

Legislative Session Minutes

October 8, 2018

COMMITTEE MEETINGS

Ord. 2018-23 and Ord. 2018-25

Public Hearing: Proposed Rezoning of 215 Ames Street

Public Hearing: Proposed Rezoning of Twp RRA & R1 to Municipal R1

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
Janis Seavolt	At Large	Present
Christopher Menapace	At Large	Present
Jeff Gottke	Fourth Ward	Present
Matt Starr	At Large	Present
Bruce Hawkins	President	Present

Others in Attendance: Mayor Mavis, Safety Service Director Joel Daniels, Auditor Terry Scott, Assistant Law Director Brittany Whitney, Clerk Tanya Newell, Knox Pages Reporter Cheryl Splain, Mount Vernon News Reporter Samantha Scoles, Randy Cronk, HopeNow Representatives, David Rowe, Rev. Jack Nix, John Seavolt and other guests.

INVOCATION

Was given by Rev. Jack Nix, Retired Nazarene Army Military Chaplin

PLEDGE OF ALLEGIANCE

All recited in unison.

ACCEPTANCE OF MINUTES

- City Council - Legislative Session - Sep 24, 2018 7:30 PM

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Janis Seavolt, At Large
SECONDER:	Sam Barone, First Ward
AYES:	Barone, Francis, Vail, Seavolt, Menapace, Gottke, Starr

RECEIVE PETITIONS AND COMMUNICATIONS

RECEIVE COMMITTEE REPORTS

LIQUOR CONTROL LICENSE

PROCLAMATION

- Honoring Interchurch Social Services on Their 50Th Anniversary

RESULT:	ANNOUNCED
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- Recognizing November 27, 2018 as Giving Tuesday in the City of Mount Vernon

RESULT:	ANNOUNCED
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PERSONS SPEAKING ON MATTERS NOT COVERED BY LEGISLATION

Randy Cronk spoke about bike lanes on city streets.

David Rowe spoke about the Charter Government event at the Memorial Theater on October 9, 2018.

RESOLUTIONS FOR THIRD READING

RESOLUTIONS FOR SECOND READING

RESOLUTION NO. 2018-102

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

Employee and Community Rel.: Francis, Barone

RESULT:	SUSPENSION OF THE RULES [6 TO 1]
MOVER:	John Francis, Second Ward
SECONDER:	Sam Barone, First Ward
AYES:	Barone, Francis, Vail, Seavolt, Gottke, Starr
NAYS:	Menapace

RESOLUTION NO. 2018-102

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

Employee and Community Rel.: Francis, Barone

Mayor - Don Carr has actually started out on the Property Maintenance Board as an alternate, did move up to the alternate for the BZA and we did have a recent resignation on this board and so Don would be in line to move into that position from his alternate position. We are looking for another alternate for that board.

RESULT:	ADOPTED [5 TO 2]
MOVER:	John Francis, Second Ward
SECONDER:	Sam Barone, First Ward
AYES:	Barone, Francis, Vail, Seavolt, Starr
NAYS:	Menapace, Gottke

RESOLUTION NO. 2018-103

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

Finance and Budget: Barone, Vail

RESULT:	SUSPENSION OF THE RULES [UNANIMOUS]
MOVER:	Sam Barone, First Ward
SECONDER:	Nancy R. Vail, Third Ward
AYES:	Barone, Francis, Vail, Seavolt, Menapace, Gottke, Starr

RESOLUTION NO. 2018-103

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

Finance and Budget: Barone, Vail

Mr. Scott - This has 3 items, the first one in the amount of \$155,000 a grant from the Ariel Foundation for tree removal, stump removal/grinding and new plantings throughout the city. We certainly want to exemplify our appreciation on behalf of Ariel Foundation for all they have done over the last number of years in regards to our arbor plantings. Item 2 is for the amount of \$56,590 in the Ariel Foundation is providing monies in regards to a forestry creation for the MVNU. We will be in a financial fiduciary capacity in this regards. Item 3 for \$14,000 in our 401 fund, capital improvements, we had some unappropriated resources at the beginning of the year, we parked that because we didn't really have a pending need for any other projects, however we have come across a couple of items. We do have a need to upgrade our computer server that houses the critical infrastructure of the

city in regards to finance, payroll, utility and tax, because tax and utility are upgrading their software we need to update our server. The other item is in regards to speed signs.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Sam Barone, First Ward
SECONDER:	Nancy R. Vail, Third Ward
AYES:	Barone, Francis, Vail, Seavolt, Menapace, Gottke, Starr

RESOLUTION NO. 2018-104
 A RESOLUTION AUTHORIZING AND DIRECTING THE AUDITOR OF THE
 CITY OF MOUNT VERNON TO TRANSFER CERTAIN FUNDS.

Finance and Budget: Barone, Vail

RESULT:	SUSPENSION OF THE RULES [UNANIMOUS]
MOVER:	Sam Barone, First Ward
SECONDER:	Nancy R. Vail, Third Ward
AYES:	Barone, Francis, Vail, Seavolt, Menapace, Gottke, Starr

RESOLUTION NO. 2018-104
 A RESOLUTION AUTHORIZING AND DIRECTING THE AUDITOR OF THE
 CITY OF MOUNT VERNON TO TRANSFER CERTAIN FUNDS.

Finance and Budget: Barone, Vail

Mr. Scott - We have 7 items here. The street department wants to move in \$5,000 for vehicle/equipment maintenance. Item 2 we have the police department again they are wanting to support maintenance of equipment for \$32,000 and item 3 EMS maintenance for \$8,000, item 4 we have dues and supplies for the income tax moving \$1,000 and on the wastewater we've got the sludge removal in regards to \$10,000. I can tell you there is a project going on at the wastewater plant and due to the pricing that the contractor was willing to support for us and give us a better deal if we added just a few more dollars we could get twice as much service for the dollar amount. Item 6 we are adjusting accounts for auditors deductions in regards to our water liens collected for the water department and item 7 a bond redemption of bond interest, we are just re-adjusting the dollar amounts between the two line items.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Sam Barone, First Ward
SECONDER:	Nancy R. Vail, Third Ward
AYES:	Barone, Francis, Vail, Seavolt, Menapace, Gottke, Starr

RESOLUTION NO. 2018-105
 A RESOLUTION AUTHORIZING AND DIRECTING THE SAFETY SERVICE
 DIRECTOR TO ADVERTISE FOR BIDS AND ENTER INTO CONTRACT
 FOR CERTAIN EQUIPMENT, MATERIALS, SUPPLIES AND SERVICES,
 AND DECLARING AN EMERGENCY.

Finance and Budget: Barone, Vail

RESULT:	SUSPENSION OF THE RULES [UNANIMOUS]
MOVER:	Sam Barone, First Ward
SECONDER:	Nancy R. Vail, Third Ward
AYES:	Barone, Francis, Vail, Seavolt, Menapace, Gottke, Starr

RESOLUTION NO. 2018-105

A RESOLUTION AUTHORIZING AND DIRECTING THE SAFETY SERVICE DIRECTOR TO ADVERTISE FOR BIDS AND ENTER INTO CONTRACT FOR CERTAIN EQUIPMENT, MATERIALS, SUPPLIES AND SERVICES, AND DECLARING AN EMERGENCY.

Finance and Budget: Barone, Vail

Mr. Barone - The way I understand it, this is an annual acquisition process to acquire supplies that are regularly used.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Sam Barone, First Ward
SECONDER:	Nancy R. Vail, Third Ward
AYES:	Barone, Francis, Vail, Seavolt, Menapace, Gottke, Starr

RESOLUTIONS FOR FIRST READING

RESOLUTION NO. 2018-106

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

Finance and Budget: Barone, Vail

RESULT:	SUSPENSION OF THE RULES [UNANIMOUS]
MOVER:	Sam Barone, First Ward
SECONDER:	Nancy R. Vail, Third Ward
AYES:	Barone, Francis, Vail, Seavolt, Menapace, Gottke, Starr

RESOLUTION NO. 2018-106

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

Finance and Budget: Barone, Vail

Mr. Barone - Looks like we have more plantings and more gifts from the Ariel Foundation.

Mr. Scott - I will share with you, item 1, what has happened with the Ariel Foundation and their tree city partners this particular grant is one that they offered to us in the past and now they decided that they will just renew them annually as they need. Tree city partners are those people in the community are looking to have a tree planted in their area and then they will then take care of the watering of that tree or the trees that are in that area. So it's a partnership between the program and the homeowners. Item 2, I'm going to pair it with what we just talked about in regards to the MVNU forestry creation. They have decided to add an additional \$6,505 to what you already addressed. Item 3, this is for \$24,000 and for tree pruning and trimming and maintenance.

Item 4 and 5 the water department has received some unanticipated revenues for this year in regards to refund. Mr. Orndorf has \$18,000 he'd like to be appropriated in regards to plant equipment and dues/supplies. Item 6 again we are using some wastewater, they have some unanticipated refunds in the amount of \$11,000. They have some supplies and materials as well and then in item 7 the Alcohol Drug and Freedom Center of Knox County has provided a grant to the probation department for \$1,500 and again we want to help support their programs.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Sam Barone, First Ward
SECONDER:	Nancy R. Vail, Third Ward
AYES:	Barone, Francis, Vail, Seavolt, Menapace, Gottke, Starr

RESOLUTION NO. 2018-107
 A RESOLUTION AUTHORIZING AND DIRECTING THE AUDITOR OF THE
 CITY OF MOUNT VERNON TO TRANSFER CERTAIN FUNDS.

Finance and Budget: Barone, Vail

RESULT:	SUSPENSION OF THE RULES [UNANIMOUS]
MOVER:	Sam Barone, First Ward
SECONDER:	Nancy R. Vail, Third Ward
AYES:	Barone, Francis, Vail, Seavolt, Menapace, Gottke, Starr

RESOLUTION NO. 2018-107
 A RESOLUTION AUTHORIZING AND DIRECTING THE AUDITOR OF THE
 CITY OF MOUNT VERNON TO TRANSFER CERTAIN FUNDS.

Finance and Budget: Barone, Vail

Mr. Scott - The first one in regards to the park seasonal employees for \$2,800 is the only notable one here.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Sam Barone, First Ward
SECONDER:	Nancy R. Vail, Third Ward
AYES:	Barone, Francis, Vail, Seavolt, Menapace, Gottke, Starr

RESOLUTION NO. 2018-108
 A RESOLUTION AUTHORIZING THE SAFETY SERVICE DIRECTOR TO
 SELL BY SEALED BID OR SCRAP A FIRE VEHICLE NOT NEEDED FOR
 PUBLIC USE BY THE CITY OF MOUNT VERNON, AND DECLARING AN
 EMERGENCY.

Fire, Police and Civil Defense: Seavolt, Gottke

RESULT:	SUSPENSION OF THE RULES [UNANIMOUS]
MOVER:	Janis Seavolt, At Large
SECONDER:	Jeff Gottke, Fourth Ward
AYES:	Barone, Francis, Vail, Seavolt, Menapace, Gottke, Starr

RESOLUTION NO. 2018-108

A RESOLUTION AUTHORIZING THE SAFETY SERVICE DIRECTOR TO SELL BY SEALED BID OR SCRAP A FIRE VEHICLE NOT NEEDED FOR PUBLIC USE BY THE CITY OF MOUNT VERNON, AND DECLARING AN EMERGENCY.

Fire, Police and Civil Defense: Seavolt, Gottke

Mrs. Seavolt - We have a fire truck that we need a minimum of \$5,500.

Mr. Daniels - This is a bit of an unusual situation, this is the 1992 ladder truck. We've been planning for it's replacement for some time, we received a FEMA grant that helped us to purchase the new vehicle. The new engine will be here sometime in November so we need to make room for that. I would direct your attention to Section 3, the FEMA grant really restricts how this vehicle can be disposed of. It cannot be used again as a respond vehicle so we need to sell it as a sealed bid or scrap it.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Janis Seavolt, At Large
SECONDER:	Jeff Gottke, Fourth Ward
AYES:	Barone, Francis, Vail, Seavolt, Menapace, Gottke, Starr

ORDINANCES FOR THIRD READING

ORDINANCE NO. 2018-20

AN ORDINANCE AMENDING THE ZONING CLASSIFICATION OF A PARCEL (PARCEL NUMBER 66-50122.000) WITHIN THE CITY OF MOUNT VERNON FROM THE PRESENT ZONING OF P-1 - PUBLIC, SEMIPUBLIC DISTRICT TO R-1 - SINGLE FAMILY DISTRICT UNDER THE MOUNT VERNON ZONING CODE; AND DECLARING AN EMERGENCY.

Planning and Zoning: Vail, Menapace

Mrs. Vail - We had a public hearing this evening and there were no signs of opposition to changing this zoning.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Nancy R. Vail, Third Ward
SECONDER:	Christopher Menapace, At Large
AYES:	Barone, Francis, Vail, Seavolt, Menapace, Gottke, Starr

ORDINANCE NO. 2018-21

AN ORDINANCE AMENDING THE ZONING CLASSIFICATION OF EIGHT (8) PARCELS (PARCEL NUMBERS 70-02131.000, 70-01155.000, 70-01157.000, 70-00328.000, 70-00427.000, 70-00428.000, 70-00366.001 AND 66-06540.000) FROM THE PRESENT TOWNSHIP ZONING OF RRA-RURAL

RESIDENTIAL AND AGRICULTURAL DISTRICT AND R-1-SINGLE FAMILY DISTRICT TO MUNICIPAL R-1-SINGLE FAMILY DISTRICT; AND DECLARING AN EMERGENCY.

Planning and Zoning: Vail, Menapace

Mrs. Vail - We did have a public hearing on this also and there was no opposition to this change of zoning.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Nancy R. Vail, Third Ward
SECONDER:	Christopher Menapace, At Large
AYES:	Barone, Francis, Vail, Seavolt, Menapace, Gottke, Starr

ORDINANCES FOR SECOND READING

ORDINANCES FOR FIRST READING

ORDINANCE NO. 2018-23

AN ORDINANCE AMENDING ORDINANCE NO. 2017-30 FIXING THE NUMBER OF HOURLY EMPLOYEES OF THE CITY OF MOUNT VERNON; AND DECLARING AN EMERGENCY.

Employee and Community Rel.: Francis, Barone

RESULT:	SUSPENSION OF THE RULES [UNANIMOUS]
MOVER:	John Francis, Second Ward
SECONDER:	Sam Barone, First Ward
AYES:	Barone, Francis, Vail, Seavolt, Menapace, Gottke, Starr

ORDINANCE NO. 2018-23

AN ORDINANCE AMENDING ORDINANCE NO. 2017-30 FIXING THE NUMBER OF HOURLY EMPLOYEES OF THE CITY OF MOUNT VERNON; AND DECLARING AN EMERGENCY.

Employee and Community Rel.: Francis, Barone

Mr. Francis - We had a committee meeting on this, this one is particular with the change in the title of two positions.

Mr. Daniels - This changes the titles of the Utility Operation Foreman in the water and the wastewater area to Utility Operations Crew Chief and it changes the title of the Assistant Utility Operation Foreman to Utility Operations Assistant Crew Chief. There is no change in the number of personnel it's just a title change.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	John Francis, Second Ward
SECONDER:	Sam Barone, First Ward
AYES:	Barone, Francis, Vail, Seavolt, Menapace, Gottke, Starr

ORDINANCE NO. 2018-24

AN ORDINANCE REGULATING THE USE AND SALE OF TOBACCO AND ELECTRONIC SMOKING DEVICES WITHIN THE CITY OF MOUNT VERNON, OHIO; AND DECLARING AN EMERGENCY

Planning and Zoning: Vail, Menapace

RESULT:	FIRST READING	Next: 10/22/2018 7:30 PM
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ORDINANCE NO. 2018-25

AN ORDINANCE TO AMEND THE WAGES AND BENEFITS OF BARGAINING UNIT EMPLOYEES AND FIXING THE WAGES AND BENEFITS OF BARGAINING UNIT EMPLOYEES OF THE CITY OF MOUNT VERNON, OHIO; DAN EMMETT CHAPTER OF/AND THE OHIO CIVIL SERVICE EMPLOYEES ASSOCIATION, LOCAL 11/AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO, WAGES TO BE EFFECTIVE THE FIRST DAY OF JANUARY 1, 2018; AND DECLARING AN EMERGENCY.

Employee and Community Rel.: Francis, Barone

RESULT:	SUSPENSION OF THE RULES [UNANIMOUS]
MOVER:	John Francis, Second Ward
SECONDER:	Sam Barone, First Ward
AYES:	Barone, Francis, Vail, Seavolt, Menapace, Gottke, Starr

ORDINANCE NO. 2018-25

AN ORDINANCE TO AMEND THE WAGES AND BENEFITS OF BARGAINING UNIT EMPLOYEES AND FIXING THE WAGES AND BENEFITS OF BARGAINING UNIT EMPLOYEES OF THE CITY OF MOUNT VERNON, OHIO; DAN EMMETT CHAPTER OF/AND THE OHIO CIVIL SERVICE EMPLOYEES ASSOCIATION, LOCAL 11/AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO, WAGES TO BE EFFECTIVE THE FIRST DAY OF JANUARY 1, 2018; AND DECLARING AN EMERGENCY.

Employee and Community Rel.: Francis, Barone

Mr. Francis - With the title change and the upgrade in the job that they're doing there's a change in wage.
Mr. Daniels - This refers just to the Utility Operations Crew Chief and as the title of this ordinance suggests this amends the bargaining unit agreement and one particular line wage and that is for the crew chief. He is currently making \$23.04 an hour, we would adjust that pay to \$23.08 and this would be retroactive to January 1, 2018.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	John Francis, Second Ward
SECONDER:	Sam Barone, First Ward
AYES:	Barone, Francis, Vail, Seavolt, Menapace, Gottke, Starr

REMARKS FROM THE ADMINISTRATION

Mayor Mavis - Spoke about the fire prevention week open house, trick or treat night, the Halloween night at Ariel-Foundation park, two more goose hunts, the current parking ordinance and mentioned the Eyes of Freedom returning to the city.

Ms. Whitney - Mentioned that October is Domestic Violence Awareness month and there are some sessions at the Grand Hotel on Monday's throughout October and there is a free training coming in November.

REMARKS FROM COUNCIL

Mrs. Vail - Spoke about the Wreaths Across America and the fire department open house.

Mr. Barone - Spoke about the Charter Event being held tomorrow.

Mr. Starr - Spoke about the naming of parks, did a ride along with the police, spoke about pickleball, mentioned his upcoming ride along with a truck driver and spoke about our chaplain program.

Mr. Menapace - Spoke about the Next Door app, spoke about the mental health training and asked about garbage trucks and possibly looking into going to one vendor for trash.

Mr. Gottke - Spoke about democracy and his excitement about the charter event tomorrow night and the outcome.

Mr. Francis - Mentioned the proclamations tonight and commended the people who take their time to volunteer to help others.

Mr. Hawkins - Thanked the media.

ADJOURN AT THE CALL OF THE PRESIDENT

Mrs. Vail made a motion to adjourn, Mrs. Seavolt, second, all in favor, the meeting was adjourned at 8:39 p.m.

Bruce E. Hawkins, President of Council

Tanya Newell, Clerk of Council

CD on file/tmn