

Rhonda Heskett  
Budget & Finance Director

RECEIVED  
SEP 08 2015  
CLERK OF COUNCIL

ORDINANCE NO. 15-103  
INTRODUCED BY COUNCIL

AN ORDINANCE AUTHORIZING CONTRACTS FOR ADMINISTRATION,  
NETWORK, MEDICAL MANAGEMENT, AND STOP LOSS INSURANCE  
SERVICES RELATED TO THE CITY'S EMPLOYEE HEALTH PLAN

**WHEREAS**, the City of Zanesville is satisfied with the current third party administrator of its health insurance plan and desires to continue its contract with Medical Benefits Administrators of Newark, Ohio beginning December 1, 2015; and

**WHEREAS**, the renewal contract with Medical Benefits will include contracting with Quality Care Partners of Zanesville to provide network and medical management services and will also require entering into a contract with Rankin & Rankin Insurance Company to secure stop loss insurance coverage for the health care plan; and

**WHEREAS**, the current contracts between the City, its health plan administrator, network and medical management services provider, and stop loss coverage provider will expire on November 30, 2015.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Zanesville, Ohio, that:

**SECTION ONE:** The proper city official is authorized for a three-year period beginning December 1, 2015 and expiring November 30, 2018, to enter into a contract with Medical Benefits Administrators for administration of the employee health care plan.

**SECTION TWO:** The proper city official is authorized for a three-year period beginning December 1, 2015 and expiring November 30, 2018, to enter into a contract with Quality Care Partners for network and medical management services.

**SECTION THREE:** The proper city official is authorized for a three-year period beginning December 1, 2015 and expiring November 30, 2018, to enter into a contract with Rankin and Rankin Insurance Company to secure stop loss insurance coverage for the health care plan.

**SECTION FOUR:** This ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED \_\_\_\_\_, 2015

ATTEST: \_\_\_\_\_  
Susan Culbertson  
Clerk of Council

\_\_\_\_\_  
Daniel M. Vincent  
President of Council

APPROVED: \_\_\_\_\_, 2015

This legislation approved as to form:

\_\_\_\_\_  
Jeff Tilton, Mayor

  
\_\_\_\_\_  
Law Director's Office

Department of Public Service  
Jay D. Bennett, Public Service Director



ORDINANCE NO. 15- 107  
INTRODUCED BY COUNCIL

AN ORDINANCE AUTHORIZING THE PROPER CITY OFFICIAL TO ENTER INTO A  
PROFESSIONAL CONTRACT WITH JOBES HENDERSON & ASSOCIATES FOR STORM  
WATER RATE ANALYSIS

**WHEREAS**, the City of Zanesville owns and operates a storm water system for the collection and disposal of storm water and other surface waters for flood control; and

**WHEREAS**, the 1972 Federal Clean Water Act, amended by the Water Quality Act of 1987, US EPA and Ohio EPA regulates the City's operation of the system, requiring the City to implement programs that improve water quality; and

**WHEREAS**, City staff proposes to evaluate the current storm water program through a level of service and cost of service analysis, system and needs inventory, and financing and management options methods; and

**WHEREAS**, it is the intent of the City of Zanesville that the costs of operation, repair and improvement to the storm water system be borne the users of the system in relation to their individual contributions to the system; and

**WHEREAS**, through the formal Qualifications Based Selection process, Jobes Henderson & Associates, Inc. was selected to evaluate the City of Zanesville's storm water utility; and

**WHEREAS**, the proposed rate analysis shall be paid out of the city's storm water fund, therefore requiring City Council approval prior to use.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Zanesville, State of Ohio, that:

**SECTION ONE:** The proper city official is hereby authorized to enter into a professional contract with Jobes Henderson & Associates, Inc. for evaluation of the City's storm water utility rate study.

**SECTION TWO:** The cost of the professional services is not to exceed \$49,950 and shall come from line item 608.5462.53266, which has an unencumbered balance of \$315,200 (+/-).

**SECTION THREE:** This Ordinance shall take effect and be in force from and after the earliest period allowed by law.

**PASSED:** \_\_\_\_\_, 2015

**ATTEST:** \_\_\_\_\_  
SUE CULBERTSON,  
Clerk of Council

\_\_\_\_\_  
DANIEL M. VINCENT,  
President of Council

**APPROVED:** \_\_\_\_\_, 2015

\_\_\_\_\_  
JEFF TILTON,  
Mayor

**THIS LEGISLATION APPROVED AS TO FORM**

  
\_\_\_\_\_  
LAW DIRECTOR'S OFFICE



Council-Mayor Government  
Jeff Tilton, Mayor

# The City of Zanesville

401 Market Street, Zanesville, Ohio 43701

Phone: (740) 455-0601, x101

Email: [jay.bennett@coz.org](mailto:jay.bennett@coz.org)

## Department of Public Service

Jay D. Bennett, DIRECTOR

# MEMO

**TO:** Honorable Members of Council  
**FROM:** Jay D. Bennett, Public Service/CD Director  
**DATE:** September 9, 2015  
**RE:** Storm Water Rate Analysis Ordinance  
**CC:**

A handwritten signature in blue ink, appearing to read 'Jay Bennett', is written over the 'FROM' line of the memo.

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Regarding this ordinance, City staff will have a presentation on the September 28, 2015 council meeting. At that time, Jobes Henderson & Associates, along with other City staff, will present information relevant to the need of this request.

THE CITY OF

*Zanesville*

Municipal Building  
401 Market Street • Zanesville, Ohio 43701-3574

740.455.0612 • FAX 740.452.2596

## Stormwater Utility Program Rate Study

### Phase 1 Scope of Work



Prepared by:



September 1, 2015

**INTRODUCTION:**

Thank you for selecting Jobs Henderson & Associates, Inc. (JHA) and our partner Environmental Rate Consultants (ERC) to assist in establishing a Stormwater Utility for the city that meets current legal and financial criteria. The city has a small utility in place, but wishes to take steps to modernize it and ensure it is properly structured to carry the city well into the future and is it properly funded to cover expenses anticipated in the future. The JHA/ERC team has performed similar services in other locations and we are well prepared to offer our expertise to Zanesville.

The city is taking the prudent step of evaluating this program in Phases to be prudent with city funds and to ensure the optimal process is followed. Therefore, this scope of services is presented by the JHA/ERC team as ‘Phase 1’ of the services we will plan to offer. This phase will focus on establishing what information is available from the city, determining what additional data will be needed, and finalizing what a standard ‘ERU’ will be. The results of this phase of our services will determine the next phases that will be needed.

Because of the number of variables and unknowns, this proposal has been structured in a ‘cost-plus, not-to-exceed’ format. JHA will communicate with the city regularly to track the scope as it evolves. If additional fees are required, JHA will notify the city.

**SCOPE OF WORK PLAN**

With the above understanding of the current goals of the project, the JHA/ERC Team has developed the following scope of work tasks based on the meeting with the city.

**Task 1 – Data Collection**

The purpose of this task is to collect and analyze all appropriate data required for the study including, billing and collection system, GIS, and aerial photography data, financial and budget data, CIP, operation and maintenance, NPDES MS4 water quality data using a data collection questionnaire to organize the data collection process. This task will result in a complete list of data, previous reports and any other information that pertain to the study. The JHA/ERC team will review all data collected (See Task 3) and determine what additional information is needed and where the data may need modified for the purposes of this project. The data request questionnaire is included in the appendix of this document.

**Estimated Fee for Task 1 ..... \$8,520.00**

### Task 2 – Develop 2 Billing Policy Papers

The purpose of this task is to develop the two billing policy papers that are required in order to determine the ERU in task 4 below. The topics will include defining the single family residential and non-residential definitions and defining “impervious area” for the stormwater program. These papers are critical to have completed in the beginning of the process, as they will define the decisions that are made in determining the ERU’s and the fees that will ultimately be assigned to all properties. A meeting will be held by the JHA/ERC team with the City of Zanesville leadership team after the conclusion of Tasks 1 and 2 to review the findings to date and define the path moving forward based on the information that has been collected.

**Estimated Fee for Task 2..... \$9,040.00**

### Task 3 - Data Review and Evaluation

The purpose of this task is to review and evaluate all pertinent and relevant budget data, billing and collection historical data, capital improvement program information, determination of the impact of revenue bond issuance information (bond covenants), GIS data and any other information collected as part of Task 1. A second meeting will be held between the JHA/ERC team after the conclusion of this Task to ensure the project remains on track.

**Estimated Fee for Task 3..... \$12,060.00**

### Task 4 – Perform and Determine the ERU

The purpose of this task is to determine the ERU for the City of Zanesville and document the results of the analysis in the billing policy paper. Muskingum County may be able to provide some of these services. However, the team will need to provide training, quality control, and guidance during the process. In the event that the county cannot provide these services, the JHA/ERC team will perform this work for the city. A third meeting will be held at the conclusion of this portion of the work.

**Estimated Fee for Task 4..... \$20,330.00**

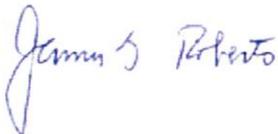
**TOTAL ESTIMATED FEE..... \$49,950.00**

JHA will perform the above scope for a cost-plus, not-to-exceed fee of **\$49,950.00 (Forty-nine thousand, nine hundred fifty dollars)**. JHA will constantly communicate with the city as available information and services from the city and county become clearer. This may alter the level of effort on the Tasks listed above one way or the other. JHA will work with the city to ensure any items that are going to exceed the estimate are communicated, and any that fall short are only invoiced as needed.

By the signing of this agreement the undersigned takes full responsibility for the payment of the fee. This responsibility cannot be assigned to a third party without the written approval of Jobes Henderson & Associates, Inc. The above fee is due and payable upon completion of the work and/or percent of completion on a monthly basis.

Working with Jobes Henderson & Associates, Inc. on this project will provide an understanding of the project issues as demonstrated in our scope of services, a timely and accurate completion of the work and overall value to your project stemming from our commitment to providing quality, personalized service to you. Kindly sign and return one of the originals of the proposal to our office and we will provide you with responsive action adding it to our current workload schedule immediately.

Respectfully,  
**Jobes Henderson & Associates, Inc.**



James G. Roberts, P.E.  
President

J:\2015\15072 Zanesville Stormwater Utility\Proposal\2015-9-01 scope and fee proposal.docx

We accept, on this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, the above proposal for professional engineering and/or land surveying services.

\_\_\_\_\_  
Signature

**Appendix**

City of Zanesville, Ohio

**Data Request Questionnaire for Data Analysis**

June 2015

Utility Billing Database

1. A current copy of the city's utility billing database in .dbf, .txt, .xlsx or .mdb format that includes at a minimum, the following data fields for all active customer accounts:
  - a. Customer account number;
  - b. Customer name;
  - c. Owner name;
  - d. Service address (with fields split by street number, street direction, street name etc.);
  - e. Any field(s) that indicate whether the account is being paid by a tenant or owner (if available);
  - f. Any field(s) that indicates which services are provided at the service address, such as water, water and sewer, stormwater, etc. (if available);
  - g. Any field(s) that may link the service address to a county parcel identification number (if available);
  - h. Any field(s) that indicate the land use or property type for the service address, such as residential, commercial, industrial, municipal etc. (if available);
  - i. Any field(s) that indicate if the property is located inside or outside of the city boundary (if available);
  - j. The current amount being billed for stormwater charges;
  - k. All billing address field(s).

County Parcel Shapefile

1. A current copy of the Muskingum County GIS parcel layer in shapefile format that includes at a minimum, the following data fields for all parcels located inside of the city:
  - a. Parcel identification number;

- b. Property address field(s);
- c. Owner name;
- d. All mailing address fields;
- e. The land use class or category number;
- f. The land use description field or external land use description table;
- g. All valuation fields including improvement value or building value;
- h. The taxing district code and description (may be external table);

County Aerial Photography

1. A digital copy of the most recent Muskingum County aerial photography.

County Address Point File

1. A copy of the most current Muskingum County GIS address point file that includes all addresses located within the county, in shapefile format.

Impervious Area Shapefile

1. A digital copy of the City of Zanesville's impervious area measurement shapefile that includes the measurements for all non-residential (commercial) properties located inside of the city boundary.

City Boundary Shapefile

1. A copy of the Muskingum County GIS city boundary shapefile.

Stormwater Data/Budget Information

1. A digital copy of the 2014 stormwater budget and actual results.
2. A digital copy of the 2015 stormwater budget and year-to-date results.
3. A digital copy of projected budget information for any future years.
4. A copy of the stormwater capital improvement program project list by anticipated year, project amount etc.
5. A digital copy of the projected operational plan (data).
6. A digital copy of the stormwater ordinance and any associated rate resolutions.
7. A digital copy of all documents related to the original creation of the stormwater utility including rules and regulations, any policy papers, the strategic plan etc.

8. Copies of the NPDES Stormwater Permit Plan approved by the Ohio EPA and copies of the annual reports for 2013 and 2014.
9. Copies of all ordinances developed and approved relating to the stormwater program such as erosion and sedimentation control ordinance, an illicit discharge ordinance, construction and post construction ordinances, etc.

Department of Public Service  
Jay D. Bennett, Community Development Director



**ORDINANCE NO. 15-108**  
**INTRODUCED BY COUNCIL**

**AN ORDINANCE DECLARING THE IMPROVEMENT TO CERTAIN REAL PROPERTY TO BE A PUBLIC PURPOSE; DECLARING SUCH IMPROVEMENT TO BE EXEMPT FROM REAL PROPERTY TAXATION; REQUIRING THE OWNERS THEREOF TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES; DESIGNATING THE PUBLIC INFRASTRUCTURE IMPROVEMENTS TO BE MADE THAT WILL DIRECTLY BENEFIT THE REAL PROPERTY; AND ESTABLISHING A PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SERVICE PAYMENTS.**

**WHEREAS**, Sections 5709.40 through 5709.43 of the Ohio Revised Code authorize municipalities to identify parcels to be improved and to declare to be a public purpose any infrastructure improvements made that are necessary for the development of such parcels, exempting any improvements to such parcels from real property taxation for established time periods and percentages, with such mechanism commonly referred to as tax increment financing (“TIF”) and;

**WHEREAS**, the City of Zanesville, Ohio (the “City”) desires to use the authority granted pursuant to such sections of the Ohio Revised Code to establish a TIF program in an area located within the territorial boundaries of the City and consisting of several separate parcels of real property (as depicted and described in Exhibit A attached hereto and incorporated herein by this reference, the “TIF Site”); and

**WHEREAS**, the development of commercial properties in the City will benefit the City and its residents by creating economic opportunities, enlarging the property tax base, stimulating collateral development in the City, and providing revenue for the City to undertake public infrastructure improvements; and

**WHEREAS**, by providing public infrastructure improvements, as that term is defined in Ohio Revised Code Sections 5709.40(A)(7) (as more fully described on Exhibit B attached hereto and incorporated herein by this reference, the “Public Infrastructure Improvements”), the City may facilitate the development of commercial properties for the benefit of the TIF Site, including, without limitation, by facilitating the financing, acquisition, and construction of the Public Infrastructure Improvements; and

**WHEREAS**, the aforementioned sections of the Ohio Revised Code provide for the use of municipal tax increment financing to pay the costs of Public Infrastructure Improvements, which costs may include, without limitation: (i) the payment for or reimbursement of costs of the Public Infrastructure Improvements incurred by the City, or any other public or private party in cooperation with the City, and (ii) payment of debt service on, and administrative and any other expenses relating to the issuance of, any bonds, notes, or other obligations issued to finance the Public Infrastructure Improvements (the “Debt Service”); and

## Ordinance 15-108

**WHEREAS**, the aforementioned Ohio Revised Code sections provide that this City Council (“City Council”) may, among other things, (a) declare the improvement to real property located in the City to be a public purpose, thereby exempting such improvement from real property taxation for a period of time, (b) specify public infrastructure improvements to be made to benefit those parcels, (c) require the owner or owners of those parcels to make service payments in lieu of taxes, and (d) establish a public improvement tax increment equivalent fund into which such service payments shall be deposited; and

**WHEREAS**, the City desires to grant a one hundred percent (100%) exemption from real property taxation for a period of thirty (30) years (the “TIF Exemption”) for each improvement to the TIF Site (as defined herein, the “Improvement”); and

**WHEREAS**, the City has determined that it is necessary and appropriate and in the best interests of the City to require the owners of the parcels included in the TIF Site and their successors and assigns (collectively, with their successors and assigns, as owners of the TIF Site, the “Owners”) to make service payments in lieu of taxes (the “Service Payments”) with respect to the Improvement pursuant to Ohio Revised Code Section 5709.42; and

**WHEREAS**, the City has delivered notice of the proposed TIF Exemption to the Zanesville City School District and the Mid-East Career and Technology Centers, in accordance with Ohio Revised Code Section 5709.83.

**NOW, THEREFORE, BE IT ORDAINED**, by the Council of the City of Zanesville, State of Ohio:

**SECTION 1. Authorization of TIF Exemption.** Pursuant to and in accordance with the provisions of Ohio Revised Code Section 5709.40 through 5709.43, the City hereby finds and determines that one hundred percent (100%) of the increase in assessed value of each parcel comprising the TIF Site (the “Exempted Property”) subsequent to the effective date of this Ordinance (which increase in assessed value is hereinafter referred to as the “Improvement,” as defined in Ohio Revised Code Section 5709.73(A)(2)) is declared to be a public purpose, and shall be exempt from real property taxation (the “TIF Exemption”) for a period commencing with the tax year in which the Exempted Property first appears on the tax list and duplicate of real and public utility property and that begins after the effective date of this Ordinance (the “Commencement Date”) and ending on the thirtieth (30th) anniversary of such Commencement Date or the date the Public Infrastructure Improvements are paid in full, whichever occurs first (the “Exemption Period”). After the TIF Exemption becomes effective, such TIF Exemption shall apply with respect to any parcel when the Improvement to such parcel is made and an exemption therefor is claimed in the manner provided for hereinabove.

**SECTION 2. Payment of Service Payments.** As provided in Ohio Revised Code Section 5709.42, but only after the TIF Exemption is effective, the Owner of a parcel comprising Exempted Property shall be required to, and shall make, service payments in lieu of taxes with respect to the Improvement allocable thereto to the County Treasurer on or before the final due dates for payment of real property taxes. Each service payment in lieu of taxes shall be charged and collected in the same manner and in the same amount as the real property taxes that would have been charged and

## Ordinance 15-108

payable against such parcel as if it were not exempt from taxation pursuant to Section 1 hereof. If any reduction in the levies otherwise applicable to such parcel is made by the County budget commission under Ohio Revised Code Section 5705.31, the amount of the service payment in lieu of taxes shall be calculated as if the reduction in levies had not been made. Any late payments of service payments in lieu of taxes shall be subject to penalty and bear interest at the then current rate established under Ohio Revised Code Sections 323.121(B)(1) and 5703.47, as the same may be amended from time to time, or any successor provisions thereto (the "Penalties and Interest"). Each Owner shall make any other payments in respect of such parcel which are received by the County Treasurer in connection with any reduction required by Ohio Revised Code Section 319.302, as the same may be amended from time to time, or any successor provisions thereto (the "Property Tax Rollback Payments," together with the service payments in lieu of taxes and the "Penalties and Interest," are collectively referred to herein as the "Service Payments"). The Service Payments shall be allocated and distributed in accordance with Section 3 hereof.

If determined to be necessary and appropriate, the Mayor and City Auditor, or either of them individually, may execute on behalf of the City one or more Service Payment Agreements between the City and Owners providing for the payment and collection of the Service Payments, which agreement shall be in such form as is acceptable to such officials, approved by the Director of Law, and not substantially inconsistent with the terms of this Ordinance.

**SECTION 3. Creation of TIF Fund; Application of Service Payments.** The City hereby establishes, pursuant to and in accordance with the provisions of Ohio Revised Code Section 5709.43, within the City Treasury a municipal public improvement tax increment equivalent fund (the "Tax Increment Fund"), which may, at the option of the City Auditor, be established as an account within an existing tax increment equivalent fund of the City, into which shall be deposited the Service Payments distributed to the City by the County Treasurer. Such Fund may be combined with other funds created by ordinances of this Council authorizing other such projects. Money in the Tax Increment Fund shall be used to finance the Public Infrastructure Improvements, and shall, to the extent provided in further ordinances of this Council, be pledged to the payment of debt service on any bonds, notes or other obligations issued to finance such Public Infrastructure Improvements as well as any reimbursement payments for reimbursement of any costs of the Public Infrastructure Improvements. The Tax Increment Fund shall be maintained in the custody of the City and shall receive all distributions of Service Payments required to be made to the City. Those Service Payments received by the City with respect to the Exempted Property, shall be used solely for the purposes authorized in Ohio Revised Code Sections 5709.40 through 5709.43, including, but not limited to, paying any costs of the Public Infrastructure Improvements, in a manner that is consistent with this Ordinance. For purposes of this Ordinance, "costs" of the Public Infrastructure Improvements payable from the Tax Increment Fund shall also include the items of "costs of permanent improvements" set forth in Ohio Revised Code Section 133.15(B), and incurred with respect to the Public Infrastructure Improvements, which "costs" specifically include any reimbursement payments for the reimbursement of the costs of the Public Infrastructure Improvements, and Debt Service on, and any Administrative or other expenses relating to the issuance of, any bonds, notes, or other obligations issued to finance the Public Infrastructure Improvements. The Tax Increment Fund shall remain in existence so long as such Service Payments are collected and used for the aforesaid purposes, after which time the Tax Increment Fund shall

## Ordinance 15-108

be dissolved and any surplus funds remaining therein shall be transferred to the City's General Fund, all in accordance with Ohio Revised Code Section 5709.43.

**SECTION 4. Public Infrastructure Improvements.** The City hereby designates the Public Infrastructure Improvements described in Exhibit B attached hereto as "public infrastructure improvements" (as such term is defined in Ohio Revised Code Sections 5709.40(A)(7)) made, to be made, or in the process of being made, and that, once made, will directly benefit the TIF Site.

**SECTION 5. Compensation to School Districts.** Pursuant to Ohio Revised Code Sections 5709.40, 5709.42, 5709.43 and 5709.82, the City shall cause the County Treasurer to distribute a portion of the Service Payments to the Zanesville City School District and the Mid-East Career and Technology Centers in an amount equal to 100% of the real property taxes that each district would have received, but for the TIF Exemption.

**SECTION 6. Application for Real Property Tax Exemption and Remission.** The City further hereby authorizes and directs the President of the City Council, the Mayor, the City Auditor, or other appropriate officers of the City, to sign and execute all documents and make such arrangements as are necessary and proper for collection of said Service Payments from the Owners of real property located in the TIF Site, which are to be deposited into the Tax Increment Fund.

**SECTION 7. Further Authorizations.** The City further hereby authorizes and directs the President of the City Council, the Mayor, the City Auditor, or other appropriate officers of the City, to prepare and sign all agreements, and any amendments thereto such that the character of those changes is not substantially adverse to the City, which shall be established conclusively by their signatures thereon, and to prepare and sign all instruments and to take all other actions as may be necessary and appropriate to implement this Ordinance.

**SECTION 8. Non-Discriminatory Hiring Policy.** In accordance with Ohio Revised Code Section 5709.832, the City hereby determines that no employer located in the TIF Site shall deny any individual employment based on considerations of race, religion, sex, disability, color, national origin or ancestry.

**SECTION 9. Notices.** The City hereby finds and determines that notice of this proposed Ordinance has been delivered to all affected school districts, including the Zanesville City School District and the Mid-East Career and Technology Centers, in accordance with Ohio Revised Code Sections 5709.40, 5709.83 and 5715.27, and hereby ratifies the giving of that notice.

Pursuant to Ohio Revised Code Section 5709.40(I), the City Auditor is hereby directed to deliver a copy of this Ordinance to the Director of the Development Services Agency of the State of Ohio within fifteen (15) days after its adoption. On or before March 31 of each year that the exemption set forth in Section 1 hereof remains in effect, the City Auditor or other authorized officer of this City shall prepare and submit to the Director of the Development Services Agency of the State of Ohio the status report required under Ohio Revised Code Section 5709.40(I).

**SECTION 10. Tax Incentive Review Council.** The City acknowledges that it has created the City Tax Incentive Review Council (the "TIRC") with the membership of the TIRC constituted in

Ordinance 15-108

accordance with Ohio Revised Code Section 5709.85. The TIRC shall, in accordance with Ohio Revised Code Section 5709.85, review annually all exemptions from taxation resulting from the declarations set forth in this Ordinance and any other such matters as may properly come before the TIRC, all in accordance with Ohio Revised Code Section 5709.85.

**SECTION 11. Open Meetings.** The City finds and determines that all formal actions of this City Council and any of its committees concerning and relating to the adoption of this Ordinance were taken in an open meeting of this City Council, and that all deliberations of this City Council and any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law, including Ohio Revised Code Section 121.22.

**SECTION 12. Effective Date.** This Ordinance shall take effect and be in force from and after the earliest period allowed by law.

**PASSED:** \_\_\_\_\_, 2015

**ATTEST:** \_\_\_\_\_  
SUSAN CULBERTSON,  
Clerk of Council

\_\_\_\_\_  
DANIEL M. VINCENT,  
President of Council

**APPROVED:** \_\_\_\_\_, 2015

**THIS LEGISLATION APPROVED AS TO FORM**

\_\_\_\_\_  
JEFF TILTON,  
Mayor

  
\_\_\_\_\_  
LAW DIRECTOR'S OFFICE

Ordinance 15-108  
DUTRO DOWNTOWN PROPERTY OWNERSHIP

EXHIBIT A

<b>Parcel</b>	<b>Owner</b>	<b>PropertyAddress</b>	
81-62-03-04-000	Dutro Real Estate LLC	120 6TH ST	Secoy
81-66-01-01-000	Dutro Real Estate LLC	105 S 6TH ST	First Baptist
81-66-01-02-000	Dutro Real Estate LLC	105 S 6TH ST	First Baptist
81-66-01-03-000	Dutro Real Estate LLC	S 6TH ST	First Baptist
81-66-01-04-000	Dutro Real Estate LLC	S 6TH ST	Goss
81-66-01-04-001	Dutro Real Estate LLC	119 S 6TH ST	Goss
81-66-01-05-000	Dutro Real Estate LLC	119 S 6TH ST	Goss
81-66-01-06-000	Dutro Real Estate LLC	135 S 6TH ST	Cole
81-66-01-07-000	Dutro Real Estate LLC	139 S 6TH ST	Imlay
81-66-01-08-000	Dutro Real Estate LLC	143 S 6TH ST	Fletcher
81-66-01-09-000	Dutro Real Estate LLC	151 S 6TH ST	MCLRC/Tracey
81-66-01-10-000	Dutro Real Estate LLC	153 S 6TH ST	Tilley
81-66-01-13-000	Dutro Real Estate LLC	163 S 6TH ST	Goss
81-66-01-14-000	Dutro Real Estate LLC	423 CANAL ST	GM Used Corner
81-66-01-15-000	Dutro Real Estate LLC	CANAL ST	GM Used Corner
81-66-01-16-000	Dutro Real Estate LLC	132 S 5TH ST	Service lot
81-66-01-17-000	Dutro Real Estate LLC	S 5TH ST	Lane
81-66-01-18-000	Dutro Real Estate LLC	105 S 6TH ST	First Baptist
81-66-01-19-000	Dutro Real Estate LLC	516 S 4TH ST	Dennis/Swingle
81-66-01-20-000	Dutro Real Estate LLC	514 SOUTH ST	Dennis/Swingle
81-66-01-21-000	Dutro Real Estate LLC	510 SOUTH ST	Dennis/Swingle
81-66-01-22-000	Dutro Real Estate LLC	502 SOUTH ST	Dennis & Nelson/More
81-66-02-01-000	Dutro Real Estate LLC	SOUTH ST	JFG
81-66-02-02-000	Dutro Real Estate LLC	SOUTH ST	JFG
81-66-02-03-000	Dutro Real Estate LLC	SOUTH ST	JFG
81-66-02-04-000	Dutro Real Estate LLC	SOUTH ST	JFG
81-66-02-05-000	Dutro Real Estate LLC	SOUTH ST	JFG
81-66-02-06-000	Dutro Real Estate LLC	410 SOUTH ST	JFG
81-66-02-10-000	Dutro Real Estate LLC	4TH ST	JFG
81-66-02-11-000	Dutro Real Estate LLC	S 4TH ST	Quadran
81-66-02-13-000	Dutro Real Estate LLC	533 CANAL ST	JFG
81-66-02-15-000	Dutro Real Estate LLC	S 5TH ST	JFG
81-66-02-16-000	Dutro Real Estate LLC	S 5TH ST	JFG
81-66-02-17-000	Dutro Real Estate LLC	S 5TH ST	JFG
81-66-02-18-000	Dutro Real Estate LLC	131 S 5TH ST	JFG
81-66-02-19-000	Dutro Real Estate LLC	131 S 5TH ST	JFG
81-66-02-21-000	Dutro Real Estate LLC	S 5TH ST	JFG
81-66-02-21-001	Dutro Real Estate LLC	5TH ST	JFG
81-66-02-22-000	Dutro Real Estate LLC	5TH ST	JFG

**EXHIBIT B**

**Public Infrastructure Improvements**

The Public Infrastructure Improvements may include, but are not limited to the following:

1. Constructing, reconstructing, extending, opening, improving, widening, grading, draining, curbing and changing of the lines and traffic patterns of roads, highways, streets, railways, bridges (including roadway, railway, and pedestrian), existing roadways adjacent to and providing ingress and egress to the Project Site, sidewalks, bikeways, medians and viaducts, constructing and improving surface parking lots or parking structures and related improvements, providing lighting systems, together with all appurtenances therefore;
2. Constructing and reconstructing public parks or public greenspaces, including grading, trees, park plantings, park accessories and related improvements, together with all appurtenances thereto;
3. Constructing, reconstructing and installing of public utility improvements, water distribution lines (including necessary site grading therefore), storm and sanitary sewers (including necessary site grading therefore), water and fire protection systems, and all appurtenances thereto;
4. Constructing and installing streetscape improvements including trees, tree grates, curbs, sidewalks, street and sidewalk lighting, trash receptacles, benches, newspaper racks, burial of overhead utility lines and related improvements, together with all appurtenances thereto; design and traffic studies preliminary to the foregoing;
5. Designing, engineering, constructing, and improving the new infrastructure for electric, gas, telephone, and cable service, including aid to construction fees for gas, aid to construction fees for electric, with related site improvements and appurtenances thereto;
6. Acquiring real estate or interests in real estate, including related right-of ways, necessary to accomplish the improvements enumerated in clauses 1 through 5;
7. Professional fees, including architectural, engineering, contract administration, and legal costs;
8. All inspection fees and other governmental fees related to the foregoing; and
9. Any other costs for the aforesaid Public Infrastructure Improvements as permitted by law.

Ordinance 15-108

RECEIPT OF DIRECTOR OF THE OHIO DEVELOPMENT SERVICES AGENCY  
FOR LEGISLATION DECLARING CERTAIN IMPROVEMENTS TO REAL  
PROPERTY TO BE EXEMPT FROM REAL PROPERTY TAXATION PURSUANT  
TO SECTION 5709.40 OF THE OHIO REVISED CODE

I, David Goodman, the Director of the Ohio Development Services Agency hereby certify that a certified copy of an ordinance duly adopted by the City Council of the City of Zanesville, Ohio on \_\_\_\_\_, 2015, declaring the improvement of certain real property located in the City of Zanesville to be a public purpose and declaring a portion of such property to be exempt from real property taxation pursuant to Section 5709.40 of the Ohio Revised Code was filed in this office on \_\_\_\_\_.

WITNESS my hand and official seal at Columbus, Ohio this \_\_\_\_ day of \_\_\_\_\_.

\_\_\_\_\_  
Director, Ohio Development Services Agency

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### Muskingum County GIS



Notes

Department of Public Service  
Jay D. Bennett, Director



ORDINANCE NO. 15- 109  
INTRODUCED BY COUNCIL

AN ORDINANCE AUTHORIZING THE PROPER CITY OFFICIAL TO  
ADVERTISE FOR BIDS AND ENTER INTO A PROFESSIONAL CONTRACT  
FOR PROVIDING PORTABLE TOILETS IN VARIOUS CITY PARKS.

**WHEREAS**, it is necessary for the City of Zanesville to provide portable toilets for numerous park activities; and

**WHEREAS**, an interest in providing portable toilets has been expressed by several vendors and the City desires to enter into a 3-year contract, therefore requiring the formal bidding process.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Zanesville, State of Ohio, that:

**SECTION ONE:** The proper City official is hereby authorized to advertise for bids and enter into a professional contract for providing portable toilets in various City parks for a 3-year period.

**SECTION TWO:** The cost for providing portable toilets and disposal is estimated to be \$20,000.00 per year and shall be taken from the following line items: 301.3272.53299 and 101.3281.53299.

**SECTION THREE:** This Ordinance shall take effect and be in force from and after the earliest period allowed by law.

**PASSED:** \_\_\_\_\_, 2015

**ATTEST:** \_\_\_\_\_  
SUSAN CULBERTSON,  
Clerk of Council

\_\_\_\_\_  
DANIEL M. VINCENT  
President of Council

**APPROVED:** \_\_\_\_\_, 2015

\_\_\_\_\_  
JEFF TILTON,  
Mayor

**THIS LEGISLATION APPROVED AS TO FORM**

  
\_\_\_\_\_  
LAW DIRECTOR'S OFFICE

Department of Public Service  
Jay D. Bennett, Director



ORDINANCE NO. 15- 110  
INTRODUCED BY COUNCIL

AN ORDINANCE AUTHORIZING THE PROPER CITY OFFICIAL  
TO ALLOW THE PRIVATE USE OF A PORTION OF CITY PROPERTY.

**WHEREAS**, Joshua E. Guy and Mackenzie E. Guy, residing at 1302 Keen Street (parcels 83-40-01-08-000 & 83-40-01-09-000 & 83-40-01-10-000), desire to conclude erecting a wooden fence that would need to encroach on unimproved City property; and

**WHEREAS**, Attachment A to this Ordinance indicates the area of encroachment; and

**WHEREAS**, the City property contains a sanitary sewer line, therefore Mr. and Mrs. Guy will construct a gate to allow city employees egress and ingress for repairs to said sewer line; and

**WHEREAS**, if approved, Mr. & Mrs. Guy understand that the City retains easement rights for utility purposes, and they agree to maintain the enclosed portion as necessary.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Zanesville, State of Ohio, that:

**SECTION ONE:** The proper City official is hereby authorized to permit Joshua E. and Mackenzie E. Guy to utilize a portion of City property as depicted in Attachment A at the 1302 Keen Street residence and further acknowledge that this encroachment cannot and will not be transferrable to any future property owners.

**SECTION TWO:** Joshua and Mackenzie Guy agree to sign and execute a hold harmless agreement.

**SECTION THREE:** The future maintenance of the City property, fence, and gate will be the responsibility of the resident of said address as per agreement with the City of Zanesville.

**SECTION FOUR:** This Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_, 2015

ATTEST: \_\_\_\_\_  
SUSAN CULBERTSON,  
Clerk of Council

\_\_\_\_\_  
DANIEL M. VINCENT,  
President of Council

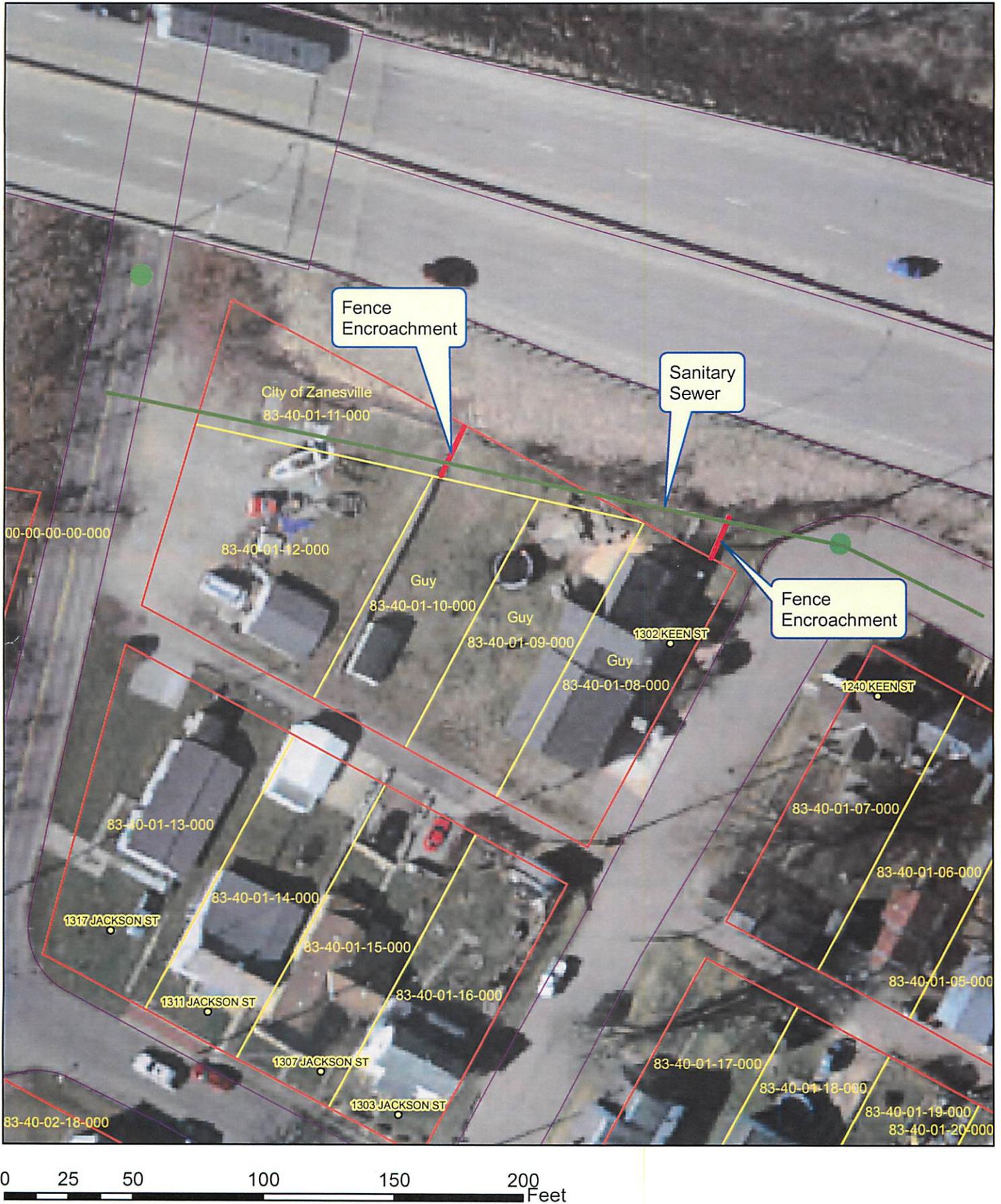
APPROVED: \_\_\_\_\_, 2015

THIS LEGISLATION APPROVED AS TO FORM

\_\_\_\_\_  
JEFF TILTON,  
Mayor

  
\_\_\_\_\_  
LAW DIRECTOR'S OFFICE

Fence at 1302 Keen Street



Department of Public Service  
Jay D. Bennett, Community Development Director



ORDINANCE NO. 100  
INTRODUCED BY COUNCIL

**AN ORDINANCE DECLARING THE IMPROVEMENT TO CERTAIN REAL PROPERTY TO BE A PUBLIC PURPOSE; DECLARING SUCH IMPROVEMENT TO BE EXEMPT FROM REAL PROPERTY TAXATION; REQUIRING THE OWNERS THEREOF TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES; DESIGNATING THE PUBLIC INFRASTRUCTURE IMPROVEMENTS TO BE MADE THAT WILL DIRECTLY BENEFIT THE REAL PROPERTY; AND ESTABLISHING A PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SERVICE PAYMENTS.**

**WHEREAS**, Sections 5709.40 through 5709.43 of the Ohio Revised Code authorize municipalities to identify parcels to be improved and to declare to be a public purpose any infrastructure improvements made that are necessary for the development of such parcels, exempting any improvements to such parcels from real property taxation for established time periods and percentages, with such mechanism commonly referred to as tax increment financing ("TIF") and;

**WHEREAS**, the City of Zanesville, Ohio (the "City") desires to use the authority granted pursuant to such sections of the Ohio Revised Code to establish a TIF program in an area located within the territorial boundaries of the City and consisting of several separate parcels of real property (as depicted and described in Exhibit A attached hereto and incorporated herein by this reference, the "TIF Site"); and

**WHEREAS**, the development of commercial properties in the City will benefit the City and its residents by creating economic opportunities, enlarging the property tax base, stimulating collateral development in the City, and providing revenue for the City to undertake public infrastructure improvements; and

**WHEREAS**, by providing public infrastructure improvements, as that term is defined in Ohio Revised Code Sections 5709.40(A)(7) (as more fully described on Exhibit B attached hereto and incorporated herein by this reference, the "Public Infrastructure Improvements"), the City may facilitate the development of commercial properties for the benefit of the TIF Site, including, without limitation, by facilitating the financing, acquisition, and construction of the Public Infrastructure Improvements; and

**WHEREAS**, the aforementioned sections of the Ohio Revised Code provide for the use of municipal tax increment financing to pay the costs of Public Infrastructure Improvements, which costs may include, without limitation: (i) the payment for or reimbursement of costs of the Public Infrastructure Improvements incurred by the City, or any other public or private party in cooperation with the City, and (ii) payment of debt service on, and administrative and any other expenses relating to the issuance of, any bonds, notes, or other obligations issued to finance the Public Infrastructure Improvements (the "Debt Service"); and

**WHEREAS**, the aforementioned Ohio Revised Code sections provide that this City Council ("City Council") may, among other things, (a) declare the improvement to real property located in the City to be a public purpose, thereby exempting such improvement from real property taxation for a period of time, (b) specify public infrastructure improvements to be made to benefit those parcels, (c) require the owner or owners of those parcels to make service payments in lieu of taxes, and (d) establish a public improvement tax increment equivalent fund into which such service payments shall be deposited; and

**WHEREAS**, the City desires to grant a one hundred percent (100%) exemption from real property taxation for a period of thirty (30) years (the "TIF Exemption") for each improvement to the TIF Site (as defined herein, the "Improvement"); and

**WHEREAS**, the City has determined that it is necessary and appropriate and in the best interests of the City to require the owners of the parcels included in the TIF Site and their successors and assigns (collectively, with their successors and assigns, as owners of the TIF Site, the "Owners") to make service payments in lieu of taxes (the "Service Payments") with respect to the Improvement pursuant to Ohio Revised Code Section 5709.42; and

**WHEREAS**, the City has delivered notice of the proposed TIF Exemption to the Zanesville City School District and the Mid-East Career and Technology Centers, in accordance with Ohio Revised Code Section 5709.83.

**NOW, THEREFORE, BE IT ORDAINED**, by the Council of the City of Zanesville, State of Ohio:

**SECTION 1. Authorization of TIF Exemption.** Pursuant to and in accordance with the provisions of Ohio Revised Code Section 5709.40 through 5709.43, the City hereby finds and determines that one hundred percent (100%) of the increase in assessed value of each parcel comprising the TIF Site (the "Exempted Property") subsequent to the effective date of this Ordinance (which increase in assessed value is hereinafter referred to as the "Improvement," as defined in Ohio Revised Code Section 5709.73(A)(2)) is declared to be a public purpose, and shall be exempt from real property taxation (the "TIF Exemption") for a period commencing with the tax year in which the Exempted Property first appears on the tax list and duplicate of real and public utility property and that begins after the effective date of this Ordinance (the "Commencement Date") and ending on the thirtieth (30th) anniversary of such Commencement Date or the date the Public Infrastructure Improvements are paid in full, whichever occurs first (the "Exemption Period"). After the TIF Exemption becomes effective, such TIF Exemption shall apply with respect to any parcel when the Improvement to such parcel is made and an exemption therefor is claimed in the manner provided for hereinabove.

**SECTION 2. Payment of Service Payments.** As provided in Ohio Revised Code Section 5709.42, but only after the TIF Exemption is effective, the Owner of a parcel comprising Exempted Property shall be required to, and shall make, service payments in lieu of taxes with respect to the Improvement allocable thereto to the County Treasurer on or before the final due dates for payment of real property taxes. Each service payment in lieu of taxes shall be charged and collected in the same manner and in the same amount as the real property taxes that would have been charged and

payable against such parcel as if it were not exempt from taxation pursuant to Section 1 hereof. If any reduction in the levies otherwise applicable to such parcel is made by the County budget commission under Ohio Revised Code Section 5705.31, the amount of the service payment in lieu of taxes shall be calculated as if the reduction in levies had not been made. Any late payments of service payments in lieu of taxes shall be subject to penalty and bear interest at the then current rate established under Ohio Revised Code Sections 323.121(B)(1) and 5703.47, as the same may be amended from time to time, or any successor provisions thereto (the "Penalties and Interest"). Each Owner shall make any other payments in respect of such parcel which are received by the County Treasurer in connection with any reduction required by Ohio Revised Code Section 319.302, as the same may be amended from time to time, or any successor provisions thereto (the "Property Tax Rollback Payments," together with the service payments in lieu of taxes and the "Penalties and Interest," are collectively referred to herein as the "Service Payments"). The Service Payments shall be allocated and distributed in accordance with Section 3 hereof.

If determined to be necessary and appropriate, the Mayor and City Auditor, or either of them individually, may execute on behalf of the City one or more Service Payment Agreements between the City and Owners providing for the payment and collection of the Service Payments, which agreement shall be in such form as is acceptable to such officials, approved by the Director of Law, and not substantially inconsistent with the terms of this Ordinance.

**SECTION 3. Creation of TIF Fund; Application of Service Payments.** The City hereby establishes, pursuant to and in accordance with the provisions of Ohio Revised Code Section 5709.43, within the City Treasury a municipal public improvement tax increment equivalent fund (the "Tax Increment Fund"), which may, at the option of the City Auditor, be established as an account within an existing tax increment equivalent fund of the City, into which shall be deposited the Service Payments distributed to the City by the County Treasurer. Such Fund may be combined with other funds created by ordinances of this Council authorizing other such projects. Money in the Tax Increment Fund shall be used to finance the Public Infrastructure Improvements, and shall, to the extent provided in further ordinances of this Council, be pledged to the payment of debt service on any bonds, notes or other obligations issued to finance such Public Infrastructure Improvements as well as any reimbursement payments for reimbursement of any costs of the Public Infrastructure Improvements. The Tax Increment Fund shall be maintained in the custody of the City and shall receive all distributions of Service Payments required to be made to the City. Those Service Payments received by the City with respect to the Exempted Property, shall be used solely for the purposes authorized in Ohio Revised Code Sections 5709.40 through 5709.43, including, but not limited to, paying any costs of the Public Infrastructure Improvements, in a manner that is consistent with this Ordinance. For purposes of this Ordinance, "costs" of the Public Infrastructure Improvements payable from the Tax Increment Fund shall also include the items of "costs of permanent improvements" set forth in Ohio Revised Code Section 133.15(B), and incurred with respect to the Public Infrastructure Improvements, which "costs" specifically include any reimbursement payments for the reimbursement of the costs of the Public Infrastructure Improvements, and Debt Service on, and any Administrative or other expenses relating to the issuance of, any bonds, notes, or other obligations issued to finance the Public Infrastructure Improvements. The Tax Increment Fund shall remain in existence so long as such Service Payments are collected and used for the aforesaid purposes, after which time the Tax Increment Fund shall

be dissolved and any surplus funds remaining therein shall be transferred to the City's General Fund, all in accordance with Ohio Revised Code Section 5709.43.

**SECTION 4. Public Infrastructure Improvements.** The City hereby designates the Public Infrastructure Improvements described in Exhibit B attached hereto as "public infrastructure improvements" (as such term is defined in Ohio Revised Code Sections 5709.40(A)(7)) made, to be made, or in the process of being made, and that, once made, will directly benefit the TIF Site.

**SECTION 5. Compensation to School Districts.** Pursuant to Ohio Revised Code Sections 5709.40, 5709.42, 5709.43 and 5709.82, the City shall cause the County Treasurer to distribute a portion of the Service Payments to the Zanesville City School District and the Mid-East Career and Technology Centers in an amount equal to 100% of the real property taxes that each district would have received, but for the TIF Exemption.

**SECTION 6. Application for Real Property Tax Exemption and Remission.** The City further hereby authorizes and directs the President of the City Council, the Mayor, the City Auditor, or other appropriate officers of the City, to sign and execute all documents and make such arrangements as are necessary and proper for collection of said Service Payments from the Owners of real property located in the TIF Site, which are to be deposited into the Tax Increment Fund.

**SECTION 7. Further Authorizations.** The City further hereby authorizes and directs the President of the City Council, the Mayor, the City Auditor, or other appropriate officers of the City, to prepare and sign all agreements, and any amendments thereto such that the character of those changes is not substantially adverse to the City, which shall be established conclusively by their signatures thereon, and to prepare and sign all instruments and to take all other actions as may be necessary and appropriate to implement this Ordinance.

**SECTION 8. Non-Discriminatory Hiring Policy.** In accordance with Ohio Revised Code Section 5709.832, the City hereby determines that no employer located in the TIF Site shall deny any individual employment based on considerations of race, religion, sex, disability, color, national origin or ancestry.

**SECTION 9. Notices.** The City hereby finds and determines that notice of this proposed Ordinance has been delivered to all affected school districts, including the Zanesville City School District and the Mid-East Career and Technology Centers, in accordance with Ohio Revised Code Sections 5709.40, 5709.83 and 5715.27, and hereby ratifies the giving of that notice.

Pursuant to Ohio Revised Code Section 5709.40(I), the City Auditor is hereby directed to deliver a copy of this Ordinance to the Director of the Development Services Agency of the State of Ohio within fifteen (15) days after its adoption. On or before March 31 of each year that the exemption set forth in Section 1 hereof remains in effect, the City Auditor or other authorized officer of this City shall prepare and submit to the Director of the Development Services Agency of the State of Ohio the status report required under Ohio Revised Code Section 5709.40(I).

**SECTION 10. Tax Incentive Review Council.** The City acknowledges that *it has created the* City Tax Incentive Review Council (the "TIRC") with the membership of the TIRC constituted in

accordance with Ohio Revised Code Section 5709.85. The TIRC shall, in accordance with Ohio Revised Code Section 5709.85, review annually all exemptions from taxation resulting from the declarations set forth in this Ordinance and any other such matters as may properly come before the TIRC, all in accordance with Ohio Revised Code Section 5709.85.

**SECTION 11. Open Meetings.** The City finds and determines that all formal actions of this City Council and any of its committees concerning and relating to the adoption of this Ordinance were taken in an open meeting of this City Council, and that all deliberations of this City Council and any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law, including Ohio Revised Code Section 121.22.

**SECTION 12. Effective Date.** This Ordinance shall take effect and be in force from and after the earliest period allowed by law.

**PASSED:** \_\_\_\_\_, 2015

**ATTEST:** \_\_\_\_\_  
SUSAN CULBERTSON,  
Clerk of Council

\_\_\_\_\_  
DANIEL M. VINCENT,  
President of Council

**APPROVED:** \_\_\_\_\_, 2015

**THIS LEGISLATION APPROVED AS TO FORM**

\_\_\_\_\_  
JEFF TILTON,  
Mayor

  
\_\_\_\_\_  
LAW DIRECTOR'S OFFICE

Ordinance 15-100

**EXHIBIT A**

Description of TIF Site

<u>Address</u>	<u>Parcel I.D.</u>	<u>Owner</u>
Unavailable at this time	86-33-01-02-003	310 Charter LLC

**EXHIBIT B**

**Public Infrastructure Improvements**

The Public Infrastructure Improvements may include, but are not limited to the following:

1. Constructing, reconstructing, extending, opening, improving, widening, grading, draining, curbing and changing of the lines and traffic patterns of roads, highways, streets, railways, bridges (including roadway, railway, and pedestrian), existing roadways adjacent to and providing ingress and egress to the Project Site, sidewalks, bikeways, medians and viaducts, constructing and improving surface parking lots or parking structures and related improvements, providing lighting systems, together with all appurtenances therefore;
2. Constructing and reconstructing public parks or public greenspaces, including grading, trees, park plantings, park accessories and related improvements, together with all appurtenances thereto;
3. Constructing, reconstructing and installing of public utility improvements, water distribution lines (including necessary site grading therefore), storm and sanitary sewers (including necessary site grading therefore), water and fire protection systems, and all appurtenances thereto;
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6. Acquiring real estate or interests in real estate, including related right-of ways, necessary to accomplish the improvements enumerated in clauses 1 through 5;
7. Professional fees, including architectural, engineering, contract administration, and legal costs;
8. All inspection fees and other governmental fees related to the foregoing; and
9. Any other costs for the aforesaid Public Infrastructure Improvements as permitted by law.

Ordinance 15-100

RECEIPT OF DIRECTOR OF THE OHIO DEVELOPMENT SERVICES AGENCY  
FOR LEGISLATION DECLARING CERTAIN IMPROVEMENTS TO REAL  
PROPERTY TO BE EXEMPT FROM REAL PROPERTY TAXATION PURSUANT  
TO SECTION 5709.40 OF THE OHIO REVISED CODE

I, David Goodman, the Director of the Ohio Development Services Agency hereby certify that a certified copy of an ordinance duly adopted by the City Council of the City of Zanesville, Ohio on \_\_\_\_\_, 2015, declaring the improvement of certain real property located in the City of Zanesville to be a public purpose and declaring a portion of such property to be exempt from real property taxation pursuant to Section 5709.40 of the Ohio Revised Code was filed in this office on \_\_\_\_\_.

WITNESS my hand and official seal at Columbus, Ohio this \_\_\_\_ day of \_\_\_\_\_.

\_\_\_\_\_  
Director, Ohio Development Services Agency