

GROVE CITY, OHIO COUNCIL  
LEGISLATIVE AGENDA

June 03, 2013

6:30 Caucus

7:00 – *Reg. Meet.*

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PRESENTATION: Big Splash Award; Dr. Wise

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FINANCE: Mr. Bennett

Ordinance C-30-13 Appropriate \$19,135.00 from the General Fund for the Current Expense of Replacing a Police Vehicle. Second reading and public hearing.

Ordinance C-31-13 Approving and Authorizing the City Administrator to Execute the Joint Economic Development District Contract between Scioto Township, the City of Grove City, and the Village of Commercial Point, and Authorizing the City Administrator and other City Officials to Execute Documents necessary for the Creation of the Joint Economic Development District. Second reading and public hearing.

Resolution CR-29-13 Accept the Battle Cross and Fallen Soldier Memorial in Memory of Master Sergeant Shawn Hannon at Henceroth Park.

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LANDS: Ms. Klemack-McGraw

Ordinance C-32-13 Accept the Annexation of 101.3<sup>±</sup> acres located at 3650 London-Groveport Road in Jackson Township to the City of Grove City. First reading.

Ordinance C-33-13 Accept the Annexation of 24.1<sup>±</sup> acres located at 3385 & 3395 London-Groveport Road in Jackson Township to the City of Grove City. First reading.

Ordinance C-34-13 Accept the Annexation of 0.5<sup>±</sup> acres located at 3500 London-Groveport Road in Jackson Township to the City of Grove City. First reading

Ordinance C-35-13 Accept the Annexation of 4.4<sup>±</sup> acres located at 2050 Holton Road in Jackson Township to the City of Grove City. First reading.

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ON FILE: Minutes of May 20 Regular Council Meetings

Date: 05/15/13  
Introduced By: Mr. Bennett  
Committee: Finance  
Originated By: Mr. Turner  
Approved: Mr. Boso  
Emergency: 30 Days  
Current Expense: XX

No.: C-30-13  
1st Reading: 05/20/13  
Public Notice: 05/22/13  
2nd Reading: 06/03/13  
Passed: Rejected  
Codified: Code No  
Passage Publication:

## ORDINANCE C-30-13

### AN ORDINANCE TO APPROPRIATE \$19,135.00 FROM THE GENERAL FUND FOR THE CURRENT EXPENSE OF REPLACING A POLICE VEHICLE

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WHEREAS, On March 3, 2013 a police vehicle was damaged and taken out of service; and

WHEREAS, insurance proceeds of \$19,135 have been received and deposited into the General Fund; and

WHEREAS, appropriation of the funds received is necessary to utilize these monies to replace police vehicle.

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

SECTION 1. There is hereby appropriated \$19,135.00 from the unappropriated monies of the General Fund to account number 100070.576000 for the Current Expense of vehicle purchase.

SECTION 2. 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: 05/15/13  
Introduced By: Mr. Bennett  
Committee: Finance  
Originated By: Mr. Smith  
Approved: Mr. Boso  
Emergency: 30 Days: X  
Current Expense: \_\_\_\_\_

No.: C-31-13  
1st Reading: 05/20/13  
Public Notice: 05/22/13  
2nd Reading: 06/03/13  
Passed: \_\_\_\_\_ Rejected: \_\_\_\_\_  
Codified: \_\_\_\_\_ Code No: \_\_\_\_\_  
Passage Publication: \_\_\_\_\_

## ORDINANCE C-31-13

AN ORDINANCE APPROVING AND AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE THE JOINT ECONOMIC DEVELOPMENT DISTRICT CONTRACT BETWEEN SCIOTO TOWNSHIP, PICKAWAY COUNTY, OHIO, THE CITY OF GROVE CITY, FRANKLIN COUNTY, OHIO, AND THE VILLAGE OF COMMERCIAL POINT, PICKAWAY COUNTY, OHIO AND AUTHORIZING THE CITY ADMINISTRATOR AND OTHER CITY OFFICIALS TO EXECUTE DOCUMENTS NECESSARY FOR THE CREATION OF THE JOINT ECONOMIC DEVELOPMENT DISTRICT

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WHEREAS, the City of Grove City, Scioto Township and the Village of Commercial Point desire to create the Scioto Township Joint Economic Development District for the purpose of facilitating economic development, creating jobs and employment opportunities, and improving the economic welfare of the people of the City, the Township, the Village, and the State of Ohio; and

WHEREAS, in accordance with Ohio Revised Code §§ 715.72 through 715.81 (the “JEDD Statutes”), the City, the Township, and the Village have negotiated a Joint Economic Development District contract, creating the District; and

WHEREAS, a copy of the Contract is attached hereto as Exhibit “A” and incorporated herein; and

WHEREAS, pursuant to the JEDD Statutes, this Council published notice of the time and place of a public hearing regarding the Contract and the District at least thirty (30) days prior to the date of the public hearing; and

WHEREAS, since publication of that notice, there has been on file with the Clerk of Council the following documents: (1) a copy of the proposed Contract; (2) a description of the area or areas to be included in the District, including a map in sufficient detail to denote the specific boundaries of the area or areas and to indicate any zoning restrictions applicable to the area or areas; (3) an economic development plan for the District with a schedule for the new expanded, or additional services, facilities, or improvements prescribed in Ohio Revised Code § 715.74(A), and (4) a schedule for the collection of an income tax levied under Ohio Revised Code § 715.74(C); and

WHEREAS, this Council held the public hearing regarding the Contract and the District; and

WHEREAS, such hearing permitted public comment and recommendations on the Contract and the District; and

WHEREAS, a copy of the Contract has been delivered to the Franklin County Board of Commissioners and the Pickaway County Board of Commissioners.

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

SECTION 1. This Council finds and determines that the creation of the District pursuant to the Contract will facilitate economic development, will create and preserve jobs and employment opportunities, and will improve the economic welfare of the residents of the City, the Township, and the Village. This Council approves and ratifies the economic development plan now on file with the Clerk of Council.

SECTION 2. This Council hereby approves the attached Contract and authorizes the City Administrator to enter into the attached Contract. The Council finds and determines that the form of the Contract now on file

with the Clerk of Council has not materially changed from the form that was on file with the Clerk of Council since the publication of the public hearing notice regarding the Contract and the District. Upon execution of the Contract by the City Administrator, the Clerk of Council is hereby authorized and directed to deliver the Contract, with any changes that are not materially adverse to the interest of the City, consistent with this Ordinance, and approved by the City Administrator. The City Administrator's execution and the Clerk of Council's delivery of the Contract shall be conclusive evidence that the City approved any changes in the Contract and any such changes are not materially adverse to the interests of the City.

SECTION 3. This Council hereby finds and determines that the City has not entered into a separate contract for utility services with the Township or the Village.

SECTION 4. This Council hereby finds and determines that the City's approval, execution and delivery of the Contract is done freely and without duress or coercion.

SECTION 5. The City Administrator, the Clerk of Council, and other appropriate officers of the City are authorized and directed to, jointly with the Township and the Village, file with the Franklin County Board of Commissioners and the Pickaway County Board of Commissioners the documents prescribed in the JEDD Statutes. The City Administrator, the Clerk of Council, and other appropriate officers of the City are authorized to execute and deliver such instruments and certificates necessary to create the District.

SECTION 6. This ordinance shall take effect at the earliest opportunity allowed by law.

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Ted A. Berry, President of Council

Passed:

Richard L. Stage, Mayor

Effective:

Attest:

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Tami K. Kelly, MMC, Clerk of Council

I certify that this ordinance is correct as to form.

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Stephen J. Smith, Director of Law

Date: 05/30/13  
Introduced By: Mr. Bennett  
Committee: Finance  
Originated By: Ms. Conrad  
Approved: Mr. Boso  
Emergency: 30 Days  
Current Expense: \_\_\_\_\_

No.: CR-29-13  
1st Reading: 06/03/13  
Public Notice: \_\_\_\_\_  
2nd Reading: \_\_\_\_\_  
Passed:    Rejected:     
Codified:    Code No:     
Passage Publication: \_\_\_\_\_

**RESOLUTION NO. CR-29-13**

**A RESOLUTION TO ACCEPT THE BATTLE CROSS AND FALLEN SOLDIER MEMORIAL  
IN MEMORY OF MASTER SERGEANT SHAWN HANNON AT HENCEROTH PARK**

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WHEREAS, Henceroth Park is the site for the annual Ohio Flags of Honor event held in June, an event to honor Ohio's fallen soldiers post 9/11/01; and

WHEREAS, Henceroth Park has designated permanent areas to honor Grove City's fallen soldiers and safety service units; and

WHEREAS, Brandon Weber, Eagle Scout candidate from Boy Scout Troop 136, has designated his project to be a Battle Cross and Fallen Soldier Memorial Statue to honor Grove City's Fallen soldier Master Sergeant Shawn Hannon; and

WHEREAS, the memorial will be gifted to the City as a permanent fixture in Henceroth Park upon acceptance by the City.

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 Battle Cross and Fallen Soldier Memorial, as gifted by Eagle Scout Candidate Brandon Weber, Boy Scout Troop 136.

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

Date: 05/30/13  
Introduced By: Ms. K-McGraw  
Committee: Lands  
Originated By: Co. Comm.  
Approved: \_\_\_\_\_  
Emergency: 30 Days: X  
Current Expense: \_\_\_\_\_

No.: C-32-13  
1st Reading: 06/03/13  
Public Notice: 06/15/13  
2nd Reading: 06/17/13  
Passed: Rejected:  
Codified: Code No:  
Passage Publication:

## ORDINANCE NO. C-32-13

### AN ORDINANCE TO ACCEPT THE ANNEXATION OF 101.3+ ACRES LOCATED AT 3650 LONDON-GROVEPORT ROAD IN JACKSON TOWNSHIP TO THE CITY OF GROVE CITY

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WHEREAS, a petition for the annexation of 101.3+ acres, more or less, in Jackson Township was duly filed by the Solid Waste Authority of Central Ohio; and

WHEREAS, said petition was considered by the Board of County Commissioners of Franklin County, Ohio on March 12, 2013; and

WHEREAS, the Board of County Commissioners certified the transcript of the proceeding in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on March 27, 2013.

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

SECTION 1. The proposed annexation, as applied for in the petition of the Solid Waste Authority of Central Ohio being the owner(s) of the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio on January 28, 2013 and which said petition was approved for annexation to the City of Grove City by the County Commissioners on March 12, 2013, be and the same is hereby accepted.

**Said territory is described as follows:** *Situated in the State of Ohio, County of Franklin, Township of Jackson and being part of Virginia Military Survey No. 1371. A copy of the legal description of the property being annexed is attached hereto as "Exhibit A" and made a part hereof as if fully written herein.*

SECTION 2. The zoning on this annexation shall be IND-2, Heavy Industry, and shall be placed in Ward 1. A map is attached as "Exhibit B" and made a part hereof.

SECTION 3. The City Clerk be and she is hereby authorized and directed to make three copies of the ordinance to each of which will be attached a copy of the map showing this annexation, a copy of the original petition, a copy of the transcript of proceedings of the Board of County Commissioners relating thereto, a certificate as to the correctness thereof. The clerk shall then forthwith deliver one copy to the County Auditor, one copy to the County Recorder, and one copy to the Secretary of State and such other things as may be required by law.

SECTION 4. This ordinance shall take effect at the earliest opportunity allowed by law.

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Ted A. Berry, President of Council

Date: 05/30/13  
Introduced By: Ms. K-McGraw  
Committee: Lands  
Originated By: Co. Comm.  
Approved: \_\_\_\_\_  
Emergency: 30 Days: X  
Current Expense: \_\_\_\_\_

No.: C-33-13  
1st Reading: 06/03/13  
Public Notice: 06/15/13  
2nd Reading: 06/17/13  
Passed: Rejected:  
Codified: Code No:  
Passage Publication:

## ORDINANCE NO. C-33-13

### AN ORDINANCE TO ACCEPT THE ANNEXATION OF 24.1+ ACRES LOCATED AT 3385 & 3395 LONDON-GROVEPORT ROAD IN JACKSON TOWNSHIP TO THE CITY OF GROVE CITY

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WHEREAS, a petition for the annexation of 24.1+ acres, more or less, in Jackson Township was duly filed by the Solid Waste Authority of Central Ohio and the City of Grove City, Ohio; and

WHEREAS, said petition was considered by the Board of County Commissioners of Franklin County, Ohio on March 12, 2013; and

WHEREAS, the Board of County Commissioners certified the transcript of the proceeding in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on March 27, 2013.

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

SECTION 1. The proposed annexation, as applied for in the petition of the Solid Waste Authority of Central Ohio and the City of Grove City, Ohio being the owner(s) of the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio on February 4, 2013 and which said petition was approved for annexation to the City of Grove City by the County Commissioners on March 12, 2013, be and the same is hereby accepted.

**Said territory is described as follows:** *Situated in the State of Ohio, County of Franklin, Township of Jackson and being part of Virginia Military Survey No. 1365 & 1434. A copy of the legal description of the property being annexed is attached hereto as "Exhibit A" and made a part hereof as if fully written herein.*

SECTION 2. The zoning on this annexation shall be C-2, Retail Commercial, and shall be placed in Ward 1. A map is attached as "Exhibit B" and made a part hereof.

SECTION 3. The City Clerk be and she is hereby authorized and directed to make three copies of the ordinance to each of which will be attached a copy of the map showing this annexation, a copy of the original petition, a copy of the transcript of proceedings of the Board of County Commissioners relating thereto, a certificate as to the correctness thereof. The clerk shall then forthwith deliver one copy to the County Auditor, one copy to the County Recorder, and one copy to the Secretary of State and such other things as may be required by law.

SECTION 4. This ordinance shall take effect at the earliest opportunity allowed by law.

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Ted A. Berry, President of Council

Date: 05/30/13  
Introduced By: Ms. K-McGraw  
Committee: Lands  
Originated By: Co. Comm.  
Approved: \_\_\_\_\_  
Emergency: 30 Days: X  
Current Expense: \_\_\_\_\_

No.: C-34-13  
1st Reading: 06/03/13  
Public Notice: 06/15/13  
2nd Reading: 06/17/13  
Passed: Rejected:  
Codified: Code No:  
Passage Publication:

## ORDINANCE NO. C-34-13

### AN ORDINANCE TO ACCEPT THE ANNEXATION OF 0.5+ ACRES LOCATED AT 3500 LONDON-GROVEPORT ROAD IN JACKSON TOWNSHIP TO THE CITY OF GROVE CITY

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WHEREAS, a petition for the annexation of 0.5+ acres, more or less, in Jackson Township was duly filed by the Solid Waste Authority of Central Ohio; and

WHEREAS, said petition was considered by the Board of County Commissioners of Franklin County, Ohio on March 12, 2013; and

WHEREAS, the Board of County Commissioners certified the transcript of the proceeding in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on March 27, 2013.

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

SECTION 1. The proposed annexation, as applied for in the petition of the Solid Waste Authority of Central Ohio being the owner(s) of the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio on January 28, 2013 and which said petition was approved for annexation to the City of Grove City by the County Commissioners on March 12, 2013, be and the same is hereby accepted.

**Said territory is described as follows:** *Situated in the State of Ohio, County of Franklin, Township of Jackson and being part of Virginia Military Survey No. 1371. A copy of the legal description of the property being annexed is attached hereto as "Exhibit A" and made a part hereof as if fully written herein.*

SECTION 2. The zoning on this annexation shall be IND-2, Heavy Industry, and shall be placed in Ward 1. A map is attached as "Exhibit B" and made a part hereof.

SECTION 3. The City Clerk be and she is hereby authorized and directed to make three copies of the ordinance to each of which will be attached a copy of the map showing this annexation, a copy of the original petition, a copy of the transcript of proceedings of the Board of County Commissioners relating thereto, a certificate as to the correctness thereof. The clerk shall then forthwith deliver one copy to the County Auditor, one copy to the County Recorder, and one copy to the Secretary of State and such other things as may be required by law.

SECTION 4. This ordinance shall take effect at the earliest opportunity allowed by law.

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Ted A. Berry, President of Council

Date: 05/30/13  
Introduced By: Ms. K-McGraw  
Committee: Lands  
Originated By: Co. Comm.  
Approved: \_\_\_\_\_  
Emergency: 30 Days: X  
Current Expense: \_\_\_\_\_

No.: C-35-13  
1st Reading: 06/03/13  
Public Notice: 06/15/13  
2nd Reading: 06/17/13  
Passed: Rejected:  
Codified: Code No:  
Passage Publication:

## ORDINANCE NO. C-35-13

### AN ORDINANCE TO ACCEPT THE ANNEXATION OF 4.4+ ACRES LOCATED AT 2050 HOLTON ROAD IN JACKSON TOWNSHIP TO THE CITY OF GROVE CITY

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WHEREAS, a petition for the annexation of 4.4+ acres, more or less, in Jackson Township was duly filed by the Jackson Township Board of Trustees; and

WHEREAS, said petition was considered by the Board of County Commissioners of Franklin County, Ohio on March 12, 2013; and

WHEREAS, the Board of County Commissioners certified the transcript of the proceeding in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on March 27, 2013.

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

SECTION 1. The proposed annexation, as applied for in the petition of the Jackson Township Board of Trustees being the owner(s) of the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio on February 06, 2013 and which said petition was approved for annexation to the City of Grove City by the County Commissioners on March 12, 2013, be and the same is hereby accepted.

**Said territory is described as follows:** *Situated in the State of Ohio, County of Franklin, Township of Jackson and being the remainder of a 4.486 acre tract belonging to Jackson Township Board of Trustees. A copy of the legal description of the property being annexed is attached hereto as "Exhibit A" and made a part hereof as if fully written herein.*

SECTION 2. The zoning on this annexation shall be Community Facility, and shall be placed in Ward 4. A map is attached as "Exhibit B" and made a part hereof.

SECTION 3. The City Clerk be and she is hereby authorized and directed to make three copies of the ordinance to each of which will be attached a copy of the map showing this annexation, a copy of the original petition, a copy of the transcript of proceedings of the Board of County Commissioners relating thereto, a certificate as to the correctness thereof. The clerk shall then forthwith deliver one copy to the County Auditor, one copy to the County Recorder, and one copy to the Secretary of State and such other things as may be required by law.

SECTION 4. This ordinance shall take effect at the earliest opportunity allowed by law.

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Ted A. Berry, President of Council