

CITY OF CLAYTON, OHIO

RESOLUTIONS AND ORDINANCES

April 20, 2023

OLD BUSINESS

ORDINANCES (SECOND OF TWO READINGS AND ENACTMENT)

ORDINANCE NO. O – 04 – 23 – 06

**AN ORDINANCE ADOPTING THE PLANNING COMMISSION'S
RECOMMENDATION TO APPROVE, WITH SPECIFIED CONDITION, THE
APPLICATION FOR HUNTER'S PATH SECTION 2 PLAT APPROVAL IN
THE HUNTER'S PATH SUBDIVISION AND BEARING PARCEL ID NUMBER
M60 03207 0022**

WHEREAS, on February 8, 2023, DDC Management, LLC submitted application for approval of the Hunter's Path Section 2 Plat in the Hunter's Path Subdivision and bearing Parcel ID Number M60 03207 0022 within Clayton, Ohio; and

WHEREAS, the Clayton Planning Commission held a public hearing on February 27, 2023, on said request at which time any and all persons were given an opportunity to be heard thereon, and;

WHEREAS, *the Clayton Planning Commission after public meeting on February 27, 2023, recommended approval of the subject Hunter's Path Section 2 Plat, with the following condition:*

Condition: The Applicant is to address the comment resulting from the Staff review dated February 23, 2023 and emailed to applicant that day and that comment must be addressed for the submission of the plat for signatures. (Exhibit A, Planning Commission Resolution for Case PC23-02, attached) (Exhibit B, Staff Plan Review Comment dated February 23, 2023, attached); and

WHEREAS, the City Council held a public hearing on April 6, 2023, on said request at which time any and all persons were given an opportunity to be heard thereon.

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

1. That the Council hereby ADOPTS the recommendation of approval, with specified condition, of the Clayton Planning Commission for the Hunter's Path Section 2 Plat and bearing Parcel ID Number M60 03207 0022 within Clayton, Ohio.
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 the requirement that this enactment be read on two (2) separate days is complied with by readings on April 6, 2023, and April 20, 2023.

4. That in accordance with Clayton Charter Section 4.031(H) this enactment shall become effective thirty days after its second reading and enactment.

ADOPTED BY COUNCIL ON APRIL 20, 2023

NEW BUSINESS

RESOLUTIONS (SINGLE READING AND IMMEDIATE ENACTMENT)

RESOLUTION NO. R – 04 – 23 – 33

**A RESOLUTION APPOINTING MISTY MCDOWELL TO THE
PARKS ADVISORY COMMISSION**

WHEREAS, Clayton Codified Ordinance Chapter 159 created the Parks Advisory Commission;
and

WHEREAS, Clayton Codified Ordinance Chapter 159 provides for the appointment of nine (9) members to the Parks Advisory Commission to be appointed by a majority vote of Council for overlapping terms of three years each; and

WHEREAS, the appointment of Kris Roll to the Parks Advisory Commission has expired and Council desires to appoint Misty McDowell to a new term on said Commission to fill said vacant seat.

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

1. That Misty McDowell is hereby appointed to a new term on the Parks Advisory Commission, said term expiring on April 20, 2026.

ADOPTED BY COUNCIL ON APRIL 20, 2023

RESOLUTION NO. R – 04 – 23 – 34

**A RESOLUTION APPOINTING CHRISTINA MILLER TO THE
PARKS ADVISORY COMMISSION**

WHEREAS, Clayton Codified Ordinance Chapter 159 created the Parks Advisory Commission;
and

WHEREAS, Clayton Codified Ordinance Chapter 159 provides for the appointment of nine (9) members to the Parks Advisory Commission to be appointed by a majority vote of Council for overlapping terms of three years each; and

WHEREAS, Council desires to appoint Christina Miller to a new term on said Commission.

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

1. That Christina Miller is hereby appointed to a new term on the Parks Advisory Commission, said term expiring on April 20, 2026.

ADOPTED BY COUNCIL ON APRIL 20, 2023

RESOLUTION NO. R – 04 – 23 – 35

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ACCEPT THE PROPOSAL OF ELEVATED ROOFING & SIDING, LLC IN THE AMOUNT OF \$114,790.66 AND ENTER INTO A CONTRACT WITH ELEVATED ROOFING & SIDING, LLC FOR THE 2023 CLAYTON CDBG WESTBROOK PARK ADA RESTROOM RENOVATION PROJECT

WHEREAS, at the conclusion of the N. Main Street CDBG Business Incentive Project, Montgomery County reallocated excess funds in the amount of \$48,570.00 from that Project to Clayton to be applied to the Westbrook Park ADA Restroom Renovation Project; and

WHEREAS, the City of Clayton, Ohio will provide a local match of ARPA funds up to \$92,500.00 for said Westbrook Park ADA Restroom Renovation Project; and

WHEREAS, bids were solicited pursuant to a request for bids and the City received zero bids and thereafter, proposals were solicited and one proposal was received from Elevated Roofing & Siding, LLC; and

WHEREAS, City Staff recommends accepting the proposal of Elevated Roofing & Siding, LLC in the amount of \$114,790.66 as a sole source provider pursuant to Charter Section 8.02(C)(3)(e) to supply the requirements of said Westbrook Park ADA Restroom Renovation Project.

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

1. That the City Manager is authorized to accept the \$114,790.66 proposal of and enter into an agreement with Elevated Roofing & Siding, LLC for the Westbrook Park ADA Restroom Renovation Project.

ADOPTED BY COUNCIL ON APRIL 20, 2023
