



ORDINANCE O-76-2023

AN ORDINANCE TO ACCEPT WATER LINE, SANITARY SEWER, STREET AND STORM SEWER IMPROVEMENTS AND APPURTENANCES THERETO FOR WOODHAVEN, AS REQUESTED BY BOB WEBB HOMES

WHEREAS, in accordance with New Albany Ordinance 77-91, and pursuant to written certification by the city engineer that the improvements and appurtenances thereto for Woodhaven have been completed to the standards set by Codified Ordinance 1187; and

WHEREAS, a 2-year performance bond in the amount of \$208,373, 2-year maintenance bond in the amount of \$296,593, and engineering inspection fee deposit in the amount of \$5,191, and a 5-year settlement bond of \$111,000 will be provided by the applicant prior to the second reading.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of New Albany, Counties of Franklin and Licking, State of Ohio, that:

Section 1: The improvements and appurtenances thereto for are hereby accepted.

Section 2. It is hereby found and determined that all formal actions of council concerning and relating to the adoption of this legislation were adopted in an open meeting of council, and that all deliberations of the council and or any of its committees that resulted in such formal action were in meetings open to the public, in compliance with Section 121.22 of the Ohio Revised Code.

Section 3: Pursuant to Article VI, Section 6.07(B) of the City of New Albany Charter, this ordinance shall take effect on and after the earliest period allowed by law.

CERTIFIED AS ADOPTED this _____ day of _____, 2023.

Attest:

Sloan T. Spalding
Mayor

Jennifer H. Mason
Clerk of Council

Approved as to form:

Benjamin S. Albrecht
Law Director

Legislation dates:	
Prepared:	05/05/2023
Introduced:	05/16/2023
Revised:	
Adopted:	
Effective:	

PROPOSED



RESOLUTION R-27-2023

A RESOLUTION TO AUTHORIZE THE CITY MANAGER TO ENTER INTO ANY AND ALL CONTRACTS FOR THE PURCHASE AND UPFITTING OF TWO 2-TON DUMP TRUCKS AND ONE TANDEM AXEL DUMP TRUCK

WHEREAS, Council desires to make capital equipment investments as necessary to provide critical municipal services such as snow and ice control; and

WHEREAS, the City of New Albany needs to replace one 2-ton dump truck and one tandem axel dump truck that are nearing the end of their useful life; and

WHEREAS, the City of New Albany desires to purchase an additional 2-ton dump truck in response to the continued growth of the city; and

WHEREAS, the service department will use the trucks to support the city's year-round maintenance operations, including snow and ice removal; and

WHEREAS, the City of New Albany will purchase the subject truck chassis' through the Ohio Department of Transportation (ODOT) Cooperative Purchasing Program, invitation #023-23; and

WHEREAS, the City of New Albany will purchase the subject truck upfitting through the National Purchasing Partners for Government (NPPG) contract #PS22170; and

WHEREAS, the complete cost for a 2-ton dump truck is \$262,863 and the total cost of a tandem axel dump truck is \$328,602; and

WHEREAS, the total cost of the three dump trucks is \$854,328; and

WHEREAS, funding for the purchase and upfitting of the subject dump trucks was approved in the 2023 Capital Equipment budget and provided for in the Annual Appropriations Ordinance.

NOW, THEREFORE, be it resolved by the Council of the City of New Albany, Counties of Franklin and Licking, State of Ohio, that;

Section 1. The city manager is hereby authorized and directed to enter into any and all contracts for the purchase and upfitting of two 2-ton dump trucks and one tandem axel dump truck.

Section 2. It is hereby found and determined that all formal actions of this council concerning and relating to the adoption of this legislation were adopted in an open meeting of council, and that

all deliberations of the council and or any of its committees that resulted in such formal action were in meetings open to the public, in compliance with Section 121.22 of the Ohio Revised Code.

Section 3. Pursuant to Article 6.07(A) of the New Albany Charter, this resolution shall take effect upon adoption.

CERTIFIED AS ADOPTED this _____ day of _____, 2023.

Attest:

Sloan T. Spalding
Mayor

Jennifer H. Mason
Clerk of Council

Approved as to form:

Benjamin S. Albrecht
Law Director

Legislation dates:

Prepared: 05/24/2023
Introduced: 06/06/2023
Revised:
Adopted:
Effective:



RESOLUTION R-28-2023

A RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION OF A THIRD AMENDMENT TO AN ECONOMIC DEVELOPMENT AGREEMENT WITH NEW ALBANY HOTEL ASSOCIATES, LLC

WHEREAS, pursuant to Resolution No. R-28-2010 adopted by New Albany City Council on May 4, 2010, the City entered into an Economic Development Agreement (the "Agreement") with New Albany Hotel Associates, LLC (the "Company") on July 12, 2011, which sets forth the City's and the Company's assurances and agreements in connection with the development of the Project (as defined in the Economic Development Agreement); and

WHEREAS, Section 1(a) of the Agreement was amended on November 30, 2012, and February 8, 2013, to reflect with more accuracy the dates of the facility opening to business; and

WHEREAS, the City and the Company did not anticipate the impacts of the global COVID-19 pandemic and the severe impact of the pandemic on the local economy; and

WHEREAS, the Company is privately owned and was the first project of its kind to locate within the City and specifically in the International Business Park, the City desires to extend the Agreement one (1) additional year due to the unanticipated impacts of the COVID-19 pandemic on the local economy; and

WHEREAS, the City proposes to amend Section 2(b) of the Agreement to extend the incentive one (1) additional year.

NOW, THEREFORE, BE IT RESOLVED by Council for the City of New Albany, Counties of Franklin and Licking, State of Ohio, that:

Section 1. Third Amendment to Economic Development Agreement. The Third Amendment to the Economic Development Agreement, by and between the City and the Company, in the form presently on file with the Community Development Department, is hereby approved and authorized with any changes therein and amendments thereto not inconsistent with this Resolution and not substantially adverse to this City which shall be approved by the city manager. The city manager, for and in the name of this City, is hereby authorized to execute the Amendment to Development and Supply Agreement and approve the character of any changes or amendments thereto as not inconsistent with this Resolution and not substantially adverse to this City that are approved by the city manager, which approval shall be conclusively evidenced by the city manager's execution of that Agreement.

Section 2. Compliance with the Law. This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in an open meeting of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3. Effective Date. Pursuant to Article 6.07(A) of the New Albany Charter, this resolution shall take effect upon adoption.

CERTIFIED AS ADOPTED this _____ day of _____, 2023.

Attest:

Sloan T. Spalding
Mayor

Jennifer H. Mason
Clerk of Council

Approved as to form:

Benjamin S. Albrecht
Law Director

Legislation dates:

Prepared: 05/18/2023

Introduced: 06/06/2023

Revised:

Adopted:

Effective: