernon confirm the Mayor's re-appointment of Erin Daniels, 19 Highmeadow Drive, Mount Vernon, Ohio, to the New Community Authority Board of Trustees, commencing November 26, 2024, and ending November 26, 2025.

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 2024-122

Meeting: 11/25/24 7:30 PM
Dept: Streets and Public Buildings
Severns, Ruckman
Category: Contract
Prepared By: Rob Broeren
Initiator: Todd Hill
DOC ID: 4144

A RESOLUTION AUTHORIZING AND DIRECTING THE SAFETY-SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH CDC OF OHIO, INC. FOR ADMINISTRATION OF PY 2024 COMMUNITY DEVELOPMENT ALLOCATION AND NEIGHBORHOOD REVITALIZATION GRANT PROGRAMS; AND DECLARING AN EMERGENCY.

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

SECTION 1: The Safety-Service Director for the City of Mount Vernon is hereby authorized and directed to enter into a contract with CDC of Ohio, Inc. for administration of PY 2024 Community Development Allocation and Neighborhood Revitalization Grant Programs, contract attached as Exhibit A.

SECTION 2: This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for further reason to properly administer various grants which CDC has helped the City obtain, 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.

**MOUNT VERNON
PY 2024 COMMUNITY DEVELOPMENT BLOCK GRANT CONTRACT WITH
CDC OF OHIO, INC. FOR
ADMINISTRATION OF PY 2024 COMMUNITY DEVELOPMENT
ALLOCATION AND NEIGHBORHOOD REVITALIZATION GRANT PROGRAMS**

This Contract entered into on _____, 2024, by Mount Vernon, Ohio, party of the first part, hereinafter referred to as the "City", and CDC of Ohio, Inc., party of the second part, hereinafter referred to as the "Consultant", located in Columbus, Ohio.

WITNESSETH THAT:

In consideration of the mutual agreements hereinafter set forth, the parties hereto, legally intended to be bound hereby, do agree for themselves and their respective successors and assigns, as follows:

**ARTICLE I
EMPLOYMENT OF CONSULTANT**

1. The City agrees to engage the Consultant for the Compensation set forth in Article IV and the Consultant agrees to perform the services described in Article II, according to the terms set forth herein.
2. CDC of Ohio, Inc. will subcontract with Donald B. Eager & Associates to maintain the Fair Housing Hotline and process Fair Housing complaints. No other work or services covered by this Contract will be sub-contracted without the prior written approval of the City. The Consultant will hold the City harmless from any and all claims, demands, and actions based upon or arising out of any work performed by himself or his employees under this Contract.
3. The Consultant will comply with all applicable laws of the State of Ohio, the same as if specifically set forth herein.

**ARTICLE II
SCOPE OF SERVICES**

The scope of services to be performed under this Contract by the Consultant is described in Appendix A, "Work Program", attached hereto, made a part hereof, and incorporated herein by reference as though fully set forth herein.

**ARTICLE III
TIME OF PERFORMANCE**

The official beginning date shall be September 1, 2024, and all of the services required hereunder shall be completed no later than October 31, 2026, or as such time period is extended by the Ohio Department of Development. This contract shall only be valid upon execution of a grant agreement with the Ohio Department of Development.

Attachment: Ex A - CDC of Ohio Contract Mount Vernon NRG and Allocation No. 938 (2024-122 : PY 2024 Contract with CDC)

ARTICLE IV COMPENSATION

The City shall pay the Consultant according to the methods of payment and the amounts described in Appendix B, "Payment Schedule", for a total of Seventy-Nine Thousand Dollars (\$79,000) for services set out in this Contract. Appendix B, "Payment Schedule" attached hereto, is made a part hereof, and is incorporated herein by reference as though fully set forth herein.

ARTICLE V DATA TO BE FURNISHED TO CONSULTANT

All information, data, reports, records, and maps as are existing, available, and necessary for the carrying out of the work will be furnished to the Consultant without charge by the City and the City will cooperate with the Consultant in the carrying out of the Scope of Services.

ARTICLE VI PERSONNEL

1. The Consultant represents that he has or will secure at his own expense, all personnel required in performing the services under this Contract, except as outlined in Article I. Such personnel shall not be employees of the City.
2. The Consultant accepts full responsibility for payment of unemployment insurance, premiums for workmen's compensation, and social security, where applicable, as well as all income tax deductions required by law for employees engaged in the work authorized by this Contract.
3. The Consultant agrees to withhold all City income taxes due or payable under the provisions of Ordinance No. 1982-31 for wages, salaries, and commissions paid to its employees, and further agrees that any of its subcontractors shall be required to agree to withhold any such City income taxes due under said Ordinance for services performed, as applicable.

ARTICLE VII TERMINATION OF CONTRACT FOR CAUSE

If, through any cause, the Consultant fails to fulfill in timely and proper manner his obligations under this Contract, or if the Consultant violates any of the covenants, agreements, or stipulations of this Contract, the City will have the right to terminate this Contract by giving five days written notice to the Consultant of such termination. In such event, all finished or unfinished documents, data, studies, surveys, drawings, maps, models, photographs and reports prepared by the Consultant under this Contract will, at the option of the City, become their property and the Consultant will be entitled to receive just and equitable compensation for any satisfactory work completed on such documents. Likewise, in the event of default by the City or due to circumstances beyond the control of the Consultant, the Consultant will have the right to terminate this Contract by giving five days written notice to the City of such termination. The Consultant will be entitled to receive just and equitable compensation for any satisfactory work completed.

ARTICLE VIII TERMINATION FOR CONVENIENCE OF CITY

The City may terminate this Contract at any time by giving thirty days written notice to the Consultant. In that event, all finished or unfinished documents and other materials as described in Article II above will, at the option of the City, become their property. The Consultant will be paid an amount which bears the same ratio to the total services of the Consultant covered by this Contract, less payments of the compensation previously made.

ARTICLE IX CHANGES

Changes in the Contract may be requested by any of the parties thereto. Such changes, including any increase or decrease in the amount of the Consultant's compensation will be incorporated in written amendments to this Contract when mutually agreed upon by the City and the Consultant.

ARTICLE X PROVISION OF TRAINING, EMPLOYMENT, AND BUSINESS OPPORTUNITIES

1. The work to be performed under this Contract is on a project assisted under a program providing direct Federal financial assistance from the Department of Housing and Urban Development and is subject to the requirements of Section 3 of the Housing and Urban Development Act of 1968, as amended, 12 U.S.C. 1701u. Section 3 requires that to the greatest extent feasible, opportunities for training and employment be given lower income residents of the project area and contracts for work in connection with the project be awarded to business concerns which are located in, or owned in substantial part by persons residing in the area of the project.
2. The parties to this Contract will comply with the provisions of said Section 3 and the regulations issued pursuant thereto by the Secretary of Housing and Urban Development set forth in 24 CFR Part 135, and all applicable rules and orders of the Department issued thereunder prior to the execution of this Contract. The parties to this Contract certify and agree that they are under no contractual or other disability which would prevent them from complying with these requirements.

ARTICLE XI EQUAL EMPLOYMENT OPPORTUNITY

In carrying out this Contract, the Consultant shall not discriminate against any employee or applicant for employment because of race, color, religion, sex, national origin, handicap or familial status. Such action shall include, but not be limited to, the following: employment, up-grading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; selection for training, including apprenticeship; and participation in recreational and educational activities. The Consultant shall post in conspicuous places, available to employees and applicants for employment, notices to be provided by the government setting forth the provisions of this nondiscrimination clause. The Consultant shall state that all qualified applicants will receive consideration for employment without regard to race, color, religion, sex, national origin, handicap, familial status, sexual orientation or military status. The Consultant shall incorporate the provisions of this paragraph in all subcontracts for any work covered by this contract.

ARTICLE XII CIVIL RIGHTS ACT

The Consultant agrees to comply with applicable laws of Title VI of the Civil Rights Act of 1964 (Pub. L. 85-352), and the regulations issued pursuant thereto (24 CFR Part 1), which provides that no person in the United States shall on the grounds of race, color, or national origin, religion, sex, handicap, familial status, sexual orientation or military status be excluded from participation in, be denied the benefits of, or be otherwise subject to discrimination under any program or activity for which federal assistance is provided and will immediately take any measures to effectuate this assurance as applicable. The Consultant recognizes that the United States has a right to seek judicial enforcement.

**ARTICLE XIII
INTEREST OF CITY OFFICIALS AND OTHERS**

No officer, member, or employee of the City and no members of its governing body, and no other public official of the governing body of the locality or localities in which the Project is situated or being carried out who exercises any functions or responsibilities in the review or approval of the undertaking or carrying out of this Project will participate in any decision relating to this Contract which affects his personal interest or the interest of any corporation, partnership, or association in which he is, directly or indirectly, interested or have any personal or pecuniary interest, direct or indirect, in this Contract or the proceeds thereof.

**ARTICLE XIV
ASSIGNABILITY**

The Consultant will not assign any interest in the Contract, and will not transfer any interest in the same (whether by assignment or novation), without the prior written consent of the City; provided, however, that claims for money due or to become due the Consultant from the City under this Contract may be assigned without such approval. Notice of any such assignment or transfer will be furnished promptly to the City.

**ARTICLE XV
INTEREST OF CONSULTANT**

The Consultant covenants that he presently has no interest and will not acquire any interest, direct or indirect, which would conflict in any manner or degree with the performance of services required to be performed under this Contract. The Consultant further covenants that in the performance of this Contract no person having any such interest will be employed.

**ARTICLE XVI
FINDINGS CONFIDENTIAL**

No reports, information, data, etc., given to or prepared or assembled by the Consultant under this Contract will be made available to any individual or organization by the Consultant without the prior approval of the City, with the exception of the communication of necessary information between responsible parties who are involved with the Scope of Services, and the provision of information to the public which is normally and reasonably a part of the City's citizen participation responsibility under the federal grant program.

**ARTICLE XVII
OFFICIALS NOT TO BENEFIT**

No members of, or delegate to, the Congress of the United States of America, and no resident U. S. Commissioner, City or City Official, will be admitted to any share or part hereof or to any benefit to arise herefrom.

**ARTICLE XVIII
COPYRIGHT**

No material produced in whole or in part under this Contract will be subject to copyright in the United States or any other country. This City will have unrestricted authority to publish, disclose, distribute and otherwise use, in whole or in part any reports, data or other materials prepared under this Contract.

ARTICLE XIX ACCESS TO BOOKS

The City, the U.S. Department of Housing and Urban Development, the Comptroller General of the United States, or any of their duly authorized representatives, shall have access to any books, documents, papers and records of the Consultant which are directly pertinent to a specific grant program for the purpose of making audit, examination, excerpts, and transcriptions.

ARTICLE XX LOBBYING

The Consultant certifies, to the best of his or her knowledge and belief, that:

- (a) No Federal appropriated funds have been paid or will be paid, by or on behalf of the Consultant, to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal Contract, grant, loan, or cooperative agreement;
- (b) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan or cooperative agreement, the Consultant shall complete and submit Standard Form - LLL, "Disclosure Form to Report Lobbying", in accordance with its instructions; and
- (c) The Consultant shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subcontractors shall certify and disclose accordingly.

IN WITNESS WHEREOF, THE PARTIES HAVE EXECUTED THIS CONTRACT AS OF THE DATE FIRST WRITTEN ABOVE.

CITY OF MOUNT VERNON

APPROVED AS TO FORM:

Tanner Salyers

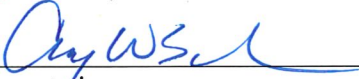
City Law Director

Title: Safety Service Director

Date: _____

APPROVED AS TO AVAILABILITY
OF FUNDS:

CDC OF OHIO, INC. (Consultant)
COLUMBUS, OHIO



Representative

City Auditor

Title: Partner

Date: 11/11/24

Attachment: Ex A - CDC of Ohio Contract Mount Vernon NRG and Allocation No. 938 (2024-122 : PY 2024 Contract with CDC)

APPENDIX A WORK PROGRAM

1. CDBG Application

Prepare Community Development Block Grant (CDBG) Applications on behalf of Mount Vernon to submit to the Ohio Department of Development, meeting all CDBG requirements, such Applications containing proposed eligible projects as determined by the City with the assistance of the Consultant; provide all supporting documentation; and attend and participate in all necessary meetings including the public hearings.

2. Environmental Review

Prepare the required CDBG Environmental Review Record, news releases, and all related documents, and meet required procedures.

3. Program Administration

Provide detailed assistance and professional advisory services for CDBG program administration and implementation, including:

- * establishment of financial management and bookkeeping procedures, including drawdowns for funds
- * organization of procedures and actions to meet fair housing, equal opportunity, labor standards, and related regulations
- * supervision of grant program activities (e.g. procurement and coordination of engineering, architectural, legal, and related professional and technical services; coordination with local citizens and governmental agencies; review progress with City)
- * establishment of necessary records and reports for Ohio Department of Development monitoring and project performance evaluation
- * organization for audit and close-out procedures upon program completion
- * all other activities necessary for CDBG program administration not eligible as "line item" activities

4. Fair Housing

The Consultant will conduct activities to meet the State's minimum fair housing requirements. Such actions include conducting 8 fair housing meetings and distributing material to at least 10 entities and with the assistance of Donald B. Eager and Associates, maintain a Fair Housing Hotline and address all Fair Housing complaints.

5. Related Services Not Particularly Tied To The PY 2024 CDBG Community Development Program

Periodically, the Consultant is requested to undertake administrative duties related to the City of Mt. Vernon Community Development Block Grants that are being primarily administered by other organizations. Under these circumstances, the Consultant shall provide the requested services at the hourly rates indicated on the attached Consultant Hourly Rate Schedule (Appendix C).

APPENDIX B PAYMENT SCHEDULE

The Consultant shall submit one invoice not more often than once per month to the City for all services performed in fulfillment of this Agreement according to the schedule presented below, and the City shall thereupon issue payment for such services according to such schedule upon satisfaction of the completion of the services indicated and allowing reasonable time for receipt and processing of program funds:

SERVICES EXPECTED TO BE NEEDED FROM THE CONSULTANT AND INCLUDED WITHIN THE SCOPE OF THIS CONTRACT

A. GRANT ADMINISTRATION

1. Upon completion of the PY 2024 CDBG Community Development Grant applications and submission to State of Ohio:

• CDBG Allocation Application	\$ 6,000.00
• CDBG Neighborhood Revitalization Grant	\$ 10,000.00

2. Upon completion of the environmental review and/or related documents for all projects/activities \$ 8,000.00

3. Upon coordination with engineer and completion of preparation of all bid documents, bid procedures, and advertisement of bids, following ORC and CDBG provisions for:

• E. Vine Street Sidewalk Improvements	\$ 3,000.00
• Street & Drainage Improvements	\$ 6,000.00
• Parks & Recreation Improvements	\$ 5,000.00

4. Upon completion of award of bids, contracting, and pre-construction conferences for:

• E. Vine Street Sidewalk Improvements	\$ 3,000.00
• Street and Drainage Improvements	\$ 3,000.00
• Parks & Recreation Improvements	\$ 6,000.00

5. Upon completion of compliance monitoring and related actions and reports required under Section 3 and Davis-Bacon wage rate provisions, equal opportunity and related provisions for:

• E. Vine Street Sidewalk Improvements	\$ 3,000.00
• Street & Drainage Improvements	\$ 6,000.00
• Parks & Recreation Improvements	\$ 5,000.00

6. Upon completion of six months of financial management assistance, performance reporting, coordination with OCD, and City officials, public information assistance, coordination with fair housing consultant, coordination with engineer, and other related overall administration activities, for all projects/activities involved; as follows:

a.	First 6-month period (9/24 — 2/25)	\$ 2,400.00
b.	Second 6-month period (3/25 — 8/25)	\$ 2,400.00
c.	Third 6-month period (9/25 — 2/26)	\$ 2,400.00
d.	Fourth 6-month period (3/26 - 8/26)	\$ 2,400.00
e.	Through End of Grant Program	\$ 2,400.00

TOTAL FOR ADMINISTRATION SERVICES: **\$76,000.00**

B. FAIR HOUSING

The Consultant will invoice the City upon completion of all Fair Housing activities outlined in Appendix A, Item 4. Such payment will be made with the final Administration payment.

\$ 3,000.00

TOTAL FAIR HOUSING SERVICES: **\$ 3,000.00**

TOTAL CONTRACT AMOUNT: **\$79,000.00**



Consultant Hourly Rate Schedule – 2024

PARTNERS	\$150.00/hr.
SENIOR PLANNER Professional City Planner with bachelor or masters degree in planning and at least 5 years experience in planning or recognized expertise in specialized field	110.00/hr.
ASSOCIATE PLANNER City Planner with degree in planning or related field and at least two years experience in planning or comparative degree and experience	\$85.00/hr.
ASSISTANT PLANNER City Planner with degree in planning or related field or comparative degree and experience	\$70.00/hr.
PLANNING TECHNICIAN College student currently enrolled in a degree program in City Planning or equivalent combination of education and experience	\$50.00/hr.
REHAB SPECIALIST Highly trained and skilled Rehabilitation Specialist with construction experience and extensive training to meet the requirements of the Ohio Department of Development – Office of Community Development Partnerships Requirements to inspect dwellings rehabilitated with CDBG, HOME and OHTF funds. Trains and supervises housing inspectors	\$85.00/hr.
CASE PROCESSOR Trained and skilled processor of applications of housing assistance applications using CDBG, HOME and OHTF funds. Experienced in typing or word processing, bookkeeping, and good communication skills required	\$50.00/hr.
LABOR COMPLIANCE OFFICER Trained and skilled administrator who oversees compliance with federal prevailing wage laws. Conducts on-site employee interviews, reviews weekly payrolls and resolves any discrepancies	\$85.00/hr.

APPENDIX C
CONSULTANT HOURLY RATE SCHEDULE 2024
(Continued)

OVERHEAD INCLUDED IN ABOVE RATES

- Office Management Services
- All Travel Expenses
- All Printing Expenses
- Office Materials and Supplies
- Office Rent, Utilities, Equipment, etc.
- Social Security and other Employer Taxes, Vacations, Sick Leave, Insurance and Similar Benefits
- Job Promotion and Marketing
- Professional Study, Conferences, etc.



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

RESOLUTION 2024-123

Meeting: 11/25/24 7:30 PM
Dept: Finance and Budget
Seavolt, Woods
Category: Finance
Prepared By: Rob Broeren
Initiator: Todd Hill
DOC ID: 4145

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. From account 701.2740.54311, Training/Travel/Expenses, to account 701.2740.55521, New Water/Wastewater Meters, in the amount of \$12,000.
2. From account 720.2840.54311, Training/Travel/Expenses, to account 720.2840.55521, New Water/Wastewater Meters, the amount of \$12,000.
3. From account 701.2740.55511, Distribution Equipment, to account 701.2740.55521, New Water/Wastewater Meters, in the amount of \$15,000.
4. From account 720.2840.55511, Collection Equipment, to account 720.2840.55521, New Water/Wastewater Meters, in the amount of \$15,000.

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 2024-124

Meeting: 11/25/24 7:30 PM
Dept: Streets and Public Buildings
Severns, Ruckman
Category: Streets
Prepared By: Rob Broeren
Initiator: Todd Hill
DOC ID: 4146

A RESOLUTION AUTHORIZING AND DIRECTING THE SAFETY-SERVICE DIRECTOR TO ENTER INTO CONTRACTS WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR SNOW AND ICE REMOVAL AND CONTROL AND MAINTENANCE AND REPAIR ON STATE HIGHWAYS WITHIN AND CONTIGUOUS TO THE CITY; AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Section 5501.41 of the Ohio Revised Code, the Director of the Ohio Department of Transportation (“ODOT”) may, upon consent of the legislative authority of the municipal corporation, remove snow and ice and use snow and ice control material on State Highways within the corporate limits of the municipal corporation; and

WHEREAS, pursuant to Section 5535.16 of the Ohio Revised Code, the Ohio Department of Transportation (“ODOT”) or a political subdivision may provide snow and ice removal on the roads under the control of the State or any political subdivision; and

WHEREAS, the Director of Transportation, under Section 5511.01 of the Revised Code of Ohio, may, upon the consent of the legislative authority of the municipal corporation, perform maintenance and/or repair on the State Highways within the corporate limits of the municipal corporation; and

WHEREAS, pursuant to Section 5535.15 of the Ohio Revised Code, a municipal corporation may maintain or improve any section of a road under the control of the State when such maintenance or improvement is declared reasonably necessary by Council and when the City certifies to the State that the funds necessary for such maintenance or improvement are available; and

WHEREAS, portions of State Highways US Route 36, and State Routes 3, 13, 229, 586, 661, and 768 lie within the City of Mount Vernon, Knox County upon which ODOT is willing to perform snow and ice removal and apply snow and ice control material for the City as long as an agreement is entered into; and

WHEREAS, portions of State Highways U.S. Route 36, and State Routes 3, 13, 229, 586, 661, and 768 lie outside the City limits upon which the City is willing to perform snow and ice removal and apply snow and ice control material for ODOT as long as an agreement is entered into; and

WHEREAS, portions of State Highway U.S. Route 36, and State Routes 3, 13, 229, 586, 661, and 768 lie within the City of Mount Vernon, Knox County upon which ODOT is willing to perform certain maintenance and repair for the City as long as an agreement is entered into; and

WHEREAS, portions of State Highways U.S. Route 36, and State Routes 3, 13, 229, 586, 661, and 768 lie outside the City limits upon which the City is willing to perform certain maintenance and repair for ODOT as long as an agreement is entered into; and

WHEREAS, this resolution is not intended to and shall not supersede any section of the Ohio Revised Code pertaining to the responsibilities of the City and ODOT regarding any other maintenance and repair or responsibilities pertaining to the roads under their respective jurisdictions;

WHEREAS, the work proposed to be authorized under this ordinance shall be restricted to, if an agreement is entered into, the removal of snow and ice and the use of snow and ice control material on State Highways within the corporate limits of the City but shall not include the removal of snow and ice and the use of snow and ice control material on driveways, parking areas, and intersecting roads and streets, and, may include if an agreement is entered into, the maintenance and/or repair of the State Highways within the corporate limits of the City.

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

SECTION 1: It is hereby declared to be in the public interest that the consent of said City be, and such consent is hereby given to ODOT, if an agreement is entered into, for ODOT to remove snow and ice and use snow and ice control material on any State Highway listed in the agreement in accordance with the standard practices of ODOT.

SECTION 2: It is hereby declared to be in the public interest that the consent of said City be, and such consent is hereby given to ODOT, if an agreement is entered into, for ODOT to perform certain maintenance and/or repair on any State Highway listed in the agreement in accordance with the standard practices of ODOT.

SECTION 3: It is hereby declared to be in the public interest that the consent of said City be, and such consent is hereby given, if an agreement is entered into, for the City to remove snow and ice and use snow and ice control material on any State Highway outside the city corporation limits listed in the agreement in accordance with the standard practices of ODOT.

SECTION 4: It is hereby declared to be a reasonable necessity and in the public interest that the consent of said City be, and such consent is hereby given, if an agreement is entered into, for the City to perform certain maintenance and/or repair on any State Highway outside the city corporation limits listed in the agreement in accordance with the standard practices of ODOT.

SECTION 5: The Safety-Service Director is authorized to enter into any agreement with ODOT for the mutual removal of snow and ice and the use of snow and ice control material and for the mutual performance of certain maintenance and/or repair of the State Highways as determined by the City and ODOT.

SECTION 6: That the Clerk is hereby directed to furnish the Director of ODOT, with a certified copy of this Ordinance/Resolution immediately upon execution.

SECTION 7: 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 ensure continued snow and ice removal and control and repair of state highways 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 2024-125

Meeting: 11/25/24 7:30 PM
Dept: Finance and Budget
Seavolt, Woods
Category: Finance
Prepared By: Rob Broeren
Initiator: Todd Hill
DOC ID: 4147

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 American Electric Power in the amount \$4,782.20, to be taken from account 101.3600.54211, Street Lighting.
2. To Knox Public Health in the amount of \$32,050.00, to be taken from account 101.3600.54479, Contract General Health Dist.

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 2024-126

Meeting: 11/25/24 7:30 PM
Dept: Finance and Budget
Seavolt, Woods
 Category: Finance
 Prepared By: Rob Broeren
 Initiator: Todd Hill
DOC ID: 4148

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 224.2100.55511, Equipment, in the amount of \$30,203.00. (FY 2024 State Homeland Security Program Grant to MVFD to purchase hazmat gas monitoring and testing equipment)

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 2024-127

Meeting: 11/25/24 7:30 PM
Dept: Finance and Budget
Seavolt, Woods
Category: Finance
Prepared By: Rob Broeren
Initiator: Todd Hill
DOC ID: 4150

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. From account 101.3600.54421, Insurance Liability, to account 101.3600.54211, Street Lighting, in the amount of \$13,000.00.

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

ORDINANCE 2024-45

Meeting: 11/25/24 7:30 PM
Dept: Land Use and Development
Keener, Mahan
Category: Planning and Zoning
Prepared By: Todd Hill
Initiator: Todd Hill
DOC ID: 4137

AN ORDINANCE TO APPROVE, ADOPT AND ENACT THE AUGUST 2024 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>
2024-07	3-26-24	111.08(a)
2024-11	3-11-24	901.01 to 901.04, 901.99
2024-13	4-8-24	129.16
2024-18	3-13-24	Repeals Ch. 551
2024-20	3-13-24	129.17
2024-22	3-28-24	February 2024 Replacement Pages
2024-26	3-28-24	135.02, 135.021, 135.06
2024-28	6-10-24	183.012(B), 183.062(D), (F) (1), (G), 183.094,

		183.10(C)(4), 183.22
2024-32	7-22-24	1101.01 to 1101.13, 1102.01 to 1102.05, 1103.01 to 1103.11, 1104.01 to 1104.03, 1105.01 to 1105.05 1106.01, 1106.02, 1107.01 to 1107.06, 1108.01, 1108.02, 1109.01 to 1109.08, 1110.01 to 1110.06, 1111.01 to 1111.08 1112.01 to 1112.08, 1113.01 to 1113.13, 1114.01 to 1114.16, 1115.01 to 1115.07 1116.01 to 1116.10, 1117.01 1117.03
2024-33	7-22-24	141.01
2024-34	7-22-24	147.01 to 147.06

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

Traffic Code

None

General Offenses Code

529.07 Open Container Prohibited. (Amended)

SECTION 3: That the complete text of the sections listed above are set forth in full in the current replacement pages to the Codified Ordinances which are hereby attached to this

Ordinance as Exhibit A. The listing above of each new section by reference to its title shall constitute sufficient publication of new matter contained therein.

SECTION 4: This Ordinance is hereby declared to be an emergency measure and necessary for the immediate preservation of the public peace, health and safety, and for the further reason that an emergency exists in the usual daily operation of the various departments of the municipal government, and said Ordinance shall, therefore, become effective upon its date of passage and approval by the Mayor, provided that it receives the affirmative vote of two-thirds (2/3) of the members elected to the Council of the City of Mount Vernon; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

HISTORY:

11/12/24 City Council FIRST READING

Ordinance No. 2024-45 was given a first reading.



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

ORDINANCE 2024-46

Meeting: 11/25/24 7:30 PM
Dept: Parks and Recreation
Miller, Severns
Category: Parks
Prepared By: Rob Broeren
Initiator: Todd Hill
DOC ID: 4141

**AN ORDINANCE AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO PERMIT
OVERNIGHT CAMPING IN CITY-OWNED PARKS.**

WHEREAS, the City of Mount Vernon desires to create opportunities for outdoor recreation and community engagement within its public parks; and

WHEREAS, the City recognizes the need for controlled and supervised overnight camping to ensure the safety, security, and cleanliness of City-owned parks; and

WHEREAS, the Safety-Service Director has the authority and responsibility to maintain order and safety within the City of Mount Vernon.

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

SECTION 1: That Section 931.02 of the Codified Ordinances be amended to read as follows (additions are in **bold**):

931.02 PROHIBITED USES IN PARKS.

(a) No tent shows or carnivals shall be permitted to use or exhibit in any municipally owned park within the City.

(b) No camping trailers shall be permitted to park and no tents shall be erected for living quarters in any municipally owned park within the City. **The Safety-Service Director is authorized to issue a permit for overnight camping in designated City-owned parks. The Safety-Service Director shall issue rules regulating overnight camping. Permits shall only be issued for recreational, educational, and community events.**

(c) Any trailers remaining overnight require the permission of the Safety-Service Director.

SECTION 2: That Section 931.05 of the Codified Ordinances be amended to read as follows (additions are in **bold**):

931.05 CLOSING HOURS.

(a) No person is permitted in Dan Emmett Park, Riverside Park, Phillips Park, Memorial Park, Arch Avenue Park or Hiawatha Park, used for public recreation and owned or operated by the City, between the hours of 11:00 p.m. and 6:00 a.m. of the following day. No person is permitted in Ariel-Foundation Park between the hours of 11:00 p.m. and 6:00 a.m. unless the person is actively fishing.

(b) During the winter months between November 15th and the first Monday of April of each year no person shall occupy the Parks specified in subsection (a) hereof between the hours of 7:00 p.m. and 6:00 a.m. of the following day.

(c) The Safety-Service Director may waive the closing hour requirements for those who receive a permit issued pursuant to Ord. 931.02(b).

HISTORY:

11/12/24 City Council FIRST READING

Ordinance No. 2024-46 was given a first reading.



City Council
City of Mount Vernon
Mount Vernon, OH 43050

SCHEDULED

ORDINANCE 2024-47

Meeting: 11/25/24 7:30 PM
Dept: Finance and Budget
Seavolt, Woods
Category: Finance
Prepared By: Rob Broeren
Initiator: Todd Hill
DOC ID: 4149

AN ORDINANCE TO CAP ANNUAL CONTRIBUTIONS TO THE MOUNT VERNON RESERVE BALANCE ACCOUNT AND TO ESTABLISH PROVISIONS FOR FUND TRANSFER TO AN INTEREST-BEARING ACCOUNT AND MANAGEMENT OF THE NEW ACCOUNT.

WHEREAS, Council created the City's reserve balance account by Ordinance 2017-33; and

WHEREAS, the City of Mount Vernon seeks to ensure responsible fiscal management and the sustainability of its reserve balance account; and

WHEREAS, it is in the best interest of the City to limit contributions to the reserve balance account once it reaches a certain threshold relative to anticipated revenues, and to manage the account in a manner that maximizes growth potential through interest-earning mechanisms.

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

SECTION 1. Cap on Annual Contributions to the Reserve Balance Account

(A) The reserve balance account of the City of Mount Vernon shall have its annual contributions capped when the total balance of the account reaches 13% of the anticipated revenues of the General Fund for the prior fiscal year.

(B) Upon reaching this threshold, no further contributions to the reserve balance account shall be required until such time as the account falls below the 13% threshold.

SECTION 2. Transition to an Interest-Bearing Account

(A) No later than July 1, 2025, the reserve balance account shall be transitioned into an interest-bearing account, which shall be created and maintained by the City Auditor or a third-party investment firm, recommended by the City Auditor, City Treasurer, and Safety-Service Director; the firm shall be selected by the City Council.

(B) The interest-bearing account shall be established to ensure compliance with all applicable state and local laws governing municipal investments and fiduciary responsibilities.

(C) The City Auditor or third-party investment firm shall provide quarterly reports to the City Council detailing account performance, interest earned, and any changes to investment strategies.

SECTION 3. Transfer of Funds of the Reserve Balance Account

(A) The necessary funds to reach or maintain the reserve balance account threshold shall be transferred from available cash reserves or other accounts receiving under-performing investment returns held by the City during the 2025 fiscal year.

(B) The City Auditor, along with the City Treasurer, will work to establish the most appropriate interest-bearing account to invest the funds of the interest-bearing account that also does not incur penalties for withdraw, should the city need to expend dollars from the reserve balance account, based on the existing three (3) provisions permitting the use of the reserve balance account enumerated in Ord. 2017-33.

(C) The City Auditor is authorized and directed to identify and transfer the required funds from cash reserves or other accounts with under-performing investment returns, ensuring the City's financial stability is not compromised.