

GROVE CITY, OHIO COUNCIL
LEGISLATIVE AGENDA

Dec. 07, 2020

6:30 Caucus

7:00 p.m. Regular Meeting

Call to Order: President Houk

Roll Call: Clerk of Council

Approval of Minutes from 11/16 & 23/20

Welcome and Reading of Agenda: President Houk

LANDS: Mr. Schottke

Ordinance C-64-20 Approve a Special Use Permit for a Day Care Center for Kiddie Academy Grove City located South of Stringtown Rd. and East of Buckeye Parkway. Second reading and public hearing.

FINANCE: Mr. Holt

Ordinance C-61-20 Levying Special Assessments for the Construction of Various Sidewalks in the City of Grove City, Ohio. Second reading and public hearing.

Ordinance C-65-20 Reduce the Appropriation Amounts for Various Funds. Second reading and public hearing.

Ordinance C-66-20 Appropriate \$50,000.00 from the S.R.665 Tax Increment Equivalent Fund for the Current Expense of paying Franklin County Auditor Collection costs. Second reading and public hearing.

Ordinance C-67-20 Appropriate \$20,000.00 from the Scioto Township Joint Economic Development District Fund for the Current Expense of making payments in accordance with the JEDD Contract. Second reading and public hearing.

Ordinance C-68-20 Appropriate \$250,000.00 from the General Fund for the Current Expense of removing a Portion of Arbutus Ave. for the intended Town Center Park. Second reading and public hearing.

Ordinance C-69-20 Make Appropriations for Current Expenses and Other Expenditures for which the City of Grove City must provide during the Twelve Months ending December 31, 2021.

Ordinance C-70-20 Appropriate \$181,887.78 from the Local Coronavirus Relief Fund for the Current Expense of Pandemic-Related Expenses as required under the CARES Act. First reading.

Ordinance C-71-20 Providing for the Issuance and Sale of Bonds in the Maximum Principal Amount of \$6,800,000.00 for the purpose of paying the costs of Improving and Extending Columbus Street between certain termini by constructing certain roadway improvements, including widening, opening, improving, excavating, grading, draining, paving, extending, or changing the line of roads, streets, sidewalks, alleys, or curbs and gutters, and landscaping, any related public utility improvements, street lighting, traffic signalization, electrical lines, and signage, and acquiring necessary real estate and interests therefor, together with all necessary and related appurtenances thereto. First reading.

Call for New Business

Call for Dept. Reports & Closing Comments

Adjourn: President Houk

ON FILE: Minutes of: 11/16 & 11/23 Council Meeting; 11/23 BZA

Date: 11/09/20
Introduced By: Mr. Schottke
Committee: Lands
Originated By: Plan. Comm.
Sponsor: _____
Emergency: 30 Days: _____
Current Expense: _____

No.: C-64-20
1st Reading: 11/16/20
Public Notice: 11/17/20
2nd Reading: 12/07/20
Passed: _____ Rejected: _____
Codified: _____ Code No: _____
Passage Publication: _____

ORDINANCE C-64-20

AN ORDINANCE TO APPROVE A SPECIAL USE PERMIT FOR A DAY CARE CENTER FOR KIDDIE ACADEMY GROVE CITY LOCATED SOUTH OF STRINGTOWN AND EAST OF BUCKEYE PARKWAY

WHEREAS, Kiddie Academy Grove City, applicant, has submitted a request for a Special Use Permit for a Day Care Center located south of Stringtown Road and east of Buckeye Parkway; and

WHEREAS, on November 05, 2020, the Planning Commission of the City of Grove City recommended the approval of a Special Use Permit at this location, as submitted.

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)Ap is hereby issued to Kiddie Academy Grove City, located south of Stringtown Road and east of Buckeye Parkway, as submitted.

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

Christine Houk, 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: 10-22-20
Introduced By: Mr. Holt
Committee: Finance
Originated By: Clerk
Sponsor: _____
Emergency: 30 Days
Current Expense: _____

No.: C-61-20
1st Reading: 11/02/20
Public Notice: 11/03/20
2nd Reading: 12/07/20
Passed: _____ Rejected: _____
Codified: _____ Code No: _____
Passage Publication: _____

ORDINANCE C-61-20

AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE CONSTRUCTION OF VARIOUS SIDEWALKS IN THE CITY OF GROVE CITY, OHIO

WHEREAS, this Council did, on the 15th day of July, 2019 duly adopt Resolution No. CR-32-19 declaring the necessity of constructing certain sidewalks in front of properties abutting Dennis Lane and Homecomer Drive in accordance with Ohio Revised Code Section 729; and

WHEREAS, the City of Grove City has subsequently constructed that portion of such sidewalks which were not constructed by the owners of the property abutting thereon; and

WHEREAS, a list of the estimated assessments of the total cost of said construction, and that portion being paid by the City, has been prepared and placed on file in the office of the Clerk of this Council; and

WHEREAS, notice was published in accordance with State Law and no objections were filed with respect to the estimated assessments.

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

SECTION 1. The list of estimated assessments of the cost of constructing certain sidewalks in the City of Grove City, Ohio as provided for in said Resolution CR-32-19 heretofore reported to this Council and now on file in the office of the Clerk of this Council, and aggregating in the amounts as shown on the attached exhibit for the sidewalks be and the same hereby are adopted and confirmed.

SECTION 2. The several amounts of said assessments, as foresaid, be and the same hereby are assessed and levied upon the lots and lands bounding and abutting upon said improvements.

SECTION 3. It is hereby determined that said assessments, as aforesaid, do not exceed the special benefits resulting from said improvements and do not exceed any statutory limitation.

SECTION 4. The Clerk of this Council be and she hereby is authorized and directed to continue on file in her office a list of said assessments and the description of said lots and lands.

SECTION 5. The total assessment against each lot and parcel of land shall be payable in cash to the Director of Finance of said City within thirty days after the passage of this ordinance, or, at the option of the property owner, assessed in twenty (20) annual installments. All assessments and installments thereof which have not been paid at the expiration of said thirty-day period shall be certified by the Clerk of this Council to the County Auditor to be placed by him on the tax duplicate and collected at the same time and in the same manner as other taxes are collected, as provided by law.

SECTION 6. The Clerk of this Council be and she hereby is authorized and directed to cause notice of the passage of this ordinance to be published in the manner provided by law.

SECTION 7. The Clerk of this Council be and she hereby is authorized and directed to cause notice of the levy of these assessments herein provided for to be filed with the County Auditor within forty-five days following the passage of this ordinance.

SECTION 8. This Legislative Authority hereby finds and determines that all formal actions taken relative to the adoption of this ordinance were taken in an open meeting of this legislative authority, and that all deliberations of this legislative authority and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 9. This ordinance shall take effect at the earliest opportunity allowed by law.

Christine Houk, 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

C-61-20

EXHIBIT A

**2019 SIDEWALK PROGRAM
PROPERTY SUMMARY
FINAL COST OF SPECIAL ASSESSMENT
(9/21/2020)**

Address	Parcel ID	Total Construction Cost	Actual City Construction Cost	Actual Assessment (Resident) Construction Cost
2875 DENNIS LANE ✓	040-002658	\$ 9,470.14	\$ 5,717.09	\$ 3,753.05
2899 DENNIS LANE ✓	040-002616	\$ 4,798.28	\$ 2,399.14	\$ 2,399.14
2905 DENNIS LANE ✓	040-002617	\$ 2,649.67	\$ 1,545.36	\$ 1,104.31
2911 DENNIS LANE ✓	040-002618	\$ 4,202.10	\$ 2,101.05	\$ 2,101.05
2786 HOMECOMER DRIVE ✓	040-001514	\$ 5,821.67	\$ 3,502.96	\$ 2,318.71
2794 HOMECOMER DRIVE ✓	040-001513	\$ 1,752.66	\$ 876.33	\$ 876.33
2798 HOMECOMER DRIVE ✓	040-001512	Property Owner Completed Work		
2799 HOMECOMER DRIVE ✓	040-001480	\$ 1,943.82	\$ 971.91	\$ 971.91
2804 HOMECOMER DRIVE ✓	040-001511	\$ 3,127.92	\$ 1,563.96	\$ 1,563.96
2805 HOMECOMER DRIVE ✓	040-001481	\$ 1,618.31	\$ 809.15	\$ 809.15
2811 HOMECOMER DRIVE ✓	040-001482	\$ 4,867.39	\$ 2,564.32	\$ 2,303.07
2812 HOMECOMER DRIVE ✓	040-001510	\$ 3,542.16	\$ 1,771.08	\$ 1,771.08
2820 HOMECOMER DRIVE ✓	040-001509	\$ 1,606.27	\$ 803.14	\$ 803.14
2821 HOMECOMER DRIVE ✓	040-001483	\$ 6,189.20	\$ 3,209.55	\$ 2,979.65
2831 HOMECOMER DRIVE ✓	040-001484	\$ 1,620.22	\$ 810.11	\$ 810.11
2838 HOMECOMER DRIVE ✓	040-001507	\$ 3,216.24	\$ 1,608.12	\$ 1,608.12
2839 HOMECOMER DRIVE ✓	040-001485	\$ 2,640.11	\$ 1,320.05	\$ 1,320.05
2847 HOMECOMER DRIVE ✓	040-001486	\$ 1,326.60	\$ 663.30	\$ 663.30
2853 HOMECOMER DRIVE ✓	040-001487	\$ 3,158.83	\$ 1,656.45	\$ 1,502.37
2854 HOMECOMER DRIVE ✓	040-001505	\$ 3,004.24	\$ 1,502.12	\$ 1,502.12
2861 HOMECOMER DRIVE ✓	040-002599	\$ 2,744.70	\$ 1,372.35	\$ 1,372.35
2862 HOMECOMER DRIVE ✓	040-002673	\$ 2,981.70	\$ 1,490.85	\$ 1,490.85
2870 HOMECOMER DRIVE ✓	040-002672	\$ 507.31	\$ 253.65	\$ 253.65
2875 HOMECOMER DRIVE ✓	040-002601	\$ 1,593.01	\$ 796.51	\$ 796.51
2878 HOMECOMER DRIVE ✓	040-002671	\$ 2,580.84	\$ 1,290.42	\$ 1,290.42
2883 HOMECOMER DRIVE ✓	040-002602	\$ 288.90	\$ 144.45	\$ 144.45
2889 HOMECOMER DRIVE ✓	040-002603	\$ 747.89	\$ 373.95	\$ 373.95
3811 HOMECOMER DRIVE ✓	040-002615	\$ 13,660.71	\$ 7,773.86	\$ 5,886.86
3812 HOMECOMER DRIVE ✓	040-002659	\$ 1,237.65	\$ 618.82	\$ 618.82

EXHIBIT A

2019 SIDEWALK PROGRAM

PROPERTY SUMMARY

FINAL COST OF SPECIAL ASSESSMENT

(9/21/2020)

Address	Parcel ID	Total Construction Cost	Actual City Construction Cost	Actual Assessment (Resident) Construction Cost
3820 HOMECOMER DRIVE ✓	040-002660	\$ 3,459.95	\$ 1,729.98	\$ 1,729.98
3828 HOMECOMER DRIVE ✓	040-002661	\$ 3,132.01	\$ 1,566.01	\$ 1,566.01
3833 HOMECOMER DRIVE ✓	040-002614	\$ 3,081.60	\$ 1,540.80	\$ 1,540.80
3834 HOMECOMER DRIVE ✓	040-002662	\$ 2,754.02	\$ 1,758.36	\$ 995.66
3840 HOMECOMER DRIVE ✓	040-002663	\$ 3,503.62	\$ 1,988.71	\$ 1,514.91
3843 HOMECOMER DRIVE ✓	040-002613	\$ 3,295.22	\$ 1,647.61	\$ 1,647.61
3848 HOMECOMER DRIVE ✓	040-002664	\$ 4,338.77	\$ 2,169.39	\$ 2,169.39
3851 HOMECOMER DRIVE ✓	040-002612	\$ 1,643.70	\$ 821.85	\$ 821.85
3854 HOMECOMER DRIVE ✓	040-002665	\$ 3,722.03	\$ 1,861.01	\$ 1,861.01
3857 HOMECOMER DRIVE ✓	040-002611	\$ 231.12	\$ 115.56	\$ 115.56
3860 HOMECOMER DRIVE ✓	040-002666	\$ 3,416.31	\$ 1,708.16	\$ 1,708.16
3865 HOMECOMER DRIVE ✓	040-002610	\$ 3,131.70	\$ 1,565.85	\$ 1,565.85
3870 HOMECOMER DRIVE ✓	040-002667	\$ 3,436.84	\$ 1,718.42	\$ 1,718.42
3871 HOMECOMER DRIVE ✓	040-002609	\$ 2,233.93	\$ 1,378.90	\$ 855.03
3880 HOMECOMER DRIVE ✓	040-002668	\$ 5,144.26	\$ 2,687.08	\$ 2,457.18
3885 HOMECOMER DRIVE ✓	040-002607	\$ 2,611.66	\$ 1,305.83	\$ 1,305.83
3890 HOMECOMER DRIVE ✓	040-002669	\$ 3,784.64	\$ 1,892.32	\$ 1,892.32
3893 HOMECOMER DRIVE ✓	040-002606	\$ 3,606.68	\$ 1,995.94	\$ 1,610.74
3900 HOMECOMER DRIVE ✓	040-002670	\$ 4,060.42	\$ 2,030.21	\$ 2,030.21
3901 HOMECOMER DRIVE ✓	040-002605	\$ 3,191.03	\$ 1,595.52	\$ 1,595.52
3909 HOMECOMER DRIVE ✓	040-002604	\$ 1,297.02	\$ 800.66	\$ 496.36
2830 HOMECOMER DRIVE ✓	040-001508	\$ 6,443.53	\$ 3,336.72	\$ 3,106.82
2846 HOMECOMER DRIVE	040-001506	\$ 3,823.33	\$ 1,911.66	\$ 1,911.66
2791 HOMECOMER DRIVE	040-001479	\$ 7,927.80	\$ 4,963.98	\$ 2,963.82

Date: 11/10/20
Introduced By: Mr. Holt
Committee: Finance
Originated By: Mr. Turner
Approved: Mr. Boso
Emergency: 30 Days:
Current Expense: XX

No.: C-65-20
1st Reading: 11/16/20
Public Notice: 11/17/20
2nd Reading: 12/07/20
Passed: Rejected:
Codified: Code No:
Passage Publication:

ORDINANCE C-65-20

AN ORDINANCE TO REDUCE THE APPROPRIATION AMOUNT FOR VARIOUS FUNDS

WHEREAS, various funds contain appropriations in excess of the 2020 certificate of resources; and

WHEREAS, the certificate of resources available for appropriation was calculated based on current information and best estimates prior to the adoption of the 2020 Budget in December, 2019, and

WHEREAS, actual resources are less than anticipated in various funds; and

WHEREAS, it is necessary to reduce the appropriation amount in various funds in order to maintain total spending at or below the total estimated resources.

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

SECTION 1. There is hereby a reduction in appropriations for the following accounts.

Amount	Fund	Account
\$ 250,000.00	Street Maintenance	101400.513100
\$ 10,000.00	State Highway	102000.536200
\$ 380,000.00	General Recreation	104530.513100
\$ 180,000.00	General Recreation	104540.531000
\$ 40,000.00	Community Development	112600.559210
\$ 10,000.00	Mayors Court Computer	120000.531000
\$ 190,000.00	Big Splash	125700.513100
\$ 35,000.00	Big Splash	125700.536200
\$ 110,000.00	Convention Bureau	609000.559000

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

Christine Houk, 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: 11/10/20
Introduced By: Mr. Holt
Committee: Finance
Originated By: Mr. Turner
Approved: Mr. Boso
Emergency: 30 Days
Current Expense: XX

No.: C-66-20
1st Reading: 11/16/20
Public Notice: 11/17/20
2nd Reading: 12/07/20
Passed: _____ Rejected: _____
Codified: _____ Code No: _____
Passage Publication: _____

ORDINANCE C-66-20

AN ORDINANCE TO APPROPRIATE \$50,000.00 FROM THE SR665 TAX INCREMENT EQUIVALENT FUND FOR THE CURRENT EXPENSE OF PAYING FRANKLIN COUNTY AUDITOR COLLECTION COSTS

WHEREAS, the City has created the SR665 Tax Increment Equivalent Fund for the deposit of service payments; and

WHEREAS, the Franklin County Auditor first and second half settlements for the SR665 Tax Increment Equivalent Fund have been received; and

WHEREAS, Franklin County Auditor collection costs were more than anticipated.

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

SECTION 1. There is hereby appropriated \$50,000.00 from the unappropriated monies of the SR665 Tax Increment Equivalent Fund to account number 204000.551300 for the current expense of Franklin County Auditor collection costs.

SECTION 2. This ordinance appropriates for current expenses and shall therefore go into immediate effect.

Christine Houk, 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

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: 11/10/20
Introduced By: Mr. Holt
Committee: Finance
Originated By: Mr. Turner
Approved: Mr. Boso
Emergency: 30 Days:
Current Expense: XX

No.: C-67-20
1st Reading: 11/16/20
Public Notice: 11/17/20
2nd Reading: 12/07/20
Passed: Rejected:
Codified: Code No:
Passage Publication:

ORDINANCE C-67-20

AN ORDINANCE TO APPROPRIATE \$20,000.00 FROM THE SCIOTO TOWNSHIP JOINT ECONOMIC DEVELOPMENT DISTRICT (JEDD) FUND FOR THE CURRENT EXPENSE OF MAKING PAYMENTS IN ACCORDANCE WITH THE JEDD CONTRACT

WHEREAS, City Ordinance C-31-13 authorized the creation of the Scioto Township JEDD; and

WHEREAS, the JEDD Contract requires funds to be disbursed to the Township of Scioto, the Village of Commercial Point, and the City of Grove City by the 10th business day of each quarter.

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

SECTION 1. There is hereby appropriated \$20,000.00 from the unappropriated monies of the JEDD Fund to account number 620000.559030 for the current expense of contractual obligations.

SECTION 2. This ordinance appropriates for current expenses and shall therefore go into immediate effect.

Christine Houk, 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

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: 11/06/20
Introduced By: Mr. Holt
Committee: Finance
Originated By: Mr. Berry
Approved: _____
Emergency: 30 Days: _____
Current Expense: XX

No.: C-68-20
1st Reading: 11/16/20
Public Notice: 11/17/20
2nd Reading: 12/07/20
Passed: _____ Rejected: _____
Codified: _____ Code No: _____
Passage Publication: _____

ORDINANCE C-68-20

AN ORDINANCE TO APPROPRIATE \$250,000.00 FROM THE GENERAL FUND FOR THE CURRENT EXPENSE OF REMOVING A PORTION OF ARBUTUS AVENUE FOR THE INTENDED TOWN CENTER PARK

WHEREAS, significant support has been shared with Council to preserve a large green space in the Town Center; and

WHEREAS, on November 04, 2019, the Council approved Ordinance C-59-19 to preserve space in the Town Center for a park and performance space; and

WHEREAS, on October 19, 2020, a presentation of the Draft Plan for such a park was heard by Council from the City's Consultants; and

WHEREAS, several residents expressed disappointment in the size of the park plan and reiterated the desire of the community that was expressed in 2019; and

WHEREAS, the City owns property to the east and contiguous to the designated site in Ord. C-59-19, which is currently zoned CF – Community Facilities; and

WHEREAS, by removing a portion of Arbutus Avenue, these two parcels can become one large green space along Park Street and secure the desired space sought by residents.

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

SECTION 1. There is hereby appropriated \$250,000.00 from the unappropriated monies of the General Fund to be transferred to the Capital Improvement Fund and appropriated to account #305000.999999 for the Current Expense of removing a portion of Arbutus Avenue and making certain improvements, as shown on the attached Exhibit "A" & "B".

SECTION 2. This ordinance appropriates for current expenses and shall therefore go into immediate effect.

Christine Houk, 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

C-68-20

Install Concrete Curb

Park St

Remove Brick
Crosswalk and Ramps
Install Sidewalk

Remove Curb
and Gutter

Remove Concrete
Drive Approaches

Remove Asphalt
Pavement

Fill with material
and topsoil and
seed.

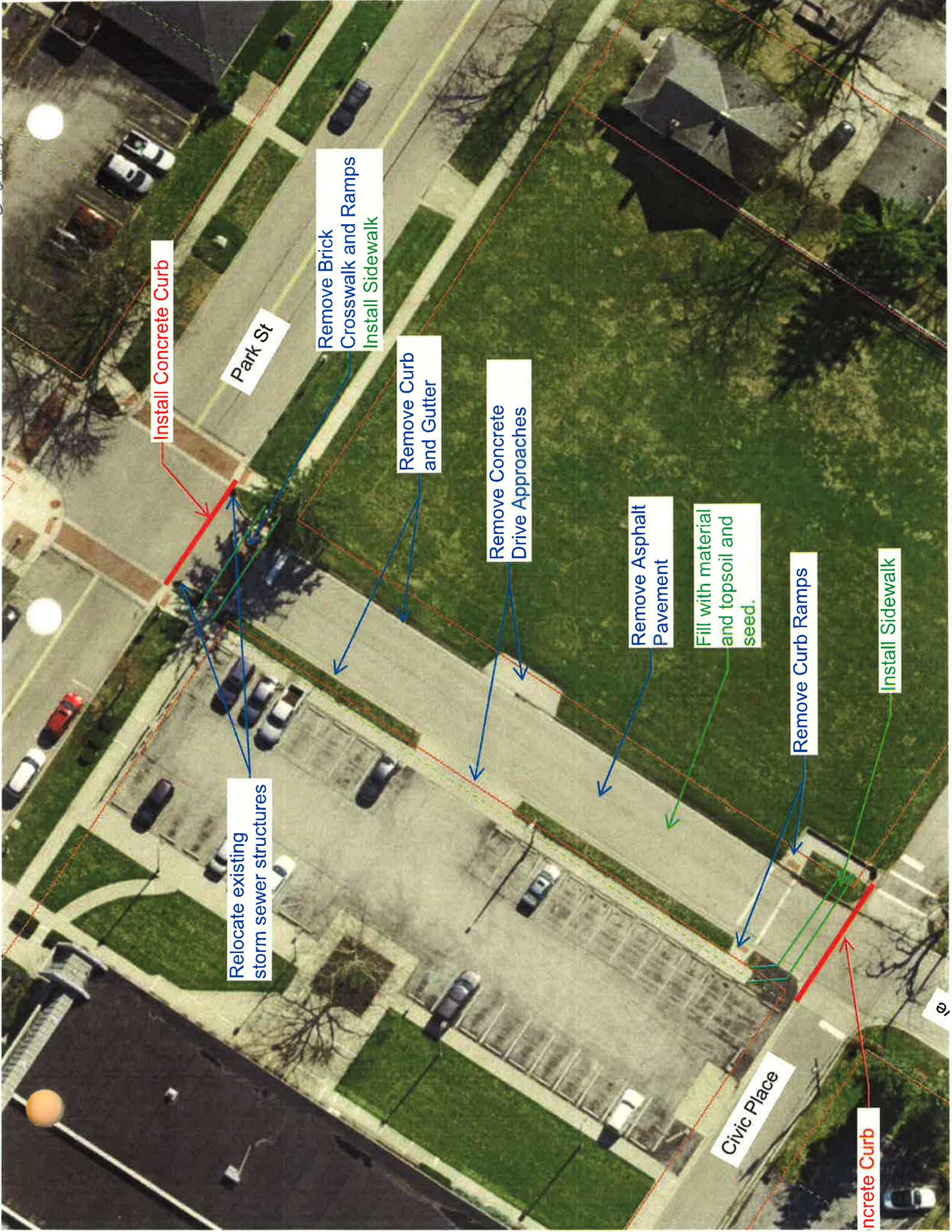
Remove Curb Ramps

Install Sidewalk

Relocate existing
storm sewer structures

Civic Place

Concrete Curb





OPTION 1 - ARBUTUS AVENUE ONLY (BETWEEN PARK STREET & CIVIC PLACE) PAVEMENT REMOVAL OPINION OF PROBABLE CONSTRUCTION COST CITY OF GROVE CITY 10/12/2020							
Ref	Spec	Item No.	Description	Quantity	Units	Unit Cost	Item Cost
1	CMSC	202	Combination Curb & Gutter Removed	450	LF	\$7.00	\$3,150.00
2	CMSC	202	Asphalt Pavement Removed	710	SY	\$15.00	\$10,650.00
3	CMSC	202	Concrete Drive Apron Removed	80	SY	\$15.00	\$1,200.00
4	CMSC	202	Brick Crosswalk Removed (Including Concrete Bands)	300	SF	\$10.00	\$3,000.00
5	CMSC	202	Existing Curb Ramp Removed	4	Each	\$500.00	\$2,000.00
6	CMSC	202	Signage Removed	1	LS	\$1,500.00	\$1,500.00
7	CMSC	203	Excavation and Embankment (T=9")	200	CY	\$30.00	\$6,000.00
8	CMSC	207	Temporary Erosion & Sediment Control	1	LS	\$1,500.00	\$1,500.00
9	CMSC	252	Full Depth Sawcut Pavement	90	LF	\$5.00	\$450.00
10	CMSC	604	Existing Storm Structures Relocated	2	Each	\$5,000.00	\$10,000.00
11	CMSC	605	4" Underdrain	90	LF	\$12.00	\$1,080.00
12	CMSC	608	Concrete Sidewalk	400	SF	\$8.00	\$3,200.00
13	CMSC	609	Concrete Straight Curb	45	LF	\$25.00	\$1,125.00
14	CMSC	609	Combination Curb & Gutter	45	LF	\$25.00	\$1,125.00
15	CMSC	614	Maintenance of Traffic	1	LS	\$1,500.00	\$1,500.00
16	CMSC	653	Topsoil Furnished & Placed (T=3")	70	CY	\$60.00	\$4,200.00
17	CMSC	659	Seeding & Mulching	870	SY	\$2.50	\$2,175.00
SUBTOTAL =							\$53,855.00
CONTINGENCY (10%) =							\$5,400.00
OPINION OF PROBABLE PROJECT COST =							\$59,255.00
PREPARED BY: SRS							
CHECKED BY:							
CHECKED DATE:							

Demolition of Parking: \$40,300.00
 Site Earthwork: \$12,860.00
 Site Landscaping: \$115,314.50
 Contingency (10%): \$16,847.50

Removal of Arbutus: \$59,255.00 - Shown above (Includes contingency)

Total Estimate: \$244,577.00 (Does not include a gazebo—see below)

“Gazebo/stage” with electric would range from a small to medium size (\$100-\$175K with electric) to medium to large (\$200-\$300K with electric). It would not include restrooms, storage or any other amenities. If you want a small non-utility type gazebo we could probably put one in for under \$80,000.

Date: 11/24/20
Introduced By: Mr. Holt
Committee: Finance
Originated By: Mayor Stage
Approved: _____
Emergency: 30 Days: _____
Current Expense: XX

No. : C-69-20
1st Reading: 12/07/20
Public Notice:
2nd Reading:
Passed: _____ Rejected:
Codified: _____ Code No:
Passage Publication:

ORDINANCE C-69-20

AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES FOR WHICH THE CITY OF GROVE CITY MUST PROVIDE DURING THE TWELVE MONTHS ENDING DECEMBER 31, 2021

WHEREAS, appropriations are required effective January 1, 2021 to provide for the current expenses and other expenditures associated with the operations of the City for the fiscal year ending December 31, 2021.

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

SECTION 1. The following appropriations are hereby made in the General Fund (100):

Department	#	Personal Services	All Other	2021 Budget Request
CITY COUNCIL	100010	288,962	50,450	339,412
ADMINISTRATION	100030	570,050	53,197	623,247
FINANCE	100040	462,697	565,510	1,028,207
LAW	100050	0	627,000	627,000
POLICE	100070	9,914,744	1,386,100	11,300,844
COMMUNICATIONS	100071	1,808,310	109,200	1,917,510
MAYOR'S COURT	100072	313,650	137,850	451,500
BUILDING	100080	1,215,276	114,250	1,329,526
LANDS & BUILDINGS	100090	1,911,328	3,025,829	4,937,157
PARKS & REC.	100100	915,981	823,450	1,739,431
FLEET MAINTENANCE	100110	216,803	142,367	359,170
GENERAL GOV.	100120	524,350	8,060,500	8,584,850
HEALTH	100160	0	480,715	480,715
INFORMATION TECH	100250	1,031,130	1,769,852	2,800,982
COMMUNITY RELS	100260	194,846	133,500	328,346
HUMAN RESOURCE	100270	108,452	71,000	179,452
DEVELOPMENT	100310	784,257	498,550	1,282,807
GENERAL FUND		20,260,836	18,049,320	38,310,156

SECTION 2. The following appropriations are hereby made in the following funds:

Department	#	Personal Services	All Other	2021 Budget Request
STREET	101400	1,623,166	676,383	2,299,549
STATE HIGHWAY	102000	0	235,000	235,000
POLICE PENSION	103000	1,502,536	25,000	1,527,536
GENERAL RECREATION	104000	1,013,065	436,700	1,449,765
CITY PERMISSIVE MVL	105000	0	300,000	300,000
COUNTY PERMISSIVE MVL	106000	0	180,000	180,000
SENIOR NUTRITION	108000	0	20,000	20,000
DRUG LAW ENF	109000	0	135,000	135,000
COMMUNITY DEV.	112600	210,612	347,150	557,762
COMM. ENVIRONMENT	113000	0	136,700	136,700
LAW ENFORCE. ASSIST	114000	0	10,000	10,000
ENFORCEMENT & ED	115000	0	10,000	10,000
COURT COMPUTER	120000	0	23,100	23,100
BIG SPLASH	125700	236,439	113,055	349,494
BOND RETIREMENT	201000	0	2,647,045	2,647,045
BUCKEYE TIF	202000	0	3,112,337	3,112,337
PINNACLE TIF	203000	0	756,200	756,200
ROCKFORD TIF	136000	0	250,000	250,000
SR665 TIF	204000	0	753,320	753,320
LUMBERYARD TIF	205000	0	306,460	306,460
CAPITAL IMPROVEMENTS	305000	0	8,875,241	8,875,241
RECREATION DEVELOP.	306000	0	259,000	259,000
WORKERS COMP.	401000	0	272,000	272,000
WATER	501000	0	724,345	724,345
SEWER	502800	535,208	800,070	1,335,278
DEPOSIT TRUST	601000	0	1,500,000	1,500,000
CONVENTION BUREAU	609000	0	330,000	330,000
SCIOTO TOWNSHIP JEDD	620000	0	1,250,000	1,250,000
TOTALS		5,121,026	24,484,106	29,605,132

SECTION 3. The Director of Finance is hereby authorized to issue his check against the appropriate city account for the amount appropriated and for the purpose stated in this ordinance upon receiving the proper certificate and vouchers therefore approved by an officer authorized by law to approve same or authorized by an ordinance of Council to make expenditures.

SECTION 4. The salary for the Administrative Assistant shall be determined by the Mayor within the range of \$147,000.00 - \$187,000 and shall be \$164,000 for the period January 1, 2021 to December 31, 2021, and the salary for the Clerk of Council shall be \$91,934 for the period January 1, 2021 to December 31, 2021. They shall receive the same benefits outlined in Chapter 161 of the Codified Ordinances.

SECTION 5. This ordinance shall go into effect at the earliest opportunity allowed by law, with appropriation amounts being effective January 1, 2021.

Christine Houk, President of Council

Passed:
Effective

Richard L. Stage, Mayor

Attest:

Tami K. Kelly, MMC, Clerk of Council

Date: 11/30/20
Introduced By: Mr. Holt
Committee: Finance
Originated By: Mayor Stage
Approved: _____
Emergency: 30 Days
Current Expense: _____

No. : C-70-20
1st Reading: 12/07/20
Public Notice: 12/08/20
2nd Reading: 12/21/20
Passed: _____ Rejected: _____
Codified: _____ Code No: _____
Passage Publication: _____

ORDINANCE C-70-20

AN ORDINANCE TO APPROPRIATE \$181,887.78 FROM THE LOCAL CORONAVIRUS RELIEF FUND FOR THE CURENT EXPENSE OF PANDEMIC-RELATED EXPENSES AS REQUIRED UNDER THE CARES ACT

WHEREAS, On June 15th, 2020 City Council passed Resolution CR-22-20 requesting the distribution of CARES Act funding, and

WHEREAS, the Fiscal Budget and Settlement office of Franklin County, Ohio deposited \$901,204.98 into the account of Grove City, Ohio on June 30, 2020 and Council appropriated these funds through Ord. C-29-20; and

WHEREAS, the Fiscal Budget and Settlement office of Franklin County, Ohio deposited \$450,602.49 into the account of Grove City, Ohio on June 30, 2020, \$1,507,014.83 on October 9, 2020 and Council appropriated these funds through Ord. C-53-20; and

WHEREAS, the Fiscal Budget and Settlement office of Franklin County, Ohio has deposited an additional \$181,887.78 into the account of Grove City, Ohio on November 30, 2020, and

WHEREAS, CARES Act funding must be appropriated to authorize the expenditure of pandemic-related costs.

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

SECTION 1. There is hereby appropriated \$181,887.78 from the unappropriated monies of the Local Coronavirus Relief Fund to account number 140000.559000 for the current expense of Coronavirus pandemic related costs.

SECTION 2. This ordinance appropriates for current expenses and shall therefore go into immediate effect.

Christine A. Houk, President of Council

Passed:

Richard L. Stage, Mayor

Effective:

Attest:

Tami K. Kelly, MMC, Clerk of Council

I certify that this

Date: 11/24/20
Introduced By: Mr. Holt
Committee: Finance
Originated By: Mr. Turner
Approved: Mr. Holt
Emergency: 30 Days
Current Expense: XX

No.: C-71-20
1st Reading: 12/07/20
Public Notice: 12/08/20
2nd Reading: 12/21/20
Passed: Rejected:
Codified: Code No:
Passage Publication:

ORDINANCE NO. C-71-20

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF BONDS
IN THE MAXIMUM PRINCIPAL AMOUNT OF \$6,800,000.00, FOR THE PURPOSE
OF PAYING THE COSTS OF IMPROVING AND EXTENDING COLUMBUS STREET BETWEEN
CERTAIN TERMINI BY CONSTRUCTING CERTAIN ROADWAY IMPROVEMENTS, INCLUDING
WIDENING, OPENING, IMPROVING, EXCAVATING, GRADING, DRAINING, PAVING,
EXTENDING, OR CHANGING THE LINE OF ROADS, STREETS, SIDEWALKS, ALLEYS, OR
CURBS AND GUTTERS, AND LANDSCAPING, ANY RELATED PUBLIC UTILITY
IMPROVEMENTS, STREET LIGHTING, TRAFFIC SIGNALIZATION, ELECTRICAL LINES AND
SIGNAGE, AND ACQUIRING NECESSARY REAL ESTATE AND INTERESTS THEREFOR,
TOGETHER WITH ALL NECESSARY AND RELATED APPURTENANCES THERETO

WHEREAS, pursuant to Ordinance No. C-07-20 passed February 3, 2020, notes in anticipation of bonds in the principal amount of \$6,000,000.00, dated March 4, 2020 (the "*Outstanding Notes*") were issued for the purpose described in Section 2, to mature on March 3, 2021; and

WHEREAS, this City Council finds and determines that the City should retire the Outstanding Notes with the proceeds of the Bonds described in Section 2 and other funds available to the City and provide an additional \$800,000.00 for the purpose described in Section 2; and

WHEREAS, this City Council has requested that the Director of Finance, as fiscal officer of this City, certify the estimated life or period of usefulness of the Improvement described in Section 2 and the maximum maturity of the Bonds described in Section 2; and

WHEREAS, the Director of Finance has certified to this City Council that the estimated life or period of usefulness of the Improvement is at least five (5) years and that the maximum maturity of the Bonds is twenty-four (24) years;

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

SECTION 1. Definitions and Interpretation. In addition to the words and terms elsewhere defined in this Ordinance, unless the context or use clearly indicates another or different meaning or intent:

"*Authorized Denominations*" means the denomination of \$5,000.00 or any integral multiple in excess thereof.

"*Bond Proceedings*" means, collectively, this Ordinance, the Certificate of Award, the Continuing Disclosure Agreement, the Registrar Agreement and such other proceedings of the City, including the Bonds, that provide collectively for, among other things, the rights of holders and beneficial owners of the Bonds.

“*Bond Register*” means all books and records necessary for the registration, exchange and transfer of Bonds as provided in Section 5.

“*Bond Registrar*” means a bank or trust company authorized to do business in the State of Ohio and designated by the Director of Finance in the Certificate of Award pursuant to Section 4 as the initial authenticating agent, bond registrar, transfer agent and paying agent for the Bonds under the Registrar Agreement and until a successor Bond Registrar shall have become such pursuant to the provisions of the Registrar Agreement and, thereafter, “*Bond Registrar*” shall mean the successor Bond Registrar.

“*Bonds*” means, collectively, the Serial Bonds and the Term Bonds, each as is designated as such in the Certificate of Award.

“*Book entry form*” or “*book entry system*” means a form or system under which (a) the ownership of beneficial interests in the Bonds and the principal of and interest and any premium on the Bonds may be transferred only through a book entry, and (b) physical Bond certificates in fully registered form are issued by the City and payable only to a Depository or its nominee as registered owner, with the certificates deposited with and “immobilized” in the custody of the Depository or its designated agent for that purpose. The book entry maintained by others than the City is the record that identifies the owners of beneficial interests in the Bonds and that principal and interest.

“*Certificate of Award*” means the certificate authorized by Section 6, to be executed by the Director of Finance, setting forth and determining those terms or other matters pertaining to the Bonds and their issuance, sale and delivery as this Ordinance requires or authorizes to be set forth or determined therein.

“*City*” means the City of Grove City, Ohio.

“*Clerk of Council*” means the Clerk of Council of the City or any person serving in an interim or acting capacity with respect to that office.

“*Closing Date*” means the date of physical delivery of, and payment of the purchase price for, the Bonds.

“*Code*” means the Internal Revenue Code of 1986, as amended, the Regulations (whether temporary or final) under that Code or the statutory predecessor of that Code, and any amendments of, or successor provisions to, the foregoing and any official rulings, announcements, notices, procedures and judicial determinations regarding any of the foregoing, all as and to the extent applicable. Unless otherwise indicated, reference to a Section of the Code includes any applicable successor section or provision and such applicable Regulations, rulings, announcements, notices, procedures and determinations pertinent to that Section.

“*Continuing Disclosure Agreement*” means the Continuing Disclosure Agreement which shall constitute the continuing disclosure agreement made by the City for the benefit of the holders and beneficial owners of the Bonds in accordance with the Rule, as it may be modified from the form on file with the Clerk of Council and executed by the Mayor and the Director of Finance, all in accordance with Section 9(c).

“*Depository*” means any securities depository that is a clearing agency registered pursuant to the provisions of Section 17A of the Securities Exchange Act of 1934, operating and maintaining, with its Participants or otherwise, a book entry system to record ownership of beneficial interests in the Bonds or the principal of and interest and any premium on the Bonds, and to effect transfers of the Bonds, in book entry form, and includes and means initially The Depository Trust Company (a limited purpose trust company), New York, New York.

“Director of Finance” means the Director of Finance of the City or any person serving in an interim or acting capacity with respect to that office.

“Director of Law” means the Director of Law of the City or any person serving in an interim or acting capacity with respect to that office.

“Financing Costs” shall have the meaning given in Section 133.01 of the Ohio Revised Code.

“Interest Payment Dates” means, unless otherwise specified in the Certificate of Award, June 1 and December 1 of each year that the Bonds are outstanding, commencing on the date specified in the Certificate of Award.

“Mandatory Redemption Date” shall have the meaning set forth in Section 3(b).

“Mandatory Sinking Fund Redemption Requirements” shall have the meaning set forth in Section 3(e)(i).

“Mayor” means the Mayor of the City or any person serving in an interim or acting capacity with respect to that office.

“Original Purchaser” means the purchaser of the Bonds specified in the Certificate of Award.

“Participant” means any participant contracting with a Depository under a book entry system and includes securities brokers and dealers, banks and trust companies and clearing corporations.

“Principal Payment Dates” means, unless otherwise specified in the Certificate of Award, December 1 in each of the years from and including 2021 to and including 2044; *provided* that the first Principal Payment Date may be deferred up to one year and the last Principal Payment Date may be advanced by such number of years as determined necessary by the Director of Finance, and *provided further* that in no case shall the final Principal Payment Date exceed the maximum maturity limitation referred to in the preambles hereto, all of which determinations shall be made by the Director of Finance in the Certificate of Award in such manner as to be in the best interest of and financially advantageous to the City.

“Registrar Agreement” means the Bond Registrar Agreement between the City and the Bond Registrar, as it may be modified from the form on file with the Clerk of Council and executed by the Mayor and the Director of Finance, all in accordance with Section 4.

“Regulations” means Treasury Regulations issued pursuant to the Code or to the statutory predecessor of the Code.

“Rule” means Rule 15c2-12 prescribed by the SEC pursuant to the Securities Exchange Act of 1934.

“SEC” means the Securities and Exchange Commission.

“Serial Bonds” means those Bonds designated as such and maturing on the dates set forth in the Certificate of Award, bearing interest payable on each Interest Payment Date and not subject to mandatory sinking fund redemption.

“Term Bonds” means those Bonds designated as such and maturing on the date or dates set forth in the Certificate of Award, bearing interest payable on each Interest Payment Date and subject to mandatory sinking fund redemption.

The captions and headings in this Ordinance are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof. Reference to a Section means a section of this Ordinance unless otherwise indicated.

SECTION 2. Authorized Principal Amount and Purpose; Application of Proceeds. This City Council determines that it is necessary and in the best interest of the City to issue bonds of this City in the maximum principal amount of \$6,800,000.00 (the “*Bonds*”) for the purpose of paying the costs of improving and extending Columbus Street between certain termini by constructing certain roadway improvements, including widening, opening, improving, excavating, grading, draining, paving, extending, or changing the line of roads, streets, sidewalks, alleys, or curbs and gutters, and landscaping, any related public utility improvements, street lighting, traffic signalization, electrical lines and signage, and acquiring necessary real estate and interests therefor, together with all necessary and related appurtenances thereto (the “*Improvement*”). The Bonds shall be issued pursuant to Chapter 133 of the Ohio Revised Code, the Charter of the City, this Ordinance and the Certificate of Award.

The principal amount of Bonds to be issued shall not exceed the maximum principal amount specified in this Section 2 and shall be an amount determined by the Director of Finance in the Certificate of Award to be the principal amount of Bonds that is required to be issued at this time for the purpose stated in this Section 2, taking into account the costs of refunding the Outstanding Notes and providing additional money for the purpose described in Section 2, the estimates of the Financing Costs and the interest rates on the Bonds.

The proceeds from the sale of the Bonds received by the City (or withheld by the Original Purchaser on behalf of the City) shall be paid into the proper fund or funds, and those proceeds are hereby appropriated and shall be used for the purpose for which the Bonds are being issued, including without limitation but only to the extent not paid by others, the payment of the costs of issuing and servicing the Bonds, printing and delivery of the Bonds, legal services including obtaining the approving legal opinion of bond counsel, fees and expenses of any municipal advisor, paying agent and rating agency, any fees or premiums relating to municipal bond insurance or other security arrangements determined necessary by the Director of Finance, and all other Financing Costs and costs incurred incidental to those purposes. The Certificate of Award may authorize the Original Purchaser to withhold certain proceeds from the purchase price of the Bonds to provide for the payment of Financing Costs related to the Bonds on behalf of the City. Any portion of those proceeds received by the City representing premium (after payment of any Financing Costs identified in the Certificate of Award and in the Registrar Agreement) or accrued interest shall be paid into the Bond Retirement Fund.

SECTION 3. Denominations; Dating; Principal and Interest Payment and Redemption Provisions. The Bonds shall be issued in one lot and only as fully registered bonds, in Authorized Denominations, but in no case as to a particular maturity date exceeding the principal amount maturing on that date. The Bonds shall be dated as provided in the Certificate of Award, *provided* that their dated date shall not be more than sixty (60) days prior to the Closing Date.

(a) **Interest Rates and Payment Dates.** The Bonds shall bear interest at the rate or rates per year (computed on the basis of a 360-day year consisting of twelve 30-day months) as shall be determined by the Director of Finance, subject to subsection (c) of this Section 3, in the Certificate of Award. Interest on the Bonds shall be payable at such rate or rates on the Interest Payment Dates until the principal amount has been paid or provided for. The Bonds shall bear interest from the most recent date to which interest has been paid or provided for or, if no interest has been paid or provided for, from their date.

(b) **Principal Payment Schedule.** The Bonds shall mature or be payable pursuant to Mandatory Sinking Fund Redemption Requirements on the Principal Payment Dates in principal amounts as shall be

determined by the Director of Finance, subject to subsection (c) of this Section 3, in the Certificate of Award, which determination shall be in the best interest of and financially advantageous to the City.

Consistent with the foregoing and in accordance with the determination of the best interest of and financial advantages to the City, the Director of Finance shall specify in the Certificate of Award (i) the aggregate principal amount of Bonds to be issued as Serial Bonds, the Principal Payment Date or Dates on which those Bonds shall be stated to mature and the principal amount thereof that shall be stated to mature on each such Principal Payment Date and (ii) the aggregate principal amount of Bonds to be issued as Term Bonds, the Principal Payment Date or Dates on which those Bonds shall be stated to mature, the principal amount thereof that shall be stated to mature on each such Principal Payment Date, the Principal Payment Date or Dates on which Term Bonds shall be subject to mandatory sinking fund redemption (each a "*Mandatory Redemption Date*") and the principal amount thereof that shall be payable pursuant to Mandatory Sinking Fund Redemption Requirements on each Mandatory Redemption Date.

(c) Conditions for Establishment of Interest Rates and Principal Payment Dates and Amounts. The rate or rates of interest per year to be borne by the Bonds, and the principal amount of Bonds maturing or payable pursuant to Mandatory Sinking Fund Redemption Requirements on each Principal Payment Date, shall be such that the total principal and interest payments on the Bonds in any fiscal year in which principal is payable is not more than three times the amount of those payments in any other fiscal year. The net interest cost for the Bonds determined by taking into account the respective principal amounts of the Bonds and terms to maturity or Mandatory Sinking Fund Redemption Requirements of those principal amounts of Bonds shall not exceed 6.00%.

(d) Payment of Debt Charges. The debt charges on the Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar as paying agent. Principal of and any premium on the Bonds shall be payable when due upon presentation and surrender of the Bonds at the designated corporate trust office of the Bond Registrar. Interest on a Bond shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond was registered, and to that person's address appearing, on the Bond Register at the close of business on the 15th day of the calendar month next preceding that Interest Payment Date. Notwithstanding the foregoing, if and so long as the Bonds are issued in a book entry system, principal of and interest and any premium on the Bonds shall be payable in the manner provided in any agreement entered into by the Director of Finance, in the name and on behalf of the City, in connection with the book entry system.

(e) Redemption Provisions. The Bonds shall be subject to redemption prior to stated maturity as follows:

(i) Mandatory Sinking Fund Redemption of Term Bonds. If any of the Bonds are issued as Term Bonds, the Term Bonds shall be subject to mandatory redemption in part by lot and be redeemed pursuant to mandatory sinking fund redemption requirements, at a redemption price of 100% of the principal amount redeemed, plus accrued interest to the redemption date, on the applicable Mandatory Redemption Dates and in the principal amounts payable on those Dates, for which provision is made in the Certificate of Award (such Dates and amounts being referred to as the "*Mandatory Sinking Fund Redemption Requirements*").

The aggregate of the moneys to be deposited with the Bond Registrar for payment of principal of and interest on any Term Bonds on each Mandatory Redemption Date shall include an amount sufficient to redeem on that Date the principal amount of Term Bonds payable on that Date pursuant to the Mandatory Sinking Fund Redemption Requirements (less the amount of any credit as hereinafter provided).

The City shall have the option to deliver to the Bond Registrar for cancellation Term Bonds in any aggregate principal amount and to receive a credit against the then current or any subsequent

Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation) of the City, as specified by the Director of Finance, for Term Bonds stated to mature on the same Principal Payment Date and bearing interest at the same rate as the Term Bonds so delivered. That option shall be exercised by the City on or before the 45th day preceding any Mandatory Redemption Date with respect to which the City wishes to obtain a credit, by furnishing the Bond Registrar a certificate, signed by the Director of Finance, setting forth the extent of the credit to be applied with respect to the then current or any subsequent Mandatory Sinking Fund Redemption Requirement for Term Bonds stated to mature on the same Principal Payment Date and bearing interest at the same rate as the Term Bonds so delivered. If the certificate is not timely furnished to the Bond Registrar, the current Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation) shall not be reduced. A credit against the then current or any subsequent Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation), as specified by the Director of Finance, also shall be received by the City for any Term Bonds which prior thereto have been redeemed (other than through the operation of the applicable Mandatory Sinking Fund Redemption Requirements) or purchased for cancellation and canceled by the Bond Registrar, to the extent not applied theretofore as a credit against any Mandatory Sinking Fund Redemption Requirement, for Term Bonds stated to mature on the same Principal Payment Date and bearing interest at the same rate as the Term Bonds so redeemed or purchased and canceled.

Each Term Bond so delivered, or previously redeemed, or purchased and canceled, shall be credited by the Bond Registrar at 100% of the principal amount thereof against the then current or subsequent Mandatory Sinking Fund Redemption Requirements (and corresponding mandatory redemption obligations), as specified by the Director of Finance, for Term Bonds stated to mature on the same Principal Payment Date and bearing interest at the same rate as the Term Bonds so delivered, redeemed or purchased and canceled.

(ii) Optional Redemption. The Bonds of the maturities and interest rates specified in the Certificate of Award (if any are so specified) shall be subject to optional redemption by and at the sole option of the City, in whole or in part in integral multiples of \$5,000, on the dates and at the redemption prices (expressed as a percentage of the principal amount to be redeemed), plus accrued interest to the redemption date, to be determined by the Director of Finance in the Certificate of Award; *provided* that the redemption price for any optional redemption date shall not be greater than 103%.

If optional redemption of Term Bonds at a redemption price exceeding 100% of the principal amount to be redeemed is to take place as of any Mandatory Redemption Date applicable to those Term Bonds, the Term Bonds, or portions thereof, to be redeemed optionally shall be selected by lot prior to the selection by lot of the Term Bonds of the same maturity (and interest rate within a maturity if applicable) to be redeemed on the same date by operation of the Mandatory Sinking Fund Redemption Requirements. Bonds to be redeemed pursuant to this paragraph shall be redeemed only upon written notice from the Director of Finance to the Bond Registrar, given upon the direction of the City by passage of an ordinance or adoption of a resolution. That notice shall specify the redemption date and the principal amount of each maturity (and interest rate within a maturity if applicable) of Bonds to be redeemed, and shall be given at least 45 days prior to the redemption date or such shorter period as shall be acceptable to the Bond Registrar.

(iii) Partial Redemption. If fewer than all of the outstanding Bonds are called for optional redemption at one time and Bonds of more than one maturity (or interest rate within a maturity if applicable) are then outstanding, the Bonds that are called shall be Bonds of the maturity or maturities and interest rate or rates selected by the City. If fewer than all of the Bonds of a single maturity (or interest rate within a maturity if applicable) are to be redeemed, the selection of Bonds

of that maturity (or interest rate within a maturity if applicable) to be redeemed, or portions thereof in amounts of \$5,000.00 or any integral multiple thereof, shall be made by the Bond Registrar by lot in a manner determined by the Bond Registrar. In the case of a partial redemption of Bonds by lot when Bonds of denominations greater than \$5,000.00 are then outstanding, each \$5,000.00 unit of principal thereof shall be treated as if it were a separate Bond of the denomination of \$5,000.00. If it is determined that one or more, but not all, of the \$5,000.00 units of principal amount represented by a Bond are to be called for redemption, then, upon notice of redemption of a \$5,000.00 unit or units, the registered owner of that Bond shall surrender the Bond to the Bond Registrar (A) for payment of the redemption price of the \$5,000.00 unit or units of principal amount called for redemption (including, without limitation, the interest accrued to the date fixed for redemption and any premium), and (B) for issuance, without charge to the registered owner, of a new Bond or Bonds of any Authorized Denomination or Denominations in an aggregate principal amount equal to the unmatured and unredeemed portion of, and bearing interest at the same rate and maturing on the same date as, the Bond surrendered.

(iv) Notice of Redemption. The notice of the call for redemption of Bonds shall identify (A) by designation, letters, numbers or other distinguishing marks, the Bonds or portions thereof to be redeemed, (B) the redemption price to be paid, (C) the date fixed for redemption, and (D) the place or places where the amounts due upon redemption are payable. The notice shall be given by the Bond Registrar on behalf of the City by mailing a copy of the redemption notice by first-class mail, postage prepaid, at least 30 days prior to the date fixed for redemption, to the registered owner of each Bond subject to redemption in whole or in part at the registered owner's address shown on the Bond Register maintained by the Bond Registrar at the close of business on the 15th day preceding that mailing. Failure to receive notice by mail or any defect in that notice regarding any Bond, however, shall not affect the validity of the proceedings for the redemption of any Bond.

(v) Payment of Redeemed Bonds. In the event that notice of redemption shall have been given by the Bond Registrar to the registered owners as provided above, there shall be deposited with the Bond Registrar on or prior to the redemption date, moneys that, in addition to any other moneys available therefor and held by the Bond Registrar, will be sufficient to redeem at the redemption price thereof, plus accrued interest to the redemption date, all of the redeemable Bonds for which notice of redemption has been given. Notice having been mailed in the manner provided in the preceding paragraph hereof, the Bonds and portions thereof called for redemption shall become due and payable on the redemption date, and, subject to the provisions of Sections 3(d) and 5, upon presentation and surrender thereof at the place or places specified in that notice, shall be paid at the redemption price, plus accrued interest to the redemption date. If moneys for the redemption of all of the Bonds and portions thereof to be redeemed, together with accrued interest thereon to the redemption date, are held by the Bond Registrar on the redemption date, so as to be available therefor on that date and, if notice of redemption has been deposited in the mail as aforesaid, then from and after the redemption date those Bonds and portions thereof called for redemption shall cease to bear interest and no longer shall be considered to be outstanding. If those moneys shall not be so available on the redemption date, or that notice shall not have been deposited in the mail as aforesaid, those Bonds and portions thereof shall continue to bear interest, until they are paid, at the same rate as they would have borne had they not been called for redemption. All moneys held by the Bond Registrar for the redemption of particular Bonds shall be held in trust for the account of the registered owners thereof and shall be paid to them, respectively, upon presentation and surrender of those Bonds; *provided* that any interest earned on the moneys so held by the Bond Registrar shall be for the account of and paid to the City to the extent not required for the payment of the Bonds called for redemption.

SECTION 4. Execution and Authentication of Bonds; Appointment of Bond Registrar. The Bonds shall be signed by the Mayor and the Director of Finance, in the name of the City and in their official

capacities; *provided* that either or both of those signatures may be a facsimile. The Bonds shall be issued in the Authorized Denominations and numbers as requested by the Original Purchaser and approved by the Director of Finance, shall be numbered as determined by the Director of Finance in order to distinguish each Bond from any other Bond, and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to Chapter 133 of the Ohio Revised Code, the Charter of the City, this Ordinance and the Certificate of Award.

The Director of Finance is hereby authorized to designate in the Certificate of Award a bank or trust company authorized to do business in the State of Ohio to act as the initial Bond Registrar. The Mayor and the Director of Finance shall sign and deliver, in the name and on behalf of the City, the Registrar Agreement between the City and the Bond Registrar, in substantially the form as is now on file with the Clerk of Council. The Registrar Agreement is approved, together with any changes or amendments that are not inconsistent with this Ordinance and not substantially adverse to the City and that are approved by the Mayor and the Director of Finance on behalf of the City, all of which shall be conclusively evidenced by the signing of the Registrar Agreement or amendments thereto. The Director of Finance shall provide for the payment of the services rendered and for reimbursement of expenses incurred pursuant to the Registrar Agreement, except to the extent paid or reimbursed by the Original Purchaser and/or the Bond Registrar pursuant to the Certificate of Award and/or the Registrar Agreement, from the proceeds of the Bonds to the extent available and then from other money lawfully available and appropriated or to be appropriated for that purpose.

No Bond shall be valid or obligatory for any purpose or shall be entitled to any security or benefit under the Bond Proceedings unless and until the certificate of authentication printed on the Bond is signed by the Bond Registrar as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Bond so authenticated has been duly issued, signed and delivered under, and is entitled to the security and benefit of, the Bond Proceedings. The certificate of authentication may be signed by any authorized officer or employee of the Bond Registrar or by any other person acting as an agent of the Bond Registrar and approved by the Director of Finance on behalf of the City. The same person need not sign the certificate of authentication on all of the Bonds.

SECTION 5. Registration; Transfer and Exchange; Book Entry System.

(a) **Bond Register.** So long as any of the Bonds remain outstanding, the City will cause the Bond Registrar to maintain and keep the Bond Register at its designated corporate trust office. Subject to the provisions of Sections 3(d) and 9(c), the person in whose name a Bond is registered on the Bond Register shall be regarded as the absolute owner of that Bond for all purposes of the Bond Proceedings. Payment of or on account of the debt charges on any Bond shall be made only to or upon the order of that person; neither the City nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as provided in this Section 5. All such payments shall be valid and effectual to satisfy and discharge the City's liability upon the Bond, including interest, to the extent of the amount or amounts so paid.

(b) **Transfer and Exchange.** Any Bond may be exchanged for Bonds of any Authorized Denomination upon presentation and surrender at the designated corporate trust office of the Bond Registrar, together with a request for exchange signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Bond Registrar. A Bond may be transferred only on the Bond Register upon presentation and surrender of the Bond at the designated corporate trust office of the Bond Registrar together with an assignment signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Bond Registrar. Upon exchange or transfer the Bond Registrar shall complete, authenticate and deliver a new Bond or Bonds of any Authorized Denomination or Denominations requested by the owner equal in the aggregate to the un-matured principal amount of the Bond surrendered and bearing interest at the same rate and maturing on the same date.

If manual signatures on behalf of the City are required, the Bond Registrar shall undertake the exchange or transfer of Bonds only after the new Bonds are signed by the authorized officers of the City. In all cases of Bonds exchanged or transferred, the City shall sign and the Bond Registrar shall authenticate and deliver Bonds in accordance with the provisions of the Bond Proceedings. The exchange or transfer shall be without charge to the owner, except that the City and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The City or the Bond Registrar may require that those charges, if any, be paid before the procedure is begun for the exchange or transfer. All Bonds issued and authenticated upon any exchange or transfer shall be valid obligations of the City, evidencing the same debt, and entitled to the same security and benefit under the Bond Proceedings as the Bonds surrendered upon that exchange or transfer. Neither the City nor the Bond Registrar shall be required to make any exchange or transfer of (i) Bonds then subject to call for redemption between the 15th day preceding the mailing of notice of Bonds to be redeemed and the date of that mailing, or (ii) any Bond selected for redemption, in whole or in part.

(c) Book Entry System. Notwithstanding any other provisions of this Ordinance, if the Director of Finance determines in the Certificate of Award that it is in the best interest of and financially advantageous to the City, the Bonds may be issued in book entry form in accordance with the following provisions of this Section 5.

The Bonds may be issued to a Depository for use in a book entry system and, if and as long as a book entry system is utilized: (i) the Bonds may be issued in the form of a single, fully registered Bond representing each maturity, and, if applicable, each interest rate within a maturity, and registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository or its designated agent for that purpose, which may be the Bond Registrar; (ii) the beneficial owners of Bonds in book entry form shall have no right to receive Bonds in the form of physical securities or certificates; (iii) ownership of beneficial interests in book entry form shall be shown by book entry on the system maintained and operated by the Depository and its Participants, and transfers of the ownership of beneficial interests shall be made only by book entry by the Depository and its Participants; and (iv) the Bonds as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the City.

If any Depository determines not to continue to act as a Depository for the Bonds for use in a book entry system, the Director of Finance may attempt to establish a securities depository/book entry relationship with another qualified Depository. If the Director of Finance does not or is unable to do so, the Director of Finance, after making provision for notification of the beneficial owners by the then Depository and any other arrangements deemed necessary, shall permit withdrawal of the Bonds from the Depository, and shall cause Bond certificates in registered form and Authorized Denominations to be authenticated by the Bond Registrar and delivered to the assigns of the Depository or its nominee, all at the cost and expense (including any costs of printing), if the event is not the result of City action or inaction, of those persons requesting such issuance.

The Director of Finance is hereby authorized and directed, to the extent necessary or required, to enter into any agreements, in the name and on behalf of the City that the Director of Finance determines to be necessary in connection with a book entry system for the Bonds.

SECTION 6. Sale of the Bonds to the Original Purchaser. The Director of Finance is authorized to sell the Bonds at private sale to the Original Purchaser at a purchase price, not less than 97% of the aggregate principal amount thereof, as shall be determined by the Director of Finance in the Certificate of Award, plus accrued interest (if any) on the Bonds from their date to the Closing Date, and shall be awarded by the Director of Finance with and upon such other terms as are required or authorized by this Ordinance to be specified in the Certificate of Award, in accordance with law and the provisions of this Ordinance. The Director of Finance is authorized, if it is determined to be in the best interest of the City, to combine the

issue of Bonds with one or more other bond issues of the City into a consolidated bond issue pursuant to Section 133.30(B) of the Ohio Revised Code in which case a single Certificate of Award may be utilized for the consolidated bond issue if appropriate and consistent with the terms of this Ordinance.

The Director of Finance shall sign and deliver the Certificate of Award and shall cause the Bonds to be prepared and signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Bonds, to the Original Purchaser upon payment of the purchase price.

The Mayor, the Director of Finance, the Director of Law, the Clerk of Council and other City officials, as appropriate, are each authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Ordinance. The actions of the Mayor, the Director of Finance, the Director of Law, the Clerk of Council or other City official, as appropriate, in doing any and all acts necessary in connection with the issuance and sale of the Bonds are hereby ratified and confirmed.

SECTION 7. Provision for Tax Levy. There shall be levied on all the taxable property in the City, in addition to all other taxes, a direct tax annually during the period the Bonds are outstanding in an amount sufficient to pay the debt charges on the Bonds when due, which tax shall not be less than the interest and sinking fund tax required by Section 11 of Article XII of the Ohio Constitution. The tax shall be within the four-mill limitation imposed by the Charter of the City, shall be and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner and at the same time that taxes for general purposes for each of those years are certified, levied, extended and collected, and shall be placed before and in preference to all other items and for the full amount thereof. The proceeds of the tax levy shall be placed in the Bond Retirement Fund, which is irrevocably pledged for the payment of the debt charges on the Bonds when and as the same fall due.

In each year to the extent receipts from the City's municipal income tax are available for the payment of the debt charges on the Bonds and are appropriated for that purpose, the amount of the tax shall be reduced by the amount of such receipts so available and appropriated in compliance with the following covenant. To the extent necessary, the debt charges on the Bonds shall be paid from municipal income taxes lawfully available therefor under the Constitution and the laws of the State of Ohio and the Charter of the City; and the City hereby covenants, subject and pursuant to such authority, including particularly Section 133.05(B)(7) of the Ohio Revised Code, to appropriate annually from such municipal income taxes such amount as is necessary to meet such annual debt charges.

Nothing in the preceding paragraph in any way diminishes the irrevocable pledge of the full faith and credit and general property taxing power of the City to the prompt payment of the debt charges on the Bonds.

SECTION 8. Federal Tax Considerations. The City covenants that it will use, and will restrict the use and investment of, the proceeds of the Bonds in such manner and to such extent as may be necessary so that (a) the Bonds will not (i) constitute private activity bonds or arbitrage bonds under Sections 141 or 148 of the Code or (ii) be treated other than as bonds the interest on which is excluded from gross income under Section 103 of the Code, and (b) the interest on the Bonds will not be an item of tax preference under Section 57 of the Code.

The City further covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the Bonds to be and remain excluded from gross income for federal income tax purposes, (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion, and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Bonds to the governmental purpose of the borrowing, (ii) restrict the yield on investment property, (iii) make timely and adequate payments to the federal government, (iv) maintain books and records and make calculations and reports and (v) refrain from certain uses of those proceeds, and, as applicable, of property

financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.

The Director of Finance or any other officer of the City having responsibility for issuance of the Bonds is hereby authorized (a) to make or effect any election, selection, designation, choice, consent, approval, or waiver on behalf of the City with respect to the Bonds as the City is permitted to or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments or penalties with respect to the Bonds, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments with respect to the Bonds, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the City, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Bonds, and (c) to give one or more appropriate certificates of the City, for inclusion in the transcript of proceedings for the Bonds, setting forth the reasonable expectations of the City regarding the amount and use of all the proceeds of the Bonds, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Bonds. The Director of Finance or any other officer of the City having responsibility for issuance of the Bonds is specifically authorized to designate the Bonds as "qualified tax-exempt obligations" if such designation is applicable and desirable, and to make any related necessary representations and covenants.

Each covenant made in this Section with respect to the Bonds is also made with respect to all issues any portion of the debt service on which is paid from proceeds of the Bonds (and, if different, the original issue and any refunding issues in a series of refundings), to the extent such compliance is necessary to assure exclusion of interest on the Bonds from gross income for federal income tax purposes, and the officers identified above are authorized to take actions with respect to those issues as they are authorized in this Section to take with respect to the Bonds.

SECTION 9. Official Statement, Rating, Bond Insurance, Continuing Disclosure and Financing Costs.

(a) **Primary Offering Disclosure -- Official Statement.** The Mayor and the Director of Finance are each authorized and directed, on behalf of the City and in their official capacities, to (i) prepare or cause to be prepared, and make or authorize modifications, completions or changes of or supplements to, a disclosure document in the form of an official statement relating to the original issuance of the Bonds in substantially the form as is now on file with the Clerk of Council, (ii) determine, and to certify or otherwise represent, when the official statement is to be "deemed final" (except for permitted omissions) by the City as of its date or is a final official statement for purposes of paragraph (b) of the Rule, (iii) use and distribute, or authorize the use and distribution of those official statements and any supplements thereto in connection with the original issuance of the Bonds, and (iv) complete and sign those official statements and any supplements thereto as so approved, together with such certificates, statements or other documents in connection with the finality, accuracy and completeness of those official statements and any supplements, as they may deem necessary or appropriate.

(b) **Application for Rating or Bond Insurance.** If, in the judgment of the Director of Finance, the filing of an application for (i) a rating on the Bonds by one or more nationally-recognized rating agencies, or (ii) a policy of insurance from a company or companies to better assure the payment of principal of and interest on the Bonds, is in the best interest of and financially advantageous to this City, the Director of Finance is authorized to prepare and submit those applications, to provide to each such agency or company

such information as may be required for the purpose, and to provide further for the payment of the cost of obtaining each such rating or policy, except to the extent otherwise paid or reimbursed pursuant to the Certificate of Award and/or the Registrar Agreement, from the proceeds of the Bonds to the extent available and otherwise from any other funds lawfully available and that are appropriated or shall be appropriated for that purpose. The Director of Finance is hereby authorized, to the extent necessary or required, to enter into any agreements, in the name of and on behalf of the City that the Director of Finance determines to be necessary in connection with the obtaining of that bond insurance.

(c) Agreement to Provide Continuing Disclosure. For the benefit of the holders and beneficial owners from time to time of the Bonds, the City agrees to provide or cause to be provided such financial information and operating data, audited financial statements and notices of the occurrence of certain events, in such manner as may be required for purposes of the Rule. The Mayor and the Director of Finance are each authorized and directed to complete, sign and deliver the Continuing Disclosure Agreement, in the name and on behalf of the City, in substantially the form as is now on file with the Clerk of Council. The Continuing Disclosure Agreement is approved, together with any changes or amendments that are not inconsistent with this Ordinance and not substantially adverse to the City and that are approved by the Mayor and the Director of Finance on behalf of the City, all of which shall be conclusively evidenced by the signing of the Continuing Disclosure Agreement or amendments thereto.

The Director of Finance is further authorized and directed to establish procedures in order to ensure compliance by the City with its Continuing Disclosure Agreement, including timely provision of information and notices as described above. Prior to making any filing required under the Rule, the Director of Finance shall consult with and obtain legal advice from, as appropriate, the Director of Law and bond or other qualified independent special counsel selected by the City. The Director of Finance, acting in the name and on behalf of the City, shall be entitled to rely upon any such legal advice in determining whether a filing should be made. The performance by the City of its Continuing Disclosure Agreement shall be subject to the annual appropriation of any funds that may be necessary to perform it.

(d) Financing Costs. The expenditure of the amounts necessary to pay any Financing Costs in connection with the Bonds, to the extent not paid or reimbursed by the Original Purchaser and/or the Bond Registrar pursuant to the Certificate of Award and/or the Registrar Agreement, is authorized and approved, and the Director of Finance is authorized to provide for the payment of any such amounts and costs from the proceeds of the Bonds to the extent available and otherwise from any other funds lawfully available that are appropriated or shall be appropriated for that purpose.

SECTION 10. Bond Counsel. The legal services of the law firm of Squire Patton Boggs (US) LLP are hereby retained. Those legal services shall be in the nature of legal advice and recommendations as to the documents and the proceedings in connection with the authorization, sale and issuance of the Bonds and rendering at delivery related legal opinions, all as set forth in the form of engagement letter from that firm which is now on file in the office of the Clerk of Council. In providing those legal services, as an independent contractor and in an attorney-client relationship, that firm shall not exercise any administrative discretion on behalf of this City in the formulation of public policy, expenditure of public funds, enforcement of laws, rules and regulations of the State of Ohio, any county or municipal corporation or of this City, or the execution of public trusts. For those legal services, that firm shall be paid just and reasonable compensation and shall be reimbursed for actual out-of-pocket expenses incurred in providing those legal services. To the extent they are not paid or reimbursed pursuant to the Registrar Agreement, the Director of Finance is authorized and directed to make appropriate certification as to the availability of funds for those fees and any reimbursement and to issue an appropriate order for their timely payment as written statements are submitted by that firm. The amounts necessary to pay those fees and any reimbursement are hereby appropriated from the proceeds of the Bonds, if available, and otherwise from available moneys in the General Fund.

SECTION 11. Municipal Advisor. The services of Baker Tilly Municipal Advisors, LLC, as municipal advisor, are hereby retained. The municipal advisory services shall be in the nature of financial advice and recommendations in connection with the issuance and sale of the Bonds. In rendering those municipal advisory services, as an independent contractor, that firm shall not exercise any administrative discretion on behalf of the City in the formulation of public policy, expenditure of public funds, enforcement of laws, rules and regulations of the State of Ohio, the City or any other political subdivision, or the execution of public trusts. That firm shall be paid just and reasonable compensation for those municipal advisory services and shall be reimbursed for the actual out-of-pocket expenses it incurs in rendering those municipal advisory services. To the extent they are not paid or reimbursed pursuant to the Registrar Agreement, the Director of Finance is authorized and directed to make appropriate certification as to the availability of funds for those fees and any reimbursement and to issue an appropriate order for their timely payment as written statements are submitted by that firm. The amounts necessary to pay those fees and any reimbursement are hereby appropriated from the proceeds of the Bonds, if available, and otherwise from available moneys in the General Fund.

SECTION 12. Certification and Delivery of Ordinance and Certificate of Award. The Clerk of Council is directed to promptly deliver or cause to be delivered a certified copy of this Ordinance and an executed copy of the Certificate of Award to the County Auditor of Franklin County, Ohio.

SECTION 13. Satisfaction of Conditions for Bond Issuance. This City Council determines that all acts and conditions necessary to be done or performed by the City or to have been met precedent to and in the issuing of the Bonds in order to make them legal, valid and binding general obligations of the City have been performed and have been met, or will at the time of delivery of the Bonds have been performed and have been met, in regular and due form as required by law; that the full faith and credit and general property taxing power (as described in Section 7) of the City are pledged for the timely payment of the debt charges on the Bonds; that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Bonds; and that the Bonds are being authorized and issued pursuant to Chapter 133 of the Ohio Revised Code, the Charter of the City, this Ordinance, the Certificate of Award and other authorizing provisions of law.

SECTION 14. Compliance with Open Meeting Requirements. This City Council finds and determines that all formal actions of this City Council and any of its committees concerning and relating to the passage of this Ordinance were taken in an open meeting of this City Council or any of its committees, and that all deliberations of this City Council and of any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law, including Section 121.22 of the Ohio Revised Code and the Charter of the City.

SECTION 15. Effective Date. This Ordinance shall be in full force and effect on the earliest opportunity allowed by law.

Christine Houk, President of Council

Passed: _____, 2020

Richard L. Stage, Mayor

Effective: _____, 2020

Attest:

Tami K. Kelly, MMC, Clerk of Council

I certify that this Ordinance is correct
as to form.

Stephen J. Smith, Director of Law