

# CITY OF CLAYTON, OHIO

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## RESOLUTIONS AND ORDINANCES

December 3, 2015

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### NEW BUSINESS

### ORDINANCES (SINGLE READING AND IMMEDIATE ENACTMENT AS EMERGENCY)

#### ORDINANCE NO. O – 12 – 15 – 17

#### AN ORDINANCE AUTHORIZING AMENDMENTS TO DESIGNATION OF JOB CATEGORIES AND PAY SCHEDULES AND DECLARING AN EMERGENCY

**WHEREAS**, Section 3.01(D) of the Clayton Charter provides that Council may authorize the creation of positions of employment and set their rates of compensation; and

**WHEREAS**, an Organization Chart and revised pay tables have been prepared by the City Manager, reviewed by the Finance Director and recommended for approval by the City Manager.

#### **NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLAYTON, STATE OF OHIO:**

1. That the Organization Chart and Pay Table(s) appended hereto as **Exhibit A** be and hereby are authorized and approved with the Pay Tables to be effective the first payroll period in January, 2016.
2. That this Ordinance shall be effective as an exception to any ordinance, resolution or other legislation of the City of Clayton, Ohio, inconsistent with this Ordinance or which imposes additional requirements for effectiveness or validity.
3. That in accordance with Clayton Charter Section 4.031(B) the requirement that this enactment be read on two (2) separate days is dispensed with by affirmative vote of at least five (5) of the members of Council.
4. That, unless prompt implementation of pay rates for personnel can be achieved so as to ensure continued provision of City services, public health and safety and welfare will be detrimentally affected. Accordingly, in accordance with Charter Section 4.033(A) this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the City and shall therefore be in full force and effect from and immediately upon affirmative vote of at least five (5) of the members of Council.

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**NEW BUSINESS**

**RESOLUTIONS (SINGLE READING AND IMMEDIATE ENACTMENT)**

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**RESOLUTION NO. R – 12 – 15 – 78**

**A RESOLUTION APPROVING AMENDMENT OF 2015 CERTIFICATE OF ESTIMATED RESOURCES AND APPROPRIATIONS**

**WHEREAS**, during the operation of the City of Clayton certain expenditures are required to provide required governmental services; and

**WHEREAS**, the expenditures must be in accordance with requirements provided by applicable state law and be applied against certain designated City funds; and

**WHEREAS**, certain transfers of moneys within and between specified City funds may be required to comply with accounting requirements established by the office of the State Auditor of Ohio; and

**WHEREAS**, certain appropriations are necessary to authorize payment from certain funds; and

**WHEREAS**, Council previously approved the Original Certificate of Estimated Resources and Appropriations; and

**WHEREAS**, the Finance Director has requested amendment of the 2015 Appropriations with respect to the General Fund (Fund 101) in order to add to the estimated resources and appropriations the grant amount awarded and Northmont School's allocation both relative to the National Trail Path.

**NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CLAYTON, STATE OF OHIO:**

1. That the following amendment is hereby approved as follows:

<b><u>Fund</u></b>	<b><u>Estimated Resources Amount</u></b>	<b><u>Appropriation Amount</u></b>
General (101)	\$291,333.00	\$291,333.00 (Operating)

2. That the Finance Director is hereby authorized, empowered and directed to take all action necessary to effect such amendments and appropriations and evidence same on the books and financial record of the City.

**RESOLUTION NO. R – 12 – 15 – 79**

**A RESOLUTION TO AUTHORIZE AND APPROVE THE 2016 BUDGET AND  
PERMANENT APPROPRIATIONS**

**WHEREAS**, during the operation of the City of Clayton certain expenditures are required to provide required governmental services; and

**WHEREAS**, the expenditures must be in accordance with requirements provided by applicable state law and be applied against certain designated City funds; and

**WHEREAS**, certain transfers of moneys within and between specified City funds may be required to comply with accounting requirements established by the office of the State Auditor of Ohio; and

**WHEREAS**, certain appropriations are necessary to authorize payment from certain funds; and

**WHEREAS**, the City Manager and Finance Director have prepared and presented the 2016 Budget and Permanent Appropriations for the City of Clayton.

**NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF  
CLAYTON, STATE OF OHIO:**

1. That the 2016 Budget appended hereto and made a part hereof is hereby authorized and approved.
2. The following appropriations by fund and appended hereto and made a part hereof are hereby authorized and approved for 2016:

2016 Appropriation Measure					
Fund	Fund Number	Department	Personnel	Operating Expenses	Total Appropriations
<b>General Funds</b>					
General	101	1010	890,482	3,367,212	4,257,694
Emergency	175	1010	-	-	-
<b>Total General Funds</b>			<b>890,482</b>	<b>3,367,212</b>	<b>4,257,694</b>
<b>Special Revenue Funds</b>					
Police	201	2020	1,733,305	371,199	2,104,504
COPS	225	2020	-	-	-
Drug Law Enforcement	226	2020	-	-	-
Law Enforcement Trust	227	2020	-	-	-
Fire	301	3030	783,638	232,976	1,016,614
EMS	325	3035	658,953	48,875	707,828
Service	401	1003	801,078	287,204	1,088,282
State Highway	402	1003	-	91,500	91,500
Permissive Motor Vehicle License Tax	403	1003	51,953	59,000	110,953
Street Lights	501	5050	-	34,500	34,500
Cemetery	601	1002	-	2,750	2,750
Tax Increment Financing	702	1010	-	200,876	200,876
Hoke Road Phase II	704	1010	-	-	-
FEMA	705	1010	-	-	-
Federal Stimulus	706	1010	-	-	-
Tax Increment Financing Towne Center	951	1010	-	131,882	131,882
JEDD	703	1010	-	8,000	8,000
<b>Total Special Revenue Funds</b>			<b>4,028,927</b>	<b>1,468,761</b>	<b>5,497,688</b>
<b>Debt Service Fund</b>					
Bond Retirement	933	1010	-	336,223	336,223
<b>Capital Projects Funds</b>					
Capital Improvements	150	1010	-	1,397,159	1,397,159
SR 48 Improvements	701	1010	-	-	-
Asset Replacement	977		-	-	-
<b>Total Capital Projects Funds</b>			<b>-</b>	<b>1,397,159</b>	<b>1,397,159</b>
<b>Enterprise Funds</b>					
Water	901	9090	10,085	58,525	68,610
Sewer	903	9090	-	-	-
Sewer Construction	904	9090	-	-	-
Golf	905	9050/9090	396,703	477,650	874,353
<b>Total Enterprise Funds</b>			<b>406,788</b>	<b>536,175</b>	<b>942,963</b>
<b>Trust &amp; Agency Funds</b>					
Fire Insurance Trust	330	1010	-	-	-
Janice Paulus Fire Victim Trust	350	3050	-	1,300	1,300
Impact Fees	950	1010	-	13,500	13,500
JEDD Tax	953	1010	-	150,000	150,000
Agency	954		-	25,350	25,350
<b>Total Trust &amp; Agency Funds</b>			<b>-</b>	<b>190,150</b>	<b>190,150</b>
<b>Grand Total</b>			<b>5,326,197</b>	<b>7,295,681</b>	<b>12,621,878</b>

3. That the Finance Director is hereby authorized, empowered and directed to take all action necessary to effect such appropriations and evidence same on the books and financial record of the City.

**RESOLUTION NO. R – 12 – 15 – 80**

**A RESOLUTION TO AUTHORIZE THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH COLDWATER VENEER CORPORATION FOR THE SALE OF 85 SPECIFIED SURPLUS TREES AT MEADOWBROOK GOLF COURSE**

**WHEREAS**, R.C. 721.01 permits a municipal corporation to sell or lease property no longer needed for municipal purposes; and

**WHEREAS**, the City Manager received bids via Forest Resource Consultants, Inc. for the removal and sale of 85 specified trees no longer needed for municipal purposes located at Meadowbrook Golf Course; and

**WHEREAS**, Coldwater Veneer Corporation submitted the highest bid of \$22,000.00 for the above referenced trees.

**NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CLAYTON, STATE OF OHIO:**

1. That the 85 trees specified for sale in the bid request documentation are surplus and the City Manager is authorized to enter into an agreement with Coldwater Veneer Corporation for the sale of the 85 specified surplus trees located at Meadowbrook Golf Course in accordance with the request for bids issued by Forest Resource Consultants, Inc. and to tender a fee of \$2,640.00 to Forest Resource Consultants, Inc.

ADOPTED BY COUNCIL ON DECEMBER 3, 2015

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**RESOLUTION NO. R – 12 – 15 – 81**

**A RESOLUTION TO AUTHORIZE THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH T.J. ELLIS ENTERPRISES FOR THE SALE OF 55 SPECIFIED SURPLUS TREES AT WESTBROOK PARK**

**WHEREAS**, R.C. 721.01 permits a municipal corporation to sell or lease property no longer needed for municipal purposes; and

**WHEREAS**, the City Manager received bids via Forest Resource Consultants, Inc. for the removal and sale of 55 specified trees no longer needed for municipal purposes located at Westbrook Park; and

**WHEREAS**, T. J. Ellis Enterprises submitted the highest bid of \$12,100.00 for the above referenced trees.

**NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CLAYTON, STATE OF OHIO:**

1. That the 55 trees specified for sale in the bid request documentation are surplus and the City Manager is authorized to enter into an agreement with T.J. Ellis Enterprises for the sale of the 55 specified surplus trees located at Westbrook Park in accordance with the request for bids issued by Forest Resource Consultants, Inc. and to tender a fee of \$1,452.00 to Forest Resource Consultants, Inc.

ADOPTED BY COUNCIL ON DECEMBER 3, 2015

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**RESOLUTION NO. R – 12 – 15 – 82**

**A RESOLUTION TO AUTHORIZE THE CITY MANAGER TO ACCEPT THE BID SUBMITTED BY FLAIG LUMBER COMPANY FOR PURCHASE AND CONSTRUCTION OF A COLD STORAGE BUILDING AT A COST NOT TO EXCEED \$60,000.00.**

**WHEREAS**, in accordance with the provisions of Charter Section 8.02, bids were solicited for the purchase and construction of a cold storage building; and

**WHEREAS**, said bids have been received and reviewed and the City Manager and City staff have recommended for acceptance the bid received from Flaig Lumber Company as being the lowest and best bid submitted by a responsible bidder; and therefore City staff recommends accepting said bid in accordance with the terms of the request for bids.

**NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CLAYTON, STATE OF OHIO:**

1. That the City Manager is authorized, in accordance with the terms of the request for bids, to accept the bid submitted by Flaig Lumber Company for the purchase and construction of a cold storage building and for a total cost not to exceed \$60,000.00.

ADOPTED BY COUNCIL ON DECEMBER 3, 2015

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**RESOLUTION NO. R – 12 – 15 – 84**

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A THREE YEAR CONTRACT WITH OPTI-VISE, LLC FOR INFORMATION TECHNOLOGY SERVICES**

**WHEREAS**, Charter Section 8.02(C)(3)(G) exempts professional service contracts not in excess of \$150,000.00 from competitive bidding; and

**WHEREAS**, City staff issued a Request for Proposal for professional services relating to the providing of information technology services; and

**WHEREAS**, after review of such proposals, City staff has recommended entering into a three year agreement with Opti-Vise, LLC for the provision to the City of Clayton of information technology services pursuant to the terms and conditions appended hereto as **Exhibit A**.

**NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CLAYTON, STATE OF OHIO:**

That the City Manager is authorized to enter into a three year agreement with Opti-Vise, LLC for the provision to the City of Clayton of information technology services pursuant to the terms and conditions appended hereto as **Exhibit A**.

ADOPTED BY COUNCIL ON DECEMBER 3, 2015

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