



ORDINANCE O-26-2022

AN ORDINANCE TO AMEND CHAPTER 139 "PARKS AND TRAILS ADVISORY BOARD" OF THE CITY OF NEW ALBANY, OHIO'S CODIFIED ORDINANCES AS REQUESTED BY THE CITY OF NEW ALBANY, AND TO DECLARE AN EMERGENCY TO WAIVE THE 30-DAY WAITING PERIOD

WHEREAS, on December 6, 1994, the council of the Village of New Albany by Ordinance 60-94 created the "New Albany Parks Commission", and made additional updates by Ordinance 22-2000 renaming it the "Parks Advisory Board"; and

WHEREAS, on April 17, 2007, the council for the City of New Albany by Ordinance 15-2007 replaced Chapter 139 of the Codified Ordinances with the current code for the "Parks and Trails Advisory Board" to include making recommendations on the city's trails, designating a department to keep the board's records, and including the board's review of final development plans; and

WHEREAS, Chapter 139 the Codified Ordinances of the City of New Albany sets forth the structure and purpose of the Parks Advisory Board and, as the city grows, council wishes to expand the board from 7 appointed members; and

WHEREAS, this ordinance constitutes an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the city, and for the further reason that the ordinance being effective immediately upon passage will allow council to timely appoint the additional members and constitute a quorum prior to the next scheduled board meeting, and

WHEREAS, the Codified Ordinances of the City of New Albany, Chapter 139 Parks Advisory Board, should be amended accordingly.

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

Section 1: That portions of Codified Ordinance Chapter 139 "PARKS AND TRAILS ADVISORY BOARD" be amended as set forth on Exhibit A attached hereto.

Section 3. For the reasons stated herein, council hereby declares an emergency waives the otherwise applicable 30-day referendum period, after the second reading.

Section 3. 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 4. Pursuant to Article 6.07(A) of the New Albany Charter, this ordinance shall become effective immediately upon adoption.

CERTIFIED AS ADOPTED this _____ day of _____, 2022.

Attest:

Sloan T. Spalding
Mayor

Jennifer H. Mason
Clerk of Council

Approved as to form:

Benjamin S. Albrecht
Law Director

Legislation dates:
Prepared: 08/17/2022
Introduced: 09/06/2022
Revised:
Adopted:
Effective:

CHAPTER 139 PARKS AND TRAILS ADVISORY BOARD¹

139.01 MEMBERSHIP; TERM AND VACANCY.

- (a) There is hereby created and established a New Albany Parks and Trails Advisory Board to be composed of ~~six~~ eight (86) members. The New Albany Council Member, as appointed at their annual organizational meeting, who is chair of the Council Service Committee shall hold ex officio membership on the Advisory Board. The term of this ex officio member shall depend upon the discretion of Council. The remaining ~~five~~ seven (57) Advisory Board members shall be appointed by Council for staggered, three (3) year terms commencing on January 1, ~~with the exception of those initially appointed, whose terms shall be staggered as follows:~~

One-year term	two members
Two-year term	two members
Three-year term	one member.

Council shall request from the Board of Education of Plain Local Schools written recommendation for one (1) appointment to the Board. Said recommendation from the School Board shall be received by Council within thirty (30) days of the request in order to be considered for approval.

- (b) In the event of a vacancy on the Parks and Trails Advisory Board, Council shall appoint a replacement to fill the un-expired term. If the vacancy is the seat of the member recommended by the Board of Education, Council shall seek a recommendation for that member's replacement.

139.02 COMPENSATION.

Members of the Parks and Trails Advisory Board shall serve without compensation.

139.03 MEETINGS; REPORTING; ABSENCES.

- (a) The Parks and Trails Advisory Board shall meet not less than once each month, or as needed. Minutes of all meetings shall be kept and forwarded to the Liaison Department. The "Liaison Department" shall be the department and staff designated by the ~~Village Administrator~~ City Manager to facilitate the Board's activities.
- (b) Any member of the Board who has been absent from four (4) consecutive regular meetings during any 12-month period, whether excused or not, is removed from membership.

139.04 ADVISORY CAPACITY ONLY.

The Parks and Trails Advisory Board shall act solely in an advisory capacity, making recommendations to Council and the Administration.

139.05 POWERS AND DUTIES.

The Parks and Trails Advisory Board shall assist the Village in meeting goals related to open space preservation; and acquisition and development of active and passive parks, leisure trails and other leisure time facilities.

¹Cross reference(s)—Authority to establish - see CHTR. 4.02
General rules - see CHTR. 10.01

The Board shall not become an advocacy forum for any one recreational group or organization. The Board's role shall be that of facilitator for all recreational groups and organizations, in order to assist Council and Administration in efforts to provide suitable physical facilities to serve all leisure time needs and activities.

To meet these objectives, the Parks and Trails Advisory Board shall have the following powers and duties:

- (a) Recommend to Council for its approval a master plan for the location, acquisition and development of leisure time facilities and open space preservation, including, but not limited to, capital budgetary needs and recommended priorities; and submit annual recommendations for revisions to the plan.
- (b) Study and report to Council and/or the Administration the problems and needs of the Municipality regarding, but not limited to, maintenance and operating budgetary needs for leisure time facilities.
- (c) Advise the Administration and Council concerning rules, regulations and policies for operation of leisure time facilities.
- (d) Provide to the ~~Administrator~~ City Manager recommendations for budgetary and operating programs for public open space and leisure time facilities.
- (e) Provide the Planning Commission, prior to its action on each final development plan, or if a final development plan is not required, on each final plat, a recommendation regarding the suitability of park land, or fee in lieu thereof, being provided to the Municipality, Parkland and Open Space Standards~~Subdivision Standards, Public Areas~~, of Chapter 116587, Subdivision Regulations and Chapter 1159, Planned Unit Development.
- (f) Advise Council on the suitability of accepting donations and bequests of money or property, in trust or otherwise, for parks and leisure time facilities, which may be made from time to time.
- (g) Provide liaison to Council by attendance at a Council meeting as required by Council or deemed appropriate by the chairman or the chairman's designate, who shall report on Board activities.
- (h) Undertake such other assignments or studies on open space and leisure time facilities as may be requested by the Council and/or Administration.

139.06 DEPARTMENTAL ASSISTANCE.

The Parks and Trails Advisory Board may call upon the ~~Administrator~~ City Manager, and, through the ~~Administrator~~ City Manager, any department of the Municipality to render such assistance to the Board as may reasonably be required.



ORDINANCE O-27-2022

AN ORDINANCE TO ACCEPT THE EXPEDITED TYPE 1 ANNEXATION OF 42.0+/- ACRES FROM PLAIN TOWNSHIP, FRANKLIN COUNTY TO THE CITY OF NEW ALBANY

WHEREAS, pursuant to the petition filed by Aaron L. Underhill, Esq., agent for petitioner, with the Franklin County Development and Planning Department, on June 23, 2022, and

WHEREAS, the foregoing Resolution #0522-22 of the Franklin County Commissioners granting the petition was delivered to the City of New Albany on July 13, 2022 and more than sixty (60) days have lapsed since the Resolution of the Board of County Commissioners was transmitted to the City of New Albany, and

WHEREAS, pursuant to New Albany Codified Ordinance 1125.05, all newly annexed areas shall immediately be zoned into the Agricultural District and shall be subject to the regulations and restrictions pertaining thereto, and

WHEREAS, pursuant to New Albany Codified Ordinance 1125.06, all future annexed properties shall be added to the applicable New Albany Community Authority as described therein and are subject to a special property assessment in compliance therewith, and

WHEREAS, The New Albany City Council has determined that annexation of the real estate is in the best interests of the residents of the City of New Albany.

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 application of property owners set forth in Franklin County requesting the annexation of 42.0+/- acres, which is contiguous to the City of New Albany, is hereby accepted, and the corporate boundaries of New Albany shall be extended to include the territory, more particularly described in Exhibit A, attached hereto and incorporated herein as if fully written.

Section 2: An accurate map of the territory attached as Exhibit B, the petition for its annexation, other related documents, and a certified transcript of the proceedings of the Franklin County Board of Commissioners regarding the annexation proceedings have been on file with the Clerk of Council of the City of New Albany for sixty (60) days prior to being presented to this Council as required by law, and are hereby accepted.

Section 3: Council of the City of New Albany hereby accepts the annexation of a 42.0+/-acre tract, situated in Plain Township, Franklin County, Ohio, the same being land of the owners set forth above, for annexation to the City of New Albany.

Section 4: The clerk is herewith directed to deliver certified copies of this ordinance and other proceedings relative to the annexation to the County Auditor, County Recorder, and the Secretary of State.

Section 5. 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 the 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 all legal requirements, including Section 121 of the Ohio Revised Code.

Section 6. Pursuant to Article VI, Section 6.07(b) of the charter of the City of New Albany, this ordinance shall be in effect on and after the earliest period allowed by law.

CERTIFIED AS ADOPTED this _____ day of _____, 2022.

Attest:

Sloan T. Spalding
Mayor

Jennifer H. Mason
Clerk of Council

Approved as to form:

Legislation dates:

Prepared: 08/24/2022

Introduced: 09/20/2022

Revised:

Adopted:

Effective:

Benjamin Albrecht
Law Director

**CERTIFICATION BY CLERK OF COUNCIL
OF PUBLICATION OF LEGISLATION**

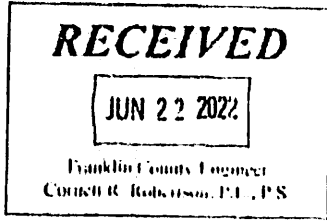
I certify that copies of Ordinance **O-27-2022** were posted in accordance with Section 6.12 of the Charter, for 30 days starting on _____, 2022.

Jennifer Mason, Clerk of Council

Date

Exhibit A - O-27-2022

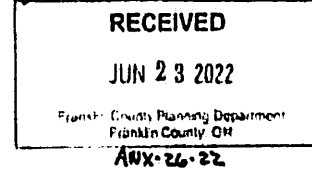
Exhibit A



ANNEXATION
PLAN & DESCRIPTION
ACCEPTABLE
CORNELL R. ROBERTSON, P.E., P.S.
FRANKLIN COUNTY ENGINEER

**PROPOSED ANNEXATION
42.0± ACRES**

By CR Date 06/22/2022



FROM: TOWNSHIP OF PLAIN

TO: CITY OF NEW ALBANY

Situated in the State of Ohio, County of Franklin, Township of Plain, in Lot 5, Section 3 and Lot 16, Section 8, Quarter Township 2, Township 2, Range 16, United States Military District, being comprised of all of the following tracts of land: that 20.000 tract and that 1.301 acre tract conveyed to Jessica M. Brennan, Trustee by deed of record in Instrument Number 201303290052257, that 6.654 acre tract conveyed to Craig F. Srba and Anna M. Srba, Trustees by deed of record in Instrument Number 202001090003740, that 8.638 acre tract conveyed to Craig F. Srba and Anna M. Srba, Trustees by deed of record in Instrument Number 202001100004255, that 6.636 acre tract conveyed to Craig F. Srba and Anna M. Srba, Trustees by deed of record in Instrument Number 202001100004254, that 4.429 acre tract and that 6.636 acre tract conveyed to Darlene R. Toney and David R. Mason by deed of record in Instrument Number 200403030046863, and that 0.737 acre tract conveyed to Joseph A. Butsko and Barbara K. Butsko by deed of record in Deed Book 3331, Page 272, (all references refer to the records of the Recorder's Office, Franklin, County, Ohio) and more particularly bounded and described as follows:

Beginning at the northeasterly corner of that 6.065 acre tract conveyed to Kathleen Ann Dunlap, Trustee by deed of record in Instrument Number 20211123021366, in the centerline of Walnut Street;

Thence easterly, with said centerline, a distance of approximately 786 feet to the northwesterly corner of that 1.095 acre tract conveyed to Mary Beth Sakis by deed of record in Instrument Number 201902060014850;

Thence southerly, with the westerly line of said 1.095 acre tract, a distance of approximately 281 feet to a point;

Thence southeasterly, with said westerly line, a distance of approximately 44 feet to a point;

Thence easterly, with the southerly line of said 1.095 acre tract and the southerly line of that 1.103 acre tract conveyed to Daniel J. Distelhorst and Connie L. Distelhorst by deed of record in Deed Book 3712, Page 310, a distance of approximately 280 feet to a point in the westerly line of that 5 acre tract conveyed to Christopher W.B. Smith, trustee by deed of record in Instrument Number 202003020030733;

Thence southerly, with said westerly line, a distance of approximately 681 feet to the southwestly corner of said 1.103 acre tract;

Thence easterly, with the southerly line of said 1.103 acre tract, a distance of approximately 217 feet to the southwestly corner of that 7.578 acre tract conveyed to Morgan N. Whitehead by deed of record in Instrument Number 201509300138096, the northwesterly corner of that 14.332 acre tract conveyed to Celco Partnership by deed of record in Instrument Number 202108310155120, in the existing City of New Albany corporation line (Ordinance Number 48-96, of record in Official Record 34456G11);

Thence southerly, with the westerly line of said 14.332 acre tract and with said existing corporation line, a distance of approximately 419 feet to corner thereof;

Thence westerly, with the northerly line of said 14.332 acre tract, the northerly terminus of the right of way of Souder Road (Plat Book 115, Page 5), the northerly line of that 36.583 acre tract conveyed to The New Albany Company, LLC by deed of record in Instrument Number 201010070133771, the northerly line of that 11.838 acre tract conveyed to Canine Companions for Independence, Inc. by deed of record in Instrument Number 201509170131123, and with the existing City of New Albany corporation line (Ordinance Number 21-96, Official Record 34456H03), a distance of approximately 1740 feet to the southeasterly corner of that 0.737 acre tract conveyed to 7510 NA Condit, L.L.C. by deed of record in Instrument Number 202111150208006;

RECEIVED

JUN 23 2022

Franklin County Planning Department
Franklin County, OH

**PROPOSED ANNEXATION
42.0± ACRES**

-2-

Thence northerly, with the easterly line of said 0.737 acre tract, a distance of approximately 108 feet to the northeasterly corner thereof;

Thence westerly, with the northerly line of said 0.737 acre tract, a distance of approximately 298 feet to a point in the centerline of said New Albany-Condit Road;

Thence northerly, with said centerline, a distance of approximately 320 feet to the southwesterly corner of that 0.803 acre tract conveyed to Logan Buchrer and Amy J. Buchrer by deed of record in Instrument Number 202006050078887;

Thence easterly, with the southerly line of said 0.803 acre tract, the southerly line of that 1.418 acre tract conveyed to Daniel J. Paxton and Lyndsey M. Paxton by deed of record in Instrument Number 200908070115704, and the southerly line of said 6.065 acre tract, a distance of approximately 750 feet to the southeasterly corner thereof.

Thence northerly, with the easterly line of said 6.065 acre tract, a distance of approximately 994 feet to the POINT OF BEGINNING, containing approximately 42.0 acres of land.

Total perimeter of annexation area is 6,918 feet, of which 2,159 feet is contiguous with the City of New Albany by Ordinance Number 48-96 and Ordinance Number 21-96, giving 31% perimeter contiguity.

EVANS, MECHWART, HAMBLETON & TILTON, INC.

Matthew A. Kirk

16 June 22

Matthew A. Kirk
Professional Surveyor No. 7865

Date

MAK:td
42 ac 20200852-VS-ANNX-02



Exhibit B - O-27-2022

PROPOSED ANNEXATION OF 42.0 ACRES FROM PLAIN TOWNSHIP TO THE CITY OF NEW ALBANY LOT 5, SECTION 3 AND LOT 16, SECTION 8, QUARTER TOWNSHIP 2, TOWNSHIP 2, RANGE 16 UNITED STATES MILITARY DISTRICT TOWNSHIP OF PLAIN, COUNTY OF FRANKLIN, STATE OF OHIO



RECEIVED
JAN 21 2022
City of New Albany
Annexation

ANNEXATION
PLAT # O-27-2022
FRANKLIN & MARIETTA P.L. # 8
FRANKLIN & MARIETTA DISTRICT
By *[Signature]* Date 01/21/22



[Signature]
Mayor A. Cox
City of New Albany, Ohio

DATE	01/21/22
BY	City of New Albany
FOR	Annexation
PROJECT	Annexation of 42.0 Acres
PLAT	O-27-2022
BOOK	100
PAGE	1
CITY	New Albany, Ohio
COUNTY	Franklin, Ohio
STATE	Ohio



RESOLUTION R-31-2022

A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE FRANKLIN COUNTY AUDITOR

WHEREAS, the City Council of New Albany, Ohio met in regular session on the 20th day of September, 2022 at the New Albany Village Hall with the following members present:

Mayor Sloan Spalding

Council Member Marlene Brisk

Council Member Chip Fellows

Council Member Matt Shull

Council Member Michael Durik

Council Member Kasey Kist

Council Member Andrea Wiltout

WHEREAS, this council in accordance with the provisions of law has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1, 2023; and

WHEREAS, the Budget Commission of Franklin County, Ohio, has certified its action thereon to this council together with an estimate by the county auditor of the rate of each tax necessary to be levied by this council, and what part thereof is without, and what part within, the ten mill tax limitation.

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

Section 1: The amounts and rates, as determined by the Budget Commission of Franklin County in its certification, be and the same are hereby accepted.

Section 2. That there be and is hereby levied on the tax duplicate of said city the rate of each tax necessary to be levied within and without the ten mill limitation for tax year 2022 (collection year 2023) as follows:

See attached Schedule A.

Section 3. The clerk of council of the City of New Albany is hereby directed to certify a copy of this resolution to the Franklin County Auditor.

Section 4. It is hereby found and determined that all formal actions of this council concerning and relating to the passage of this resolution were adopted in an open meeting of the council and that all deliberations of this council and any decision making bodies of the City of New Albany which resulted in such formal were in meetings open to the public, in compliance with all legal requirements of the City of New Albany, Counties of Franklin and Licking, Ohio, and that the clerk of council be and is hereby directed to certify a copy of this resolution to the county auditor of said county.

Section 5. Pursuant to Article 6.07(A) of the New Albany Charter, this resolution shall take effect upon adoption.

Moved by: _____

Seconded by: _____

The roll being called as follows:

Mayor Sloan Spaulding	_____		
Council Member Marlene Brisk	_____	Council Member Michael Durik	_____
Council Member Chip Fellows	_____	Council Member Kasey Kist	_____
Council Member Matt Shull	_____	Council Member Andrea Wiltrout	_____

CERTIFIED AS ADOPTED this _____ day of _____, 2022.

Attest:

Sloan T. Spaulding
Mayor

Jennifer H. Mason
Clerk of Council

Approved as to form:

Benjamin S. Albrecht
Law Director

Legislation dates:

Prepared: 09/08/2022
Introduced: 09/20/2022
Revised:
Adopted:
Effective:

SCHEDULE A

SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY APPROVED BY THE BUDGET COMMISSION, AND COUNTY AUDITOR'S ESTIMATED TAX RATES

<i>FUND</i>	<i>Amount to be Derived from Levies Outside 10 Mill Limitation</i>	<i>Amount Approved by Budget Commission Inside 10 Mill Limitation</i>	<i>County Auditor's Estimate of Full Tax Rate to Be Levied</i>	
			<i>Inside 10 Mill Limit</i>	<i>Outside 10 Mill Limit</i>
<i>General</i>		\$1,513,693.97	1.94	
<i>General Fund Charter</i>				
<i>Bond Retirement</i>				
<i>Bond Retirement Charter</i>				
<i>Police Pension</i>				
<i>Police Operating</i>				
<i>Fire Pension</i>				
<i>Fire Operating</i>				
<i>Police/Fire Pension</i>				
<i>Capital Improvement Charter</i>				
<i>Road & Sidewalk Fund</i>				
TOTAL		\$1,513,693.97	1.94	

and be it further

RESOLVED, That the Clerk of this Council be and is hereby directed to certify a copy of this Resolution to the County Auditor of said County.

_____ seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

Adopted the _____ day of _____, 2022.

Attest:

Clerk of Council

President of Council

NEW ALBANY
Franklin County, Ohio.



RESOLUTION R-32-2022

A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE LICKING COUNTY AUDITOR

WHEREAS, the City Council of New Albany, Ohio met in regular session on the 20th day of September, 2022 at the New Albany Village Hall with the following members present:

Mayor Sloan Spalding

Council Member Marlene Brisk

Council Member Chip Fellows

Council Member Matt Shull

Council Member Michael Durik

Council Member Kasey Kist

Council Member Andrea Wiltrout

WHEREAS, this council in accordance with the provision of law has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1, 2023; and

WHEREAS, the Budget Commission of Licking County, Ohio, has certified its action thereon to this council together with an estimate by the county auditor of the rate of each tax necessary to be levied by this council, and what part thereof is without, and what part within, the ten mill tax limitation.

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

Section 1: The amounts and rates, as determined by the Budget Commission of Licking County in its certification, be and the same are hereby accepted.

Section 2. That there be and is hereby levied on the tax duplicate of said city the rate of each tax necessary to be levied within and without the ten mill limitation for tax year 2022 (collection year 2023) as follows:

See attached Schedules A and B.

Section 3. The clerk of council of the City of New Albany is hereby directed to certify a copy of this resolution to the Licking County Auditor.

Section 4. It is hereby found and determined that all formal actions of this council concerning and relating to the passage of this resolution were adopted in an open meeting of the council and that all deliberations of this council and any decision making bodies of the City of New Albany which resulted in such formal were in meetings open to the public, in compliance with all legal requirements of the City of New Albany, Counties of Franklin and Licking, Ohio, and that the clerk of council be and is hereby directed to certify a copy of this resolution to the county auditor of said county.

Section 5. Pursuant to Article 6.07(A) of the New Albany Charter, this resolution shall take effect upon adoption.

Moved by: _____

Seconded by: _____

The roll being called as follows:

Mayor Sloan Spaulding	_____		
Council Member Marlene Brisk	_____	Council Member Michael Durik	_____
Council Member Chip Fellows	_____	Council Member Kasey Kist	_____
Council Member Matt Shull	_____	Council Member Andrea Wiltrout	_____

CERTIFIED AS ADOPTED this _____ day of _____, 2022.

Attest:

Sloan T. Spaulding
Mayor

Jennifer H. Mason
Clerk of Council

Approved as to form:

Benjamin S. Albrecht
Law Director

Legislation dates:	
Prepared:	09/08/2022
Introduced:	09/20/2022
Revised:	
Adopted:	
Effective:	

SCHEDULE A

**SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY BUDGET
COMMISSION AND COUNTY AUDITOR'S ESTIMATED TAX RATES
2022 TAX YEAR COLLECTED IN 2023
(LICKING COUNTY PORTION ONLY)**

FUND	Amount Approved by Budget Com- mission Inside <u>10m. Limitation</u> Column I	Amount to Be Derived from Levies Outside <u>10M. Limitation</u> Column II	County Auditor's Estimate of Tax <u>Rate to be Levied</u>	
			Inside 10M <u>Limit</u> III	Outside 10M <u>Limit</u> IV
General Fund	134,584.00		1.700	
TOTAL	134,584	0		0.000
	<u>Taxes</u>	<u>Rate</u>		
GRAND TOTALS	134,584	1.700		

NEW ALBANY CITY

SCHEDULE B

LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES

FUND	Co. Auditor's Est. of Yield of Levy
TOTALS	0



RESOLUTION R-33-2022

A RESOLUTION AFFIRMING THE RECOMMENDATIONS OF THE NEW ALBANY TAX INCENTIVE REVIEW COUNCIL FOR FRANKLIN COUNTY

WHEREAS, New Albany has the statutory authority to create various zones that provide economic development incentives, which include Enterprise Zones, Community Reinvestment Areas, and Tax Increment Financing Districts; and

WHEREAS, upon their creation of such zones, New Albany may consider entering into agreements with private sector entities engaged in economic development which divert or abate tax revenues as an incentive to encourage particular economic projects to occur; and

WHEREAS, in the creation of these zones, O.R.C. 5709.85 provides that a Tax Incentive Review Council (TIRC) shall be as required to review these agreements between New Albany and the private sector entities to establish compliance to the terms of the agreements; and

WHEREAS, the New Albany-Franklin County TIRC is mandated to review and make formal recommendations as to the compliance of the terms of each tax increment finance (TIF) and community reinvestment area (CRA) agreements within its zone on an annual basis prior to September 1 for the preceding year that concluded on December 31; and

WHEREAS, the recommendations of each TIRC is required to be forwarded to council within 60 days of making the recommendation and council is required to act upon those recommendations.

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

Section 1: That the New Albany – Franklin County Tax Incentive Review Council met on August 26, 2022.

Section 2: Council will consider the recommendations of the Franklin County TIRC as described below:

- i. Central College – Discover Properties (Data Center); approved for continuation
- ii. Central College – American Regent; approved for continuation
- iii. Central College – SI NAL01, LLC (Formerly Nationwide) (Data Center); approved for continuation with conditions
- iv. Central College – Encova (Formerly Motorists Insurance) (Data Center); approved for continuation
- v. Central College – TJX, Inc. (Data Center); approved for continuation

- vi. Central College – New Albany Center of Technology (NACOT I & II); approved for continuation
- vii. Central College – Insight Direct USA (Formerly PCM, Inc.); approved for continuation
- viii. Central College – Ohio Power Company; approved for continuation
- ix. Oak Grove – New Albany Company, The (Lane Bryant) (Formerly Tween); approved for continuation with conditions
- x. Oak Grove – Abercrombie & Fitch; approved for continuation
- xi. Oak Grove – Thirty-One Real Estate; approved for continuation
- xii. Oak Grove – Medical Office Building II – Equity (Formerly NAMC II MOB LLC); approved for continuation
- xiii. Oak Grove – Water’s Edge Campus – Buildings I, II, and III; approved for continuation
- xiv. Oak Grove – Water’s Edge East – Building IV (EASi); approved for continuation
- xv. Oak Grove – Water’s Edge East – Building V (BEF Foods Inc.); approved for continuation
- xvi. Oak Grove – Water’s Edge East – Building VI (Feazel); approved for continuation
- xvii. Village Center –Market Street Retail/Medical Office Building (DNA MMI); approved for continuation
- xviii. Village Center –Market Street Retail/Medical Office Building (DNA MMII); approved for continuation
- xix. Oak Grove II – COI Innovate Development, LLC – Buildings Innovation I and II; approved for continuation

Section 3: Council accepts the recommendation for continuance of the CRA Agreements made by the New Albany-Franklin County TIRC.

Section 4: It is hereby found and determined that all formal actions of this council concerning and relating to the adoption of this resolution were adopted in an open meeting of the 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 of the Ohio Revised Code.

Section 5: Pursuant to Article 6.07(A) of the New Albany Charter, this resolution shall take effect upon adoption.

CERTIFIED AS ADOPTED this _____ day of _____, 2022.

Attest:

Sloan T. Spalding
Mayor

Jennifer H. Mason
Clerk of Council

Approved as to form:

Benjamin S. Albrecht
Law Director

Legislation dates:	
Prepared:	08/30/2022
Introduced:	09/20/2022
Revised:	
Adopted:	
Effective:	



RESOLUTION R-34-2022

**A RESOLUTION AFFIRMING THE RECOMMENDATIONS OF THE
NEW ALBANY TAX INCENTIVE REVIEW COUNCIL FOR LICKING
COUNTY**

WHEREAS, New Albany has the statutory authority to create various zones that provide economic development incentives, which include Enterprise Zones, Community Reinvestment Areas, and Tax Increment Financing Districts; and

WHEREAS, upon their creation of such zones, New Albany may consider entering into agreements with private sector entities engaged in economic development which divert or abate tax revenues as an incentive to encourage particular economic projects to occur; and

WHEREAS, in the creation of these zones, O.R.C. 5709.85 provides that a Tax Incentive Review Council (TIRC) shall be as required to review these agreements between New Albany and the private sector entities to establish compliance to the terms of the agreements; and

WHEREAS, the New Albany-Licking County TIRC is mandated to review and make formal recommendations as to the compliance of the terms of each tax increment finance (TIF) and community reinvestment area (CRA) agreements within its zone on an annual basis prior to September 1 for the preceding year that concluded on December 31; and

WHEREAS, the recommendations of each TIRC is required to be forwarded to council within 60 days of making the recommendation and council is required to act upon those recommendations; and

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

Section 1: That the New Albany – Licking County Tax Incentive Review Council met on August 26, 2022.

Section 2: Council will consider the recommendations of the Licking County TIRC as described below:

- i. Oak Grove II CRA – Ohio Power & American Electric Power Service Corp.; approved for continuation
- ii. Oak Grove II CRA – Dream Industries/Accel, Inc.; approved for continuation
- iii. Oak Grove II CRA – Vee Pak Ohio, LLC; approved for continuation

- iv. Oak Grove II CRA – Dream Industries/Multi-Tenant Building I; approved for continuation
- v. Oak Grove II CRA – KDC/One; approved for continuation
- vi. Oak Grove II CRA – Axiom Plastics (PJP Holdings); approved for continuation
- vii. Oak Grove II CRA – Anomatic Corporation; approved for continuation
- viii. Oak Grove II CRA – Amcor Rigid Plastics; approved for continuation with conditions
- ix. Oak Grove II CRA – Distribution Land Corp.; approved for continuation
- x. Oak Grove II CRA – Molineta Investments, LLC/Magnanni, Inc.; approved for continuation
- xi. Oak Grove II CRA – Vadata, Inc.; approved for continuation
- xii. Oak Grove II CRA – Bocchi Laboratories Ohio, LLC; approved for continuation
- xiii. Oak Grove II CRA – AEP Ohio Transmission Company; approved for continuation
- xiv. Oak Grove II CRA – Dream Industries/Multi-Tenant Building II; approved for continuation
- xv. Oak Grove II CRA – CCL Label, Inc.; approved for continuation
- xvi. Oak Grove II CRA – 9750 Innovation Campus Way, LLC; approved for continuation
- xvii. Oak Grove II CRA – Sidecat LLC (Facebook); approved for continuation
- xviii. Oak Grove II CRA – URSF OH New Albany, LLC (Bluescope/Alene Candles); approved for continuation

Section 3: Council accepts the recommendation for continuance of the CRA Agreements made by the New Albany-Licking County TIRC.

Section 4: It is hereby found and determined that all formal actions of this council concerning and relating to the adoption of this resolution were adopted in an open meeting of the 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 5: Pursuant to Article 6.07(A) of the New Albany Charter, this resolution shall take effect upon adoption.

CERTIFIED AS ADOPTED this _____ day of _____, 2022.

Attest:

Sloan T. Spalding
Mayor

Jennifer H. Mason
Clerk of Council

Approved as to form:

Benjamin S. Albrecht
Law Director

Legislation dates:	
Prepared:	08/30/2022
Introduced:	09/20/2022
Revised:	
Adopted:	
Effective:	



RESOLUTION R-35-2022

A RESOLUTION TO AUTHORIZE THE CITY MANAGER TO EXECUTE ALL CONTRACTS RELATED TO BUILDOUT OF TENANT IMPROVEMENTS FOR THE FINANCE DEPARTMENT AT 8000 WALTON PARKWAY AND TO WAIVE COMPETITIVE BIDDING

WHEREAS, the growth of the city and the success of its economic development program have created a need for more office space for city employees; and

WHEREAS, in order to maintain a high level of customer service and provide office space for an expanding city workforce, the city wishes to move the finance department to a satellite location within New Albany; and

WHEREAS, the city has located 2,314 square feet of office space at 8000 Walton Parkway and has engaged the firm Design Collective Inc. to provide architectural services related to the renovation of the space; and

WHEREAS, the architecture firm has gaged interest from several contracting firms and received a proposal from Nicholson Builders Commercial for the amount of \$189,148.65; and

WHEREAS, the current environment for hiring contractors is extremely competitive and contractor availability is difficult and the identified contractor has indicated that they can begin this work in the fall of 2022; and

WHEREAS, the city desires to waive competitive bidding in order take to full advantage of the contractor's availability this calendar year and to renovate the space as soon as possible so the city adequate space for its current and future employees.

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 award and execute all contracts related to the buildout of tenant improvements for the Finance Department at 8000 Walton Parkway.

Section 2. Council hereby waives competitive bidding pursuant to Section 9.04 of the City Charter, for the reasons set forth in the 'Whereas' clauses set forth above.

Section 3. It is hereby found and determined that all formal actions of this council concerning and relating to the adoption of this ordinance were adopted in an open meeting of the 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 all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4. Pursuant to Article 6.07(a) of the New Albany Charter, this resolution shall take effect upon adoption.

CERTIFIED AS ADOPTED this _____ day of _____, 2022.

Attest:

Sloan T. Spalding
Mayor

Jennifer H. Mason
Clerk of Council

Approved as to form:

Benjamin S. Albrecht
Law Director

Legislation dates:

Prepared: 09/12/2022

Introduced: 09/20/2022

Revised:

Adopted:

Effective: