

GROVE CITY, OHIO COUNCIL
LEGISLATIVE AGENDA

March 18, 2013 **5:30 – TC RESIDENTIAL DEV. DISCUSSION** NO Caucus 7:00 – *Reg. Meet.*
PRESENTATION: Oath of Office – Park Board

FINANCE: Mr. Bennett

- Ordinance C-15-13 Authorize the City Administrator to enter into a Multi-Year Contract with AT&T. Second reading and public hearing.
- Ordinance C-17-13 Authorize the City Administrator to enter into a Multi-Year Contract with Time Warner Cable, Inc. First reading.
- Ordinance C-18-13 Make Amendments to Chapter 161 of the Codified Ordinances titled Employment Provisions for City Employees. First reading.
- Ordinance C-19-13 Authorize the Purchase of 3950-3963 Broadway and 3951 Broadway and Appropriate \$1,000,000.00 from the General Fund for said purchase. First reading.
- Ordinance C-20-13 Authorize the Purchase of 3418 Grant Avenue for \$152,000.00 and 3422 Grant Avenue for \$120,000.00 and Authorize the Use of Town Center Loan Program Funds for said purchase. First reading.
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SAFETY: Mr. Davis

- Ordinance C-16-13 Authorize the Charitable Solicitations Board to Issue a Permit to the Knights of Columbus per Section 371.06(b)(2) of the Codified Ordinances. Second reading and public hearing.
- Ordinance C-21-13 Authorize the City Administrator to enter into a Multi-Year Intergovernmental Agreement with the Franklin County Commissioners for the Administration of Wireless 9-1-1 Government Assistance Funds. First reading.
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SERVICE: Ms. Albright

- Resolution CR-14-13 Authorize the Administrative Assistant to enter into an Agreement and Cooperate with the Director of Transportation for Bridge Repair on State Route 665.
-

LANDS: Ms. Klemack-McGraw

- Ordinance C-13-13 Approve a Special Use Permit for Outdoor Seating for Plum Run Winery located at 3946 Broadway. Second reading and public hearing.
- Ordinance C-22-13 Approve the Plat for Texas Roadhouse located at 1879 Stringtown Road. First reading.
- Resolution CR-15-13 Approve Amendments to the Development Plan for The Mews at Pinnacle Club located East of Buckeye Parkway as approved by Res. CR-89-05.

Resolution CR-16-13 Approve the Development Plan for Grove City Ranch Development located North of State Route 665 and West of the Buckeye Grove Shopping Center.

ON FILE: Minutes of March 04 Council Meeting; March 05, Planning Commission Meeting.

Date: 02/25/13
Introduced By: Mr. Bennett
Committee: Finance
Originated By: Mr. Smith
Approved: Mr. Boso
Emergency: 30 Days: X
Current Expense: _____

No.: C-15-13
1st Reading: 03/04/13
Public Notice: 03/06/13
2nd Reading: 03/18/13
Passed: _____ Rejected: _____
Codified: _____ Code No: _____
Passage Publication: _____

ORDINANCE C-15-13

AN ORDINANCE TO AUTHORIZE THE CITY ADMINISTRATOR
TO ENTER INTO MULTI-YEAR CONTRACTS WITH AT&T

WHEREAS, the City currently utilizes AT&T for telephone services under a month to month pricing schedule; and

WHEREAS, the current month to month pricing is subject to change; and

WHEREAS, to obtain the best pricing, the City needs to enter into a contract with a term of sixty (60) months; and

WHEREAS, it is estimated that a sixty (60) month contract would save the City approximately Six Thousand Dollars (\$6,000) a year; and

WHEREAS, since the contract term exceeds twelve (12) months, it must be approved by Ordinance.

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

SECTION 1. The City Council hereby authorizes the City Administrator to execute the agreements with AT&T more fully described in Exhibit A.

SECTION 2. This Ordinance shall take effect at the earliest date permitted by law.

Ted A. Berry, President of Council

Passed:

Richard L. Stage, Mayor

Effective:

Attest:

Tami K. Kelly, MMC, Clerk of Council

I certify that this ordinance is correct as to form.

Stephen J. Smith, Director of Law

Date: 3/12/13
Introduced By: Mr. Bennett
Committee: Finance
Originated By: Mr. Smith
Approved: Mr. Boso
Emergency: 30 Days: X
Current Expense: _____

No.: C-17-13
1st Reading: 03/18/13
Public Notice: 03/20/13
2nd Reading: 04/01/13
Passed: _____ Rejected: _____
Codified: _____ Code No: _____
Passage Publication: _____

ORDINANCE C-17-13

AN ORDINANCE TO AUTHORIZE THE CITY ADMINISTRATOR TO ENTER INTO A MULTI-YEAR CONTRACT WITH TIME WARNER CABLE INC.

WHEREAS, Council is currently considering Ordinance C-15-13 to approve a multi-year agreement with AT&T for telephone services; and

WHEREAS, this agreement with Time Warner would provide better service along with a cost savings to the City and will be incorporated with the services provided by AT&T; and

WHEREAS, the contract term exceeds twelve (12) months and must be approved by Ordinance.

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

SECTION 1. The City Council hereby authorizes the City Administrator to execute the agreements with Time Warner Cable Inc. more fully described in Exhibit "A".

SECTION 2. This Ordinance shall take effect at the earliest date permitted by law.

Ted A. Berry, President of Council

Passed:

Richard L. Stage, Mayor

Effective:

Attest:

Tami K. Kelly, MMC, Clerk of Council

I certify that this ordinance is correct as to form.

Stephen J. Smith, Director of Law

Date: 3/12/13
Introduced By: Mr. Bennett
Committee: Finance
Originated By: Mr. Smith
Approved: Mr. Boso
Emergency: 30 Days: X
Current Expense: _____

No.: C-18-13
1st Reading: 03/18/13
Public Notice: 03/20/13
2nd Reading: 04/01/13
Passed: _____ Rejected: _____
Codified: _____ Code No: _____
Passage Publication: _____

ORDINANCE C-18-13

AN ORDINANCE TO MAKE AMENDMENTS TO CHAPTER 161 OF THE CODIFIED ORDINANCES TITLED EMPLOYMENT PROVISIONS FOR CITY EMPLOYEES

WHEREAS, a review of Chapter 161 of the Codified Ordinances has been conducted by the City Administrator; and

WHEREAS, it is necessary to make amendments relating to employment provisions, pension pick-up, sick leave and longevity; and

WHEREAS, it is also necessary to make adjustments to the current compensation plan to address initial hiring placement and steps in the plan.

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

SECTION 1. Section 161.01(a) is hereby amended, in part, as follows:

(1) The Compensation Plan is organized into nine (9) pay grades for non-executive personnel and **one (1) two (2)** pay grades for executive personnel. In the non-executive pay grades, each grade is composed of **fifteen (15)** ~~thirteen (13)~~ steps. The use of steps provides opportunity for personnel to move through the step system within grade for growth and development. The differentials between steps vary from step to step. Increments are higher in the early steps recognizing that learning occurs more rapidly in the early stages of an employee's tenure as the employee develops mastery of the skills, knowledge and abilities required for effective performance of a job. The executive personnel pay grade uses a minimum-maximum pay range system. For non-executive pay grades, the initial employment salary will be set **at the appropriate step as determined by the City Administrator** ~~between the A and D steps of the pay grade upon approval of the City Administrator, based on demonstrated skills, knowledge or ability developed in prior employment or education. For executive pay grades, the initial employment salary shall be set in the appropriate range upon approval of the City Administrator or appropriate appointing authority, based on demonstrated skills, knowledge or ability developed in prior employment or education.~~

(2) Where an employee is promoted to a higher pay grade, the new rate shall be **set at the appropriate step as determined by the City Administrator** ~~lowest step in the higher grade that shall provide an increase over the rate received immediately prior to such promotion.~~ * * *

SECTION 2. Section 161.02 is hereby amended, in part, as follows:

(b) Regular Work Day. For all employees except Police Dispatch and Division of Police employees, as well as employees governed by a collective agreement, a regular work day is an eight (8) **or ten (10)** hour work period between the hours of 6:00 a.m. and 6:00 p.m. as determined and designated by the City Administrator.

SECTION 3. Section 161.03 is hereby amended, in part, as follows:

(a) Overtime Eligibility. Non-exempt employees, as determined under the Fair Labor Standards Act, required to work more than forty hours in any **Regular** work week shall be compensated for such overtime worked at one and one-half (1 1/2) times the employee's base rate of pay for each hour of overtime. **Approved or scheduled leave shall not be considered as hours worked for the purposes of earning overtime.** Such compensation for overtime work shall be paid at the same time the employee receives a regularly scheduled paycheck for the time period in which the overtime hours were worked.

* * *

(e) Carry Over. Compensatory time shall not be carried over from year to year. **At any time during the calendar year, an employee may request to be paid for any accumulated but unused compensatory time at the employee's most recent base hourly rate. All remaining** unused compensatory time shall be paid out ~~at the end of each calendar year~~ **at the employee's base hourly rate at the end of the calendar year. Such payments shall be made by January 31 of the next calendar year.** Upon separation from employment those employees eligible and awarded compensatory time shall be entitled to compensation at their then current rate of pay for accrued and unused compensatory time.

SECTION 4. Section 161.04 is hereby amended, in part, as follows:

(a) All eligible employees, as defined in Section [161.01](#)(e), after the completion of five (5) years of full-time service with the City, shall receive a longevity bonus pursuant to the following schedule (unless an employee is covered under a collective bargaining agreement):

| <u>Years of Service</u> | <u>Annual Longevity Bonus</u> |
|---------------------------------|-------------------------------|
| 5th through and including 10th | \$1075 800 |
| 11th through and including 15th | \$1325 1,000 |
| 16th through and including 20th | \$1550 1,200 |
| 21st and thereafter | \$1900 1,300 |

SECTION 5. Section 161.05 is hereby amended, in part, as follows:

(c) The employee birthday holiday shall be observed on a day mutually advantageous to the employee and the City within **the calendar year** ~~a twelve (12) month period~~. This holiday cannot be carried forward to the next **calendar year** ~~twelve (12) month period~~.

SECTION 6. Section 161.06 is hereby amended, in part, as follows:

(f) **At any time during the calendar year, an employee may request to be paid for any vacation balance in excess of eighty (80) hours at the employee's most recent base hourly rate.** At the end of each calendar year, each employee shall be paid for any vacation balances in excess of the maximums fixed by this section at the employee's ~~most recent~~ **base hourly rate at the end of the calendar year. Such payments shall be made by January 31 of the next calendar year.** ~~In addition, once each calendar year each eligible employee may, at the employee's option, be paid for any vacation balance in excess of two hundred forty (240) hours at the employee's most recent base hourly rate.~~

SECTION 7. Section 161.07 is hereby amended, in part, as follows:

(a) Accrual. Each eligible employee, as defined in Section [161.01](#)(e), shall be entitled to sick leave of four and six-tenths (4 6/10) hours with pay for each completed eighty (80) hours of service. Employees may

use sick leave, upon approval of the department head, for absence due to personal illness, pregnancy, injury, exposure to contagious disease which could be communicated to other employees, and illness, injury or death in the employee's immediate family. Immediate family as used herein is defined as spouse, child, brother, sister, parents **grandparents, grandchild, father in-law, mother in-law, son in-law, daughter in-law, brother in-law, sister in-law, stepfather, stepmother, stepsister, stepbrother, stepson, stepdaughter, half-brother, and half-sister** and spouse's parents.

(1) Sick leave from another public agency. All eligible employees, as defined in Section 161.01(e), entering the employment of the City may bring up to one hundred and twenty (120) hours from their sick leave balance from another public agency as defined ORC 124.38. The balance must be certified by the public agency. Sick leave balances from another public agency may not be used until all sick leave accrued through the City of Grove City is exhausted.

* * *

(f) Conversion. **At any time** ~~Once each calendar year,~~ an eligible employee, as defined in Section [161.01\(e\)](#), who has accumulated and maintains **three hundred sixty (360)** ~~five hundred (500)~~ or more hours of unused sick leave shall be given the option of converting up to one hundred (100) hours of unused sick leave earned with the City for paid compensation of fifty percent of the total hours at the employee's regular base rate of pay; (for example, one hundred (100) hours will yield a total of fifty (50) hours of pay multiplied by the employee's regular base rate). No employee conversion per this section may result in such employee maintaining less than a minimum of **three hundred sixty (360)** ~~five hundred (500)~~ hours.

* * *

(h) Donated Sick Leave.

(1) Eligibility. Any eligible employee, as defined in Section [161.01\(e\)](#), may apply to the **Human Resources Coordinator** ~~City Administrator~~ or the City Administrator's designee, to receive donated sick leave, if the employee requesting such donated sick leave:

(2) Procedure.

A. An employee qualifying for sick leave donation hereunder shall make a written request for such leave by completing the necessary form and submitting same to the **Human Resources Coordinator** ~~City Administrator~~ or the City Administrator's designee.

SECTION 8. Section 161.09 is hereby amended, in part, as follows:

(f) Life Insurance. The City shall provide **seventy-five** ~~fifty~~ thousand (~~75~~50,000) dollars of life insurance for all eligible full-time employees as defined in Section [161.01\(e\)](#).

* * *

(i) Other Benefits. Other benefits may be authorized from time to time by the City Administrator if there is no cost to the City. **Notwithstanding the foregoing, the City Administrator is authorized to make adjustments to benefits to ensure that all employees in a Department or Division are treated in a similar fashion.**

SECTION 9. Section 161.11(a) is hereby amended, in part, as follows:

(a) Approval of Coursework. All full-time regular employees serving in full-time positions shall be eligible to participate in the City's Tuition Reimbursement Program. Under this program, each employee shall be

eligible for a maximum of ~~four~~ three thousand ~~two~~ five hundred (~~4,200~~ 3,500) dollars in reimbursement per calendar year for tuition and books in courses of instruction voluntarily undertaken.

SECTION 10. This Ordinance shall take effect and be in force from and after the earliest date permitted by law.

Ted A. Berry, President of Council

Passed:

Date: 3/12/13
Introduced By: Mr. Bennett
Committee: Finance
Originated By: Stage/Berry
Approved: _____
Emergency: 30 Days: X
Current Expense: _____

Richard L. Stage, Mayor
No. : C-19-13
1st Reading: 03/18/13
Public Notice: 03/20/13
2nd Reading: 04/01/13
Passed: Rejected: _____
Codified: Code No: _____
Passage Publication: _____

ORDINANCE C-19-13

AN ORDINANCE TO AUTHORIZE THE PURCHASE OF 3959-3963 BROADWAY AND 3951 BROADWAY AND APPROPRIATE \$1,000,000.00 FROM THE GENERAL FUND FOR SAID PURCHASE

WHEREAS, the property located at 3959-3963 Broadway, Grove City, Ohio 43123, and known as Franklin County Auditor’s Tax Parcel No. 040-000236-00, contains approximately 0.416 acres and is located in the Town Center Area; and

WHEREAS, the property located at 3951 Broadway, Grove City, Ohio 43123, and known as Franklin County Auditor’s Tax Parcel No. 040-000131-00, contains approximately 0.198 acres and is located in the Town Center Area (collectively “Properties”); and

WHEREAS, the acquisition of these Properties are necessary in order to move forward with the Pizzuti concept plan endorsed by Council in Resolution CR-45-12.

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

SECTION 1. Council hereby authorizes the purchase of the properties located at 3959-3963 Broadway and 3951 Broadway as set forth in Exhibit "A".

SECTION 2. There is hereby appropriated \$1,000,000.00 from the unappropriated monies of the General Fund to Acct. # 100120.571000 for the purchase price, including related closing costs.

SECTION 3. This ordinance appropriates for current expenses and shall therefore go into immediate effect.

Ted A. Berry, President of Council

Passed:

Richard L. Stage, Mayor

Effective:

Attest:

Tami K. Kelly, MMC, Clerk of Council

I certify that this ordinance is correct as to form.

Stephen J. Smith, Director of Law

I certify that there is money in the treasury, or is in the process of collection to pay the within ordinance.

Michael A. Turner, Director of Finance

Date: 3/12/13
Introduced By: Mr. Bennett
Committee: Finance
Originated By: Stage/Berry
Approved: _____
Emergency: 30 Days: X
Current Expense: _____

No.: C-20-13
1st Reading: 03/18/13
Public Notice: 03/20/13
2nd Reading: 04/01/13
Passed: _____ Rejected: _____
Codified: _____ Code No: _____
Passage Publication: _____

ORDINANCE C-20-13

AN ORDINANCE TO AUTHORIZE THE PURCHASE OF 3418 GRANT AVENUE FOR \$152,000.00 AND 3422 GRANT AVENUE FOR \$120,000.00 AND AUTHORIZE THE USE OF TOWN CENTER LOAN PROGRAM FUNDS FOR SAID PURCHASE

WHEREAS, the Town Center Area is the heart of our community and revitalization of this Area is necessary to keep a vibrant destination center for our families and friends, while also bringing enhanced commerce and economic benefits to the community; and

WHEREAS, the properties located at 3418 and 3422 Grant Avenue are located in the Town Center Area; and

WHEREAS, the acquisition and demolition of these Properties would provide the City flexibility for future redevelopment in the Town Center Area; and

WHEREAS, on January 19, 2010, Council adopted Resolution CR-03-10, supporting and authorizing the City Administrator to develop a Town Center Business Development Loan Program to benefit the Town Center Area and the Program has been developed, and adopted by Resolution CR-19-10; and

WHEREAS, the Program is intended to provide new and existing businesses loans primarily for working capital, real estate, equipment, business acquisition and other purposes approved by Council; and

WHEREAS, furthermore, the purpose of the Program is to stimulate new economic development by creating and/or expanding investment and employment in the Town Center Area through economic expansion or retention; and

WHEREAS, on December 17, 2012, Council adopted Ordinance C-75-12, which included One Million Dollars (\$1,000,000.00) of funding for the Program for 2013; and

WHEREAS, the City wishes to acquire these properties together as that adds value and assists with future development; and

WHEREAS, in this instance, City Council believes that the acquisition of property in the Town Center Area would fall under the original intent and purpose of the Program in acquiring real estate that will create the opportunity for economic expansion and redevelopment in the Town Center Area.

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

SECTION 1. Council hereby authorizes the purchase of the property located at 3418 Grant Avenue as set forth in Exhibit "A" for \$152,000.00 from Account # 100120.595000.

SECTION 2. Council hereby authorizes the purchase of the property located at 3422 Grant Avenue as set forth in Exhibit "B" for \$120,000.00 from Account # 100120.595000.

SECTION 3. Council hereby finds that the acquisition and demolition of property in the Town Center Area, including the properties located at 3418 and 3422 Grant Avenue are in accordance with the original intent and purpose of the Town Center Loan Program.

SECTION 4. Council hereby authorizes the use the Town Center Loan Program funds to pay for the acquisition and demolition of the properties located at 3418 and 3422 Grant Avenue, provided that sufficient funds remain and/or are available to other new and existing businesses that wish to utilize the Town Center Loan Program for loans primarily for working capital, real estate, equipment, business acquisition.

SECTION 5. This Ordinance shall take effect at the earliest date permitted by law.

Ted A. Berry, President of Council

Passed:

Richard L. Stage, Mayor

Effective:

Attest:

Tami K. Kelly, MMC, Clerk of Council

I certify that this ordinance is correct as to form.

Stephen J. Smith, Director of Law

I certify that there is money in the treasury, or is in the process of collection to pay the within ordinance.

Michael A. Turner, Director of Finance

Date: 03/13/12 No.: C-16-13
Introduced By: Mr. Davis 1st Reading: 03/04/13
Committee: Safety Public Notice: 03/06/13
Originated By: Clerk 2nd Reading: 03/18/13
Approved: Char. Sol. Board Passed: Rejected:
Emergency: 30 Days Codified: Code No:
Current Expense: Passage Publication:

ORDINANCE C-16-13

AN ORDINANCE TO AUTHORIZE THE CHARITABLE SOLICITATIONS BOARD TO ISSUE A PERMIT TO THE KNIGHTS OF COLUMBUS PER SECTION 371.06(b)(2) OF THE CODIFIED ORDINANCES

WHEREAS, the Knights of Columbus have submitted an application to solicit donations by standing in the intersections of: Stringtown & Thistlewood Road; Stringtown & Hoover Roads; Southwest Blvd. & Broadway; London-Groveport & Hoover Roads; and Broadway & Home; and

WHEREAS, in accordance with Section 371.06(b)(2) the Legislative Authority may authorize the issuance of such a Charitable Solicitations Permit when the request involved standing on a highway.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GROVE CITY, COUNTY OF FRANKLIN, AND STATE OF OHIO, THAT:

SECTION 1. The Charitable Solicitations Board is hereby authorized to issue a permit for Knights of Columbus for May 4, 2013 from 7:30 a.m. to 3:00 p.m. at the intersections of Stringtown & Thistlewood; Stringtown & Hoover; Southwest Blvd. & Broadway; London-Groveport & Hoover; and Broadway & Home Roads to solicit charitable donations while standing on these highways.

SECTION 2. The Knights of Columbus will meet with the Grove City Police Division prior to the event to discuss safety procedures.

SECTION 3. This ordinance shall go into effect at the earliest opportunity allowed by law.

Ted A. Berry, President of Council

Passed:
Effective:

Richard L. Stage, Mayor

Attest:

Tami K. Kelly, MMC, Clerk of Council

I Certify that this ordinance is correct as to form.

Stephen J. Smith, Director of Law

Date: 3/12/13
Introduced By: Mr. Davis
Committee: Safety
Originated By: Mr. Smith
Approved: Mr. Boso
Emergency: 30 Days: X
Current Expense: _____

No.: C-21-13
1st Reading: 03/18/13
Public Notice: 03/20/13
2nd Reading: 04/01/13
Passed: _____ Rejected: _____
Codified: _____ Code No: _____
Passage Publication: _____

ORDINANCE C-21-13

AN ORDINANCE TO AUTHORIZE THE CITY ADMINISTRATOR TO ENTER INTO A MULTI-YEAR INTERGOVERNMENTAL AGREEMENT WITH THE FRANKLIN COUNTY COMISSIONERS FOR THE ADMINISTRATION OF WIRELESS 9-1-1 GOVERNMENT ASSISTANCE FUNDS

WHEREAS, Franklin County is responsible for the administration of the Wireless 9-1-1 Governmental Assistance Funds from the Public Utilities Commission of Ohio (prior to January 1, 2014) and the Ohio Department of Taxation (beginning January 1, 2014); and

WHEREAS, this intergovernmental Agreement with the County will provide a mechanism for the distribution of the 9-1-1 funds so that the City may acquire and pay for permissible wireless 9-1-1 expenditures as outlined in the Ohio Revised Code; and

WHEREAS, because the term of the Agreement exceeds twelve (12) months, it must be approved by Ordinance.

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

SECTION 1. The City Council hereby authorizes the City Administrator to execute the intergovernmental agreement, attached hereto as Exhibit "A," with the Franklin County Commissioners for the administration of Wireless 9-1-1 Government Assistance Funds.

SECTION 2. This Ordinance shall take effect at the earliest date permitted by law.

Ted A. Berry, President of Council

Passed:

Richard L. Stage, Mayor

Effective:

Attest:

Tami K. Kelly, MMC, Clerk of Council

I certify that this ordinance is correct as to form.

Stephen J. Smith, Director of Law

Date: 02/25/13
Introduced By: Ms. Albright
Committee: Service
Originated By: Mr. Spring
Approved: Mr. Boso
Emergency: 30 Days:
Current Expense:

No.: CR-14-13
1st Reading: 03/18/13
Public Notice:
2nd Reading:
Passed: Rejected:
Codified: Code No:
Passage Publication:

RESOLUTION CR-14-13

A RESOLUTION TO AUTHORIZE THE ADMINISTRATIVE ASSISTANT TO ENTER INTO AN AGREEMENT AND COOPERATE WITH THE DIRECTOR OF TRANSPORTATION FOR BRIDGE REPAIR ON STATE ROUTE 665

WHEREAS, the State has identified the need for and proposes the improvement of a portion of the public highway which is described as follows:

This project proposes the repair of abutments and a concrete deck overlay on a bridge on S.R. 665 over Plum Run.

WHEREAS, the Director of Transportation further desires cooperation from the City in the planning, design and construction of said improvement.

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

SECTION 1. The City shall cooperate with the Director of Transportation in the above-described project as follows:

The City hereby grants consent to the Ohio Department of Transportation for its development and construction of the project in accordance with plans, specifications and estimates as approved by the Director;

SECTION 2. ODOT agrees that all right-of-way required for the described project will be acquired and/or made available in accordance with current State and Federal regulations. ODOT also understands that right-of-way costs include eligible utility costs. ODOT agrees that all utility accommodation, relocations and reimbursements will comply with the current provisions of 23CFR645 and the ODOT Utilities Manual.

SECTION 3. Upon completion of the described Project, and unless otherwise agreed, ODOT shall: 1. provide adequate maintenance for the described Project in accordance with all applicable State and Federal law, including, but not limited to, Title 23 USC Section 116; 2. provide ample financial provisions, as necessary, for the maintenance of the described Project; 3. maintain the right-of-way, keeping it free of obstructions; and 4. hold said right-of-way inviolate for public highway purposes.

SECTION 4. The City Administrator of said City is hereby empowered and directed on behalf of the City to enter into contracts with the Director of Transportation necessary to complete the above described project.

SECTION 5. This resolution shall take effect and be in force at the earliest opportunity allowed by law.

Ted A. Berry, President of Council

Date: 02/13/13
Introduced By: Ms. K-McGraw
Committee: Lands
Originated By: Plan. Comm.
Approved: _____
Emergency: 30 Days: _____
Current Expense: _____

No.: C-13-13
1st Reading: 02/19/13
Public Notice: 2/22/13
2nd Reading: 03/04/13
Passed: _____ Rejected: _____
Codified: _____ Code No: _____
Passage Publication: _____

ORDINANCE C-13-13

AN ORDINANCE TO APPROVE A SPECIAL USE PERMIT FOR OUTDOOR SEATING FOR PLUM RUN WINERY LOCATED AT 3946 BROADWAY

WHEREAS, Plum Run Vineyard, LLC, applicant, has submitted a request for a Special Use Permit for Outdoor Seating located at 3946 Broadway, Suite B; and

WHEREAS, on February 5, 2013, the Planning Commission of the City of Grove City recommended the approval of a Special Use Permit at this location, with the stipulation that:

1. No live music or the use of speakers shall be permitted within the outdoor seating area after 10:00 p.m.

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

SECTION 1. A Special Use Permit, under Section 1135.09b(12)A1s is hereby issued to Plum Run Winery located at 3946 Broadway, contingent upon the stipulation set by Planning Commission.

SECTION 2. This ordinance shall take effect at the earliest opportunity allowed by law.

Ted A. Berry, President of Council

Passed:

Richard L. Stage, Mayor

Effective:

Attest:

Tami K. Kelly, MMC, Clerk of Council

I Certify that this ordinance is correct as to form.

Stephen J. Smith, Director of Law

Date: 03/13/13 No.: C-22-13
Introduced By: Ms. K-McGraw 1st Reading: 03/18/13
Committee: Lands Public Notice: 3/20/13
Originated By: Plan Comm REMOVE 2nd Reading: 04/01/13
Approved: _____ per Passed: ___ Rejected: ___
Emergency: 30 Days: X Petitioner Codified: ___ Code No: ___
Current Expense: _____ Passage Publication: _____

ORDINANCE C-22-13

AN ORDINANCE TO ACCEPT THE PLAT OF TEXAS ROADHOUSE LOCATED AT 1879 STRINGTOWN ROAD

WHEREAS, Texas Roadhouse, a subdivision containing lots inclusive, , has been submitted to Council for their consideration.

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

SECTION 1. The Plat of Texas Roadhouse, situated in the State of Ohio, County of Franklin, Township of Jackson, City of Grove City and being part of Virginia Military Survey No. 8231, containing acres of land, more or less. Said acres being part of those tracts of land conveyed to , by deed, all being of record in the Recorder's Office, Franklin County, Ohio, is hereby accepted and this Council accepts for public use the street right of way that is within the boundaries of this subdivision.

SECTION 2. Easements, where indicated on the plat, are hereby accepted for operation and maintenance of public utility services including but not limited to water, sanitary sewers, electricity and telephone, and to companies providing cable television and cable signal transmission services and for storm water drainage systems for the construction, operation and maintenance of the facilities to provide such services and systems above and beneath the ground.

SECTION 3. This ordinance shall take effect at the earliest opportunity allowed by law.

Ted A. Berry, President of Council

Passed:
Effective:

Richard L. Stage, Mayor

Attest:

Tami K. Kelly, MMC, Clerk of Council

I Certify that this ordinance
is correct as to form.

Stephen J. Smith, Director of Law

Date: 03/13/13
Introduced By: Ms. K-McGraw
Committee: Lands
Originated By: Plan. Comm.
Approved: _____
Emergency: 30 Days
Current Expense: _____

No.: CR-15-13
1st Reading: 03/18/13
Public Notice:
2nd Reading:
Passed: Rejected
Codified: Code No.
Passage Publication:

RESOLUTION NO. CR-15-13

A RESOLUTION TO APPROVE AMENDMENTS TO THE DEVELOPMENT PLAN FOR THE MEWS AT PINNACLE CLUB LOCATED EAST OF BUCKEYE PARKWAY AS APPROVED BY RES. CR-89-05

WHEREAS, on November 7, 2005, Council approved a Development Plan for The Mews at Pinnacle Club by Resolution No. CR-89-05; and

WHEREAS, on April 5, 2010, Council approve amendments to said Development Plan by Resolution CR-22-10; and

WHEREAS, on March 05, 2013, the Planning Commission recommended approval of amendments to the Development Plan with the following stipulations:

1. A minimum of 25% of the newly constructed 45 units shall be two-story;
2. All exterior materials are to match the existing materials utilized on the site, including dimensional architectural shingles;
3. "No Parking" signs shall be installed along all internal roadways;
4. Engineering/site construction plans shall be submitted for review and approval prior to the issuance of any building permits;
5. All landscaping islands in the development shall be irrigated;
6. 181 trees will be planted on the site, according to Sheet L2.01;
7. The design and placement of the mailbox is to be resolved between the Developer, the Development Department and the Homeowners Association prior to the mailbox being affixed.

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

SECTION 1. This Council hereby accepts the amendments to the Development Plan, approved by Resolution CR-89-05, for The Mews at Pinnacle Club, contingent upon the stipulations set by Planning Commission.

SECTION 2. This resolution shall take effect at the earliest opportunity allowed by law.

Ted A. Berry, President of Council

Richard L. Stage, Mayor

Passed:
Effective:

Attest:

Tami K. Kelly, MMC, Clerk of Council

Date: 03/13/13
Introduced By: Ms. K-McGraw
Committee: Lands
Originated By: Plan. Comm.
Approved: _____
Emergency: 30 Days: _____
Current Expense: _____

Postpone
to 4/1

No.: CR-16-13
1st Reading: 03/18/13
Public Notice: _____
2nd Reading: _____
Passed: ___ Rejected: ___
Codified: ___ Code No: ___
Passage Publication: _____

RESOLUTION NO. CR-16-13

A RESOLUTION TO APPROVE THE DEVELOPMENT PLAN FOR THE GROVE CITY RANCH DEVELOPMENT LOCATED NORTH OF S.R. 665 & WEST OF BUCKEYE GROVE SHOPPING CTR.

WHEREAS, on March 05, 2013, the Planning Commission recommended approval of the Development Plan for the Grove City Ranch Development, with the following stipulations:

1. Issues related to the use of dimensional shingles being utilized on all structures are to be resolved between the City's Development Department and the Developer;
2. Issues related to the Bike Path and possible realignment of the northern Intersection shall be resolved between the City's Development Department and the Developer.

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

SECTION 1. This Council hereby accepts the Development Plan for the Grove City Ranch Development, contingent upon the stipulations set by Planning Commission.

SECTION 2. This resolution shall take effect at the earliest opportunity allowed by law.

Ted A. Berry, President of Council

Richard L. Stage, Mayor

Passed:
Effective:

Attest:

Tami K. Kelly, MMC, Clerk of Council

I Certify that this resolution
is correct as to form.

Stephen J. Smith, Director of Law

