

GROVE CITY, OHIO COUNCIL
LEGISLATIVE AGENDA

April 15, 2013

6:30 Caucus

7:00 – *Reg. Meet.*

PRESENTATION: Telecomm. Proc.; Little League

FINANCE: Mr. Bennett

Ordinance C-23-13 Appropriate \$4,424,986.00 from the General Fund for the Current Expense of North Meadows Drive, Part 2, Widening and Extension Improvements. Second reading and public hearing.

Ordinance C-24-13 Appropriate \$49,750.00 from the Street Maintenance Fund for the Current Expense of Pavement Repair to portions of Grove City Road and Haughn Road. First reading.

Ordinance C-25-13 Amend Various Sections of Chapter 161 of the Codified Ordinances titled Employment Provisions for City Employees. First reading.

SAFETY: Mr. Davis

Ordinance C-11-13 Amend Various Sections of Chapter 707 titled Special Events. Second reading and public hearing.

Resolution CR-19-13 Waive the provisions of Section 529.07(b)(3) of the Codified Ordinances for the Wine & Arts Festival on June 8, 2013, in the Town Center.

Resolution CR-20-13 Waive the provisions of Section 903.05 (a & c) of the Codified Ordinances for the Annual Alumni Softball Tournament on July 27 & 28, 2013 at Fryer Park.

Resolution CR-21-13 Waive the provisions of Section 529.07(b)(3) of the Codified Ordinances for the Annual Homecoming Celebration on July 26, 2013 in the Town Center.

LANDS: Ms. Klemack-McGraw

Ordinance C-26-13 Accept the Plat of the Partial Resubdivision of Parkway Centre Drive and Stringtown Road Grove City, LLC. First reading.

Ordinance C-27-13 Approve the Rezoning of 4282 Broadway from PSO to R-2. First reading.

Resolution CR-22-13 Approve Amendments to the Development Plan for Texas Roadhouse located at 1879 Stringtown Road as approved by Resolution CR-34-12.

Resolution CR-23-13 Grant an Exceptional Circumstance for 3880 Broadway and make it eligible for the Town Center Commercial Revitalization Grant Program.

ON FILE: Minutes of April 01 Regular Council Meetings

April 02, Planning Commission Minutes

Date: 3/27/13
Introduced By: Mr. Bennett
Committee: Finance
Originated By: Mr. Boso
Approved: Mr. Boso
Emergency: 30 Days
Current Expense: XX

No.: C-23-13
1st Reading: 4/01/13
Public Notice: 4/04/13
2nd Reading: 4/15/13
Passed: Rejected:
Codified: Code No:
Passage Publication:

ORDINANCE C-23-13

AN ORDINANCE TO APPROPRIATE \$4,424,986.00 FROM THE GENERAL FUND FOR THE CURRENT EXPENSE OF NORTH MEADOWS DRIVE PART 2 WIDENING AND EXTENSION IMPROVEMENTS

WHEREAS, improvements to North Meadows Drive will include the construction of a boulevard roadway with median, curb, gutter and trail connectivity, installation of a new street lighting system, and public utility improvements; and

WHEREAS, Ordinance C-42-12 authorized the City Administrator to enter into an economic development agreement with Mount Carmel Health System; and

WHEREAS, the economic development agreement provides that a payment of \$3,000,000 be made by Mount Carmel Health System to the City; and

WHEREAS, a grant in the amount of \$750,000 has been obtained from the Ohio Department of Transportation to be used for the extension of North Meadows Drive; and

WHEREAS, \$674,986 of Ohio Department of Development funds are available for the extension of North Meadows Drive.

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

SECTION 1. There is hereby appropriated \$4,424,986.00 from the unappropriated monies of the General Fund to be transferred to the Capital Improvement Fund into Account Number 305000.603104 for the Current Expenses of the North Meadows Drive Widening and Extension Improvements.

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

Ted A. Berry, President of Council

Passed:

Richard L. Stage, Mayor

Effective:

Attest:

Tami K. Kelly, MMC, Clerk of Council

I Certify that this ordinance is correct as to form.

Stephen J. Smith, Director of Law

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: 04/08/13
Introduced By: Mr. Bennett
Committee: Finance
Originated By: Mr. Turner
Approved: Mr. Boso
Emergency: 30 Days
Current Expense: XX

No.: C-24-13
1st Reading: 04/15/13
Public Notice: 04/17/13
2nd Reading: 05/06/13
Passed: Rejected:
Codified: Code No:
Passage Publication:

ORDINANCE C-24-13

AN ORDINANCE TO APPROPRIATE \$49,750.00 FROM THE STREET MAINTENANCE FUND FOR THE CURRENT EXPENSE OF PAVEMENT REPAIR TO A PORTION OF GROVE CITY ROAD AND A PORTION OF HAUGHN ROAD

WHEREAS, the 2013 Franklin County Road Improvement Program includes pavement repair for Grove City Road and Haughn Road; and

WHEREAS, portions of the roads to be repaired are located within Grove City; and

WHEREAS, it is necessary to appropriate the City's obligation for this project.

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

SECTION 1. There is hereby appropriated \$49,750.00 from the unappropriated monies of the Street Maintenance Fund to account number 101400.578000 for the Current Expense of pavement repair to portions of Grove City Road and Haughn Road.

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: 04/08/13
Introduced By: Mr. Bennett
Committee: Finance
Originated By: Mr. Smith
Approved: Mr. Boso
Emergency: 30 Days: X
Current Expense:

No.: C-25-13
1st Reading: 04/15/13
Public Notice: 04/17/13
2nd Reading: 05/06/13
Passed: Rejected:
Codified: Code No:
Passage Publication:

ORDINANCE C-25-13

AN ORDINANCE TO AMEND VARIOUS SECTIONS OF CHAPTER 161 OF THE CODIFIED ORDINANCES TITLED EMPLOYMENT PROVISIONS FOR CITY EMPLOYEES

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

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

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

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

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

(a) Structure and Entrance Salary.

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

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

(b) Probation and Advancement within the Compensation Plan.

(2) As indicated in (a)(1) above, for non-executive personnel, a new hire shall be placed **at the appropriate step as determined by the City Administrator** ~~in Steps A through D~~ within the pay grade depending on the demonstrated skills, knowledge and ability developed in prior employment or education. Movement through ~~Steps A to D~~ ~~Steps A to D~~ within the pay grade is based on performance assessment results. A review will be conducted no sooner than four (4) months but at least after twelve (12) months of service. Recommendation to the City Administrator from the department head for advancement is required. Advancement through ~~Steps E to M~~ within the pay grade is undertaken in annual increases based on performance assessment and longevity. An employee moves to the next higher step ~~from E through M~~ within the

pay grade after twelve (12) months served in the immediate prior step unless a performance assessment identifies areas needing improvement.

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

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

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

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

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

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

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

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

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

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

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

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

may, at the employee's option, be paid for any vacation balance in excess of two hundred forty (240) hours at the employee's most recent base hourly rate.

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

(a) Accrual. Each eligible employee, as defined in Section [161.01\(e\)](#), shall be entitled to sick leave of four and six-tenths (4 6/10) hours with pay for each completed eighty (80) hours of service. Employees may use sick leave, upon approval of the department head, for absence due to personal illness, pregnancy, injury, exposure to contagious disease which could be communicated to other employees, and illness, injury or death in the employee's immediate family. Immediate family as used herein is defined as spouse, child, brother, sister, parents **grandparents, grandchild, father in-law, mother in-law, son in-law, daughter in-law, brother in-law, sister in-law, stepfather, stepmother, stepsister, stepbrother, stepson, stepdaughter, half-brother, and half-sister** and spouse's parents.

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

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

(h) Donated Sick Leave.

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

(2) Procedure.

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

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

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

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

SECTION 9. Section 161.10 is hereby amended, in part, as follows:

<i>Job Title</i>	Exemption	Maximum Number	Pay Grade	Minimum/Maximum
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Accounting Assistant/Tax Administrator	N	1	4	\$17.20 – 26.10 \$14.89–23.09
Administrative Secretary I	N	5	3 2	\$16.19 - 24.57 \$12.33–19.12
Administrative Secretary II		2	4 3	\$17.20 – 26.10 \$14.02–21.73
Assistant Finance Director	N	1	7 6	\$24.27– 36.83 \$18.56–28.79
Building Inspector	N	4	6	\$ 21.44 – 32.53 \$18.56–28.79
Chief Building and Zoning Official	E	1	10	\$ 31.00 29.00 - 48.00
Chief of Police	E	1	11	\$31.00 – 54.00 53.00
Communications Manager Supervisor	E	1	7	\$24.27 – 36.83 \$21.01–32.59
Communications Supervisor	<u>N</u>	<u>1</u>	Collective Bargaining Agreement pursuant to <u>Section 5.11</u> of the City Charter	
Communications Technician Dispatcher	N	<u>12</u> 13	Collective Bargaining Agreement pursuant to <u>Section 5.11</u> of the City Charter	
Community Development Officer	N	1	7	\$24.27 – 36.83 \$21.01–32.59
Business and Community Relations Officer	E	1	8	\$28.96 – 43.94 \$25.07–38.91
Business and Community Relations Specialist	N	<u>1</u>	<u>5</u> 4	\$18.85 – 28.60 \$14.89–23.09
Deputy City Administrator	E	1	10	\$ 31.00 29.00 - 48.00

Deputy Clerk of Council	N	1	4 2/3	\$17.20 – 26.10 \$12.33–21.73
Director of Development	E	1	10	\$ <u>31.00</u> 29.00 - 48.00
Director of Finance	E	1	10	\$ <u>31.00</u> 29.00 - 48.00
Director of <u>Director of</u> Information Systems	E	1	10	\$ <u>31.00</u> 29.00 - 48.00
Director of Parks and Recreation	E	1	10	\$ <u>31.00</u> 29.00 - 48.00
Director of Public Safety	E	1	10	\$ <u>31.00</u> 29.00 - 48.00
Director of Public Service	E	1	10	\$ <u>31.00</u> 29.00 - 48.00
Environmental pecialist	N	1	2	\$12.33 – 19.12
Executive Assistant	N	2	5	\$18.85 – 28.60 \$16.32–25.33
<u>Fleet Maintenance Supervisor</u> Mechanic	N	1	6	\$21.44 – 32.53 \$18.56–28.79
Human Resource Coordinator	E	1	6	\$21.44 – 32.53 \$18.56–28.79
Information Systems Coordinator	N	2	8	\$28.96 – 44.94 \$25.07–38.91
<u>Information Systems</u> Network Administrator	E	1	9	\$31.00 – 47.04 \$28.33–43.93
<u>Facility</u> Maintenance Worker I	N	1	4 2	\$17.20 – 26.10 \$12.33–19.12
<u>Park</u> Maintenance	N	1 2	6	\$ <u>21.44 – 32.53</u>

Supervisor				
<u>Part-Time Worker I</u>	N	Set by City Administrator	<u>1</u>	\$12.33 – 21.73 <u>\$7.85 – 11.91</u>
<u>Part-Time Worker II</u>	N	Set by City Administrator	<u>2</u>	\$7.70 – 21.73 <u>\$12.02 – 18.24</u>
<u>Part-Time Worker III</u>	N	Set by City Administrator	<u>3</u>	\$7.70 – 21.73 <u>\$16.19 -24.57</u>
Part-Time Administrative	N	Set by City Administrator	2/3	\$12.33 – 21.73
Part-Time Maintenance	N	Set by City Administrator	1	\$7.70 – 21.73
Part-Time Parks and Recreation	N	Set by City Administrator	1	\$7.70 – 21.73
Planning/GIS Specialist	N	1	6	<u>\$21.44 – 32.53</u> \$18.56–28.79
Payroll Specialist	N	1	6	<u>\$21.44 – 32.53</u> \$18.56–28.79
Planning and Zoning Coordinator	N	1	6	<u>\$21.44 – 32.53</u> \$18.56–28.79
Police Captain	E	1	11	\$31.00 – <u>54.00</u> 53.00
Police Officer	N	<u>50</u> 51	Set by Collective Bargaining Agreement pursuant to Section 5.11 of the City Charter	
Police Sergeant	N	<u>8</u> 7	Set by Collective Bargaining Agreement pursuant to Section 5.11 of the City Charter	
Recreation Speciality Coordinator	N	<u>8</u> 7	<u>5</u> 4	<u>\$18.85 – 28.60</u> \$14.89–23.09

Recreation Superintendent	E	1	7	\$24.27 – 36.83 \$21.01–32.59
Recreation Supervisor	N	2	5	\$16.32 – 25.33
<u>Seasonal Worker</u>	<u>N</u>	<u>Set by City Administrator</u>		<u>Set by City Administrator</u>
Service Manager	N	1	7	\$24.27 – 36.83 \$21.01–32.59
Service Superintendent	E	1	9	\$31.00 – 47.04 \$28.33–43.93
Urban Forestry Supervisor Forester	N	1	6 7	\$21.44 – 32.53 \$21.01–32.59
Urban Forestry Specialist	N	2	5 6	\$18.85 – 28.60 \$18.56–28.79

SECTION 10. Section 161.11(a) is hereby amended, in part, as follows:

(a) Approval of Coursework. All full-time regular employees serving in full-time positions shall be eligible to participate in the City's Tuition Reimbursement Program. Under this program, each employee shall be eligible for a maximum of four ~~three~~ thousand two ~~five~~ hundred (4,200 ~~3,500~~) dollars in reimbursement per calendar year for tuition and books in courses of instruction voluntarily undertaken.

SECTION 11. This Ordinance shall take effect and be in force from and after the earliest date permitted by law.

Ted A. Berry, President of Council

Passed:

Richard L. Stage, Mayor

Effective:

Attest:

Tami K. Kelly, MMC, Clerk of Council

I certify that this ordinance is correct as to form.

Stephen J. Smith, Director of Law

Date: 02/11/13
Introduced By: Mr. Davis
Committee: Safety
Originated By: Mr. Smith
Approved: Mr. Boso
Emergency: 30 Days: XX
Current Expense:

AMENDED

No.: C-11-13
1st Reading: 02/19/13
Public Notice: 02/23/13
2nd Reading: 03/04/13
Passed: Rejected:
Codified: Code No:
Passage Publication:

ORDINANCE C-11-13

AN ORDINANCE TO AMEND VARIOUS SECTIONS OF CHAPTER 707 TITLED SPECIAL EVENTS

WHEREAS, the City of Grove City has been reviewing its special events procedures; and

WHEREAS, this Chapter has not been updated in over ten years; and

WHEREAS, the proposed changes now place the responsibility on the City Administrator to engage all departments and divisions to review and comment all special event applications; and

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

SECTION 1. Section 707.01 is hereby amended, in part, as follows:

(g) "Special Event Permit" means written approval from the Administrative Assistant Chief of Police to hold a special event.

SECTION 2. Section 707.02 is hereby amended as follows:

707.02 GENERAL AUTHORITY AND DUTY OF ADMINISTRATIVE ASSISTANT ~~CHIEF OF POLICE~~.

(a) The provisions of this Chapter shall be administered and enforced by the Administrative Assistant Chief of Police, or his or her designee.

(b) The Administrative Assistant Chief of Police has authority to issue a special event permit that authorizes one or more of the activities described in Section 707.01(f), when the requirements of this Chapter have been met.

SECTION 3. Section 707.04 is hereby amended, in part, as follows:

(a) A person desiring to hold a special event shall apply for a Special Event Permit by filing with the Administrative Assistant Chief of Police a written application upon a form provided for that purpose. ~~A non-refundable application fee of \$30 must accompany each application.~~ An application must be filed not less than 90 45 days before the special event is to begin. The Administrative Assistant Chief of Police may waive the 90 45 day filing requirement if the Administrative Assistant Chief of Police determines that the application can be processed in less than 90 45 days, taking into consideration the number and types of permits required to be issued in conjunction with this Special Event Permit.

(b) ~~An application must contain the following information:~~

~~(1) The name, address and telephone number of the applicant and of any other persons responsible for the conduct of the special event;~~

~~(2) A description of the special event and requested dates and hours of operation for the event;~~

~~(3) The estimated number of persons to participate in the special event;~~

~~_____ (4) A sketch showing the area or route to be used during the special event, along with proposed structures, tents, fences, barricades, signs, banners, and restroom facilities, provisions for parking with a designation of where “No Parking” signs will be used;~~

~~_____ (5) Details of how the applicant proposes to provide security and traffic control, if applicable;~~

~~_____ (6) The time and location of street closings, if any are requested;~~

~~_____ (7) Details of the sale of merchandise or the sale or serving of food or alcoholic beverages at the special event, if applicable;~~

~~_____ (8) Description of animals to be used in the special event, if any;~~

~~_____ (9) Details of how the applicant will clean up the area of the special event after it has ended, if on public property.~~

~~_____ (e) Upon receipt of the completed application, the Administrative Assistant Chief of Police shall forward a copy of the application to the Director of Safety, the Director of Service, the Director of Parks and Recreation, the Jackson Township Chief of Fire, the Chief of Police and the Chief Building and Zoning Official **to review the application for compliance with this Chapter and provide any recommendations that address public safety, fiscal and operational concerns.** If any part of the event is to be held on or adjacent to park property, the Chief of Police shall also forward a copy of the application to the Parks and Recreation Department. Each department **or division** shall review the application and return it, with any comments, to the Administrative Assistant Chief of Police within **30** ~~10~~ working days of receipt.~~

~~(c) ~~(d)~~ If any part of the Special Event is to be held on public property, a deposit of one-half of the estimated costs required to be paid to the City as a result of a special event must be received by the Administrative Assistant Chief of Police not less than five days before the date of the special event as shown on the Special Event Permit.~~

~~(d) ~~(e)~~ Within ten (10) days after reviewing the application and departmental comments, the Administrative Assistant Chief of Police shall issue **or deny** the Special Event Permit. ~~unless denial is required by Section 707.07 of this Chapter.~~ If the application is denied, the Administrative Assistant Chief of Police shall notify said applicant, in writing, within said ten (10) day period, of the denial.~~

SECTION 4. Section 707.05 is hereby amended, in part, as follows:

(a) The Administrative Assistant Chief of Police shall deny a Special Event Permit if:

(5) The applicant fails to comply with or the proposed special event will violate a City Ordinance or other applicable law, unless the prohibited conduct or activity would be allowed under this Chapter or otherwise waived, by the Administrative Assistant Chief of Police;

(b) The Administrative Assistant Chief of Police shall revoke a Special Event Permit if:

SECTION 5. *Section 707.05(f) is hereby amended to read:*

(f) *“Special Event” means a temporary event or gathering that is conducted primarily outdoors or within a temporary structure constructed specifically for the event, ~~that is not customarily held regularly or seasonally on a weekly or monthly basis,~~ using either private or public property in which the estimated number of participants may exceed 300 during any day of the event and/or a total of 1,000 during the event, and which involved two or more of the following activities:*

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

Date: 06/29/12
Introduced By: Ms. Albright
Committee: Service
Originated By: Mr. Bennett
Approved: _____
Emergency: 30 Days
Current Expense: _____

No.: CR-19-12
1st Reading: 06/04/12
Public Notice:
2nd Reading:
Passed: Rejected:
Codified: Code No:
Passage Publication:

RESOLUTION NO. CR-19-12

A RESOLUTION TO WAIVE THE PROVISIONS OF SECTION 529.07(b)3 OF THE CODIFIED ORDINANCES FOR THE ANNUAL HOMECOMING CELEBRATION ON JULY 27, 2012 ON THE STREETS OF TOWN CENTER

WHEREAS, the Annual Homecoming Celebration will be held on the streets of Town Center on July 27, 2012; and

WHEREAS, The Grove City Kids Association wish to sell beer during this Homecoming Celebration; and

WHEREAS, Section 529.07(b)3 of the Codified Ordinances of the City states: No person shall have in his possession an open container of beer or intoxicating liquor in a public place.

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

SECTION 1. The provisions of Section 529.07(b)3 of the Codified Ordinances that no person shall have in his possession an open container of beer or intoxicating liquor in a public place is hereby waived for this one occasion for the Annual Homecoming Celebration on the streets of Town Center on July 27, 2012.

SECTION 2. The provisions shall only be waived between the hours of 6:00 p.m. to 11:30 p.m. within the areas designated in Exhibit "A" attached hereto and made a part hereof. The pouring of beer shall be from 6:30 – 10:00 p.m.

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

Ted A. Berry, President of Council

Richard L. Stage, Mayor

Passed:
Effective:

Attest:

Tami K. Kelly, MMC, Clerk of Council

Date: 04/10/13
Introduced By: Mr. Davis
Committee: Safety
Originated By: Mr. Davis
Approved: _____
Emergency: 30 Days
Current Expense: _____

No.: CR-20-13
1st Reading: 04-15-13
Public Notice:
2nd Reading:
Passed: Rejected:
Codified: Code No:
Passage Publication:

RESOLUTION NO. CR-20-13

A RESOLUTION TO WAIVE THE PROVISIONS OF SECTION 903.05(a & c) OF THE CODIFIED ORDINANCES FOR THE ANNUAL ALUMNI SOFTBALL TOURNAMENT ON JULY 27 & 28, 2013 AT FRYER PARK

WHEREAS, the Annual Alumni Softball Tournament will be held at Fryer Park on July 28 and 29, 2012 and in the event of postponement due to rain, this tournament will be held on August 4 & 5, 2012; and

WHEREAS, the Grove City Sertoma Club wish to sell beer during this Alumni Tournament; and

WHEREAS, Section 903.05(a & c) of the Codified Ordinances of the City states: No drugs or alcoholic beverages shall be permitted on park property.

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

SECTION 1. The provisions of Section 903.5(a & c) of the Codified Ordinances that no alcoholic beverages be permitted on park property is hereby waived for the sale and consumption of alcoholic beverages provided by the Grove City Sertoma Club for this one occasion for the Alumni Softball Tournament at Fryer Park on July 27 and 28, 2013 and in the event of postponement due to rain, this provision shall be waived on August 3 & 4, 2013.

SECTION 2. The provisions shall only be waived between the hours of 11:00 a.m. to the end of the last game, not to extend beyond 10:30 p.m., within the areas designated in Exhibit "A". A Certificate of Liability Insurance shall be provided stating the City as a Certificate Holder and an additional insured with respect to \$1 million per occurrence; \$2 million aggregate liability limits and liquor liability coverage.

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

Ted A. Berry, President of Council

Passed:
Effective:

Richard L. Stage, Mayor

Attest:

Tami K. Kelly, MMC, Clerk of Council

I Certify that this resolution is correct as to form.

Stephen J. Smith, Director of Law

Date: 04/10/13
Introduced By: Mr. Davis
Committee: Safety
Originated By: Mr. Davis
Approved: _____
Emergency: 30 Days
Current Expense: _____

No.: CR-21-13
1st Reading: 04/15/13
Public Notice:
2nd Reading:
Passed: ___ Rejected:
Codified: ___ Code No:
Passage Publication:

RESOLUTION NO. CR-21-13

A RESOLUTION TO WAIVE THE PROVISIONS OF SECTION 529.07(b)3 OF THE CODIFIED ORDINANCES FOR THE ANNUAL HOMECOMING CELEBRATION ON JULY 26, 2013 ON THE STREETS OF TOWN CENTER

WHEREAS, the Annual Homecoming Celebration will be held on the streets of Town Center on July 26, 2013; and

WHEREAS, The Grove City Kids Association wish to sell beer during this Homecoming Celebration; and

WHEREAS, Section 529.07(b)3 of the Codified Ordinances of the City states: No person shall have in his possession an open container of beer or intoxicating liquor in a public place.

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

SECTION 1. The provisions of Section 529.07(b)3 of the Codified Ordinances that no person shall have in his possession an open container of beer or intoxicating liquor in a public place is hereby waived for this one occasion for the Annual Homecoming Celebration on the streets of Town Center on July 27, 2012.

SECTION 2. The provisions shall only be waived between the hours of 6:00 p.m. to 11:30 p.m. within the areas designated in Exhibit "A" attached hereto and made a part hereof. The pouring of beer shall be from 6:30 – 10:30 p.m.

SECTION 3. 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: 04/10/13
Introduced By: Ms. K-McGraw
Committee: Lands
Originated By: Plan Comm
Approved: _____
Emergency: 30 Days: X
Current Expense: _____

No.: C-26-13
1st Reading: 04/15/13
Public Notice: 4/17/13
2nd Reading: 05/06/13
Passed: _____ Rejected: _____
Codified: _____ Code No: _____
Passage Publication: _____

ORDINANCE C-26-13

AN ORDINANCE TO ACCEPT THE PLAT OF THE PARTIAL RESUBDIVISION OF PARKWAY CENTRE DRIVE AND STRINGTOWN ROAD GROVE CITY, LLC

WHEREAS, on December 15, 2003, Council accepted the Plat for Buckeye Parkway, Buckeye Place, Lamplighter Drive and Parkway Centre Drive; and

WHEREAS, on March 05, Planning Commission recommended approval of the Partial Resubdivision of Parkway Centre Drive; and

WHEREAS, the Plat for the Partial Resubdivision of Parkway Centre Drive and Stringtown Road has been submitted to Council for their consideration.

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

SECTION 1. The Plat of the Resubdivision of Parkway Centre Drive and Stringtown Road Grove City, LLC, situated in the State of Ohio, County of Franklin, Township of Jackson, City of Grove City and being part of Virginia Military Survey No. 8231, containing 2.668 acres of land, more or less. Said 2.668 acres being all of those tracts of land conveyed to Stringtown Road Grove City, LLC, by deed, all being of record in the Recorder's Office, Franklin County, Ohio, is hereby accepted and this Council accepts for public use the street right of way that is within the boundaries of this subdivision.

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

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

Ted A. Berry, President of Council

Passed:
Effective:

Richard L. Stage, Mayor

Attest:

Tami K. Kelly, MMC, Clerk of Council

I Certify that this ordinance
is correct as to form.

Stephen J. Smith, Director of Law

Date: 04/10/13
Introduced By: Ms. K-McGraw
Committee: Lands
Originated By: Plan. Comm.
Approved: _____
Emergency: 30 Days: _____
Current Expense: _____

No.: C-27-13
1st Reading: 04/15/13
Public Notice: 04/18/13
2nd Reading: 05/29/13
Passed: _____ Rejected: _____
Codified: _____ Code No: _____
Passage Publication: _____

ORDINANCE C-27-13

AN ORDINANCE FOR THE REZONING OF 4282 BROADWAY FROM PSO TO R-2

WHEREAS, a petition was filed with the Planning Commission of the City of Grove City praying for the recommendation of said Commission in regard to the rezoning of certain premises hereinafter described; and

WHEREAS, the Planning Commission approved the rezoning on April 02, 2013; and

WHEREAS, a copy of the ordinance, together with a map and plat and the report of the Planning Commission has been on file in the Clerk's office for thirty days for public inspection.

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

SECTION 1. The following described premises are rezoned from PSO to R-2:

Situated in the State of Ohio, County of Franklin, City of Grove City and being Lot 10 of Woodlawn Realty Company Addition, *as recorded in Official Records, Plat Book 13, Page 11, Recorder's Office, Franklin County, Ohio*, and being more fully described in Exhibit "A" attached hereto and made a part hereof.

SECTION 2. The comprehensive zoning map is hereby amended to conform to the provisions of this ordinance.

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

Ted A. Berry, President of Council

Passed:
Effective:

Richard L. Stage, Mayor

Attest:

Tami K. Kelly, MMC, Clerk of Council

I Certify that this ordinance
is correct as to form.

Stephen J. Smith, Director of Law

Date: 04/10/13
Introduced By: Ms. K-McGraw
Committee: Lands
Originated By: Plan. Comm.
Approved: _____
Emergency: 30 Days
Current Expense: _____

No.: CR-22-13
1st Reading: 04/15/13
Public Notice:
2nd Reading:
Passed: Rejected
Codified: Code No:
Passage Publication:

RESOLUTION NO. CR-22-13

A RESOLUTION TO APPROVE AMENDMENTS TO THE DEVELOPMENT PLAN FOR TEXAS ROADHOUSE LOCATED AT 1879 STRINGTOWN ROAD AS APPROVED BY RES. CR-34-12

WHEREAS, on September 17, 2012, Council approved a Development Plan for Texas Roadhouse by Resolution No. CR-34-12; and

WHEREAS, on April 02, 2013, the Planning Commission recommended approval of amendments to the Development Plan, with the following stipulations:

1. The signature block on Sheet C-1.0 should be replaced with the appropriate development plan signature block;
2. The applicant will use their best efforts to achieve the connection with the Drury Inn, to the satisfaction of the Development Department.

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

SECTION 1. This Council hereby accepts the amendments to the Development Plan, approved by Resolution CR-34-12, for Texas Roadhouse located at 1879 Stringtown Road, contingent upon the stipulations set forth by Planning Commission.

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

Ted A. Berry, President of Council

Richard L. Stage, Mayor

Passed:
Effective:

Attest:

Tami K. Kelly, MMC, Clerk of Council

I Certify that this resolution
is correct as to form.

Stephen J. Smith, Director of Law

Date: 04/10/13
Introduced By: Ms. K-McGraw
Committee: Lands
Originated By: Mr. Boso
Approved: _____
Emergency: 30 Days
Current Expense: _____

No.: CR-23-13
1st Reading: 04/15/13
Public Notice: _____
2nd Reading: _____
Passed: Rejected:
Codified: Code No:
Passage Publication: _____

RESOLUTION NO. CR-23-13

A RESOLUTION TO GRANT AN EXCEPTIONAL CIRCUMSTANCE FOR 3880 BROADWAY AND MAKE IT ELIGIBLE FOR THE TOWN CENTER COMMERCIAL REVITALIZATION GRANT PROGRAM

WHEREAS, on March 01, 2010, Council approved Ord. C-03-10, replacing Exhibit A of the Town Center Commercial Revitalization Grant Program; and

WHEREAS, Exhibit A contains the requirements for this Program; and

WHEREAS, an Exceptional Circumstances provision within these requirements stipulates that: *upon a specific finding of the City Council that a commercial building or property located within 400 feet of the program boundary merits special consideration, Council may grant an exceptional circumstance making said building or property eligible for grant funding*; and

WHEREAS, special consideration may be found when a minimum of three of the following criteria is satisfied: 1. proposed improvement will substantially enhance the vitality and appearance of Town Center; 2. proposed improvement will result in creation of jobs; 3. proposed improvement will result in the leveraging of additional economic investment and/or activity; 4. proposed improvement will result in the utilization of sustainable building and site design concepts; and 5. proposed improvement will result in the attainment of a needed service or goal as set forth in the Town Center Plan; and

WHEREAS, the property owner of 3880 Broadway has made application and is seeking an Exceptional Circumstance to be eligible for the Town Center Commercial Revitalization Grant Program, in order to relocate Salon C, who's current location is being redeveloped.

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

SECTION 1. This Council finds that 3 of the 5 special circumstances have been met and hereby grants an Exceptional Circumstance to 3880 Broadway, making it eligible for the Town Center Commercial Revitalization Grant Program.

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