

City of Niles, Ohio

SPONSORED BY: SAFTEY COMMITTEE
AUTHORIZED BY: PEZZANO

DRAFT NO. 183-17

ORDINANCE NO. _____

AN ORDINANCE AMENDING CODIFIED ORDINANCE NO. 351.18 "OFF-STREET PARKING LIMITED TO HARD SURFACES" TO ADD ALL VEHICLES TO THE PROHIBITION; AND THE DECLARING OF AN EMERGENCY

WHEREAS, the City of Niles has previously adopted an ordinance regulation the off-street parking of motor vehicles for the health, safety and improvement of the community; and

WHEREAS, continued efforts to maintain residential properties requires the amendment of the ordinance to add additional vehicles to the prohibition on off-street parking for the further enhancement and protection of the community.

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

SECTION 1: That Codified Ordinance No. 351.18 OFF-STREET PARKING LIMITED TO HARD SURFACES is hereby amended to read:

"a. All motor vehicles, campers, boats, trailers, semitrailer, truck, vehicle and construction equipment shall be parked in an area consisting of asphalt, concrete or other impervious surface approved by the Building Inspector."

SECTION 2: In all other respects, Codified Ordinance No. 351.18 shall remain the same.

SECTION 3: This Ordinance is hereby declared to be an emergency measure in the interest of the public health, welfare and safety for the reason that the immediate enforcement of this measure is necessary for the health, welfare, safety and protection of the community. As such an emergency measure this Ordinance shall take effect upon passage by Council and approval by the Mayor. If not so passed as an emergency, it shall take effect at the earliest time permitted by law.

PRESIDENT OF COUNCIL

PASSED: _____

ATTEST: _____
CLERK OF COUNCIL

Filed with the Mayor of the City of Niles, Ohio on the _____ day of _____, 2017 and signed by me as such Mayor on the _____ day of _____, 2017.

MAYOR

City of Niles, Ohio

SPONSORED BY: SAFETY COMMITTEE
AUTHORIZED BY: PEZZANO & McNAUGHTON

DRAFT NO. 184-17

ORDINANCE NO. _____

AN ORDINANCE CREATING A DUMPSTERS CHAPTER

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NILES, STATE OF OHIO:

SECTION 1: There is hereby created a new chapter within the Building Code to require and regulate the installation of commercial and residential dumpsters.

“Dumpsters

Definitions.

Dumpster/Roll Offs: A rigid container generally used for routine collection, temporary storage of solid waste, garbage, construction material, industrial and other waste material on a temporary or permanent basis.

Owner: "Owner" means any person who alone or jointly, or severally with others:

- a. Has legal title to any structure, building, dwelling or dwelling unit with or without accompanying actual possession thereof, or
- b. Has charge, care or control of any structure, building, dwelling or dwelling unit, as owner or agent of the owner, or where the property has been abandoned by the person having legal title, as mortgagee or as the mortgagee's agent exercising charge, care or control of the structure, building, dwelling or dwelling unit, including being charged with the responsibility of maintaining same, or as executor, executrix, administrator, trustee or guardian of the estate of the owner. Any such person thus having charge, care or control of any structure, building, dwelling or dwelling unit, including being charged with the responsibility of maintaining same, shall be bound to comply with the provisions of this chapter and of rules and regulations adopted pursuant thereto, to the same extent as if he were the owner.

Permit Required.

- a. No owner shall, after the effective date of this ordinance, hereafter cause a dumpster to be put into use on his residence, business premises, enterprise or establishment without first securing a permit from the Building Department.
 1. Commercial dumpsters required on a continual basis of six (6) months or longer shall pay a one-time fee of two hundred fifty dollars (\$250.00).
 2. Residential dumpsters required for temporary use of thirty (30) days or less shall pay a permit fee of five dollars (\$5.00). No permit is required for use of a residential dumpster for ten (10) days or less.
 3. This fee shall not be applicable to any governmental entity or public school system.
- b. Application:
Application Requirements. Application for dumpster permits shall be in writing on forms provided by the Building Department.
- c. No part of any dumpster shall be located on any public property or in any right-of-way.

d. Removal:

The Building Inspector is granted the authority to remove any dumpster in violation of this chapter.

Care and Maintenance.

- a. All dumpsters shall be maintained in a reasonably clean manner.
- b. It shall be the duty of the owner of the residence or establishment upon whose premises the dumpster is maintained to insure that the dumpster is emptied on a regular basis.
- c. It shall be the duty of the owner to maintain the area in and around the dumpster in a manner so as to prevent an infestation of insects or rodents.
- d. No owner shall dispose of hazardous waste, offensive or dangerous substances or any type of liquids that may accumulate or anything of an unsightly, noxious or offensive nature.

Appeal.

Any person shall have a right to appeal to the City of Niles Board of Zoning Appeals in writing no later than 10 days from receipt of any notice or citation.

Commercial Dumpsters.

- a. No property owner, occupant or other individual, person, corporation or other entity shall cause or allow any commercial dumpster to be stored, used, maintained or otherwise placed in any area within the City other than an area behind the rear building line of the structure located on the lot or parcel of land on which such commercial dumpster is situated and shall not cause or allow any commercial dumpster to be placed within six (6) feet of any road, street, avenue, alley, walkway, or sidewalk.
- b. Dumpsters shall be placed on a surface that is maintained in a durable and dustless condition consisting of asphalt, bituminous, concrete, or equivalent surfacing.
- c. All dumpsters shall be effectively screened from the view of the public. If any dumpster is visible from any road, street, avenue, walkway or sidewalk, a fence or other obscuring wall of sufficient height to shield the dumpster on three sides from the public view shall be constructed. Existing dumpsters shall meet the provisions of this subsection within six months after the effective date of this section.
- d. It shall be the duty of the owner of the business, enterprise or establishment upon whose premises the dumpster is maintained to insure that the dumpster is emptied on a regular basis.
- e. Dumpsters shall be maintained in good repair and shall be of a size sufficient to contain the accumulation of trash therein. No garbage or trash shall be permitted to accumulate in the area surrounding the dumpster.
- f. Dumpsters shall be constructed and maintained with lids and/or doors which are capable of being completely closed.
- g. Except when rubbish and garbage is being loaded into or emptied out of the dumpster, the lids and doors shall be kept closed and fastened shut with a latch or similar mechanism.
- h. Commercial dumpsters are required on all multi-family residential property (three or more apartments).

Residential Dumpsters.

- a. No dumpster shall remain on residential property more than thirty 30 days.
- b. No more than one (1) dumpster shall be permitted on residential property at one time
- c. A dumpster shall be set back from any front, side or rear property line a minimum of ten (10) feet, unless placed on an existing impervious driveway, and be set back from any structures on the property a minimum of five (5) feet; however, the Building Inspector at his discretion may grant written permission for an alternate location on the property upon a showing of good cause from a property owner. No dumpster shall be positioned so as to create a sight obstruction for a roadway, alley or sidewalk and shall not obstruct the flow of pedestrian or vehicular traffic.
- d. Dumpsters shall be located entirely on the owner's lot.
- e. Dumpsters shall be placed in a location accessible to the truck which empties the dumpster, such that the truck shall not be forced to drive over any street curb in order to service the dumpster.

Penalty. Whoever violates any provision of this chapter is guilty of a fourth degree misdemeanor and shall be fined not more than two hundred and fifty dollars (\$250.00) and/or thirty days in jail. A separate offense shall be deemed committed each day during or on which a violation occurs or continues.”

SECTION 2: This Ordinance shall take effect at the earliest time allowed by law.

PRESIDENT OF COUNCIL

PASSED: _____

ATTEST: _____
CLERK OF COUNCIL

Filed with the Mayor of the City of Niles, Ohio on the _____ day of _____, 2017 and signed by me as such Mayor on the _____ day of _____, 2017.

MAYOR

City of Niles, Ohio

SPONSORED BY: SAFETY COMMITTEE
AUTHORIZED BY: PEZZANO, MARCHESE & STEFFEY

DRAFT NO. 185-17

ORDINANCE NO. _____

AN ORDINANCE REPEALING AND REPLACING CODIFIED ORDINANCE NO. 521.12
"USE OF TRAILER AS RESIDENCE PROHIBITED"

SECTION 1: That Council hereby amends Codified Ordinance No. 521.12 USE OF
TRAILER AS RESIDENCE PROHIBITED to read as follows:

"No person shall use, or permit to use of any so-called "trailer" as a permanent
dwelling place or place of habitation within the limits of the City.

'Permanent', as used herein, means residence or habitation in a trailer for more than a
period of fourteen days."

SECTION 2: Existing Codified Ordinance No. 521.12 is hereby repealed.

SECTION 3: This ordinance shall take effect at the earliest time allowed by law.

PRESIDENT OF COUNCIL

PASSED: _____

ATTEST: _____
CLERK OF COUNCIL

Filed with the Mayor of the City of Niles, Ohio on the _____ day of
_____, 2017 and signed by me as such Mayor on the _____ day of
_____, 2017.

MAYOR

City of Niles, Ohio

SPONSORED BY: SAFETY COMMITTEE
AUTHORIZED BY: PEZZANO, MARCHESE & STEFFEY

DRAFT NO. 186-17

ORDINANCE NO. _____

AN ORDINANCE AMENDING SUB-SECTION "B" OF NILES CODIFIED ORDINANCE NO. 1157.08, "VISIBILITY AT INTERSECTIONS; TRAILERS"

SECTION 1: Codified Ordinance No. 1157.08, Visibility at Intersections; Trailers, subsection "(b)" shall read as follows:

"(b) Campers and Trailers.

- (1) No self-propelled camper, camper, boat, house trailer, boat trailer, utility trailer or any other object mounted on wheels and designed to be towed or trailed shall be parked no nearer than five feet to the rear or side property line. Such vehicles shall not be parked within the front setback area, except during the period from May 1 through October 1 of each year. When such vehicles are parked within the front setback area, they shall not be parked so as to obstruct any sidewalks, nor in a manner which in the opinion of the Zoning Inspector would create a safety hazard for drivers exiting the driveway of adjoining properties. Furthermore, such vehicles shall be parked in an area consisting of a hard surface of asphalt, concrete, brick or stone.
- (2) Temporary use of trailers within a residence district for hardship cases may be obtained from the Board of Zoning Appeals upon a showing of necessity for the trailer. Said temporary use shall be good for one year from the date of issuance.

SECTION 2: In all other respects, Codified Ordinance No. 351.18 shall remain the same.

SECTION 3: This ordinance shall take effect at the earliest time allowed by law.

PRESIDENT OF COUNCIL

PASSED: _____

ATTEST: _____
CLERK OF COUNCIL

Filed with the Mayor of the City of Niles, Ohio on the _____ day of _____, 2017 and signed by me as such Mayor on the _____ day of _____, 2017.

MAYOR

City of Niles, Ohio

SPONSORED BY: COUNCIL AS A WHOLE
AUTHORIZED BY: ALL MEMBERS OF COUNCIL

DRAFT NO. 187-17

RESOLUTION NO. _____

A RESOLUTION RETROACTIVELY APPROVING THE PENSION PICK-UP FOR PATROL OFFICERS IN THE POLICE DEPARTMENT THROUGH PAYROLL REDUCTION; AND, REPEALING RESOLUTION NO. 52-15; AND, DECLARING AN EMERGENCY

WHEREAS, Council passed Resolution No.15-17 approving the contract for the patrol officers; and,

WHEREAS, OP&F has requested the City repeal Resolution No. 52-15 so that the Resolution mirrors the contribution reports submitted to OP&F by the City retroactively to October 29, 2017; and,

WHEREAS, the Council of the City of Niles, Trumbull County, Ohio, met at a regular and authorized meeting on the date set forth below, such meeting being duly called pursuant to a notice stating the time, place and purpose of the meeting received by all Council members, and the following Resolution was made, seconded, and adopted by those present at the meeting.

WHEREAS, the Patrol Officers of the Police Department are members of a bargaining unit known as the Fraternal Order of Police/Ohio Labor Council, Inc.("FOP/OLC"); and,

WHEREAS, the Patrol Officers participate in the Ohio Police and Fire Pension Fund ("OP&F"); and,

WHEREAS, Niles City Council has previously adopted a pick-up (100%) of the mandatory contributions required by Section 742.31 of the Ohio Revised Code for the Patrol Officers of the Police Department, who are members of the OP&F, whereby 10% of the Employees share of contributions was paid by deduction from the employee and 2.25% paid by the City of Niles; and,

WHEREAS, OP&F has adopted procedures for reporting picked up contributions in order to properly prepare 1099-R forms for its members; and,

WHEREAS, Niles City Council wish comply with its new collective bargaining agreement with the FOP/OLC and to continue the pick-up under the OP&F procedures through employee contribution.

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

SECTION 1: That retro-actively effective beginning October 29, 2017, Niles City Council has determined that the City will continue to pick up the 12.25% mandatory contributions for the eligible Patrol Officers who are members of the OP&F through a payroll reduction.

SECTION 2: That said picked up contributions paid through a payroll reduction, even though designated as employee contributions for state law purposes, are being paid by the City in lieu of said contributions by the employee.

SECTION 3: That said picked up contributions will not be included in the gross income of the employees for tax reporting purposes, that is, for federal or state income tax withholding taxes, until distributed from the Ohio Police and Fire Pension Fund.

SECTION 4: That the employee's share of the contributions will be included in the gross income of the employees, for employment tax purposes, as the contributions are made to the OP&F.

SECTION 5: That said employees shall not be entitled to any option of choosing to receive the contributed amounts directly instead of having them paid by the City of Niles to the OP&F.

SECTION 6. That Resolution No. 52-15 is hereby repealed.

SECTION 7. That Resolution is hereby declared to be an emergency measure in the interests of the public health safety and welfare for the reason that the collective bargaining agreement requires this amendment to be retroactive in effect, and as such shall take effect immediately upon passage by Council and approval by the Mayor.

President of Council

Passed: _____

Attest: _____
Clerk of Council

Received by the Mayor of the City of Niles this _____ day of _____, 2017,
and approved by me as such Mayor this _____ day of _____, 2017.

Mayor

City of Niles, Ohio

SPONSORED BY: UTILITIES COMMITTEE
AUTHORIZED BY: STEFFEY

DRAFT NO. 188-17

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH NECO FOR THE PURPOSE OF RESIDENTIAL METER INSTALLATION; AND DECLARING AN EMERGENCY

WHEREAS, Resolution No. 28-17 authorized request for proposals to be sought for the installation for residential meters; and,

WHEREAS, NECO has the ability to upload meter information into the billing software; and,

WHEREAS, the remaining meters are warranted through NECO.

NOW, THEREFORE, BE IT RESOLOVED BY THE COUNCIL OF THE CITY OF NILES, STATE OF OHIO:

SECTION 1: That Council hereby authorizes the Service Director to enter into contract for the installation of residential water meters.

SECTION 2: This Resolution is hereby declared to be an emergency measure in the interest of the public health, safety and welfare, and to allow the City to move forward with the installation at the earliest possible date. As such an emergency measure, this Resolution shall take effect upon passage by Council and approval by the Mayor.

PRESIDENT OF COUNCIL

PASSED: _____

ATTEST: _____
CLERK OF COUNCIL

Filed with the Mayor of the City of Niles, Ohio on the _____ day of _____, 2017 and signed by me as such Mayor on the _____ day of _____, 2017.

MAYOR

City of Niles, Ohio

SPONSORED BY: UTILITIES COMMITTEE
AUTHORIZED BY: McNAUGHTON

DRAFT NO. 189-17

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE UNAPPROPRIATED WATER FUND TO THE WATER ACCOUNT; AND, DECLARING AN EMERGENCY

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NILES, STATE OF OHIO:

SECTION 1: Council hereby authorizes the appropriation of two hundred seventy thousand, eight hundred seventy-three dollars and twenty-three cents (\$270,873.23) from the Unappropriated Water Fund to Water Account, Account No. 501-5151-53250

SECTION 2: This Resolution is hereby declared to be an emergency measure in the interest of the public health, safety and welfare, for the reason that the funds are needed to pay the MVSD bill. As such an emergency measure, this Resolution shall take effect upon passage by Council and approval by the Mayor.

PRESIDENT OF COUNCIL

PASSED: _____

ATTEST: _____
CLERK OF COUNCIL

Filed with the Mayor of the City of Niles, Ohio on the _____ day of _____, 2017 and signed by me as such Mayor this _____ day of _____, 2017.

MAYOR

City of Niles, Ohio

SPONSORED BY: COUNCIL AS A WHOLE
AUTHORIZED BY: ALL MEMBERS OF COUNCIL

DRAFT NO. 190-17

ORDINANCE NO. _____

AN ORDINANCE REPEALING AND REPLACING CODIFIED ORDINANCE NO. 901.06 "TREES; TRIMMING REQUIRED" TO CLARIFY THE RESPONSIBILITY OF THE HOMEOWNER AND THE CITY OF NILES; AND THE DECLARING OF AN EMERGENCY

WHEREAS, the City of Niles has previously adopted an ordinance regarding the maintenance of trees in the city for the health, safety and welfare of the community; and

WHEREAS, continued efforts to maintain trees requires the amendment of the ordinance to add clarification of the responsibilities of the homeowner and of the City of Niles.

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

SECTION 1: That Codified Ordinance No. 901.06 TREES; TRIMMING REQUIRED shall read as follows:

"a. The owner or agent of any lot or parcel of land fronting on any street, avenue, alley or public grounds of the City, in or in front of which shade trees are planted and growing, shall trim or cause to be trimmed the branches from the trees in or in front of their respective lots or lands near which street lamps are placed, so as not to obstruct the passage of light from the lamps to the adjacent street and sidewalk and shall trim all branches overhanging sidewalks and roadways so as to have clear height of ten feet above the surface of the sidewalk, and a clear height of fifteen feet over the surface of the roadway unobstructed by branches, and shall remove from such trees all dead, decayed and broken limbs or branches that overhang the sidewalk or street or are liable to fall therefrom. If any owner or agent of any lot or lands in or in front of which shade trees are planted as aforesaid fails or refuses to comply with the requirements of this section after being duly notified to do so, it shall be the duty of the Director of Public Service to cause the same to be done at the expense of the owner of the property in or in front of which he may cause the trees to be trimmed, which expense, together with the cost of suit, may be collected by the City from such owner or agent as other assessments are collected.

b. Every owner, occupant or person having charge of any tenement, building, lot or land fronting upon any avenue, street, alley or public highway of the Municipality shall be responsible for the care, maintenance and removal of any tree in or upon the tree lawn of the property. Every owner, occupant or person having charge of any tenement, building, lot or land fronting upon any avenue, street, alley or public highway of the Municipality shall remove any and all trees or parts of trees, plants or shrubs, that are dead, harbor insects or disease which become a nuisance or hazard to any person or property. If, in the determination of the Building or Zoning officer of the City of Niles there exists a tree or parts of a tree, plants or shrubs, that are dead, harbor insects or disease and have become a nuisance or hazard to any person or property, the City shall notify the owner, occupant or person having charge of the tenement, building, lot or land to take corrective action. On failure of any owner, occupant or person having charge to take corrective action, Council shall cause the same to be done, and the expense thereof shall be collected as provided by law and the ordinances of the City.

c. For purposes of this section, "tree lawn" means, in the case of an improved street, that space between the street curb and the sidewalk; and in the case of an unimproved street, the strip of property between the edge of the pavement and the lot line of the abutting property owner."

SECTION 2: Existing codified Ordinance number 901.06 is hereby repealed.

SECTION 3: This Ordinance is hereby declared to be an emergency measure in the interest of the public health, welfare and safety for the reason that the immediate enforcement of this measure is necessary for the health, welfare, safety and protection of the community. As such an emergency measure this Ordinance shall take effect upon passage by Council and approval by the Mayor. If not so passed as an emergency, it shall take effect at the earliest time permitted by law.

PASSED: _____

PRESIDENT OF COUNCIL

ATTEST: _____

CLERK OF COUNCIL

Filed with the Mayor of the City of Niles, Ohio on the _____ day of _____, 2017 and signed by me as such Mayor on the _____ day of _____, 2017.

MAYOR

City of Niles, Ohio

SPONSORED BY: FINANCE COMMITTEE
AUTHORIZED BY: STEFFEY

DRAFT NO. 191-17

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE YEAR-END TRANSFERS; AND,
DECLARING AN EMERGENCY

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NILES, STATE OF OHIO:

SECTION 1: Council hereby authorizes the year-end transfers as attached hereto in Exhibit A

SECTION 2: This Resolution is hereby declared to be an emergency measure in the interest of the public health, safety and welfare, for the reason that these transfers must become effective immediately to provide appropriate funding to the recipient accounts to adjust budget shortfalls before the year ends. As such an emergency measure, this Resolution shall take effect upon passage by Council and approval by the Mayor.

PRESIDENT OF COUNCIL

PASSED: _____

ATTEST: _____

CLERK OF COUNCIL

Filed with the Mayor of the City of Niles, Ohio on the _____ day of _____, 2017 and signed by me as such Mayor on the _____ day of _____, 2017.

MAYOR

2017 YEAR-END TRANSFERS

Various Line Item Transfers			
Fund	Account Number	Description	Account Balance
		General Fund	
101 - General	101-1004-51010	Wages	\$900.00
101 - General	101-1002-51010	Wages	\$200.00
101 - General	101-1005-51010	Wages	\$100.00
101 - General	101-1003-51010	Wages	\$1,500.00
101 - General	101-1050-51010	Wages	\$3,200.00
101 - General	101-1090-57050	Miscellaneous	(\$5,900.00)
		Police & Fire 1%	
217 - Police & Fire 1%	217-1710-51010	Wages	\$52,000.00
218 - Police & Fire 1%	217-1715-51010	Wages	(\$52,000.00)
		Street	
223 - Street	223-2323-5398	Contracted Labor	\$5,000.00
223 - Street	223-2323-56300	Equipment Purchases	(\$5,000.00)
		Probation	
266 - Probation	266-6666-51010	Wages	\$800.00
266 - Probation	266-6666-56300	Equipment Purchases	(\$800.00)
		Water	
501 - Water	501-5151-53980	Contracted Labor	\$10,000.00
501 - Water	501-5151-56800	Technology	(\$10,000.00)
		Sewer	
503 - Sewer	503-5353-56800	Technology	(\$50,000.00)
503 - Sewer	503-5353-51010	Wages	\$50,000.00

City of Niles, Ohio

SPONSORED BY: FINANCE COMMITTEE
AUTHORIZED BY: STEFFEY

DRAFT NO.192-17

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING QUARTERLY CASH TRANSFERS; AND,
DECLARING AN EMERGENCY

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NILES, STATE OF OHIO:

SECTION 1: Authorizing the cash transfer of three hundred twenty-seven thousand, five hundred thirty-two dollars and zero cents (\$327,532.00) from the General Fund Account Transfer Account, No. 101-1090-59000 to the following Funds:

December Cash Transfers		
From General Fund TRANSFER Account 101-1090-59000 To:		
FUND 217	Police & Fire 1%	\$325,000.00
FUND 255	Cemetery	\$2,500.00
FUND 402	BRT Clean-Up	\$32.00
		\$327,532.00

SECTION 2: This Resolution is hereby declared to be an emergency measure in the interest of the public health, safety and welfare for the reason that these funds are to be transferred on a quarterly basis. As such an emergency measure, this Resolution shall take effect immediately upon passage by Council and approval by the Mayor.

PRESIDENT OF COUNCIL

PASSED: _____

ATTEST: _____
CLERK OF COUNCIL

Filed with the Mayor of the City of Niles, Ohio on the ____ day of _____, 2017 and signed by me as such Mayor on this ____ day of _____, 2017.

MAYOR

City of Niles, Ohio

SPONSORED BY: FINANCE COMMITTEE
AUTHORIZED BY: STEFFEY

DRAFT NO. 193-17

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING A CASH ADVANCE FROM THE GENERAL FUND TO THE BRT CLEAN UP AND FEMA ACCOUNTS; AND, DECLARING AN EMERGENCY

Whereas, in order to assure that no negative balances exist at the end of the year, it is necessary to authorize a cash advance from the General Fund to certain accounts.

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

SECTION 1: That Council hereby authorizes the following cash advances from the General Fund to the BRT Clean-Up and the FEMA Accounts as follows:

Cash Advance from General Fund 101		
FUND 217	FEMA	\$30,000.00
FUND 402	BRT Clean-Up	\$29,409.85
	TOTAL	\$59,409.85

It is the intention of Council that this advance be reimbursed by their respective funds when a reimbursement for this amount is received by the City.

SECTION 2: That this Resolution is hereby declared to be an emergency measure in the interests of the public health, safety and welfare, for the reason that this transfer will prevent these accounts from ending the year with a negative balance. As such an emergency measure, this Resolution shall take effect upon passage by Council and approval by the Mayor.

PRESIDENT OF COUNCIL

PASSED: _____

ATTEST: _____
CLERK OF COUNCIL

Filed with the Mayor of the City of Niles, Ohio on the _____ day of _____, 2017 and signed by me as such Mayor on the _____ day of _____, 2017.

MAYOR

City of Niles, Ohio

SPONSORED BY: SAFTEY COMMITTEE
AUTHORIZED BY: PEZZANO

DRAFT NO. 194-17

ORDINANCE NO. _____

AN ORDINANCE AMENDING CODIFIED ORDINANCE NO. 1157.18 "PARKING OF MOTOR VEHICLES IN RESIDENTIALLY ZONED DISTRICTS" TO ADD ALL VEHICLES TO THE PROHIBITION; AND THE DECLARING OF AN EMERGENCY

WHEREAS, the City of Niles has previously adopted an ordinance regulation the off-street parking of motor vehicles for the health, safety and improvement of the community; and

WHEREAS, continued efforts to maintain residential properties requires the amendment of the ordinance to add additional vehicles to the prohibition on off-street parking for the further enhancement and protection of the community.

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

SECTION 1: That Codified Ordinance No. 1157.18 PARKING OF MOTOR VEHICLES IN RESIDENTIALLY ZONED DISTRICTS is hereby amended to read:

"a. In any residentially zoned district, no person shall stand or park, or permit to stand or be parked, a motor vehicle, trailer, semitrailer, truck, vehicle and/or construction equipment on the tree lawn, or on the front, rear or side yards or lawn."

SECTION 2: In all other respects, Codified Ordinance No. 1157.18 shall remain the same.

SECTION 3: This Ordinance is hereby declared to be an emergency measure in the interest of the public health, welfare and safety for the reason that the immediate enforcement of this measure is necessary for the health, welfare, safety and protection of the community. As such an emergency measure this Ordinance shall take effect upon passage by Council and approval by the Mayor. If not so passed as an emergency, it shall take effect at the earliest time permitted by law.

PRESIDENT OF COUNCIL

PASSED: _____

ATTEST: _____
CLERK OF COUNCIL

Filed with the Mayor of the City of Niles, Ohio on the _____ day of _____, 2017 and signed by me as such Mayor on the _____ day of _____, 2017.

MAYOR