

AGENDA
CITY COUNCIL MEETING
February 26, 2019 7:00 P.M.

Pledge of Allegiance
Invocation; Moment of Silence

Roll Call – Council, Elected Officials/SSD

1. Approve minutes: February 12, 2019 – Regular Meeting
2. Approve agenda
3. Citizens desiring to address Council
 - a. Speaker forms available at end of Council table. If you would like to address Council, please fill out the form and submit to Council President prior to meeting.
 - b. Please stand and move to the microphone.
 - c. Give name and address.
 - d. Be specific on suggestions to Council or requests of Council.
 - e. Please limit your remarks to no more than five minutes.
 - f. Address your remarks to the whole Council through the President of Council.
 - g. Refrain from getting into a conversation with a member of the audience or an individual Council member during your presentation.
 - h. Following your presentation, the Council President will recognize individual Council members to ask you questions.

4. Legislation

- a. Ordinance No. 2019-5 (3rd Reading)
Establishing Zoning District R1-D
- b. Ordinance No. 2019-7 (1st Reading)
Amending 2019 Appropriations
- c. Ordinance No. 2019-8 (1st Reading)
Amending 2019 Appropriations
- d. Ordinance No. 2019-9 (1st Reading)
Waiver Request – CDBG Funds
- e. Resolution No. 2019-2 (1st Reading)
Health Board Appointment – Brittany Craft
- f. Resolution No. 2019-3 (1st Reading)
Health Board Appointment – Zabrina Spillman

5. Other Business

6. Elected Official Reports (if desired)

- a. Auditor – Brian Treisch
- b. Treasurer – Rodney Sparks
- c. Director of Law – Thomas Palmer

7. Mayor's Report

8. President of Council Comments

9. Adjournment

4a

ORDINANCE NO. 2019-5

ENTITLED AN ORDINANCE ENACTING CHAPTER 1137 OF THE GALION PLANNING AND ZONING CODE BY ESTABLISHING THE SINGLE FAMILY RESIDENTIAL DISTRICT (R1-D) AND THE PURPOSE, PERMITTED USES, CONDITIONAL USES, AND DEVELOPMENT STANDARDS THEREFOR.

WHEREAS, the purpose of this Ordinance is to amend the Galion Planning and Zoning Code as set forth in Part Eleven of the Galion Codified Ordinances, as amended, to enact Chapter 1137 by establishing the purpose, permitted uses, conditional uses and development standards in the new (R1-D) Single Family Residential District; and

WHEREAS, this Ordinance has heretofore been submitted to the Galion Planning Commission for its review and recommendations pertaining to its effect; and

WHEREAS, the Council of the City of Galion has conducted a public hearing on the within amendment to the Galion Planning and Zoning Code and the recommendations relating thereto from the Planning Commission which have been on file and available for public inspection for at least thirty (30) days prior to said hearing.

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

Section 1: That the Galion Planning and Zoning Code in Part Eleven of the Galion Codified Ordinances, as amended, be, and the same is hereby, amended by enacting new Chapter 1137, entitled (R1-D) Single Family Residential District, which shall read as set forth in Exhibit A attached hereto and made a part hereof.

Section 2: That this Ordinance shall be published in accordance with applicable Ohio Law.

Section 3: That this Ordinance shall take effect and be in full force from and after the earliest time allowed by law.

CARL W. WATT
PRESIDENT OF COUNCIL

ATTEST:

JULIE L. BELL
CLERK OF COUNCIL

APPROVED AS TO FORM:

THOMAS N. PALMER
DIRECTOR OF LAW

PRESENTED TO MAYOR ON: _____

APPROVED: _____

THOMAS M. O'LEARY, MAYOR (Date)

ADOPTED ON FIRST READING: _____

DATE

ADOPTED ON SECOND READING: _____

DATE

ADOPTED ON THIRD READING: _____

DATE

VOTE ON FINAL READING

YEA

NAY

MR. BALDINGER

MS. CLARK

MR. COMERFORD

MS. ERLSTEN

DR. FELLNER

MR. RICHART

MR. TRIPLETT

EXHIBIT A

1139.01 PURPOSE

The City of Galion recognizes that manufactured housing presents residential options and opportunities, especially related to cost, which are unavailable with conventional site-built housing. The R-1D Single Family Residential District is established to provide a desirable residential environment for manufactured homes, protected from adverse neighboring influences, with adequate access for vehicular traffic and circulation. These manufactured homes shall be located and lots shall be development so as to provide overall desirability equivalent to that for other forms of residential development.

The R-1D District may also be used to accommodate areas of the City occupied by existing mobile or manufactured homes, and to encourage the renewal and revitalization of these residential areas.

1139.02 REQUIREMENTS GENERALLY

Permanently sited manufactured homes, as defined in Chapter 1103 of this Ordinance, shall be considered as a permitted use in any zoning district that permits single-family residential dwellings. Manufactured homes not meeting the criteria for permanently sited manufactured homes in Chapter 1103 of this Ordinance shall only be allowed under terms as specified in this Chapter. Mobile homes as defined in Chapter 1103 and/or Section 4501.01 of the Ohio Revised Code shall not be considered as a permitted or conditional use in this or any other zoning district. A nonconforming mobile home may be replaced by a manufactured home, provided such home meets the standards of this Chapter.

1139.03 PERMITTED USES

- (a) One-family detached dwellings.
- (b) One-family individual manufactured homes as defined in Chapter 1103 of this Ordinance and built within the last ten (10) years before placement but which are not considered as permanently sited manufactured homes on single lots, provided such homes are placed on a permanent foundation as defined in Chapter 1103.
- (c) Public or private parks or playgrounds.

1139.04 ACCESSORY USES

Uses and structures incidental and accessory to specified permitted uses.

1139.05 CONDITIONAL USES

- (a) Nursery schools and day care centers.

(b) Class I Type A group residential facilities, subject to the requirements of Section 1175.05 of this Ordinance.

(c) Churches and similar places of public assembly, provided the seating capacity of the sanctuary or main seating area is not more than 400 persons and provided a Site Plan showing the location of all new and expanded use areas and facilities is submitted and approved pursuant to Section 1127.02(g).

(d) Garages and outbuildings located on other lot(s) than the lot(s) which the manufactured home is located. Such garages and outbuildings shall not be erected in a manner which would prohibit the placement or a manufactured home or erection of a site-built house on the lots where erected by virtue of conflict with other provisions of this Ordinance.

1139.06 DEVELOPMENT STANDARDS

The following standards for the arrangement and development of land and buildings are required in the R-1D District. This set of development standards shall have precedence and shall supersede all conflicting provisions of this Chapter.

(a) Minimum Lot Area. The minimum lot area shall be 5,000 square feet.

(b) Minimum Lot Width. Forty-five (45) feet of lot width with frontage on a publicly dedicated, improved street or highway.

(c) Minimum Front Yard. Twenty (20) feet, or the least of the front yards of the four (4) most proximate principal structures (including porches) on the same side of the street facing thereon, whichever is less. For purposes of this Section, the least front yard used as a reference shall not have been allowed by a previous variance. In no case shall any front yard be less than ten (10) feet.

(d) Minimum Side Yard Width. Seven-and-one-half (7 ½) feet; Ten (10) feet adjacent to a street. On existing lots of record of sixty (60) feet of lot width or less, the side yard shall be six (6) feet, or the least of the side yards of the four (4) most proximate principal structures on the same side of the street thereon, whichever is less. For purposes of this Section, the side yard used as a reference shall not have been allowed by a previous variance. In no case shall any side yard that abuts a street be less than twelve (12) feet.

(e) Minimum Rear Yard Depth. Twenty (20) feet.

(f) Minimum Lot Coverage. Detached dwelling units and their accessory buildings shall not occupy more than forty percent (40%) of any individual lot.

(g) Garages. All garages shall be located within the rear yard except as provided in 1139.05.

4b

ORDINANCE NO. 2019-7

ENTITLED AN ORDINANCE AMENDING ORDINANCE NO. 2018-71 (PERMANENT 2019 APPROPRIATIONS) BY APPROPRIATING FROM UNAPPROPRIATED FUNDS AND TRANSFERRING FUNDS IN VARIOUS FUNDS, AND DECLARING AN EMERGENCY.

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

Section 1: That Ordinance No. 2018-71 (Permanent 2019 Appropriations) passed December 11, 2018, be, and the same is hereby amended as delineated in the following sections:

Section 2. That Six Thousand Dollars (\$6,000) be appropriated from unappropriated funds to 101-1010-52101 General Fund – Security of Persons & Property / Police Department – Salaries and Wages – Employees – Full Time.

Section 3. That Three Thousand Three Hundred Dollars (\$3,300) be appropriated from unappropriated funds to 101-1020-52101 General Fund – Security of Persons & Property / Fire Department – Salaries and Wages – Employees – Full Time.

Section 4. That Four Thousand One Hundred Dollars (\$4,100) be appropriated from unappropriated funds to 101-1040-52101 General Fund – Security of Persons & Property / Dispatchers – Salaries and Wages – Employees – Full Time.

Section 5. That Seven Thousand Three Hundred Dollars (\$7,300) be appropriated from unappropriated funds to 103-1010-52101 General – Security of Persons Fund – Security of Persons & Property / Police Department – Salaries and Wages – Employees – Full Time.

Section 6. That Five Thousand Five Hundred Dollars (\$5,500) be appropriated from unappropriated funds to 103-1020-52101 General – Security of Persons Fund – Security of Persons & Property / Fire Department – Salaries and Wages – Employees – Full Time.

Section 7. That Ten Thousand Four Hundred Fifty Dollars (\$10,450) be appropriated from unappropriated funds to 104-1010-52101 General –Security of Persons Fund – Security of Persons & Property / Police Department – Salaries and Wages – Employees – Full Time.

Section 8. That Six Thousand Five Hundred Dollars (\$6,500) be appropriated from unappropriated funds to 104-1020-52101 General –Security of Persons Fund – Security of Persons & Property / Fire Department – Salaries and Wages – Employees – Full Time.

Section 9. That Fifteen Thousand Dollars (\$15,000) be appropriated from unappropriated funds to 605-5010-52106 Electric Fund / Line Department – Salaries and Wages – Severance – Term Pay.

Section 10. That Eighty-Two Thousand Dollars (\$82,000) be appropriated from unappropriated funds to 603-5041-52106 Sewer Fund / Sewer (WWTP) – Salaries and Wages – Severance – Term Pay.

Section 11. That Two Thousand Dollars (\$2,000) be appropriated from unappropriated funds to 608-5050-52101 Storm Water Fund / Storm Water – Salaries and Wages – Employees – Full Time.

Section 12. That Three Hundred Dollars (\$300) be appropriated from unappropriated funds to 608-6021-52101 Storm Water Fund / Street Sweeping – Salaries and Wages – Employees – Full Time.

Section 13. That One Thousand Dollars (\$1,000) be appropriated from unappropriated funds to 608-6022-52101 Storm Water Fund / Leaf Pickup – Salaries and Wages – Employees – Full Time.

Section 14. That One Hundred Dollars (\$100) be appropriated from unappropriated funds to 801-8010-52610 Fire Pension Fund / Debt Service – Bonds and Notes Interest – Debt Service-Principal Retirement.

Section 15. That Two Hundred Dollars (\$200) be appropriated from unappropriated funds to 601-8010-52610 Water Fund / Debt Service – Bonds and Notes Interest – Debt Service-Principal Retirement.

Section 16. That One Hundred Dollars (\$100) be appropriated from unappropriated funds to 601-8020-52620 Water Fund / Debt Service – Bonds and Notes Interest – Debt Service-Interest Expense.

Section 17. That One Hundred Thirty Five Thousand Dollars (\$135,000) be appropriated from unappropriated funds to 203-6040-52505 Street Improvement Fund / Transportation – Street Improvement – Capital Outlay-Infrastructure.

Section 18. That Thirty Thousand Two Hundred Eighty-Four Dollars (\$30,284) be appropriated from unappropriated funds to 402-4010-52317 CDBG Fund – Community Environment / Contractual Services-Other Technical Services.

Section 19. That Three Hundred Thousand Dollars (\$300,000) be appropriated from unappropriated funds to 405-3020-52501 Freese Construction Fund – Leisure Time Activities / Capital Outlay-Land and Improvements.

Section 20. That Seven Hundred Dollars (\$700) be transferred from funds appropriated in 101-2010-52332 General Fund – Public Health-General Health / Contractual Services – Travel Expenses to 101-2010-52402 General Fund – Public Health-General Health / Materials and Supplies-Office Materials and Supplies.

Section 21. That Five Hundred Fifty Dollars (\$550) be transferred from funds appropriated in 101-2010-52317 General Fund – Public Health-General Health / Contractual Services – Other Technical Services to 101-2010-52415 General Fund – Public Health-General Health / Materials and Supplies-Medical / Dental / Lab Supplies.

Section 22: That this Ordinance shall be published in accordance with applicable Ohio Law.

Section 23: That in order to preserve the public peace, health, safety and welfare of the City of Galion and its inhabitants, and in order to make the appropriation adjustments in the Permanent 2019 appropriations without delay to meet pending obligations, this measure is determined to be an emergency Ordinance and shall take effect at the earliest time allowed by law after its passage.

CARL W. WATT
PRESIDENT OF COUNCIL

ATTEST:

JULIE L. BELL
CLERK OF COUNCIL

APPROVED AS TO FORM:

THOMAS N. PALMER
DIRECTOR OF LAW

PRESENTED TO MAYOR ON: _____

APPROVED: _____
THOMAS M. O'LEARY, MAYOR (Date)

ADOPTED ON FIRST READING: _____
DATE

ADOPTED ON SECOND READING: _____
DATE

ADOPTED ON THIRD READING: _____
DATE

VOTE ON FINAL READING	<u>YEA</u>	<u>NAY</u>
MR. BALDINGER	_____	_____
MS. CLARK	_____	_____
MR. COMERFORD	_____	_____
MS. ERLSTEN	_____	_____
DR. FELLNER	_____	_____
MR. RICHART	_____	_____
MR. TRIPLETT	_____	_____

4c

ORDINANCE NO. 2019-8

ENTITLED AN ORDINANCE AMENDING ORDINANCE NO. 2018-71 (PERMANENT 2019 APPROPRIATIONS) BY APPROPRIATING FROM UNAPPROPRIATED FUNDS AND TRANSFERRING FUNDS IN THE GENERAL AND AIRPORT FUNDS, AND DECLARING AN EMERGENCY.

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

Section 1: That Ordinance No. 2018-71 (Permanent 2019 Appropriations) passed December 11, 2018, be, and the same is hereby amended as delineated in the following sections:

Section 2. That Twenty-One Thousand Dollars (\$21,000) be appropriated from unappropriated funds to 101-9001-52914 General Fund – Other Financial Uses / Transfers – Transfers to Airport Fund.

Section 3. That Twenty-One Thousand Dollars (\$21,000) be transferred from funds appropriated in 101-9001-52914 General Fund – Other Financial Uses / Transfers – Transfers to Airport Fund to 603 – Airport Fund.

Section 4. That Twenty-One Thousand Dollars (\$21,000) be appropriated from unappropriated funds to 607-6010-52338 Airport Fund – Transportation-Airport / Contractual Services – Maintenance / Repair.

Section 5: That this Ordinance shall be published in accordance with applicable Ohio Law.

Section 6: That in order to preserve the public peace, health, safety and welfare of the City of Galion and its inhabitants, and in order to make the appropriation adjustments in the Permanent 2019 appropriations without delay to meet pending obligations, this measure is

determined to be an emergency Ordinance and shall take effect at the earliest time allowed by law after its passage.

CARL W. WATT
PRESIDENT OF COUNCIL

ATTEST:

JULIE L. BELL
CLERK OF COUNCIL

APPROVED AS TO FORM:

THOMAS N. PALMER
DIRECTOR OF LAW

PRESENTED TO MAYOR ON: _____

APPROVED: _____
THOMAS M. O'LEARY, MAYOR (Date)

ADOPTED ON FIRST READING: _____
DATE

ADOPTED ON SECOND READING: _____
DATE

ADOPTED ON THIRD READING: _____
DATE

VOTE ON FINAL READING	<u>YEA</u>	<u>NAY</u>
MR. BALDINGER	_____	_____
MS. CLARK	_____	_____
MR. COMERFORD	_____	_____
MS. ERLSTEN	_____	_____
DR. FELLNER	_____	_____
MR. RICHART	_____	_____
MR. TRIPLETT	_____	_____

4d

ORDINANCE NO. 2019-9

ENTITLED AN ORDINANCE AUTHORIZING THE MAYOR TO SUBMIT AN APPLICATION TO THE STATE OF OHIO DEVELOPMENT SERVICES AGENCY FOR APPROVAL TO USE COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR ADDRESSING AREAS OF SLUM AND BLIGHT, AUTHORIZING SUBMITTAL TO THE STATE OF OHIO FOR APPROVAL, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Galion presently has monies in a CDBG account that the use of said funds are restricted to purposes that meet the goals and objectives defined by the Ohio Development Services Agency; and

WHEREAS, the City would like to request permission to use the approximate amount of \$30,000 to address slum and blight, and

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

Section 1: That City Council hereby authorizes the Mayor to submit a waiver request to the State of Ohio requesting to use the sum of Thirty Thousand Two Hundred Eighty-Four Dollars (\$30,284.00) to address slum and blight in the City of Galion.

Section 2: That any actual release of said funds will be contingent on approval by the State of Ohio consistent with the guidelines for their administration.

Section 3: That this Ordinance shall be published in accordance with Ohio Revised Code Sections 731.21 and 731.22.

Section 4: Due to the imminent need and for the peace safety, and welfare of the citizens of Galion an emergency is found to exist and this Ordinance shall take effect immediately upon its passage.

CARL W. WATT
PRESIDENT OF COUNCIL

ATTEST:

JULIE L. BELL
CLERK OF COUNCIL

APPROVED AS TO FORM: _____
THOMAS N. PALMER
LAW DIRECTOR

PRESENTED TO MAYOR ON: _____

APPROVED: _____
THOMAS M. O'LEARY, MAYOR (Date)

ADOPTED ON FIRST READING _____
(Date)

ADOPTED ON SECOND READING _____
(Date)

ADOPTED ON THIRD READING _____
(Date)

VOTE ON FINAL READING	<u>YEA</u>	<u>NAY</u>
MR. BALDINGER	_____	_____
MS. CLARK	_____	_____
MR. COMERFORD	_____	_____
MS. ERLSTEN	_____	_____
DR. FELLNER	_____	_____
MR. RICHART	_____	_____
MR. TRIPLETT	_____	_____

4e

RESOLUTION NO. 2019-2

ENTITLED A RESOLUTION APPROVING THE APPOINTMENT OF BRITTANY CRAFT TO THE GALION CITY HEALTH BOARD, AS APPOINTED BY THE CITY MAYOR.

WHEREAS, Brittany Craft has expressed an interest to serve on the Galion Board of Health; and

WHEREAS, there is currently a Board of Health vacancy for the seat formerly held by Kate Strickler who did not wish to serve another term.

WHEREAS, the Mayor wishes to appoint Brittany Craft to the Galion City Health Board.

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

Section 1: That the appointment of Brittany Craft to the Galion City Health Board be, and the same hereby is approved by this Council.

Section 2: That Brittany Craft shall serve said appointment commencing February 26, 2019 and expiring January 15, 2024.

Section 3: That this Resolution shall be published in accordance with Ohio Revised Code Sections 731.21 and 731.22.

Section 4: That in order to preserve the public peace, health, safety and welfare of the City of Galion and its inhabitants and in order to have sufficient members to conduct the business of the Board of Health this Resolution is hereby declared to be an emergency measure and shall take effect at the earliest time allowed by law, after its passage.

ATTEST:

CARL W. WATT
PRESIDENT OF COUNCIL

JULIE L. BELL
CLERK OF COUNCIL

APPROVED AS TO FORM: _____
THOMAS N. PALMER
LAW DIRECTOR

PRESENTED TO MAYOR ON: _____

APPROVED: _____
THOMAS M. O'LEARY, MAYOR (Date)

ADOPTED ON FIRST READING _____
(Date)

ADOPTED ON SECOND READING _____
(Date)

ADOPTED ON THIRD READING _____
(Date)

VOTE ON FINAL READING	<u>YEA</u>	<u>NAY</u>
MR. BALDINGER	_____	_____
MS. CLARK	_____	_____
MR. COMERFORD	_____	_____
MS. ERLSTEN	_____	_____
DR. FELLNER	_____	_____
MR. RICHART	_____	_____
MR. TRIPLETT	_____	_____

4f

RESOLUTION NO. 2019-3

ENTITLED A RESOLUTION APPROVING THE APPOINTMENT OF ZABRINA SPILLMAN TO THE GALION CITY HEALTH BOARD, AS APPOINTED BY THE CITY MAYOR.

WHEREAS, Zabrina Spillman has expressed an interest to serve on the Galion Board of Health; and

WHEREAS, there is currently a Board of Health vacancy due to the resignation of Wendy Kerr.

WHEREAS, the Mayor wishes to appoint Zabrina Spillman to the remainder of the aforementioned term on Galion City Health Board.

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

Section 1: That the appointment of Zabrina Spillman to the Galion City Health Board be, and the same hereby is approved by this Council.

Section 2: That Zabrina Spillman shall serve said appointment commencing February 27, 2019 and expiring January 15, 2023.

Section 3: That this Resolution shall be published in accordance with Ohio Revised Code Sections 731.21 and 731.22.

Section 4: That in order to preserve the public peace, health, safety and welfare of the City of Galion and its inhabitants and in order to have sufficient members to conduct the business of the Board of Health this Resolution is hereby declared to be an emergency measure and shall take effect at the earliest time allowed by law, after its passage.

ATTEST:

CARL W. WATT
PRESIDENT OF COUNCIL

JULIE L. BELL
CLERK OF COUNCIL

APPROVED AS TO FORM: _____
THOMAS N. PALMER
LAW DIRECTOR

PRESENTED TO MAYOR ON: _____

APPROVED: _____
THOMAS M. O'LEARY, MAYOR (Date)

ADOPTED ON FIRST READING _____
(Date)

ADOPTED ON SECOND READING _____
(Date)

ADOPTED ON THIRD READING _____
(Date)

VOTE ON FINAL READING	<u>YEA</u>	<u>NAY</u>
MR. BALDINGER	_____	_____
MS. CLARK	_____	_____
MR. COMERFORD	_____	_____
MS. ERLSTEN	_____	_____
DR. FELLNER	_____	_____
MR. RICHART	_____	_____
MR. TRIPLETT	_____	_____