

Legislative Session Minutes

March 13, 2017

COMMITTEE MEETINGS

Utility Rates

Parking Violations Bureau Legislation

Jerry Clinger - Hiawatha Pool

MEETING WILL RECESS UNTIL 7:30 P.M.

CALL TO ORDER

| Attendee | Title | Status |
|-----------------|--------------|---------------|
| Sam Barone | First Ward | Present |
| John Francis | Second Ward | Present |
| Nancy Vail | Third Ward | Present |
| John Fair | Fourth Ward | Present |
| Susan Kahrl | At-Large | Present |
| John Booth | Councilman | Present |
| Bruce Hawkins | President | Present |
| Janis Seavolt | At Large | Excused |

Others in Attendance: Safety Service Director Joel Daniels, Auditor Terry Scott, Law Director Rob Broeren, Engineer Brian Ball, Clerk Tanya Newell, Matt Starr, Mathias Orndorf, Samantha Scoles, Steve Oster, Brianna Cooper-Risser, Ann Thomas, Andrea McKay, Spectrum Tech Paul Glass, Cheryl Splain, Lt. Joe Pritchard, and Chuck Martin.

Mr. Fair made a motion to excuse Mrs. Seavolt, Mrs. Vail, second, Mrs. Seavolt was excused from the meeting.

INVOCATION

Was given by Lt. Joe Pritchard, of the Salvation Army.

PLEDGE OF ALLEGIANCE

All recited in unison.

ACCEPTANCE OF MINUTES

- City Council - Legislative Session - Feb 27, 2017 7:30 PM

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| RESULT: | ACCEPTED [5 TO 0] |
| MOVER: | John L. Fair, Fourth Ward |
| SECONDER: | Susan Kahrl, At-Large |
| AYES: | Barone, Francis, Vail, Fair, Kahrl |
| ABSTAIN: | Booth |
| ABSENT: | Seavolt |

RECEIVE PETITIONS AND COMMUNICATIONS

RECEIVE COMMITTEE REPORTS

LIQUOR CONTROL LICENSE

PROCLAMATION

PERSONS SPEAKING ON MATTERS NOT COVERED BY LEGISLATION

Andrea McKay and group with the Knox & Coshocton County Boards of Developmental Disabilities to give a presentation.

Brianna Cooper-Risser from Main Street Mount Vernon.

RESOLUTIONS FOR THIRD READING

RESOLUTIONS FOR SECOND READING

RESOLUTIONS FOR FIRST READING

RESOLUTION NO. 2017-15

KNO-SR 13-00.00, PID NO. 95454

A RESOLUTION TO AUTHORIZE THE SAFETY SERVICE DIRECTOR TO ENTER INTO A CONTRACT WITH THE DIRECTOR OF TRANSPORTATION FOR RESURFACING AND RELATED WORK ON KNO-SR 13 WITHIN THE CITY OF MOUNT VERNON; AND DECLARING AN EMERGENCY.

Streets and Public Buildings: Fair, Booth

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| RESULT: | SUSPENSION OF THE RULES [UNANIMOUS] |
| MOVER: | John L. Fair, Fourth Ward |
| SECONDER: | John F. Booth, Councilman |
| AYES: | Barone, Francis, Vail, Fair, Kahrl, Booth |
| EXCUSED: | Seavolt |

RESOLUTION NO. 2017-15

KNO-SR 13-00.00, PID NO. 95454

A RESOLUTION TO AUTHORIZE THE SAFETY SERVICE DIRECTOR TO ENTER INTO A CONTRACT WITH THE DIRECTOR OF TRANSPORTATION

FOR RESURFACING AND RELATED WORK ON KNO-SR 13 WITHIN THE CITY OF MOUNT VERNON; AND DECLARING AN EMERGENCY.

Streets and Public Buildings: Fair, Booth

Mr. Ball - We just paved Route 13, but the paving operation stopped at Melick Street on the south end. So what this effort is, is from there south. There are small sections of the city that overlap with 13 obviously the section in front of Lanning's is not in the city so this is a total effort of I think about \$14,000 is our share of the small sections of property that is in the city south of where the paving company completed and this would be in ODOT's fiscal year 2019.

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| RESULT: | ADOPTED [UNANIMOUS] |
| MOVER: | John L. Fair, Fourth Ward |
| SECONDER: | John F. Booth, Councilman |
| AYES: | Barone, Francis, Vail, Fair, Kahrl, Booth |
| EXCUSED: | Seavolt |

RESOLUTION NO. 2017-16

A RESOLUTION AUTHORIZING AND DIRECTING THE SAFETY-SERVICE DIRECTOR OF THE CITY OF MOUNT VERNON, OHIO, TO PURCHASE A NEW BACKHOE FOR THE STREET DEPARTMENT THROUGH THE STATE COOPERATIVE PURCHASE PLAN; AND DECLARING AN EMERGENCY.

Finance and Budget: Barone, Vail

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| RESULT: | SUSPENSION OF THE RULES [UNANIMOUS] |
| MOVER: | Sam Barone, First Ward |
| SECONDER: | Nancy R. Vail, Third Ward |
| AYES: | Barone, Francis, Vail, Fair, Kahrl, Booth |
| EXCUSED: | Seavolt |

RESOLUTION NO. 2017-16

A RESOLUTION AUTHORIZING AND DIRECTING THE SAFETY-SERVICE DIRECTOR OF THE CITY OF MOUNT VERNON, OHIO, TO PURCHASE A NEW BACKHOE FOR THE STREET DEPARTMENT THROUGH THE STATE COOPERATIVE PURCHASE PLAN; AND DECLARING AN EMERGENCY.

Finance and Budget: Barone, Vail

Mr. Barone - Evidently we have some holes to dig and we need a backhoe. I noticed that this was on our long-term capital plan.

Mr. Daniels - This is for the street department to be purchased through the state cooperative purchasing plan. We set aside \$115,000 for this and we are ready to move ahead at this time.

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| RESULT: | ADOPTED [UNANIMOUS] |
| MOVER: | Sam Barone, First Ward |
| SECONDER: | Nancy R. Vail, Third Ward |
| AYES: | Barone, Francis, Vail, Fair, Kahrl, Booth |
| EXCUSED: | Seavolt |

RESOLUTION NO. 2017-17

A RESOLUTION APPROVING THE APPOINTMENT OF JIM SULZER AS AN ALTERNATE MEMBER TO THE BOARD OF ZONING APPEALS OF MOUNT VERNON, OHIO, AND DECLARING AN EMERGENCY.

Employee and Community Rel.: Francis, Kahrl

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| RESULT: | SUSPENSION OF THE RULES [UNANIMOUS] |
| MOVER: | John Francis, Second Ward |
| SECONDER: | Susan Kahrl, At-Large |
| AYES: | Barone, Francis, Vail, Fair, Kahrl, Booth |
| EXCUSED: | Seavolt |

RESOLUTION NO. 2017-17

A RESOLUTION APPROVING THE APPOINTMENT OF JIM SULZER AS AN ALTERNATE MEMBER TO THE BOARD OF ZONING APPEALS OF MOUNT VERNON, OHIO, AND DECLARING AN EMERGENCY.

Employee and Community Rel.: Francis, Kahrl

Mr. Daniels - I don't know Jim personally, but I understand that he is married to Cindy Cunningham who is an attorney with the Kidwell firm and he is willing to serve and comes with good recommendation.

Mr. Barone - I do know him and he comes from a very public service oriented family. His father I believe was the Mayor of Chillicothe and so he kind of knows his way around municipal government and will be a great addition.

Mr. Broeren - He works at KCH and it's important that we add another member to the BZA we've had a number of meetings recently where we've had difficulty making a quorum because of various members having to recuse themselves because of personal connections to the project that goes in front of the BZA, we also have a member who has a sick spouse and has had to miss several meetings so it's important to take this to its third reading so we can get him up and running on this Wednesday at our next meeting.

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| RESULT: | ADOPTED [UNANIMOUS] |
| MOVER: | John Francis, Second Ward |
| SECONDER: | Susan Kahrl, At-Large |
| AYES: | Barone, Francis, Vail, Fair, Kahrl, Booth |
| EXCUSED: | Seavolt |

RESOLUTION NO. 2017-18

A RESOLUTION AUTHORIZING AND DIRECTING THE SAFETY SERVICE DIRECTOR OF THE CITY OF MOUNT VERNON, OHIO TO ENTER INTO CONTRACT WITH SPECIALTY OUTDOOR SERVICES FOR TREE REMOVAL SERVICES ALONG GAMBIER STREET AND WOOSTER ROAD WITHIN THE

CITY OF MOUNT VERNON RELATED TO THE ARIEL FOUNDATION GRANT PROGRAM; AND DECLARING AN EMERGENCY.

Parks and Lands: Kahrl, Francis

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| RESULT: | SUSPENSION OF THE RULES [UNANIMOUS] |
| MOVER: | Susan Kahrl, At-Large |
| SECONDER: | John Francis, Second Ward |
| AYES: | Barone, Francis, Vail, Fair, Kahrl, Booth |
| EXCUSED: | Seavolt |

RESOLUTION NO. 2017-18

A RESOLUTION AUTHORIZING AND DIRECTING THE SAFETY SERVICE DIRECTOR OF THE CITY OF MOUNT VERNON, OHIO TO ENTER INTO CONTRACT WITH SPECIALTY OUTDOOR SERVICES FOR TREE REMOVAL SERVICES ALONG GAMBIER STREET AND WOOSTER ROAD WITHIN THE CITY OF MOUNT VERNON RELATED TO THE ARIEL FOUNDATION GRANT PROGRAM; AND DECLARING AN EMERGENCY.

Parks and Lands: Kahrl, Francis

Mrs. Kahrl - We talked a little bit about this at our last meeting.

Mr. Ball - This is part of a bigger project, the Shade Tree has been working on identifying a contractor to start. The first wave will be Gambier and then the Wooster Road. We are going along Gambier and Wooster removing the trees, the larger trees that are becoming dangerous and then those areas will be replaced this is just for removal. Then the next phase we will go throughout the city and remove the larger, most dangerous trees and those will be put out either in different bids or smaller groups. That part hasn't been defined yet, but this will be the first phase where we need to remove the trees to get them replaced. Along Gambier between Division Street and Center Run we are looking at about 33 of the large trees and we've individually inspected each tree and made the determination. This is 100% Ariel Foundation money, but we treat it as if it is our own and that is why we go through this process. The total project will be in the neighborhood of \$45,000.

Mrs. Kahrl - We are really grateful that we have been given this money.

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| RESULT: | ADOPTED [UNANIMOUS] |
| MOVER: | Susan Kahrl, At-Large |
| SECONDER: | John Francis, Second Ward |
| AYES: | Barone, Francis, Vail, Fair, Kahrl, Booth |
| EXCUSED: | Seavolt |

ORDINANCES FOR THIRD READING

ORDINANCES FOR SECOND READING

ORDINANCE NO. 2017-08

AN ORDINANCE TO AMEND CHAPTER 351 OF THE CODIFIED ORDINANCES OF THE CITY OF MOUNT VERNON TO ESTABLISH A PARKING VIOLATIONS BUREAU.

Streets and Public Buildings: Fair, Booth

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| RESULT: | SECOND READING | Next: 3/27/2017 7:30 PM |
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ORDINANCE NO. 2017-09
 AN ORDINANCE AMENDING SPECIFIC SECTIONS OF CHAPTERS 913 AND 919 OF THE CODIFIED ORDINANCES OF THE CITY OF MOUNT VERNON;
 AND DECLARING AN EMERGENCY.

Utilities: Booth, Seavolt

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| RESULT: | SECOND READING | Next: 3/27/2017 7:30 PM |
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ORDINANCES FOR FIRST READING

ORDINANCE NO. 2017-10
 AN ORDINANCE TO APPROVE, ADOPT AND ENACT THE 2017 REPLACEMENT PAGES TO THE CODIFIED ORDINANCES; TO REPEAL ORDINANCES IN CONFLICT THEREWITH; TO PUBLISH THE ENACTMENT OF NEW MATTER; AND DECLARING AN EMERGENCY.

Planning and Zoning: Vail, Barone

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| RESULT: | SUSPENSION OF THE RULES [UNANIMOUS] |
| MOVER: | Nancy R. Vail, Third Ward |
| SECONDER: | Sam Barone, First Ward |
| AYES: | Barone, Francis, Vail, Fair, Kahrl, Booth |
| EXCUSED: | Seavolt |

ORDINANCE NO. 2017-10
 AN ORDINANCE TO APPROVE, ADOPT AND ENACT THE 2017 REPLACEMENT PAGES TO THE CODIFIED ORDINANCES; TO REPEAL ORDINANCES IN CONFLICT THEREWITH; TO PUBLISH THE ENACTMENT OF NEW MATTER; AND DECLARING AN EMERGENCY.

Planning and Zoning: Vail, Barone

Mrs. Vail - I have reviewed the packet of these changes that Mrs. Newell provided me and I see no problems. I had a couple of thoughts that I shared with Mrs. Newell, one being simply a reminder of something that we will need to do this year to update some dates and I see nothing else that's wrong. Much of it is, as usually the case, repeats from the ORC over which we have no control and things that must be included.

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| RESULT: | ADOPTED [UNANIMOUS] |
| MOVER: | Nancy R. Vail, Third Ward |
| SECONDER: | Sam Barone, First Ward |
| AYES: | Barone, Francis, Vail, Fair, Kahrl, Booth |
| EXCUSED: | Seavolt |

REMARKS FROM THE ADMINISTRATION

Mr. Broeren - Mentioned the "Hidden In Plain Sight" at St. Vincent de Paul School on March 14th.

REMARKS FROM COUNCIL

Mr. Booth - Thanked council members for covering him in his absence from surgery.

Mrs. Kahrl - Spoke about the drug meeting and the Main Street Mount Vernon meeting.

Mrs. Vail - Spoke about the Public Hearing at our next meeting in regards to 1199 Newark Road and spoke about being thankful for our schools.

Mr. Francis - Thanked those council members that came to the drug meeting and thanked the public for their support as well.

Mr. Barone - Thanked Steve Oster and Ann Thomas for being at the meeting tonight and bringing awareness to the community and spoke about the Celebrity Pancake Dinner.

Mr. Hawkins - Thanked the community for their attendance at the drug meeting and mentioned that there will be more following, thanked the media.

ADJOURN AT THE CALL OF THE PRESIDENT

Mr. Fair made a motion to adjourn, Mr. Booth, second, all in favor, the meeting was adjourned at 8:08 p.m.

Bruce E. Hawkins, President of Council

Tanya Newell, Clerk of Council

CD on file/tmn