

AGENDA  
CITY COUNCIL MEETING  
June 26, 2018 7:00 P.M.

Pledge of Allegiance

Invocation: Moment of Silence

Roll Call – Council, Elected Officials/SSD

1. Approve minutes: June 12, 2018 – 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. 2018-36 (2<sup>nd</sup> Reading)  
Amending Galion Codified Ordinances 1301.01
  - b. Ordinance No. 2018-39 (1<sup>st</sup> Reading)  
Amending 2018 Appropriations
  - c. Ordinance No. 2018-40 (1<sup>st</sup> Reading)  
FY2019 VOCA / SVAA Grant submission
  - d. Ordinance No. 2018-41 (1<sup>st</sup> Reading)  
Speed Study – SR 61
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. 2018-36**

**ENTITLED AN ORDINANCE AMENDING SECTION 1301.01 OF THE CODIFIED ORDINANCES OF THE CITY OF GALION RELATING TO RESIDENTIAL BUILDING CODE.**

WHEREAS, Section 1301.01 of the Codified Ordinances of the City of Galion currently reads as follows:

**1301.01 ADOPTION.**

Pursuant to Ohio Revised Code 731.231, The City of Galion hereby adopts the following codes and their subsequent versions which shall be incorporated herein:

- (a) "2013 Residential Code of Ohio" for one, two, and three family dwellings as adopted by the Ohio Board of Building Standards and published by the International Code Council,
- (b) "2011 National Electric Code", NFPA-70, as published by the National Fire Protection Association.

, and

WHEREAS, a need exists to adopt Annex H of the National Electric Code as published by the National Fire Protection Association.

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

Section 1: That Section 1301.01 of the Codified Ordinances of the City of Galion be amended to read as follows:

**1301.01 ADOPTION.**

Pursuant to Ohio Revised Code 731.231, The City of Galion hereby adopts the following codes and their subsequent versions which shall be incorporated herein:

- (a) "2013 Residential Code of Ohio" for one, two, and three family dwellings as adopted by the Ohio Board of Building Standards and published by the International Code Council,
- (b) "2011 National Electric Code", NFPA-70, as published by the National Fire Protection Association.
- (c) "2014 National Electric Code", Annex H, as published by the National Fire Protection Association.

Section 4: That this Ordinance shall be published in accordance with applicable Ohio Law.

Section 5: That this Ordinance shall take effect and be 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	_____	_____

## **Informative Annex H Administration and Enforcement**

*Informative Annex H is not a part of the requirements of this NFPA document and is included for informational purposes only. This informative annex is informative unless specifically adopted by the local jurisdiction adopting the National Electrical Code®.*

**80.1 Scope.** The following functions are covered:

- (1) The inspection of electrical installations as covered by 90.2
- (2) The investigation of fires caused by electrical installations
- (3) The review of construction plans, drawings, and specifications for electrical systems
- (4) The design, alteration, modification, construction, maintenance, and testing of electrical systems and equipment
- (5) The regulation and control of electrical installations at special events including but not limited to exhibits, trade shows, amusement parks, and other similar special occupancies

### **80.2 Definitions.**

**Authority Having Jurisdiction.** The organization, office, or individual responsible for approving equipment, materials, an installation, or a procedure.

**Chief Electrical Inspector.** An electrical inspector who either is the authority having jurisdiction or is designated by the authority having jurisdiction and is responsible for administering the requirements of this *Code*.

**Electrical Inspector.** An individual meeting the requirements of 80.27 and authorized to perform electrical inspections.

**80.3 Purpose.** The purpose of this article shall be to provide requirements for administration and enforcement of the *National Electrical Code*.

**80.5 Adoption.** Article 80 shall not apply unless specifically adopted by the local jurisdiction adopting the *National Electrical Code*.

**80.7 Title.** The title of this *Code* shall be NFPA 70, *National Electrical Code®*, of the National Fire Protection Association. The short title of this *Code* shall be the *NEC®*.

### **80.9 Application.**

(A) **New Installations.** This Code applies to new installations. Buildings with construction permits dated after adoption of this Code shall comply with its requirements.

(B) **Existing Installations.** Existing electrical installations that do not comply with the provisions of this Code shall be permitted to be continued in use unless the authority having jurisdiction determines that the lack of conformity with this Code presents an imminent danger to occupants. Where changes are required for correction of hazards, a reasonable amount of time shall be given for compliance, depending on the degree of the hazard.

(C) **Additions, Alterations, or Repairs.** Additions, alterations, or repairs to any building, structure, or premises shall conform to that required of a new building without requiring the existing building to comply with all the requirements of this Code. Additions, alterations, installations, or repairs shall not cause an existing building to become unsafe or to adversely affect the performance of the building as determined by the authority having jurisdiction. Electrical wiring added to an existing service, feeder, or branch circuit shall not result in an installation that violates the provisions of the Code in force at the time the additions are made.

**80.11 Occupancy of Building or Structure.**

(A) New Construction. No newly constructed building shall be occupied in whole or in part in violation of the provisions of this Code.

(B) Existing Buildings. Existing buildings that are occupied at the time of adoption of this Code shall be permitted to remain in use provided the following conditions apply:

- (1) The occupancy classification remains unchanged
- (2) There exists no condition deemed hazardous to life or property that would constitute an imminent danger

**80.13 Authority.** Where used in this article, the term *authority having jurisdiction* shall include the chief electrical inspector or other individuals designated by the governing body. This Code shall be administered and enforced by the authority having jurisdiction designated by the governing authority as follows:

(1) The authority having jurisdiction shall be permitted to render interpretations of this Code in order to provide clarification to its requirements, as permitted by 90.4.

(2) When the use of any electrical equipment or its installations is found to be dangerous to human life or property, the authority having jurisdiction shall be empowered to have the premises disconnected from its source of electric supply, as established by the Board. When such equipment or installation has been so condemned or disconnected, a notice shall be placed thereon listing the causes for the condemnation, the disconnection, or both, and the penalty under 80.23 for the unlawful use thereof. Written notice of such condemnation or disconnection and the causes therefor shall be given within 24 hours to the owners, the occupant, or both, of such building, structure, or premises. It shall be unlawful for any person to remove said notice, to reconnect the electrical equipment to its source of electric supply, or to use or permit to be used electric power in any such electrical equipment until such causes for the condemnation or disconnection have been remedied to the satisfaction of the inspection authorities.

(3) The authority having jurisdiction shall be permitted to delegate to other qualified individuals such powers as necessary for the proper administration and enforcement of this Code.

(4) Police, fire, and other enforcement agencies shall have authority to render necessary assistance in the enforcement of this Code when requested to do so by the authority having jurisdiction.

(5) The authority having jurisdiction shall be authorized to inspect, at all reasonable times, any building or premises for dangerous or hazardous conditions or equipment as set forth in this Code. The authority having jurisdiction shall be permitted to order any person(s) to remove or remedy such dangerous or hazardous condition or equipment. Any person(s) failing to comply with such order shall be in violation of this Code.

(6) Where the authority having jurisdiction deems that conditions hazardous to life and property exist, he or she shall be permitted to require that such hazardous conditions in violation of this Code be corrected.

(7) To the full extent permitted by law, any authority having jurisdiction engaged in inspection work shall be authorized at all reasonable times to enter and examine any building, structure, or premises for the purpose of making electrical inspections. Before entering a premises, the authority having jurisdiction shall obtain the consent of the occupant thereof or obtain a court warrant authorizing entry for the purpose of inspection except in those instances where an emergency exists. As used in this section, *emergency* means circumstances that the authority having jurisdiction knows, or has reason to believe, exist and that reasonably can constitute immediate danger to persons or property.

(8) Persons authorized to enter and inspect buildings, structures, and premises as herein set forth shall be identified by proper credentials issued by this governing authority.

(9) Persons shall not interfere with an authority having jurisdiction carrying out any duties or functions prescribed by this *Code*.

(10) Persons shall not use a badge, uniform, or other credentials to impersonate the authority having jurisdiction.

(11) The authority having jurisdiction shall be permitted to investigate the cause, origin, and circumstances of any fire, explosion, or other hazardous condition.

(12) The authority having jurisdiction shall be permitted to require plans and specifications to ensure compliance with this *Code*.

(13) Whenever any installation subject to inspection prior to use is covered or concealed without having first been inspected, the authority having jurisdiction shall be permitted to require that such work be exposed for inspection. The authority having jurisdiction shall be notified when the installation is ready for inspection and shall conduct the inspection within \_\_\_\_ days.

(14) The authority having jurisdiction shall be permitted to order the immediate evacuation of any occupied building deemed unsafe when such building has hazardous conditions that present imminent danger to building occupants.

(15) The authority having jurisdiction shall be permitted to waive specific requirements in this *Code* or permit alternative methods where it is assured that equivalent objectives can be achieved by establishing and maintaining effective safety. Technical documentation shall be submitted to the authority having jurisdiction to demonstrate equivalency and that the system, method, or device is approved for the intended purpose.

(16) Each application for a waiver of a specific electrical requirement shall be filed with the authority having jurisdiction and shall be accompanied by such evidence, letters, statements, results of tests, or other supporting information as required to justify the request. The authority having jurisdiction shall keep a record of actions on such applications, and a signed copy of the authority having jurisdiction's decision shall be provided for the applicant.

#### **80.15 Electrical Board.**

(A) Creation of the Electrical Board. There is hereby created the Electrical Board of the \_\_\_\_\_ of \_\_\_\_\_, hereinafter designated as the Board.

(B) Appointments. Board members shall be appointed by the Governor with the advice and consent of the Senate (or by the Mayor with the advice and consent of the Council, or the equivalent).

(1) Members of the Board shall be chosen in a manner to reflect a balanced representation of individuals or organizations. The Chair of the Board shall be elected by the Board membership.

(2) The Chief Electrical Inspector in the jurisdiction adopting this Article authorized in (B)(3)(a) shall be the nonvoting secretary of the Board. Where the Chief Electrical Inspector of a local municipality serves a Board at a state level, he or she shall be permitted to serve as a voting member of the Board.

(3) The board shall consist of not fewer than five voting members. Board members shall be selected from \_\_\_\_\_ the \_\_\_\_\_ following:

a. Chief Electrical Inspector from a local government (for State Board only)

b. An electrical contractor operating in the jurisdiction

c. A licensed professional engineer engaged primarily in the design or maintenance of electrical installations

d. A journeyman electrician

(4) Additional membership shall be selected from the following:

- a. A master (supervising) electrician
- b. The Fire Marshal (or Fire Chief)
- c. A representative of the property/casualty insurance industry
- d. A representative of an electric power utility operating in the jurisdiction
- e. A representative of electrical manufacturers primarily and actively engaged in producing materials, fittings, devices, appliances, luminaires, or apparatus used as part of or in connection with electrical installations
- f. A member of the labor organization that represents the primary electrical workforce
- g. A member from the public who is not affiliated with any other designated group
- h. A representative of a telecommunications utility operating in the jurisdiction

(C) Terms. Of the members first appointed, \_\_\_\_\_ shall be appointed for a term of 1 year, \_\_\_\_\_ for a term of 2 years, \_\_\_\_\_ for a term of 3 years, and \_\_\_\_\_ for a term of 4 years, and thereafter each appointment shall be for a term of 4 years or until a successor is appointed. The Chair of the Board shall be appointed for a term not to exceed \_\_\_\_ years.

(D) Compensation. Each appointed member shall receive the sum of \_\_\_\_\_ dollars (\$\_\_\_\_\_) for each day during which the member attends a meeting of the Board and, in addition thereto, shall be reimbursed for direct lodging, travel, and meal expenses as covered by policies and procedures established by the jurisdiction.

(E) Quorum. A quorum as established by the Board operating procedures shall be required to conduct Board business. The Board shall hold such meetings as necessary to carry out the purposes of Article 80. The Chair or a majority of the members of the Board shall have the authority to call meetings of the Board.

(F) Duties. It shall be the duty of the Board to perform the following:

- (1) Adopt the necessary rules and regulations to administer and enforce Article 80.
- (2) Establish qualifications of electrical inspectors.
- (3) Revoke or suspend the recognition of any inspector's certificate for the jurisdiction.
- (4) After advance notice of the public hearings and the execution of such hearings, as established by law, the Board is authorized to establish and update the provisions for the safety of electrical installations to conform to the current edition of the National Electrical Code (NFPA 70) and other nationally recognized safety standards for electrical installations.
- (5) Establish procedures for recognition of electrical safety standards and acceptance of equipment conforming to these standards.

(G) Appeals.

(1) Review of Decisions. Any person, firm, or corporation may register an appeal with the Board for a review of any decision of the Chief Electrical Inspector or of any Electrical Inspector, provided that such appeal is made in writing within fifteen (15) days after such person, firm, or corporation shall have been notified. Upon receipt of such appeal, said Board shall, if requested by the person making the appeal, hold a public hearing and proceed to determine whether the action of the Board, or of the Chief Electrical Inspector, or of the Electrical Inspector complies with this law and, within fifteen (15) days after receipt of the appeal or after holding the hearing, shall make a decision in accordance with its findings.

(2) Conditions. Any person shall be permitted to appeal a decision of the authority having jurisdiction to the Board when it is claimed that any one or more of the following conditions exist:

- a. The true intent of the codes or ordinances described in this Code has been incorrectly interpreted.
- b. The provisions of the codes or ordinances do not fully apply.
- c. A decision is unreasonable or arbitrary as it applies to alternatives or new materials.



(3) Submission of Appeals. A written appeal, outlining the Code provision from which relief is sought and the remedy proposed, shall be submitted to the authority having jurisdiction within 15 calendar days of notification of violation.

(H) Meetings and Records. Meetings and records of the Board shall conform to the following:

- (1) Meetings of the Board shall be open to the public as required by law.
- (2) Records of meetings of the Board shall be available for review during normal business hours, as required by law.

**80.17 Records and Reports.** The authority having jurisdiction shall retain records in accordance with (A) and (B).

(A) Retention. The authority having jurisdiction shall keep a record of all electrical inspections, including the date of such inspections and a summary of any violations found to exist, the date of the services of notices, and a record of the final disposition of all violations. All required records shall be maintained until their usefulness has been served or as otherwise required by law.

(B) Availability. A record of examinations, approvals, and variances granted shall be maintained by the authority having jurisdiction and shall be available for public review as prescribed by law during normal business hours.

**80.19 Permits and Approvals.** Permits and approvals shall conform to (A) through (H).

(A) Application.

- (1) Activity authorized by a permit issued under this Code shall be conducted by the permittee or the permittee's agents or employees in compliance with all requirements of this Code applicable thereto and in accordance with the approved plans and specifications. No permit issued under this Code shall be interpreted to justify a violation of any provision of this Code or any other applicable law or regulation. Any addition or alteration of approved plans or specifications shall be approved in advance by the authority having jurisdiction, as evidenced by the issuance of a new or amended permit.
- (2) A copy of the permit shall be posted or otherwise readily accessible at each work site or carried by the permit holder as specified by the authority having jurisdiction.

(B) Content. Permits shall be issued by the authority having jurisdiction and shall bear the name and signature of the authority having jurisdiction or that of the authority having jurisdiction's designated representative. In addition, the permit shall indicate the following:

- (1) Operation or activities for which the permit is issued
- (2) Address or location where the operation or activity is to be conducted
- (3) Name and address of the permittee
- (4) Permit number and date of issuance
- (5) Period of validity of the permit
- (6) Inspection requirements

(C) Issuance of Permits. The authority having jurisdiction shall be authorized to establish and issue permits, certificates, notices, and approvals, or orders pertaining to electrical safety hazards pursuant to 80.23, except that no permit shall be required to execute any of the classes of electrical work specified in the following:

- (1) Installation or replacement of equipment such as lamps and of electric utilization equipment approved for connection to suitable permanently installed receptacles. Replacement of flush or snap switches, fuses, lamp sockets, and receptacles, and other minor maintenance and repair work, such as replacing worn cords and tightening connections on a wiring device
- (2) The process of manufacturing, testing, servicing, or repairing electrical equipment or apparatus

(D) Annual Permits. In lieu of an individual permit for each installation or alteration, an annual permit shall, upon application, be issued to any person, firm, or corporation regularly employing one or more employees for

the installation, alteration, and maintenance of electrical equipment in or on buildings or premises owned or occupied by the applicant for the permit. Upon application, an electrical contractor as agent for the owner or tenant shall be issued an annual permit. The applicant shall keep records of all work done, and the records shall be transmitted periodically to the electrical inspector.

(E) Fees. Any political subdivision that has been provided for electrical inspection in accordance with the provisions of Article 80 may establish fees that shall be paid by the applicant for a permit before the permit is issued.

(F) Inspection and Approvals.

(1) Upon the completion of any installation of electrical equipment that has been made under a permit other than an annual permit, it shall be the duty of the person, firm, or corporation making the installation to notify the Electrical Inspector having jurisdiction, who shall inspect the work within a reasonable time.

(2) Where the Inspector finds the installation to be in conformity with the statutes of all applicable local ordinances and all rules and regulations, the Inspector shall issue to the person, firm, or corporation making the installation a certificate of approval, with duplicate copy for delivery to the owner, authorizing the connection to the supply of electricity and shall send written notice of such authorization to the supplier of electric service. When a certificate of temporary approval is issued authorizing the connection of an installation, such certificates shall be issued to expire at a time to be stated therein and shall be revocable by the Electrical Inspector for cause.

(3) When any portion of the electrical installation within the jurisdiction of an Electrical Inspector is to be hidden from view by the permanent placement of parts of the building, the person, firm, or corporation installing the equipment shall notify the Electrical Inspector, and the equipment shall not be concealed until it has been approved by the Electrical Inspector or until \_\_\_\_ days have elapsed from the time of such notification, provided that on large installations, where the concealment of equipment proceeds continuously, the person, firm, or corporation installing the equipment shall give the Electrical Inspector due notice in advance, and inspections shall be made periodically during the progress of the work.

(4) At regular intervals, the Electrical Inspector having jurisdiction shall visit all buildings and premises where work may be done under annual permits and shall inspect all electrical equipment installed under such permits since the date of the previous inspection. The Electrical Inspector shall issue a certificate of approval for such work as is found to be in conformity with the provisions of Article 80 and all applicable ordinances, orders, rules, and regulations, after payments of all required fees.

(5) If, upon inspection, any installation is found not to be fully in conformity with the provisions of Article 80, and all applicable ordinances, rules, and regulations, the Inspector making the inspection shall at once forward to the person, firm, or corporation making the installation a written notice stating the defects that have been found to exist.

(G) Revocation of Permits. Revocation of permits shall conform to the following:

(1) The authority having jurisdiction shall be permitted to revoke a permit or approval issued if any violation of this Code is found upon inspection or in case there have been any false statements or misrepresentations submitted in the application or plans on which the permit or approval was based.

(2) Any attempt to defraud or otherwise deliberately or knowingly design, install, service, maintain, operate, sell, represent for sale, falsify records, reports, or applications, or other related activity in violation of the requirements prescribed by this Code shall be a violation of this Code. Such violations shall be cause for immediate suspension or revocation of any related licenses, certificates, or permits issued by this jurisdiction. In addition, any such violation shall be subject to any other criminal or civil penalties as available by the laws of this jurisdiction.

(3) Revocation shall be constituted when the permittee is duly notified by the authority having jurisdiction.

(4) Any person who engages in any business, operation, or occupation, or uses any premises, after the permit issued therefor has been suspended or revoked pursuant to the provisions of this Code, and before such suspended permit has been reinstated or a new permit issued, shall be in violation of this Code.

(5) A permit shall be predicated upon compliance with the requirements of this Code and shall constitute written authority issued by the authority having jurisdiction to install electrical equipment. Any permit issued under this Code shall not take the place of any other license or permit required by other regulations or laws of this jurisdiction.

(6) The authority having jurisdiction shall be permitted to require an inspection prior to the issuance of a permit.

(7) A permit issued under this Code shall continue until revoked or for the period of time designated on the permit. The permit shall be issued to one person or business only and for the location or purpose described in the permit. Any change that affects any of the conditions of the permit shall require a new or amended permit.

(H) Applications and Extensions. Applications and extensions of permits shall conform to the following:

(1) The authority having jurisdiction shall be permitted to grant an extension of the permit time period upon presentation by the permittee of a satisfactory reason for failure to start or complete the work or activity authorized by the permit.

(2) Applications for permits shall be made to the authority having jurisdiction on forms provided by the jurisdiction and shall include the applicant's answers in full to inquiries set forth on such forms. Applications for permits shall be accompanied by such data as required by the authority having jurisdiction, such as plans and specifications, location, and so forth. Fees shall be determined as required by local laws.

(3) The authority having jurisdiction shall review all applications submitted and issue permits as required. If an application for a permit is rejected by the authority having jurisdiction, the applicant shall be advised of the reasons for such rejection. Permits for activities requiring evidence of financial responsibility by the jurisdiction shall not be issued unless proof of required financial responsibility is furnished.

**80.21 Plans Review.** Review of plans and specifications shall conform to (A) through (C).

(A) Authority. For new construction, modification, or rehabilitation, the authority having jurisdiction shall be permitted to review construction documents and drawings.

(B) Responsibility of the Applicant. It shall be the responsibility of the applicant to ensure the following:

(1) The construction documents include all of the electrical requirements.

(2) The construction documents and drawings are correct and in compliance with the applicable codes and standards.

(C) Responsibility of the Authority Having Jurisdiction. It shall be the responsibility of the authority having jurisdiction to promulgate rules that cover the following:

(1) Review of construction documents and drawings shall be completed within established time frames for the purpose of acceptance or to provide reasons for non-acceptance.

(2) Review and approval by the authority having jurisdiction shall not relieve the applicant of the responsibility of compliance with this Code.

(3) Where field conditions necessitate any substantial change from the approved plan, the authority having jurisdiction shall be permitted to require that the corrected plans be submitted for approval.

**80.23 Notice of Violations, Penalties.** Notice of violations and penalties shall conform to (A) and (B).

(A) Violations.

(1) Whenever the authority having jurisdiction determines that there are violations of this Code, a written notice shall be issued to confirm such findings.

(2) Any order or notice issued pursuant to this Code shall be served upon the owner, operator, occupant, or other person responsible for the condition or violation, either by personal service or mail or by delivering the same to, and leaving it with, some person of responsibility upon the premises. For unattended or abandoned locations, a copy of such order or notice shall be posted on the premises in a conspicuous place at or near the entrance to such premises and the order or notice shall be mailed by registered or certified mail, with return receipt requested, to the last known address of the owner, occupant, or both.

(B) Penalties.

(1) Any person who fails to comply with the provisions of this Code or who fails to carry out an order made pursuant to this Code or violates any condition attached to a permit, approval, or certificate shall be subject to the penalties established by this jurisdiction.

(2) Failure to comply with the time limits of an abatement notice or other corrective notice issued by the authority having jurisdiction shall result in each day that such violation continues being regarded as a new and separate offense.

(3) Any person, firm, or corporation who shall willfully violate any of the applicable provisions of this article shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not less than \_\_\_\_\_ dollars (\$\_\_\_\_\_) or more than \_\_\_\_\_ dollars (\$\_\_\_\_\_) for each offense, together with the costs of prosecution, imprisonment, or both, for not less than \_\_\_\_\_ (\_\_\_\_\_) days or more than \_\_\_\_\_ (\_\_\_\_\_) days.

**80.25 Connection to Electricity Supply.** Connections to the electric supply shall conform to (A) through (E).

(A) Authorization. Except where work is done under an annual permit and except as otherwise provided in 80.25, it shall be unlawful for any person, firm, or corporation to make connection to a supply of electricity or to supply electricity to any electrical equipment installation for which a permit is required or that has been disconnected or ordered to be disconnected.

(B) Special Consideration. By special permission of the authority having jurisdiction, temporary power shall be permitted to be supplied to the premises for specific needs of the construction project. The Board shall determine what needs are permitted under this provision.

(C) Notification. If, within \_\_\_\_\_ business days after the Electrical Inspector is notified of the completion of an installation of electric equipment, other than a temporary approval installation, the Electrical Inspector has neither authorized connection nor disapproved the installation, the supplier of electricity is authorized to make connections and supply electricity to such installation.

(D) Other Territories. If an installation or electric equipment is located in any territory where an Electrical Inspector has not been authorized or is not required to make inspections, the supplier of electricity is authorized to make connections and supply electricity to such installations.

(E) Disconnection. Where a connection is made to an installation that has not been inspected, as outlined in the preceding paragraphs of this section, the supplier of electricity shall immediately report such connection to the Chief Electrical Inspector. If, upon subsequent inspection, it is found that the installation is not in conformity with the provisions of Article 80, the Chief Electrical Inspector shall notify the person, firm, or corporation making the installation to rectify the defects and, if such work is not completed within fifteen (15) business days or a longer period as may be specified by the Board, the Board shall have the authority to cause the disconnection of that portion of the installation that is not in conformity.

**80.27 Inspector's Qualifications.**

(A) Certificate. All electrical inspectors shall be certified by a nationally recognized inspector certification program accepted by the Board. The certification program shall specifically qualify the inspector in electrical inspections. No person shall be employed as an Electrical Inspector unless that person is the holder of an

Electrical Inspector's certificate of qualification issued by the Board, except that any person who on the date on which this law went into effect was serving as a legally appointed Electrical Inspector of \_\_\_\_\_ shall, upon application and payment of the prescribed fee and without examination, be issued a special certificate permitting him or her to continue to serve as an Electrical Inspector in the same territory.

(B) Experience. Electrical inspector applicants shall demonstrate the following:

- (1) Have a demonstrated knowledge of the standard materials and methods used in the installation of electric equipment
- (2) Be well versed in the approved methods of construction for safety to persons and property
- (3) Be well versed in the statutes of \_\_\_\_\_ relating to electrical work and the National Electrical Code, as approved by the American National Standards Institute
- (4) Have had at least \_\_\_\_ years' experience as an Electrical Inspector or \_\_\_\_ years in the installation of electrical equipment. In lieu of such experience, the applicant shall be a graduate in electrical engineering or of a similar curriculum of a college or university considered by the Board as having suitable requirements for graduation and shall have had two years' practical electrical experience.

(C) Recertification. Electrical inspectors shall be recertified as established by provisions of the applicable certification program.

(D) Revocation and Suspension of Authority. The Board shall have the authority to revoke an inspector's authority to conduct inspections within a jurisdiction.

**80.29 Liability for Damages.** Article 80 shall not be construed to affect the responsibility or liability of any party owning, designing, operating, controlling, or installing any electrical equipment for damages to persons or property caused by a defect therein, nor shall the \_\_\_\_\_ or any of its employees be held as assuming any such liability by reason of the inspection, reinspection, or other examination authorized.

**80.31 Validity.** If any section, subsection, sentence, clause, or phrase of Article 80 is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of Article 80.

**80.33 Repeal of Conflicting Acts.** All acts or parts of acts in conflict with the provisions of Article 80 are hereby repealed.

**80.35 Effective Date.** Article 80 shall take effect \_\_\_\_\_ (\_\_\_\_\_) days after its passage and publication.

4b

**ORDINANCE NO. 2018-39**

**ENTITLED AN ORDINANCE AMENDING ORDINANCE NO. 2017-66 (PERMANENT 2018 APPROPRIATIONS) BY DECREASING FUND APPROPRIATED IN THE FREESE FUND AND DECLARING AN EMERGENCY.**

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

Section 1: That Ordinance No. 2017-66 (Permanent 2018 Appropriations) passed December 13, 2017, be, and the same is hereby amended as delineated in the following sections:

Section 2. That Two Hundred Thousand Dollars (\$200,000) be decreased from funds appropriated to 405-3020-52501 Freese Construction Fund – Leisure Time Activities – Misc. Recreation – Capital Outlay.

Section 3: That this Ordinance shall be published in accordance with applicable Ohio Law.

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 make the appropriation adjustments in the Permanent 2018 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. 2018-40**

**ENTITLED AN ORDINANCE AUTHORIZING THE SUBMISSION AND ACCEPTANCE OF VOCA / SVAA GRANTS FROM THE OHIO ATTORNEY GENERAL AND AUTHORIZING THE SAFETY-SERVICE DIRECTOR AND DIRECTOR OF LAW TO SIGN THE NECESSARY GRANT DOCUMENTS PERTAINING THERETO, AND DECLARING AN EMERGENCY.**

WHEREAS, the Ohio Attorney General has funding available to provide a victim assistance program through the Federal Victims of Crimes Act (VOCA) and the State Victims Assistance Act (SVAA) program; and

WHEREAS, the City of Galion is requesting VOCA funding in the amount of \$36,569.76 and SVAA funding in the amount of \$1,417.00 to be used with an in-kind match of \$8,226.12 for the FY 2019 City of Galion Victims Assistance Program under the direction of the Galion City Director of Law.

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

Section 1: That the submission of VOCA/SVAA grant applications are hereby authorized and approved for submission.

Section 2: That the Safety-Service Director and Director of Law be, and are hereby, authorized to execute any and all documents, respectively, as are necessary to apply for and accept a VOCA grant of Thirty-Six Thousand Five Hundred Sixty-Nine and 76/100 Dollars (\$36,569.76) to be used with an in-kind match of Eight Thousand Two Hundred Twenty-Six and 12/100 Dollars (\$8,226.12).

Section 3: That the Safety-Service Director and Director of Law be, and are hereby, authorized to execute any and all documents, respectively, as are necessary to apply for and accept a

SVAA grant of One Thousand Four Hundred Seventeen and 00/100 Dollars (\$1,417.00) to be used with the aforementioned grant funds and match for the Galion Victims of Crimes Assistance Program.

Section 4: That in connection with said Application for the aforementioned funds, this Council understands and intends to provide funding for the City's local share as in-kind for office space and related expenses in the amount of Eight Thousand Two Hundred Twenty-Six and 12/100 Dollars (\$8,226.12) for the grant described in Section 2 hereof. If not approved said match will be a cash match on behalf of the city.

Section 5: That this Ordinance shall be published in accordance with Ohio Revised Code Sections 731.21 and 731.22.

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 authorize the Safety-Service Director and the Director of Law to sign all documents necessary to apply for the grant funds prior to the deadline therefor of June 28, 2018, this measure is determined to be an emergency Ordinance and shall take effect at the earliest time allowed by law after its passage.

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CARL W. WATT  
PRESIDENT OF COUNCIL

ATTEST:

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JULIE L. BELL  
CLERK OF COUNCIL

APPROVED AS TO FORM:

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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	_____	_____
MRS. ERLSTEN	_____	_____
DR. FELLNER	_____	_____
MR. RICHART	_____	_____
MR. TRIPLETT	_____	_____

4d

**ORDINANCE NO. 2018-41**

**ENTITLED AN ORDINANCE AUTHORIZING THE SAFETY SERVICE DIRECTOR TO REQUEST THAT THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) PERFORM A SPEED ZONE STUDY ON STATE ROUTE 61 FROM THE INTERSECTION OF SR 309 NORTH TO SR 30, AND DECLARING AN EMERGENCY.**

WHEREAS, the Ohio Department of Transportation's journalized speed limit on SR 61 is 50 mph from the intersection of SR 309 north to State Route 30; and

WHEREAS, concern has been express over the current speed limit; and

WHEREAS, the Ohio Department of Transportation will perform a speed zone study to determine the most appropriate speed limit for this section of SR 61 at no cost to the city.

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

Section 1: The Safety Service Director be and is hereby authorized to request that the Ohio Department of Transportation perform a speed zone study for SR 61 from the intersection of SR 309 north State Route 30 as to determine the most appropriate speed limit or limits for this section of SR 61.

Section 2: That this Ordinance shall be published in accordance with Ohio Revised Code Sections 731.21 and 731.22.

Section 3: This Ordinance is hereby declared to be an emergency measure for the immediate preservation of public, peace, property, safety and welfare of the city and to expedite the study and to promote highway, and shall take effect and be in force immediately upon 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	_____	_____