

City of Niles, Ohio

SPONSORED BY: FINANCE COMMITTEE
AUTHORIZED BY: MIENTKIEWICZ

DRAFT NO. 64-18

RESOLUTION NO. _____

A RESOLUTION APPROPRIATING FUNDS FROM THE UNAPPROPRIATED SPECIAL PROJECTS FUND 233 TO THE SPECIAL PROJECTS ACCOUNT (NILES MUNICIPAL COURT); AND, DECLARING AN EMERGENCY

WHEREAS, Niles Municipal Court received grants from the Ohio Supreme Court;

WHEREAS, the grant money is to be spent on Court upgrades;

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

SECTION 1: That Council hereby authorizes the appropriation of Ninety Nine Thousand Two Hundred Sixty Eight dollars (\$99,268.00) from the Unappropriated Special Projects Fund 233 to the Special Projects Accounts, Account No. 233-3333-56801 (Technology Grant) for the Niles Municipal Court.

SECTION 2: That Council hereby authorizes the appropriation of Seventy Two Thousand Five Hundred Thirty Nine and 97/100 dollars (\$72,539.97) from the Unappropriated Special Projects Fund 233 to the Special Projects Accounts, Account No. 233-3333-56802 (Security Grant) for the Niles Municipal Court.

SECTION 3: This Resolution is hereby declared to be an emergency measure in the interests of the public health, safety and welfare for the reason that the funds are needed in the recipient accounts at the earliest possible date. As such an emergency measure, this Resolution shall be effective upon passage by Council and approval by the Mayor.

Passed: _____

President of Council

Attest: _____
Clerk of Council

Received by the Mayor of the City of Niles this _____ day of _____, 2018,
and approved by me as such Mayor this _____ day of _____, 2018.

Mayor

City of Niles, Ohio

SPONSORED BY: IMPROVEMENTS COMMITTEE
AUTHORIZED BY: LASTIC

DRAFT NO. 65-18

RESOLUTION NO. _____

A RESOLUTION ADOPTING THE “RESIDENTIAL ANTI-DISPLACEMENT AND RELOCATION ASSISTANCE PLAN”; AND DECLARING AN EMERGENCY

WHEREAS, the Department of Development is requiring that all CDBG grantees pass a resolution adopting the “RESIDENTIAL ANTI-DISPLACEMENT AND RELOCATION ASSISTANCE PLAN” under the CD Act of 1974 involving projects where a CDBG funded activity could permanently displace a resident;

WHEREAS, Stephen Preston, PE, of ms consultants, inc., recommends adoption of this plan;

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

SECTION 1: That Council hereby adopts the State’s “RESIDENTIAL ANTI-DISPLACEMENT AND RELOCATION ASSISTANCE PLAN”;

SECTION 2: That the State’s “RESIDENTIAL ANTI-DISPLACEMENT AND RELOCATION ASSISTANCE PLAN” be available for public viewing at the Niles City Hall, located at 34 W. State Street, Niles, Ohio.

SECTION 3: This Resolution is hereby declared to be an emergency measure in the interest of the public health, safety and welfare. As such an emergency measure, this Resolution shall take effect upon passage by Council and approval by the Mayor.

PASSED: _____

PRESIDENT OF COUNCIL

ATTEST: _____
CLERK OF COUNCIL

Filed with the Mayor of the City of Niles, Ohio on the _____ day of _____, 2018 and signed by me as such Mayor on the _____ day of _____, 2018.

MAYOR

RESIDENTIAL ANTI-DISPLACEMENT AND RELOCATION ASSISTANCE PLAN

The City of Niles will replace all occupied and vacant occupiable low- and moderate-income dwelling units demolished or converted to a use other than low- and moderate-income housing as a direct result of activities assisted with funds provided under the Housing and Community Development Act of 1974, as amended, and as described in 24 *CFR* 570.488. HUD regulations have extended this requirement to the HOME program as well.

All replacement housing will be provided within three years of the commencement of the demolition or rehabilitation relating to conversion. Before obligating or expending funds that will directly result in demolition or conversion, the City of Niles will make public and submit to the Office of Housing and Community Partnerships (OHCP) the following information in writing:

1. A description of the proposed assisted activity;
2. The location of each site on a map and the number of dwelling units by bedroom size that will be demolished or converted to a use other than as low- or moderate-income dwelling units as a direct result of the assisted activity;
3. A time schedule for the commencement and completion of the demolition or conversion;
4. The general location on a map and approximate number of dwelling units by bedroom size that will be provided as replacement dwelling units;
5. The source of funding and time schedule for the provision of replacement of dwelling units;
6. The basis for concluding that each replacement dwelling unit will remain a low - and moderate-income unit for at least 10 years from the date of initial occupancy;
7. An analysis determining whether a dwelling unit proposed to be demolished is occupiable or not; and
8. An analysis determining whether a dwelling unit proposed to be demolished or converted is considered to be a low- and moderate-income unit.

The City of Niles will provide relocation assistance, as described in 24 *CFR* 570.488, to each low- and moderate-income household displaced by the demolition of housing or conversion of a low- and moderate-income dwelling to another use a direct result of assisted activities.

Consistent with the goals and objectives under the act, the City of Niles agrees to provide substantial levels of assistance to persons displaced by HUD-assisted programs and will further seek to minimize displacement of persons as result of assisted activities.

City of Niles, Ohio

DRAFT NO. 66-18

SPONSORED BY: SAFETY & FINANCE COMMITTEES
AUTHORIZED BY: MARCHESE & MIENTKIEWICZ

ORDINANCE NO. _____

AN ORDINANCE AMENDING CODIFIED ORDINANCE NO. 763.03, "PERMIT REQUIRED" AND DECLARING AN EMERGENCY

Whereas, Codified Ordinance Section 763.03 establishes a procedure whereby a business who operates a tent sale pays a permit fee for the tent sale; and,

Whereas, Council has amended the ordinance to allow for outdoor sales under permanent structures; and,

Whereas, Council desires to adopt a fee for businesses who are conducting outside sales under a permanent structure.

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

SECTION ONE: Codified Ordinance No. 763.03 is hereby amended to read as follows:

“(a) Permit Required. Any local business wishing to hold a temporary tent sale or special event at a commercial establishment shall, before the opening of such event, procure a special event permit from the Building Inspector, which application shall not be made less than ten (10) days prior to the time such activity is to take place. Any local business conducting open air sales or markets under Section 763.02 shall register the open air sales or markets with the Building Inspector on an annual basis.

(b) Application. Any local business who conducts a temporary tent sale or special event shall submit a nonrefundable special event application fee of \$25.00 at the time of application. Any local business conducting open air sales or markets pursuant to Section 763.02 shall submit a nonrefundable annual fee of \$500.00 at the time of the annual registration with the Building Inspector.”

In all other respects, Codified Ordinance 763.03 shall remain in full force and effect.

SECTION TWO: This Ordinance is hereby declared to be an emergency measure in the interest of the public health, safety and welfare for the reason that it is required to make ensure equal application of the fees to all businesses in the City of Niles. As such an emergency measure, this Resolution shall take effect upon passage by Council and approval by the Mayor. If not so passed as an emergency measure, it shall take effect from and after the earliest time provided by law.

Passed: _____

President of Council

Attest: _____
Clerk of Council

Filed with the Mayor of the City of Niles, Ohio on the ____ day of _____, 2018 and signed by me as such Mayor on the ____ day of _____, 2018.

Mayor