

ORDINANCE NO. 1991-1

ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF MARION, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 1991, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. To provide for the current expenses and transfers and other expenditures of the City of Marion, Ohio during the fiscal year ending December 31, 1991, the following sums be and they are hereby set aside, transferred and appropriated as follows:

GENERAL FUND

Police Department

Salaries - Civilian	\$ 320,000.00
Salaries - Uniformed	1,460,000.00
Benefits	770,000.00
Accrued Pension	35,461.00
Quartermaster	40,000.00
Travel	7,000.00
Schooling	20,000.00
Service Contracts	36,700.00
Prisoner Sustenance	40,900.00
Prisoner Commissary	8,000.00
Equipment Maintenance	32,600.00
Insurance	52,050.00
Supplies	22,500.00
Fuel & Lubricants	25,200.00
Equipment	66,000.00
Capital Improvements	10,000.00
Retirements	50,000.00
Professional Service	10,000.00

Total Police Department..... \$3,012,411.00

Fire Department

Salaries - Civilian	\$ 111,000.00
Salaries - Uniformed	1,850,000.00
Benefits	950,000.00
Accrued Pension	50,275.00
Quartermaster	30,000.00
Travel	8,500.00
Schooling	24,000.00
Utilities	34,500.00
Service Contracts	14,000.00
Equipment Maintenance	19,800.00
Building Maintenance	25,000.00
Insurance	55,000.00
Supplies	18,000.00
Fuel & Lubricants	17,500.00
Equipment	65,000.00
Capital Improvements	25,000.00
Retirements	46,000.00
Professional Service	9,000.00

Total Fire Department..... \$3,352,575.00

Disaster Services

City Share	\$ 12,000.00
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Total Disaster Services..... \$ 12,000.00

Recreation Department

Salaries	\$	43,000.00
Benefits		19,000.00
Travel		500.00
Professional Services		26,700.00
Insurance		1,400.00
Supplies		<u>20,300.00</u>

Total Recreation Dept..... \$ 110,900.00

Senior Citizens Department

Salaries	\$	35,400.00
Benefits		21,900.00
Utilities		14,200.00
Building Maintenance		2,000.00
Insurance		14,200.00
Professional Service		1,500.00
Capital Improvement		<u>25,000.00</u>

Total Senior Citizens Dept..... \$ 114,200.00

Planning Department

Supplies	\$	100.00
Marion Regional Plan.		<u>36,000.00</u>

Total Planning Dept..... \$ 36,100.00

Economic Development Department

Primary Activity	\$	65,000.00
Administration		15,000.00
Land Acquisition		<u>20,000.00</u>

Total Economic Development..... \$ 100,000.00

Street Lighting

Utilities	\$	<u>275,000.00</u>
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Total Street Lighting \$ 275,000.00

Parking Meter Department

Salary	\$	19,400.00
Benefits		9,500.00
Clothing Allowance		200.00
Travel		200.00
Taxes		1,500.00
Supplies		<u>1,300.00</u>

Total Parking Meter Dept. \$ 32,100.00

Airport

Salaries	\$	50,000.00
Benefits		21,000.00
Travel		800.00
Utilities		14,000.00
Service Contracts		4,300.00
Equipment Maintenance		800.00
Land/Bldg. Maintenance		2,300.00
Insurance		10,000.00
Taxes		4,000.00
Supplies		800.00
Fuel & Lubricants		1,600.00
Capital Improvements		<u>40,000.00</u>

Total Airport Operations..... \$ 149,600.00

Mayor

Salaries	\$ 61,960.00
Benefits	15,000.00
Travel	4,000.00
Professional Service	2,000.00
Supplies	1,000.00
Utilities	1,000.00
Equipment	1,500.00

Total Mayor's Office\$ 86,460.00

Auditor

Salaries	\$ 138,000.00
Benefits	54,000.00
Travel	400.00
Professional Services	10,000.00
Service Contracts	15,000.00
Supplies	7,000.00
Equipment	10,000.00

Total auditor's Office\$ 234,400.00

Income Tax

Salaries	\$ 84,300.00
Benefits	33,200.00
Travel	500.00
Professional Services	12,500.00
Supplies	15,000.00
Refunds	190,000.00
Equipment	5,000.00
Service Contracts	2,000.00

Total Income Tax Dept.\$ 342,500.00

Treasurer

Salary	\$ 4,700.00
Benefits	1,200.00
Professional Services	600.00
Supplies	300.00

Total Treasurer's Office\$ 6,800.00

Law Director

Salaries	\$ 120,000.00
Benefits	49,000.00
Travel	1,500.00
Professional Services	10,000.00
Supplies	2,500.00
Equipment	5,000.00
Schooling	2,500.00
Utilities	2,000.00

Total Law Director's Office \$ 192,500.00

Service Director

Salaries	\$ 55,700.00
Benefits	18,000.00
Travel	1,000.00
Professional Services	5,000.00
Burials	3,000.00
Supplies	4,000.00

Total Service Director's Office.....\$ 86,700.00

Safety Director

Salaries	\$ 81,300.00	
Benefits	33,500.00	
Travel	1,600.00	
Professional Services	3,000.00	
Supplies	2,500.00	
Demolition	25,000.00	
Equipment	1,000.00	
Schooling	1,000.00	
Service contracts	800.00	
<u>Total Safety Director's Office</u>	\$ 149,700.00

Civil Service Commission

Salaries	\$ 4,100.00	
Benefits	1,000.00	
Professional Services	3,000.00	
Supplies	1,000.00	
<u>Total Civil Service Commission</u>	\$ 9,100.00

City Council

Salaries	\$ 48,000.00	
Benefits	10,600.00	
Travel	500.00	
Professional Services	3,000.00	
Legal Advertising	2,100.00	
Supplies	500.00	
<u>Total City Council</u>	\$ 64,700.00

Clerk of Council

Salary	\$ 21,900.00	
Benefits	9,800.00	
Travel	100.00	
Service Contract	130.00	
Supplies	700.00	
<u>Total Clerk of Council</u>	\$ 32,630.00

Municipal Court

Salaries	\$ 275,000.00	
Benefits	120,500.00	
Travel	2,500.00	
Professional Services	72,000.00	
Service Contracts	8,100.00	
Equipment Maintenance	500.00	
Supplies	26,000.00	
Fuel & Lubricants	700.00	
<u>Total Municipal Court</u>	\$ 505,300.00

City Hall

Salaries	\$ 32,000.00	
Benefits	11,800.00	
Utilities	130,000.00	
Custodial Service	13,000.00	
Postage Meter	30,500.00	
Building Maintenance	40,000.00	
Insurance	31,500.00	
Taxes	400.00	
Supplies	6,000.00	
Service Contracts	13,000.00	
Equipment	9,500.00	
Professional Service	6,000.00	
Capital Improvements	10,000.00	
<u>Total City Hall</u>	\$ 333,700.00

Engineering Department

Salaries	\$ 115,000.00
Benefits	43,000.00
Travel	1,000.00
Equipment Maintenance	1,000.00
Supplies	2,000.00
Fuel & Lubricants	1,000.00
Equipment	10,000.00
Service Contracts	800.00

Total Engineering Dept. \$ 173,800.00

Statutory Accounts

Election Expense	\$ 18,000.00
Examiner Fees	25,000.00
Cty. Auditor/Treas. Fees	30,000.00

Total statutory Accts.\$ 73,000.00

Transfers

Law Enforcement	\$ 1,000.00
Bond Retirement	288,660.00
Health	281,000.00
Senior Citizens	5,000.00
Swimming Pool	9,000.00
SCMR	739,200.00
Sewer Revenue	55,000.00
Capital Improvement	180,000.00
Parks	240,000.00

Total Transfers.....\$1,798,860.00

TOTAL GENERAL FUND..... \$11,285,036.00

CAPTIAL IMPROVEMENT FUND

Contingency '89	\$ 443.00
Contingency '90	180,000.00
Contingency '91	180,000.00

Total Capital Improve. Fund\$ 360,443.00

TRANSIT FUND

Salaries	\$ 520,000.00
Benefits	200,000.00
Travel	300.00
Utilities	28,000.00
Professional Services	2,500.00
Service Contracts	3,000.00
Land Lease	4,800.00
Equipment Maintenance	50,000.00
Land/Bldg. Maintenance	10,000.00
Insurance	79,000.00
Supplies	15,000.00
Fuel & Lubricants	46,000.00
Equipment	27,195.00

Total Transit Fund..... \$ 985,795.00

PARKS FUND

Salaries	\$ 100,000.00	
Benefits	49,000.00	
Travel	100.00	
Utilities	16,000.00	
Service Contracts	2,000.00	
Equipment Maintenance	14,000.00	
Land/Bldg. Maintenance	10,000.00	
Insurance	8,000.00	
Supplies	5,000.00	
Fuel & Lubricants	3,500.00	
Professional Service	4,500.00	
Equipment	<u>28,000.00</u>	
<u>Total Parks Fund</u>		\$ 240,100.00

SENIOR CITIZENS GRANT

III-B Grant

Salaries	\$ 58,446.00	
Travel	1,000.00	
Utilities	2,400.00	
Equipment Maintenance	400.00	
Vehicle Leases	9,032.00	
Supplies	2,211.00	
Fuel & Lubricants	<u>5,300.00</u>	
<u>Total Sr.Citizens III-B Grant</u>		\$ 78,789.00

III-D Grant

Salaries	\$ 1,100.00	
Travel	<u>120.00</u>	
<u>Total Sr.Citizens III-D Grant</u>		\$ 1,220.00

State Subsidy Transportation

Salaries	\$ 6,630.00	
Equipment Maintenance	400.00	
Supplies	500.00	
Fuel	<u>1,000.00</u>	
<u>Total State Subsidy Transportation</u>		\$ 8,530.00

TOTAL SENIOR CITIZENS GRANT FUND..... \$ 88,539.00

SEWER REPLACEMENT FUND

Equipment Maintenance	\$ 100,000.00	
Land/Bldg. Maintenance	100,000.00	
Equipment	100,000.00	
Capital Improvements	<u>700,000.00</u>	
<u>Total Sewer Replacement Fund</u>		\$1,000,000.00

SEWER REVENUE FUND

Sewer Maintenance & Repair

Salaries	\$ 240,700.00	
Benefits	100,670.00	
Clothing Allowance	2,250.00	
Utilities	2,600.00	
Professional Services	8,200.00	
Equipment Maintenance	6,000.00	
Insurance	10,000.00	
Supplies	36,200.00	
Fuel & Lubricants	12,000.00	
Equipment	<u>7,500.00</u>	
<u>Total Sewer Maint. & Repair</u>		\$ 426,120.00

Water Pollution Control

Salaries	\$ 727,800.00	
Benefits	274,300.00	
Clothing Allowance	5,500.00	
Travel	3,000.00	
Utilities	495,900.00	
Professional Services	73,700.00	
Service Contracts	20,000.00	
Equipment Maintenance	49,200.00	
Land/Bldg. Maintenance	26,000.00	
Insurance	50,000.00	
Taxes	700.00	
Supplies	208,300.00	
Fuel & Lubricants	23,100.00	
Equipment	22,500.00	
Capital Improvements	20,000.00	
OWDA Loan	306,760.00	
Refunds	2,800.00	
Transfer-Replacement	1,000,000.00	
" Bond Retirement	70,175.00	
" Utility Billing	82,750.00	
" General	56,200.00	
	<u>Total Water Pollution Control</u>	\$3,518,685.00
	<u>TOTAL SEWER REVENUE FUND</u>	<u>\$3,944,805.00</u>

SANITATION FUND

Refuse Collection

Salaries	\$ 682,000.00	
Benefits	244,900.00	
Clothing Allowance	6,500.00	
Travel	500.00	
Equipment Maintenance	66,000.00	
Insurance	26,400.00	
Supplies	40,000.00	
Fuel & Lubricants	40,000.00	
Equipment	85,000.00	
Refunds	1,000.00	
Transfer-Utility Billing	78,500.00	
' General	24,500.00	
Service Contracts	500.00	
	<u>Total Refuse Collection</u>	\$1,295,800.00

Landfill Operations

Salaries	\$ 230,000.00	
Benefits	83,000.00	
Clothing Allowance	1,750.00	
Travel	1,000.00	
Utilities	14,000.00	
Professional Services	100,000.00	
Equipment Maintenance	76,000.00	
Insurance	16,000.00	
Taxes	1,700.00	
Supplies	200,000.00	
Fuel & Lubricants	40,300.00	
Equipment	100,000.00	
Refunds	1,000.00	
Transfers-Utility Billing	4,250.00	
" General	13,700.00	
State Reimbursement	30,000.00	
	<u>Total Landfill Operations</u>	\$ 912,700.00
	<u>TOTAL SANITATION FUND</u>	<u>\$2,208,500.00</u>

STREET CONSTRUCTION MAINTENANCE & REPAIR FUND

Traffic Maintenance

Utilities	\$ 35,000.00	
Equipment Maintenance	16,500.00	
Supplies	<u>28,000.00</u>	
<u>Total Traffic Maintenance.....</u>	<u>\$</u>	79,500.00

Street Maintenance

Salaries	\$ 595,000.00	
Benefits	230,000.00	
Clothing Allowance	5,250.00	
Travel	500.00	
Professional Services	1,000.00	
Service Contracts	3,000.00	
Equipment Maintenance	40,000.00	
Permissive Auto Tax	153,000.00	
Insurance	45,000.00	
Supplies	109,000.00	
Fuel & Lubricants	40,000.00	
Equipment	100,000.00	
Streetscape	4,000.00	
Transfer-Bond Retirement	56,400.00	
Resurfacing Projects	<u>100,000.00</u>	
<u>Total Street Maintenance.....</u>	<u>\$</u>	1,482,150.00
<u>TOTAL SCMR FUND.....</u>	<u>\$</u>	<u>1,561,650.00</u>

STATE HIGHWAY IMPROVEMENT FUND

Street Maintenance	\$ 40,000.00	
Reimbursements	<u>15,000.00</u>	
<u>Total State Highway Improvement.....</u>	<u>\$</u>	55,000.00

UTILITY BILLING FUND

Salaries	\$ 100,000.00	
Benefits	45,000.00	
Travel	200.00	
Professional Services	2,000.00	
Supplies	15,000.00	
Service Contracts	<u>3,300.00</u>	
<u>Total Utility Billing Fund</u>	<u>\$</u>	165,500.00

HEALTH FUND

Administration

Salaries	\$ 178,000.00	
Benefits	67,000.00	
Travel	3,000.00	
Professional Services	5,000.00	
Service Contracts	2,500.00	
Equipment Maintenance	1,500.00	
Supplies	3,700.00	
Fuel & Lubricants	1,000.00	
State Reimbursements	13,000.00	
Equipment	<u>11,000.00</u>	
<u>Total Health Administration.....</u>	<u>\$</u>	285,700.00

Inspection

Salaries	\$ 37,000.00	
Benefits	12,200.00	
Travel	1,500.00	
Professional Services	1,400.00	
Weed Control	14,000.00	
Blight Control	10,000.00	
Mosquito Control	3,000.00	
Supplies	2,000.00	
Fuel & Lubricants	<u>1,100.00</u>	
<u>Total Health Inspection</u>		\$ 82,200.00
<u>TOTAL HEALTH FUND</u>		<u>\$ 367,900.00</u>

WOMEN, INFANTS & CHILDREN FUND

Salaries	\$ 96,664.00	
Benefits	31,374.00	
Travel	500.00	
Utilities	30.00	
Service Contracts	150.00	
Insurance	140.00	
Supplies	2,966.00	
Equipment	<u>809.00</u>	
<u>Total WIC Fund</u>		\$ 132,633.00

SWIMMING POOL FUND

Salaries	\$ 18,000.00	
Benefits	1,200.00	
Utilities	10,000.00	
Equipment Maintenance	1,700.00	
Land/Bldg. Maintenance	1,800.00	
Insurance	500.00	
Supplies	15,800.00	
Equipment	<u>3,000.00</u>	
<u>Total Swimming Pool Fund</u>		\$ 52,000.00

EVELYN E. WALTER TRUST FUND

Recreation Equipment	\$ 2,150.00	
Parks Equipment	<u>300.00</u>	
<u>Total Evelyn E. Walter Trust Fund</u>		\$ 2,450.00

STATE PATROL FINES AGENCY FUND

State Patrol Fines	\$ <u>80,000.00</u>	
<u>Total State Patrol Agency Fund</u>		\$ 80,000.00

STREET CUT DEPOSIT AGENCY FUND

Street Cut Deposits	\$ 5,000.00	
<u>Total Street Cut Deposit Agency Fund</u>		\$ 5,000.00

SENIOR CITIZENS TRUST FUND

Senior Citizens Program	\$ <u>18,000.00</u>	
<u>Total Sr.Citizens Program</u>		\$ 18,000.00

POLICE & FIREMEN PENSION AGENCY FUND

Transfers-General \$ 145,127.00
Total Police & Firemen Pension Agency Fund.....\$ 145,127.00

SAFETY PATROL TRUST FUND

Safety patrol Program \$ 4,000.00
Total Safety Patrol Trust Fund.....\$ 4,000.00

LAW ENFORCEMENT TRUST FUND

Law Enforcement \$ 11,000.00
Total Law Enforcement Trust Fund.....\$ 11,000.00

PARKING METER AGENCY FUND

Henney & Cooper \$ 5,000.00
Jenkins & Jenkins 5,000.00
Courthouse 5,000.00
Total Parking Meter Agency Fund..... \$ 15,000.00

FIRE DAMAGED STRUCTURE AGENCY FUND

Insurance Proceeds \$ 15,000.00
Total Fire Damaged Structure Agency Fund..... \$ 15,000.00

MORBITT MEMORIAL TRUST FUND

Charlie Morbitt Memorial \$ 1,000.00
Total Morbitt Memorial Trust Fund.....\$ 1,000.00

G.O. BOND RETIREMENT FUND

Professional Services \$ 4,000.00
G.O. Notes 108,000.00
G.O. Bonds 599,198.00
Total G.O.Bond Retirement Fund..... \$ 711,198.00

S.A. BOND RETIREMENT FUND

S.A. Bonds \$ 100,425.00
Total S.A. Bond Retirement Fund..... \$ 100,425.00

HEALTH LICENSE FUND

Trailer Park \$ 300.00
Food Service 12,500.00
Vending Machines 1,500.00
Water System -0-
Swimming Pool 1,400.00
Infectious Waste 100.00
Total Health License Fund..... \$ 15,800.00

RECYCLING FUND

Salaries	\$ 55,500.00	
Benefits	23,000.00	
Equipment Maintenance	10,000.00	
Insurance	2,600.00	
Supplies	10,000.00	
Fuel	10,000.00	
<u>Total Recycling Fund.....</u>		\$ 111,100.00

REVOLVING FUND

Administration	\$ 5,000.00	
Primary Activity	25,000.00	
<u>Total Revolving Fund.....</u>		\$ 30,000.00

RENTAL REHABILITATION FUND

Administration	\$ 15,116.85	
Rehab.	112,700.00	
<u>Total Rental Rehab. Fund.....</u>		\$ 127,816.85

DOWNTOWN REVITALIZATION FUND

Administration	\$ 27,034.48	
Primary Activity	162,688.50	
<u>Total Downtown Revitalization Fund.....</u>		\$ 189,722.98

UDAG REPAYMENT FUND

Administration	\$ 10,000.00	
Primary Activity	40,000.00	
<u>Total UDAG Repayment Fund.....</u>		\$ 50,000.00

COMMUNITY DEVELOPMENT BLOCK GRANT

Administration	\$ 20,000.56	
Primary Activity	145,372.50	
<u>Total CDBG Fund</u>		\$ 165,373.06

ROTARY AGENCY FUND

Pass-Thru Payments	\$ 10,000.00	
<u>Total Rotary Agency Fund.....</u>		\$ 10,000.00

EARLY INTERVENTION GRANT FUND

Salaries	\$ 1,700.00	
Benefits	400.00	
Professional Services	5,500.00	
Supplies	2,063.37	
<u>Total Early Intervention Grant Fund.....</u>		\$ 9,663.37

SOUTHEAST STORM SEWER FUND

Professional Services	\$ 75,477.94	
Capital Improvements	1,440,000.00	
<u>Total SE Storm Sewer Fund</u>		\$1,515,477.94
<u>GRAND TOTAL.....</u>		\$ 25,781,055.20

SUMMARY OF FUNDS

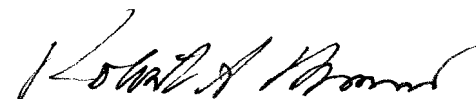
<u>FUND</u>	<u>APPROPRIATIONS</u>	<u>REIMBURSEMENTS & REFUNDS</u>	<u>TRANSFERS</u>	<u>TOTALS</u>
General	\$9,296,176.00	\$190,000.00	\$1,798,860.00	\$11,285,036.00
Sr.Citizens Grant	88,539.00			88,539.00
SCMR	1,505,250.00		56,400.00	1,561,650.00
State Highway	40,000.00	15,000.00		55,000.00
Health	354,900.00	13,000.00		367,900.00
WIC Grant	132,633.00			132,633.00
Parks	240,100.00			240,100.00
Health License		15,800.00		15,800.00
Early Intervention	9,663.37			9,663.37
Rental Rehab Grant	127,816.85			127,816.85
Revolving	30,000.00			30,000.00
CDBG	165,373.06			165,373.06
UDAG Loan Repayment	50,000.00			50,000.00
Downtown Revital. Grant	189,722.98			189,722.98
G.O. Bond Retirement	711,198.00			711,198.00
Capital Improvement	360,443.00			360,443.00
Transit	985,795.00			985,795.00
Sewer Replacement	1,000,000.00			1,000,000.00
Sewer Revenue	2,732,880.00	2,800.00	1,209,125.00	3,944,805.00
Sanitation	2,055,550.00	32,000.00	120,950.00	2,208,500.00
Recycling	111,100.00			111,100.00
Swimming Pool	52,000.00			52,000.00
Southeast Storm Sewer	1,515,477.94			1,515,477.94
Utility Billing	165,500.00			165,500.00
Evelyn E. Walter Trust	2,450.00			2,450.00
State Patrol Agency	80,000.00			80,000.00
Street Cut Agency	5,000.00			5,000.00
Sr.Citizens Trust	18,000.00			18,000.00
Police/Fire Pension Agency			145,127.00	145,127.00
Safety Patrol Trust	4,000.00			4,000.00
Law Enforcement Trust	11,000.00			11,000.00
Parking Meter Agency	15,000.00			15,000.00
Fire Damaged Struct.Agency	15,000.00			15,000.00
Morbitt Memorial Trust	1,000.00			1,000.00
S.A.Bond Retirement Agency	100,425.00			100,425.00
Rotary		10,000.00		10,000.00
GRAND TOTAL	\$22,171,993.20	\$278,600.00	\$3,330,462.00	\$25,781,055.20

Section 2. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary for the daily operation of said City; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



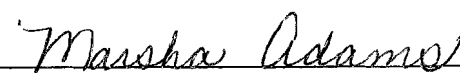
 PRESIDENT OF COUNCIL

PASSED: January 2, 1991
 APPROVED: January 3, 1991



 MAYOR

ATTEST:



 CLERK

ORDINANCE NO. 1991-2

ORDINANCE TO AMEND ORDINANCE NO. 1969-29 (YARGER REPORT)
BY CHANGING THE POSITION OF CLERK OF COURTS FROM GRADE
23 TO GRADE 26, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County,
Ohio:

Section 1. That Ordinance No. 1969-29 (Yarger Report), as amended and
now reading in part as follows:

<u>CLASS TITLE</u>	<u>GRADE</u>	<u>CLASSES ASSIGNED TO SALARY GRADES</u>		
		A	B	C
Clerk of Court	23	9.21	10.82	12.27

is hereby amended to read as follows:

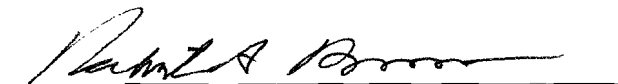
<u>CLASS TITLE</u>	<u>GRADE</u>	<u>CLASSES ASSIGNED TO SALARY GRADES</u>		
		A	B	C
Clerk of Court	26	10.49	12.27	14.00

Section 2. That this ordinance is hereby declared to be an emergency
measure necessary for the immediate preservation of the public health, welfare
and safety of the City of Marion and the inhabitants thereof and for the further
reason that it is necessary so that this can become effective January 1, 1991;
and as such, shall take effect and be in force immediately upon its passage and
approval by the Mayor provided it receives the affirmative vote of two-thirds of
all members elected to Council; otherwise, it shall become effective from and
after the earliest period allowed by law.


PRESIDENT OF COUNCIL

PASSED: *January 2, 1991*

APPROVED: *January 3, 1991*


MAYOR

ATTEST:


CLERK

ORDINANCE NO. ~~1990-131~~ 1991-3

ORDINANCE RATIFYING AND APPROVING THE BARGAINING AGREEMENT BETWEEN THE CITY OF MARION AND AFSCME, OHIO COUNCIL 8, LOCAL #1158, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That Council hereby ratifies and approves the bargaining agreement between the City of Marion and AFSCME, Ohio Council 8, Local #1158, for the years 1991, 1992 and 1993.

Section 2. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary for the daily operation of said City; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.

PRESIDENT OF COUNCIL

PASSED:

APPROVED:

MAYOR

ATTEST:

CLERK

defeated 1/2/91

ORDINANCE NO. 1991- 4

ORDINANCE MAKING APPROPRIATION ADJUSTMENTS FOR THE
YEAR ENDING DECEMBER 31, 1991, AND DECLARING AN
EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County,
Ohio:

Section 1. That the appropriations for the year ending December 31, 1991
be adjusted as follows:

GENERAL FUND

Fire Dept. Capital Improvements 101-01-131-250-000-520 \$37,995.00

HEALTH FUND

Professional Services 214-02-221-230-000-320 \$12,000.00

RENTAL REHAB FUND

Administration 273-04-540-000-000-324 \$(15,000.00)
Rental Rehab 273-04-540-230-000-329 (90,000.00)

Total Rental Rehab Fund..... \$(105,000.00)

TRANSIT FUND

Salaries 502-06-512-210-000-110 \$(130,000.00)
Benefits 502-06-512-210-000-120 (40,000.00)
Utilities 502-06-512-230-000-310 (4,000.00)
Equipment Maintenance 502-06-512-230-000-360 (25,000.00)
Land/Bldg. Maintenance 502-06-512-230-000-370 (5,000.00)
Insurance 502-06-512-230-000-380 (16,000.00)
Supplies 502-06-512-240-000-420 (5,000.00)
Equipment 502-06-512-250-000-450 33,847.00

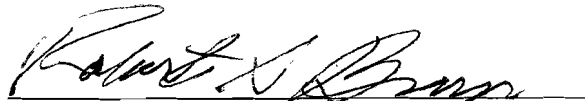
Total Transit Fund..... \$(191,153.00)

Section 2. This ordinance is hereby declared to be an emergency measure
necessary for the immediate preservation of the public health, welfare and safety
of the City of Marion and the inhabitants thereof and also for the daily operation
of said City, and as such, shall take effect and be in force immediately upon its
passage and approval by the Mayor provided it receives the affirmative vote of two-
thirds of all members elected to Council; otherwise, it shall become effective
from and after the earliest period allowed by law.


PRESIDENT OF COUNCIL

PASSED: January 14, 1991

APPROVED: January 16, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991-5

ORDINANCE AUTHORIZING THE CITY AUDITOR TO PAY BILLS
FROM VARIOUS CITY DEPARTMENTS PURSUANT TO OHIO
REVISED CODE §5705.41(D), AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the City Auditor is hereby authorized to pay bills from various city departments pursuant to O.R.C. §5705.41(D) which reads in part as follows: "No subdivision or taxing unit shall make any contract or give any order involving the expenditure of money unless there is attached thereto a certificate of the fiscal officer of the subdivision that the amount required to meet the same.. such taxing authority may authorize the issuance of a warrant in payment of such amounts due upon such contract, but such resolution or ordinance shall be passed within thirty days from the receipt of such certificate."

General Fund \$450.34

Section 2. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of the City of Marion and the inhabitants thereof and for the further reason that it provides for the daily operation of said City, and as such, shall become effective immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.

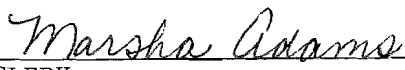

PRESIDENT OF COUNCIL

PASSED: *January 14, 1991*

APPROVED: *January 16, 1991*


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 6

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO PREPARE SPECIFICATIONS, ADVERTISE FOR BIDS AND ENTER INTO CONTRACT FOR THE PURCHASE OF LIQUID FERRIC CHLORIDE TO BE USED IN THE DIVISION OF WATER POLLUTION CONTROL, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Service Director be and he is hereby authorized to prepare specifications, advertise for bids and enter into contract for the purchase of liquid ferric chloride to be used in the Division of Water Pollution Control.

Section 2. That the cost of said contract shall be paid from the Water Pollution Control Fund 505-05-552-240-000-420 Supplies & Materials - approximately \$30,000 per year.

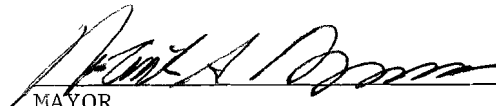
Section 3. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that the present contract expires January 31, 1991; and as such, shall take effect immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

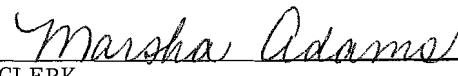
PASSED: *January 14, 1991*

APPROVED: *January 16, 1991*



MAYOR

ATTEST:



CLERK

ORDINANCE NO. 1991- 7

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH ASHER LUMBER & ROOFING COMPANY FOR THE INSTALLATION OF A NEW ROOF AT #1 FIRE STATION AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ordinance No. 1990-100, the Safety Director was authorized to advertise for bids for the installation of a new roof at #1 Fire Station located at 186 S. Prospect Street, and

WHEREAS, Asher Lumber & Roofing Company submitted the lowest and best bid,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Service Director be and he is hereby authorized to enter into contract with Asher Lumber & Roofing Company for the installation of a new roof at #1 Fire Station.

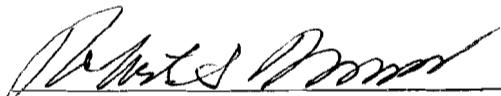
Section 2. That the cost of said contract in the amount of \$16,495 shall be payable from the Fire Department Capital Improvements Fund No. 101-01-131-250-000-520.

Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that the roof is leaking and needs immediate repair; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.

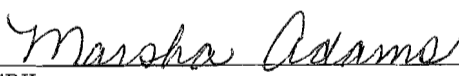

PRESIDENT OF COUNCIL

PASSED: *January 14, 1991*

APPROVED: *January 16, 1991*


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991-8

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH QUALITY MASONRY COMPANY FOR THE MASONRY POINTING AND WATERPROOFING OF THE BRICK EXTERIOR AT #1 FIRE STATION, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ordinance No. 1990-101, the Safety Director was authorized to advertise for bids for masonry pointing and waterproofing of the brick exterior at #1 Fire Station located at 186 S. Prospect Street, and

WHEREAS, Quality Masonry Company submitted the lowest and best bid,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Service Director be and he is hereby authorized to enter into contract with Quality Masonry Company for masonry pointing and waterproofing of the brick exterior at #1 Fire Station.

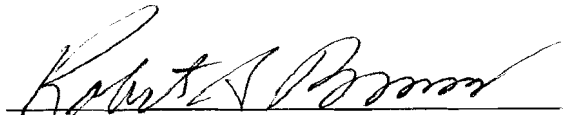
Section 2. That the cost of said contract, in the amount of \$21,500, shall be payable from Fire Department Capital Improvements Fund No. 101-01-131-250-000-520.

Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that the work should be completed before tornado season begins; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.

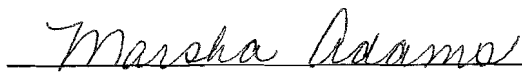

PRESIDENT OF COUNCIL

PASSED: January 14, 1991

APPROVED: January 16, 1991


MAYOR

ATTEST:


clerk

ORDINANCE NO. 1991-9

ORDINANCE AUTHORIZING AND DIRECTING THE SERVICE DIRECTOR TO PREPARE PLANS AND SPECIFICATIONS AND ADVERTISE FOR BIDS FOR THE CLEANING OF THE BLUM DITCH STORM SEWER IN THE CITY OF MARION, OHIO, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

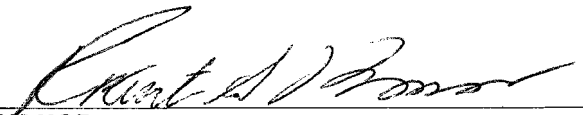
Section 1. That the Service Director is hereby authorized and directed to prepare plans and specifications and advertise for bids for the cleaning of the Blum Ditch Storm Sewer from Fairground Street to Easy Street in the City of Marion, Ohio.

Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, welfare and safety of the City of Marion and the inhabitants thereof; and as such shall take effect and be in force immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.

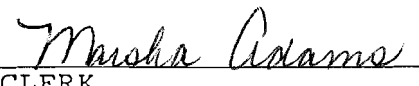

PRESIDENT OF COUNCIL

PASSED: *January 28, 1991*

APPROVED: *January 29, 1991*


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 10

ORDINANCE AUTHORIZING THE CITY AUDITOR TO PAY BILLS
FROM VARIOUS CITY DEPARTMENTS PURSUANT TO OHIO
REVISED CODE §5705.41(D), AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the City Auditor is hereby authorized to pay bills from various city departments pursuant to O.R.C. §5705.41(D) which reads in part as follows: "No subdivision or taxing unit shall make any contract or give any order involving the expenditure of money unless there is attached thereto a certificate of the fiscal officer of the subdivision that the amount required to meet the same... such taxing authority may authorize the issuance of a warrant in payment of such amounts due upon such contract, but such resolution or ordinance shall be passed within thirty days from the receipt of such certificate."

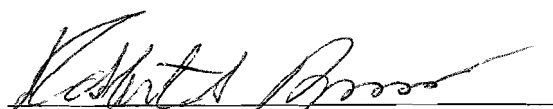
Sanitation Fund \$664.20

Section 2. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of the City of Marion and the inhabitants thereof and for the further reason that it provides for the daily operation of said City, and as such, shall become effective immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.


PRESIDENT OF COUNCIL

PASSED: *January 28, 1991*

APPROVED: *January 29, 1991*


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 11

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH FLOYD BROWNE ASSOCIATES, INC. TO PROVIDE QUARTERLY GROUNDWATER MONITORING, WELL SAMPLING AND ANALYSIS SERVICES AT THE MARION CITY LANDFILL, AND DECLARING AN EMERGENCY.

WHEREAS, the Service Director, by Ordinance No. 1990-116, was authorized to prepare specifications and advertise for bids for providing groundwater monitoring, sampling and analysis services at the Marion City Landfill, and

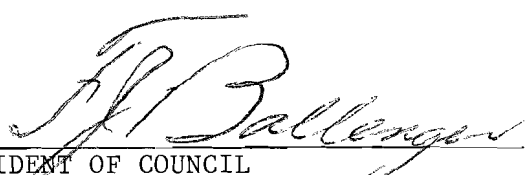
WHEREAS, Floyd Browne Associates, submitted the lowest and best bid,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Service Director be and he is hereby authorized to enter into contract with Floyd Browne Associates, Inc. for the groundwater monitoring, sampling and analysis services at the Marion City Landfill as per bid specifications.

Section 2. That the cost of said contract-in the amount of \$29,022.00- shall be payable from the Landfill Account No. 506-05-562-230-000-320.

Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that the services, to be done on a quarterly basis, should begin as soon as possible; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.


PRESIDENT OF COUNCIL

PASSED: January 28, 1991

APPROVED: January 29, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 12

ORDINANCE TO AMEND THE SERVICE AGREEMENT BETWEEN THE CITY OF MARION AND THE OHIO-AMERICAN WATER COMPANY, INCREASING THE BILLING SERVICE CHARGE RATE FROM FIFTEEN CENTS (.15¢) PER ITEM SUPPLIED, TO TWENTY-FIVE CENTS (.25¢) PER ITEM, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Marion entered into a service agreement with the Ohio-American Water Company, dated September 1, 1982, and

WHEREAS, the current service charge of .15¢ per item supplied has remained the same since that date, and

WHEREAS, The Water Company is raising the .15¢ fee to .25¢ per item supplied, due to increases in inflation,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Service Agreement between the City of Marion and The Ohio-American Water Company, now reading in part as follows:

"1. The Water Company hereby agrees, from and after the effective date of this Agreement, to furnish to the Government information relative to current and discontinued Water Company customers located in the City of Marion, Ohio; such information to be provided on computer tape in a compatible format to be mutually agreed upon for each Water Company customer the Government requests information after each Water Company billing, and this tape will contain the following information for each above named customer:

- (a) Customer Account Numbers
- (b) Customer Name and Address
- (c) Revenue Class Code
- (d) Meter Size Code
- (e) Billing Period (Service Code)
- (f) Previous and Current Reading Dates
- (g) Previous Reading, Out Reading (if applicable)
- (h) Set Reading (if applicable), Current Reading
- (i) Current Consumption (Usage)
- (j) Indicator if Reading Was Estimated
- (k) Inside-Outside Sewer

"2. The Water Company hereby agrees to furnish once each week to the Government, on forms supplied by the Government, adequate information in regard to the names, addresses, meter sizes, and effective dates of all changes in the customers' accounts resulting from:

- (a) New accounts (new home or building)
- (b) New customer (change of occupant)
- (c) Any bill adjustments and reasons, so as to be able to adjust sewer bills accordingly.

"3. For the service performed under paragraphs 1 and 2 above, The Water Company will charge the Government a unit price of fifteen (\$0.15) for the data supplied for each customer, which shall be paid by the Government to The Water Company within thirty (30) days after the receipt of the bill therefor."

is hereby amended to read as follows:

- "1. (No change)
- "2. (No change)

ORDINANCE NO. 1991- 13

ORDINANCE ACCEPTING THE CEDE OF JURISDICTION FOR THE INSTALLATION AND MAINTENANCE OF STREET LIGHTS IN SAWYER-LUDWIG PARK AND MCKINLEY PARK FROM THE BOARD OF PARK COMMISSIONERS.

WHEREAS, the Board of Park Commissioners of Marion, Ohio in its regular meeting of January 15, 1991, passed a resolution concerning the street lights in Sawyer-Ludwig Park and McKinley Park, and

WHEREAS, said resolution ceded jurisdiction for the installation and maintenance of said street lights to the City of Marion, and

WHEREAS, the City is a party to a street lighting contract with Ohio Edison giving favorable rates to the City, and

WHEREAS, it is in the best interests of the Board of Park Commissioners, and the City and the citizens to bring said street lights in Sawyer-Ludwig Park and McKinley Park within the terms of said contract,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the City hereby accepts the cede of jurisdiction for the installation and maintenance of said lights in Sawyer-Ludwig Park and McKinley Park from the Board of Park Commissioners.

Section 2. The City elects to proceed under the contract with Ohio Edison and cause the installation of said lights to be performed by The Ohio Edison Company and charges for the operation of said lights to be in accordance with the terms of said contract.

Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

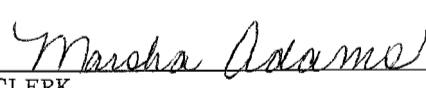
PASSED: *January 28, 1991*

APPROVED: *January 29, 1991*



MAYOR

ATTEST:



CLERK

ORDINANCE NO.. 1991-14

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO
PREPARE SPECIFICATIONS AND ADVERTISE FOR BIDS
FOR THE ERECTION OF A RESTROOM FACILITY AT
GARFIELD PARK, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County,
Ohio:

Section 1. That the Service Director be and he is hereby authorized to
prepare specifications and advertise for bids for the erection of a restroom
facility at Garfield Park.

Section 2. That this ordinance is hereby declared to be an emergency
measure necessary for the immediate preservation of the public health, welfare
and safety of the City of Marion and the inhabitants thereof and for the further
reason that there is much work to be done in preparation for this construction;
and as such, shall take effect and be in force immediately upon its passage and
approval by the Mayor, provided it receives the affirmative vote of two-thirds
of all members elected to Council; otherwise, it shall become effective from
and after the earliest period allowed by law.

PRESIDENT OF COUNCIL

PASSED:

APPROVED:

MAYOR

ATTEST:

CLERK

defeated 3/25/91

ORDINANCE NO. 1991-15

ORDINANCE TO VACATE A CERTAIN ALLEY, 16½ FEET IN WIDTH, RUNNING EAST AND WEST, BETWEEN LOTS NO. 150 AND 151 ON NORTH MAIN STREET IN HOLMES ADDITION TO THE CITY.

WHEREAS, in the opinion of this Council, there is good cause for vacating a certain east-west alley, 16½ feet in width, between Lots No. 150 and 151 on North Main Street in Holmes Addition to the City of Marion, and

WHEREAS, the petition to vacate this alley was approved by the Marion City Planning Commission at its meeting of November 6, 1990, and

WHEREAS, notice to all abutting landowners was given in accordance with Marion Codified Ordinance 903.08, and

WHEREAS, Council, upon hearing, is satisfied that said vacation will not be detrimental to the general interest and ought to be made;

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the following described alley, 16½ feet in width, to-wit:

Situated in the City of Marion, County of Marion and State of Ohio and being the East-West alley between Lots Nos. 150 and 151 in Holmes Addition to the City of Marion, Ohio and being more fully described as follows:

Commencing at the northwest corner of Lot No. 150; thence North 16.5 feet to the southwest corner of Lot No. 151; thence east along the south line of Lot No. 151, 165 feet to the southeast corner of Lot No. 151; thence south 16.5 feet to the northeast corner of Lot No. 150; thence west along the north line of Lot No. 150, 165 feet to the place of beginning,

be and is hereby vacated.

Section 2. That title to the real estate comprising said alley shall revert to the abutting property owners in accordance with the laws of Ohio.

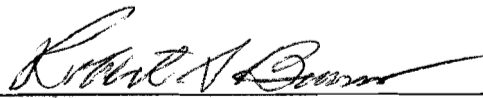
Section 3. That nothing in this ordinance shall be construed to affect any right-of-way or easement now held by the City of Marion, in, under, over or across the above mentioned alley for sewer purposes or for use by any public utility operating under a franchise with the City of Marion, and the vacation of said alley herein is specifically made subject to the continued existence of any such existing right-of-way or easement, unless the abutting property owners renegotiate with the utility another right-of-way or easement.

Section 4. That the Clerk of Council be and she is hereby authorized and directed to certify a copy of the within ordinance to the Auditor of Marion County and to the Recorder of Marion County, Ohio.

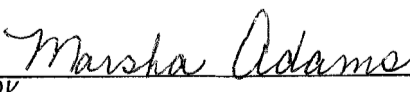
Section 5. This ordinance shall take effect and be in force from and after the earliest period allowed by law.


PRESIDENT OF COUNCIL

PASSED: January 28, 1991
APPROVED: January 29, 1991


MAYOR

ATTEST:


CLERK


ORDINANCE NO. 1991-101

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO PREPARE SPECIFICATIONS AND ADVERTISE FOR BIDS FOR THE DEMOLITION OF THE FORMER FRESHMAN SCHOOL BUILDING LOCATED ON WEST CHURCH STREET, MARION, OHIO, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Service Director be and he is hereby authorized to prepare specifications and advertise for bids for the demolition of the former Harding Freshman School Building located on West Church Street, Marion, Ohio.

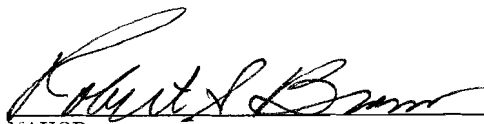
Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that the Grant will expire August 31, 1991 if not used; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

PASSED: August 12, 1991

APPROVED: August 13, 1991



MAYOR

ATTEST:



CLERK

ORDINANCE NO. 1991-102

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO PREPARE SPECIFICATIONS AND ADVERTISE FOR BIDS FOR THE RESURFACING OF THE PRESENT PARKING LOT ADJOINING THE FORMER HARDING FRESHMAN BUILDING, AND FOR THE RESURFACING AND/OR IMPROVEMENTS ON THE SITE WHERE SAID BUILDING IS TO BE RAZED, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Service Director be and he is hereby authorized to prepare specifications and advertise for bids for the resurfacing of the former Harding Freshman Building and for the resurfacing and/or improvements on the site where said building is to be razed.

Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that the Grant will expire August 31, 1991 if not used; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.

PRESIDENT OF COUNCIL

PASSED:

APPROVED:

MAYOR

ATTEST:

CLERK

defeated 8/12/91

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ORDINANCE NO. 1991- 103

ORDINANCE TO VACATE PART OF A CERTAIN ALLEY RUNNING NORTHWEST OF THE EAST END OF MARSHALL STREET, ABOUT 260 FEET ALONG THE C&O RAILROAD TO A NORTH-SOUTH ALLEY IN BAIN BROTHERS ADDITION TO THE CITY OF MARION.

WHEREAS, in the opinion of this Council, there is good cause for vacating part of a certain alley running northwest of the East end of Marshall Street, about 260 feet along the C&O Railroad to a North-South alley in Bain Brothers Addition to the City of Marion, and

WHEREAS, the petition to vacate this alley was approved by the Marion City Planning Commission at its meeting of July 2, 1991, and

WHEREAS, notice to all abutting landowners was given in accordance with Marion Codified Ordinance 903.08, and

WHEREAS, Council, upon hearing, is satisfied that said vacation will not be detrimental to the general interest and ought to be made;

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the following described alley, to-wit:

Situated in the State of Ohio, County of Marion, and City of Marion, and more particularly described as follows:

Being part of a certain dedicated alley way bounded on the West by the East lot lines of Lots 5327, 5323 and 5329 in Bain Brothers Addition to the City of Marion, Ohio; being bounded on the South by the northerly right of way line of Marshall Street; being bounded on the East by the westerly right-of-way line of the C & O Railway; and being bounded on the North by a line extended from the most northerly point of Lot 5327 in Bain Brothers Addition to the City of Marion, Ohio to the westerly right-of-way of the C & O Railway, the said alley being fifteen (15) feet wide and two hundred sixty (260) feet long, more or less,

be and is hereby vacated.

Section 2. That title to the real estate comprising said alley shall revert to the abutting property owners in accordance with the laws of Ohio.

Section 3. That nothing in this ordinance shall be construed to affect any right-of-way or easement now held by the City of Marion, in, under, over or across the above mentioned alley for sewer purposes or for use by any public utility operating under a franchise with the City of Marion, and the vacation of said alley herein is specifically made subject to the continued existence of any such existing right-of-way or easement, unless the abutting property owners renegotiate with the utility another right-of-way or easement.

Section 4. That the Clerk of Council be and she is hereby authorized and directed to certify a copy of the within ordinance to the Auditor of Marion County and to the Recorder of Marion County, Ohio.

Section 5. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

[Signature]
PRESIDENT OF COUNCIL

PASSED: August 26, 1991
APPROVED: August 29, 1991

[Signature]
MAYOR

ATTEST: *[Signature]*
CLERK

ORDINANCE NO. 1991- 104

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT FOR THE LEASE OF CERTAIN FARM LANDS ADJACENT TO THE MARION MUNICIPAL AIRPORT.

WHEREAS, on November 23, 1981, Council authorized the Service Director to advertise for bids and enter into a contract to lease certain farm lands adjacent to the Marion Municipal Airport as shown and delineated on a plat on file in the office of the Service Director, and

WHEREAS, such lease will expire September 30, 1991,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

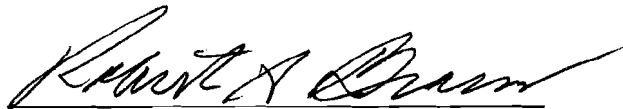
Section 1. That the Service Director is hereby authorized to advertise for bids and enter into a lease for a period of five (5) crop years commencing October 1, 1991 and ending September 30, 1996, for the above described farm land.

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

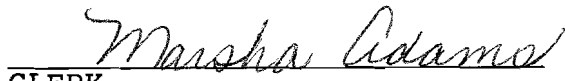

PRESIDENT OF COUNCIL

PASSED: August 26, 1991

APPROVED: August 29, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 105ORDINANCE DESIGNATING DEPOSITORIES OF PUBLIC MONEYS
OF THE CITY OF MARION, AND DECLARING AN EMERGENCY.

WHEREAS, applications have been received from eligible institutions to serve as depositories of the public moneys of the City of Marion, which applications are presently on file with this City and in the office of the City Treasurer thereof and which are hereby incorporated herein by reference, and it is therefore essential that action be taken on such applications as in this ordinance provided;

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the applications to serve as depositories of the active moneys of this City which have been received from the financial institutions referred to below, all of which are hereby determined to be eligible institutions for the deposit of such moneys, are hereby found to be in conformity with law, including Chapter 135 of the Ohio Revised Code, and the following financial institutions are hereby designated as public depositories of the active moneys under the control of this City for the period from September 14, 1991 to and including September 13, 1993, provided, however, that none of such institutions shall be permitted to receive and have on deposit at any one time a greater amount of active deposits of moneys of this City than that specified in its application for the same. That, on the basis of the operating needs of this City, the first \$25,000.00 of such moneys subject to the control of this City shall, in accordance with Section 135.04 of the Ohio Revised Code, be deposited in the FAHEY BANKING COMPANY and that the active moneys of this City in excess of such sum of \$25,000.00 shall be deposited in such institutions in proportion to their respective award quotas as determined pursuant to such Section 135.04. Said institutions and the amount of deposit in each are as follows:

<u>DEPOSITORY OF ACTIVE MONEYS</u>	<u>PERCENT TO BE DEPOSITED</u>
BancOhio National Bank	19.13%
Bank One, Marion	36.56%
The Fahey Banking Company	29.49%
The Commercial Savings Bank	7.48%
The Marion Bank	7.34%

Section 2. That the applications to serve as depositories of the interim funds of this City which have been received from the finance institutions referred to below, all of which are hereby determined to be eligible institutions for the deposit of such moneys, are hereby found to be in conformity with law, including Chapter 135, Ohio Revised Code, and the financial institutions referred to below are hereby designated as public depositories of the interim moneys under the control of this City for the period from September 14, 1991 to and including September 13, 1993:

NAME OF INSTITUTION

The Commercial Savings Bank
The Fahey Banking Company
Bank One, Marion
BancOhio National Bank
State Savings Bank
*The Marion Bank

Section 3. The City Treasurer be and he is hereby authorized to determine from time to time the amount of funds available for investment or deposit as interim moneys, to select the date or dates for investment or deposit of such interim moneys, and to select the classifications of obligations for the investment or deposit of such moneys as provided in Section 135.14, Ohio Revised Code, provided that if such moneys are determined to be deposited as interim deposits (evidenced by a certificate of deposit), in accordance with Division (C) of Section 135.14, the same shall be deposited with the financial institution specified above which offered to pay the highest permissible interest as nearly as practicable in pro-

*Amended on Council floor 08/26/91

portion to the respective capital funds as defined in Section 135.01(C), Ohio Revised Code, taking into account, however, the amount of funds from time to time to be deposited, the amount required to be deposited to obtain the highest permissible interest rate, and the maturity dates and rights of redemption with respect to the respective deposits; and provided further that the Treasurer shall, within thirty days after classifying any public moneys as interim moneys, notify this Council of such classification and of the investment or deposits made pursuant to this Section.

Section 4. That the award of public moneys herein made is subject to the provisions of Chapter 135 of the Ohio Revised Code, including the limitation imposed by, and the variations permitted by, Sections 135.03 and 135.20 thereof, respectively; and, subject to the provisions of such Chapters, deposits of moneys shall be made pursuant to this ordinance from time to time in accordance with the financial requirements of this City.

Section 5. That the City Treasurer is hereby directed to keep all such applications on file in his office.

Section 6. That the City Treasurer is hereby directed to forward certified copies of this ordinance to the financial institutions herein designated as public depositories of this City and the Mayor and the City Treasurer are hereby authorized and directed to execute on behalf of this City such memorandum agreements relating to the designation of such institutions as public depositories and the securing of deposits therein as are required, authorized or permitted by law.

Section 7. That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

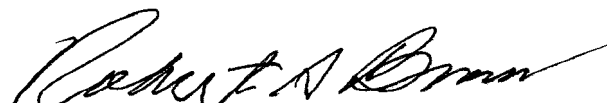
Section 8. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, welfare and safety of this City and the inhabitants thereof and for the further reason that this ordinance must be effective immediately in order to maintain the investment of funds and provide for depository banks for active funds of the City, such provisions being necessary for the proper operation of the City; and as such, shall take effect immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



 PRESIDENT OF COUNCIL

PASSED: August 26, 1991

APPROVED: August 29, 1991



 MAYOR

ATTEST:



 CLERK

ORDINANCE NO. 1991- 106

ORDINANCE MAKING ADDITIONAL APPROPRIATIONS FOR THE YEAR ENDING DECEMBER 31, 1991, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That there be additional appropriations in the amount of \$70,000.00, as follows:

UDAG Loan Repayment Fund

Primary Activity	276-04-539-000-000-900	\$(30,000)
Grant	276-04-539-230-000-332	<u>50,000</u>
TOTAL UDAG Loan Repay.Fund.....		\$20,000

SCMR Fund

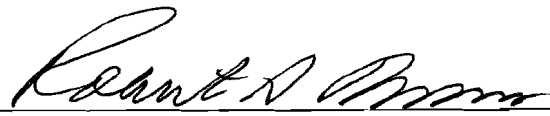
Transfer to Bond Retirement	207-06-612-270-000-716	<u>\$ 50,000</u>
TOTAL SCMR Fund.....		\$50,000

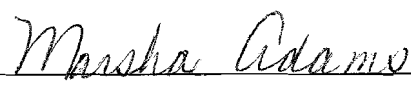
Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the City of Marion and the inhabitants thereof and for the further reason that it is necessary for the daily operation of said City; and as such, shall take effect immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.


PRESIDENT OF COUNCIL

PASSED: August 26, 1991

APPROVED: August 29, 1991


MAYOR

ATTEST:

CLERK

ORDINANCE NO. 1991- 107

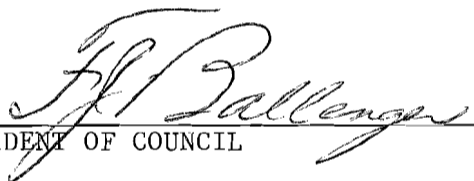
ORDINANCE AUTHORIZING THE CITY AUDITOR TO PAY BILLS
FROM VARIOUS CITY DEPARTMENTS PURSUANT TO OHIO
REVISED CODE §5705.41(D), AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the City Auditor is hereby authorized to pay bills from various city departments pursuant to O.R.C. §5705.41(D) which reads in part as follows: "No subdivision or taxing unit shall make any contract or give any order involving the expenditure of money unless there is attached thereto a certificate of the fiscal officer of the subdivision that the amount required to meet the same... such taxing authority may authorize the issuance of a warrant in payment of such amounts due upon such contract, but such resolution or ordinance shall be passed within thirty days from the receipt of such certificate."

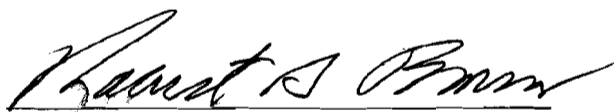
Swimming Pool Fund \$276.54

Section 2. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of the City of Marion and the inhabitants thereof and for the further reason that it provides for the daily operation of said City, and as such, shall become effective immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

PASSED: August 26, 1991

APPROVED: August 29, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 108ORDINANCE MAKING ADDITIONAL APPROPRIATIONS FOR THE YEAR
ENDING DECEMBER 31, 1991, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County,
Ohio:

Section 1. That there be additional appropriations in the amount of
\$593,600.00 made in the Comprehensive Housing Fund as follows:

Salaries	271-04-541-210-326-110	\$ 50,100.00
Benefits	271-04-541-210-326-120	12,700.00
Private Rehabilitation	271-04-541-230-000-322	425,000.00
Administration	271-04-541-230-000-324	25,300.00
Street Improvement	271-04-541-230-000-325	16,700.00
Implementation	271-04-541-230-000-326	2,500.00
Flood & Drainage	271-04-541-230-000-327	17,600.00
Emergency Home Repair	271-04-541-230-000-328	10,000.00
Curbs & Sidewalks	271-04-541-230-000-337	<u>33,700.00</u>
	TOTAL	\$593,600.00

Section 2. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary for the daily operation of said City; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.


PRESIDENT OF COUNCIL

PASSED: September 9, 1991

APPROVED: September 10, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 109

ORDINANCE TO AMEND SECTION 943.03 (CITY SOLE AND EXCLUSIVE COLLECTOR OF DOMESTIC REFUSE CUSTOMER AND/OR HOUSEHOLD) OF THE CODIFIED ORDINANCES OF THE CITY OF MARION, AND DECLARING AN EMERGENCY

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That Section 943.03 of the Codified Ordinances, now reading in part as follows:

943.03 CITY SOLE AND EXCLUSIVE COLLECTOR OF DOMESTIC REFUSE CUSTOMER AND/OR HOUSEHOLD

"No person other than the City or its agents or employees (i.e. the collector) shall collect, transport or haul over or through any alley or street, or dispose of, any domestic refuse within the City except commercial establishments or public institutions that have qualified for an exception by installing on their premises a stationary hydraulic refuse compactor with a ram face size of at least twenty-nine inches by fifty-three inches and a rated capacity of at least 1.9 cubic yards. The Service Director shall give prior written approval to use such equipment provided such equipment conforms to specifications on file in the office of the Service Director and open to public inspection.

Commercial establishments or public institutions that install approved equipment may then contract with a private hauler provided the private hauler has suitable equipment to haul compacted domestic refuse over or through any alley or street. Equipment must be completely enclosed and leakproof and must have the prior written approval of the Service Director.

Nothing herein contained shall allow private permittees the right to collect or transport domestic refuse from residential property over City streets."

is hereby amended to read as follows:

"943.03 CITY SOLE AND EXCLUSIVE COLLECTOR OF RESIDENTIAL DOMESTIC REFUSE; EXEMPTIONS FOR COMMERCIAL COLLECTIONS; LICENSING

No person other than the City or its agents or employees (i.e. the collector) shall collect, transport or haul over or through any alley or street, or dispose of, any domestic refuse from a resident or residential location within the City except as follows:

1. Commercial establishments or public institutions that have qualified for an exception by installing on their premises the stationary hydraulic refuse compactor with a ram face size of at least twenty-nine inches by fifty-three inches and a rated capacity of at least 1.9 cubic yards. The Service Director shall give prior written approval to use such equipment provided such equipment conforms to specifications on file with the office of the Service Director and open to public inspection. Commercial establishments or public institutions that install approved equipment may then contract with a private hauler provided the private hauler has suitable equipment to haul compacted domestic refuse over or through any alley or street and is licensed in accordance with Section 943.13 of this chapter. Equipment must be completely enclosed and leakproof and must have the prior written approval of the Service Director.
2. Any commercial establishment or public institution which has an existing contract with a private hauler duly licensed and qualified under 943.13 of this chapter.
3. Any commercial establishment or public institution, presently receiving removal and disposal services from the City of Marion may, at its option, upon thirty (30) days notice to the City of Marion elect to qualify for private hauling under the provisions of this section and Section 943.13 hereof."

Section 2. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary to comply with the state statute; and as such, shall take effect immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.

PRESIDENT OF COUNCIL

PASSED:

APPROVED:

MAYOR

ATTEST:

CLERK

defeated 9/12/91

ORDINANCE NO. 1991 - 110

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR, ON BEHALF OF THE CITY OF MARION, TO ENTER INTO A LEASE AGREEMENT WITH THE LOYAL ORDER OF THE MOOSE LODGE 889, TO LEASE THE PROPERTY KNOWN AS MARK STREET FIRE STATION, 123 EAST MARK STREET, MARION, OHIO, FOR THE "SAFETY CITY" PROGRAM, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Service Director be and he is hereby authorized to enter into a lease agreement with The Loyal Order of the Moose Lodge 889, to lease the property known as Mark Street Fire Station, 123 East Mark Street, Marion, Ohio, to be used ~~exclusively~~ for the "Safety City" program. *

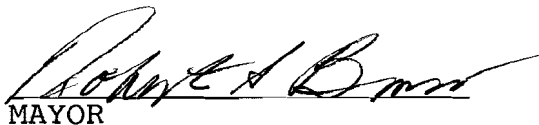
Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and so that the lease can be effective as soon as possible to carry on this "Safety City" program; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.


PRESIDENT OF COUNCIL

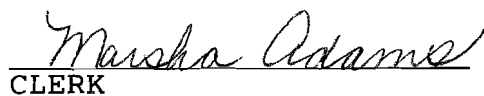
PASSED: September 23, 1991

APPROVED: September 24, 1991

*Amended on Council floor 09/23/91


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991 - 111

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO
 ENTER INTO A CONTRACT WITH J. R. MASON, INC. FOR
 REPAIRS TO THE WASTEWATER TREATMENT PLANT, AND
 DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County,
 Ohio:

Section 1. That the Service Director be and he is hereby
 authorized to enter into a contract with J. R. Mason, Inc. for Repairs to
 the Wastewater Treatment Plant.

Section 2. That the total cost of said contract is \$122,200.00
 Funds are available in the Land and Building Maintenance Account (504-05-
 553-230-000-370).

Section 3. That this ordinance is hereby declared to be an
 emergency measure necessary for the immediate preservation of the public
 health, welfare and safety of the community and the City employees and for
 the further reason that parts of the project must be completed during the
 period of non-chlorination; and as such, shall take effect and be in force
 immediately upon its passage and approval by the Mayor provided it receives
 the affirmative vote of two-thirds of all members elected to Council;
 otherwise, it shall become effective from and after the earliest period
 allowed by law.

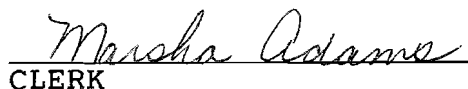

 PRESIDENT OF COUNCIL

PASSED: September 23, 1991

APPROVED: September 24, 1991


 MAYOR

ATTEST:


 CLERK

ORDINANCE MAKING ADDITIONAL APPROPRIATIONS FOR
THE YEAR ENDING DECEMBER 31, 1991, AND
DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County,
Ohio:

Section 1. That there be additional appropriations made in the
amount of ~~\$25,153.50~~ as follows:
26,022.00

SCMR Fund

Supplies	207-06-612-240-000-420	\$20,000.00
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WIC Fund

Equipment	215-02-223-250-000-450	\$ 996.00	
Benefits	215-02-542-210-000-120	2,900.00	
Travel	215-02-542-220-000-220	250.00	176.00
Equipment Maint. Utilities	215-02-542-230-000-310360	7.50	200.00
Supplies	215-02-542-240-000-420	1,000.00	1,750.00
Total WIC Fund		\$ 5,153.50	6,022.00


Section 2. That this ordinance is hereby declared to be an
emergency measure necessary for the immediate preservation of the public
health, welfare and safety of the City of Marion and the inhabitants
thereof and for the further reason that it is necessary for the daily
operation of said City; and as such, shall take effect and be in force
immediately upon its passage and approval by the Mayor provided it receives
the affirmative vote of two-thirds of all members elected to Council;
otherwise, it shall become effective from and after the earliest period
allowed by law.


PRESIDENT OF COUNCIL

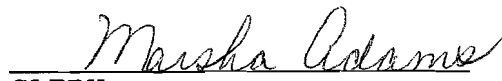
PASSED: September 23, 1991

APPROVED: September 24, 1991

*Amended on Council floor 09/23/91


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991 - 113

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO DEVELOP SPECIFICATIONS AND ADVERTISE FOR BIDS TO REPAIR THE ROOF OF THE CITY SALT SHED AT 200 CASS AVENUE, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:


Section 1. That the Service Director be and he is hereby authorized to develop specifications and advertise for bids to repair the roof of the City Salt Shed at 200 Cass Avenue.

Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary for the daily operation of the City; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.

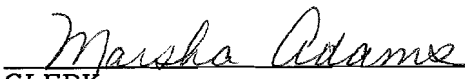

PRESIDENT OF COUNCIL

PASSED: September 23, 1991

APPROVED: September 24, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991 - 114

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO PREPARE SPECIFICATIONS, ADVERTISE FOR BIDS, AND ENTER INTO A CONTRACT FOR THE PURCHASE OF FERRIC CHLORIDE, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Service Director be and he is hereby authorized to prepare specifications, advertise for bids and enter into a contract for the purchase of ferric chloride.

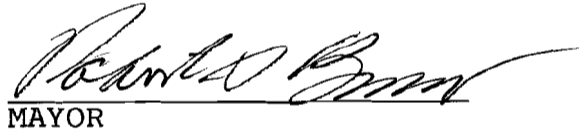
Section 2. Funds are available in the Supplies and Material Account (505-05-552-240-000-420).

Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that the current contract with PVS Technologies expires February 29, 1992; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.

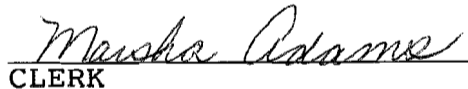

PRESIDENT OF COUNCIL

PASSED: September 23, 1991

APPROVED: September 24, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991 - 115

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO PREPARE SPECIFICATIONS, ADVERTISE FOR BIDS, AND ENTER INTO A CONTRACT FOR THE PURCHASE OF POLYMER, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Service Director be and he is hereby authorized to prepare specifications, advertise for bids and enter into a contract for the purchase of polymer.

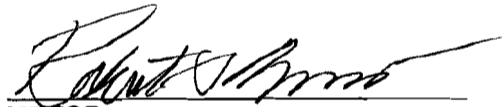
Section 2. Funds are available in the Supplies and Materials Account (505-05-552-240-000-420).

Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that the current contract with Allied Colloids expires February 29, 1992; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

PASSED: September 23, 1991

APPROVED: September 24, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 116

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO PREPARE SPECIFICATIONS, ADVERTISE FOR BIDS ~~AND ENTER INTO CONTRACTS~~ TO RESURFACE AND LANDSCAPE THE CITY PARKING LOT AT THE CORNER OF S. PROSPECT AND W. CHURCH STREETS, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Service Director be and he is hereby authorized to prepare specifications, advertise for bids ~~and enter into contracts~~ to resurface and landscape the city parking lot at the corner of S. Prospect and W. Church Streets.

Section 2. That the cost of said contracts shall be payable from the CDBG Downtown Funds and Economic Development Funds.

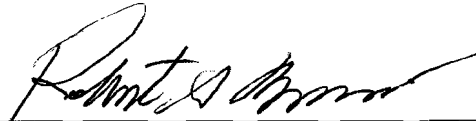
Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that all work must be completed by December 31, 1991 in order to comply with the terms of the government grants; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

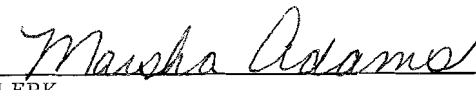
PASSED: September 23, 1991

APPROVED: September 24, 1991 *Amended on Council floor 09/23/91



MAYOR

ATTEST:



CLERK

ORDINANCE NO. 1991- 117

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH BALDAUF CONSTRUCTION COMPANY, INC. TO RESURFACE THE CITY PARKING LOT AT THE CORNER OF S. PROSPECT AND W. CHURCH STREETS, AND DECLARING AN EMERGENCY.

WHEREAS. pursuant to Ordinance No. 1991-116, the Service Director was authorized to advertise for bids to resurface the city parking lot at the corner of S. Prospect and W. Church Streets, and

WHEREAS, Baldauf Construction Company, Inc. submitted the only bid,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Service Director be and he is hereby authorized to enter into contract with Baldauf Construction Company, Inc., 211 Dix Avenue, Marion, Ohio to resurface the city parking lot at the corner of S. Prospect and W. Church Streets.

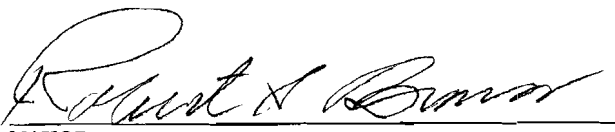
Section 2. That the cost of said contract - \$30,285.00 - shall be payable from the CDBG Downtown Funds and Economic Development Funds.

Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary that the work be completed prior to the end of the construction season; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

PASSED: October 8, 1991

APPROVED: October 9, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991-118

ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF MARION
BY REZONING THE WEST SIDE OF PARK BOULEVARD FROM LOT 1582
SOUTH TO COLUMBIA STREET FROM I-2 (GENERAL INDUSTRIAL) TO
R-2 (GENERAL RESIDENCE DISTRICT).

WHEREAS, Council finds that the real property described in Section 1 below should be rezoned from I-2 (General Industrial) to R-2 (General Residential District), and

WHEREAS, the Marion City Planning Commission has considered and approved the rezoning from I-2 to R-2, and

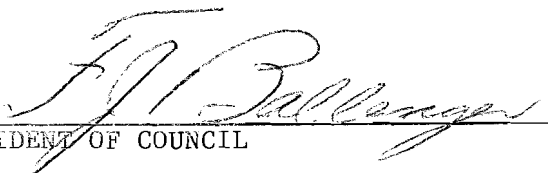
WHEREAS, due notice of the hearing on said rezoning has been given by publication in accordance with law,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the west side of Park Boulevard from Lot 1582 south to Columbia Street heretofore zoned I-2 (General Industrial District) is hereby rezoned R-2 (General Residence District).

Section 2. That the Clerk of Council is hereby authorized and directed to make said change on the Zoning District Map of the City of Marion, on file in the office of the Clerk of Marion City Council and on the copy thereof on file in the office of the Safety Director.

Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.


PRESIDENT OF COUNCIL

PASSED: October 14, 1991

APPROVED: October 15, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 119

ORDINANCE MAKING AN ADDITIONAL APPROPRIATION FOR THE YEAR ENDING DECEMBER 31, 1991, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That there be an additional appropriation made in the General Fund in the amount of \$500.00 as follows:

Civil Service-Professional Services 101-07-717-230-000-320 \$500.00

Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary for the daily operation of said City; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

PASSED: October 14, 1991

APPROVED: October 15, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 120

ORDINANCE MAKING ADDITIONAL APPROPRIATIONS FOR THE YEAR
ENDING DECEMBER 31, 1991, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County
Ohio:

Section 1. That there be additional appropriations made in the amount
of \$68,274.26 as follows:

General Fund

Police - Insurance	101-01-111-230-000-380	\$14,862.26
Airport - Prof. Services	101-06-621-230-000-320	<u>1,500.00</u>
	Total General Fund	\$16,362.26

Transit Fund

FY91 Capital Equipment	502-06-512-250-000-450	\$35,187.00
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Landfill Monitoring Fund

Professional Service	507-05-563-230-000-320	\$16,725.00
	Grand Total	<u>\$68,274.26</u>

Section 2. That this ordinance is hereby declared to be an emergency
measure necessary for the immediate preservation of the public health, welfare
and safety of the City of Marion and the inhabitants thereof and for the further
reason that it is necessary for the daily operation of said City; and as such,
shall take effect and be in force immediately upon its passage and approval by
the Mayor, provided it receives the affirmative vote of two-thirds of all members
elected to Council; otherwise, it shall become effective from and after the
earliest period allowed by law.


PRESIDENT OF COUNCIL

PASSED: October 14, 1991

APPROVED: October 15, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 121

ORDINANCE AUTHORIZING THE CITY AUDITOR TO PAY AN INVOICE FROM THE SERVICE DIRECTOR'S OFFICE, AND DECLARING AN EMERGENCY.

WHEREAS, the Professional Service appropriation of the Service Director was exhausted and has since been replenished, and


WHEREAS, expenses were incurred due to an ongoing SERB Filing (Hearing) prior to said replenishment, and

WHEREAS, it is in the best interest of the City of Marion to pay said expenses,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the City Auditor is hereby authorized and directed to pay Downes & Hurst, Attorneys at Law, \$684.15 for services rendered during the time of the Finance Committee's deliberation.


Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that the expense payment is past due; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



 PRESIDENT OF COUNCIL

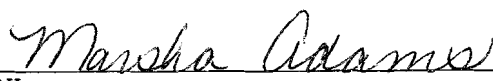
PASSED: October 14, 1991

APPROVED: October 15, 1991



 MAYOR

ATTEST:



 CLERK

ORDINANCE NO. 1991- 122

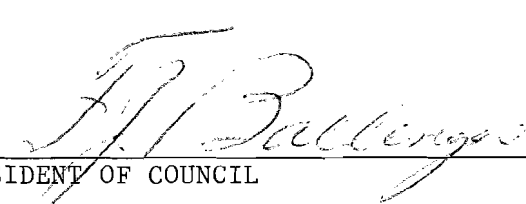
ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH FLOYD BROWNE ASSOCIATES, INC., WITHOUT FORMAL ADVERTISING AND BIDS, TO PREPARE A NEW CLOSURE PLAN FOR THE CITY LANDFILL, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Service Director be and he is hereby authorized to enter into contract with Floyd Browne Associates, Inc., without formal advertising and bids, to prepare a new closure plan for the city landfill.

Section 2. That the cost of said contract - \$16,725.00 - shall be payable from the Landfill Monitoring Prof. Service Fund -507-05-563-230-000-320.

Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary in order to meet the OEPA deadline; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.


PRESIDENT OF COUNCIL

PASSED: October 14, 1991

APPROVED: October 15, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991 - 123

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO PREPARE SPECIFICATIONS AND ADVERTISE FOR BIDS FOR THE HAULING OF DIRT FOR THE PURPOSES OF DAILY LAND COVER FROM THE HERR ROAD SITE TO THE SITE OF THE MARION CITY LANDFILL, AND DECLARING AN EMERGENCY.

WHEREAS, it is necessary to transport dirt from the Herr Road site to the site of the Marion City Landfill to provide for daily cover in order to comply with Ohio EPA rules and regulations, and

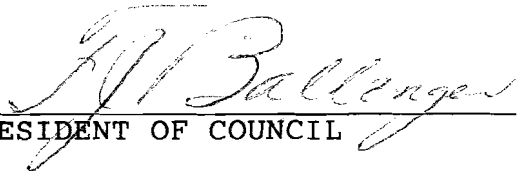
WHEREAS, it is necessary to secure a fixed price for this purpose from the present time until the approximate date of closing of the Marion City Landfill in order to assure compliance with the Ohio EPA rules, regulations and consent orders, and

WHEREAS, the amount expected necessary for funding of this will exceed the statutory amount requiring bidding of \$10,000.00,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Service Director be and he is hereby authorized to prepare specifications and advertise for bids in order to secure a contract for the hauling of dirt from the Herr Road site to the Marion City Landfill.

Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary for the daily operation of the landfill in order to be in compliance with the Ohio EPA rules, regulations and the consent orders now in effect; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

PASSED: October 14, 1991

APPROVED: October 15, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991 - 124


ORDINANCE AUTHORIZING THE CITY AUDITOR TO PAY
BILLS FROM VARIOUS CITY DEPARTMENTS PURSUANT
TO OHIO REVISED CODE §5705.41(D), AND DECLARING
AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the City Auditor is hereby authorized to pay bills from various city departments pursuant to O.R.C. §5705.41(D) which reads in part as follows: "No subdivision or taxing unit shall make any contract or give any order involving the expenditure of money unless there is attached thereto a certificate of the fiscal officer of the subdivision that the amount required to meet the same. . . such taxing authority may authorize the issuance of a warrant in payment of such amounts due upon such contract, but such resolution or ordinance shall be passed within thirty days from the receipt of such certificate."

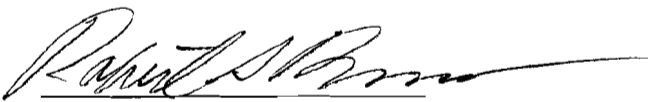
SCMR Fund	\$ 726.37
Sewer Revenue Fund	241.60
Recycling Fund	<u>753.19</u>
TOTAL	\$1,721.16

Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it provides for the daily operation of the City; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.

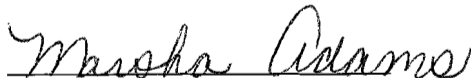

PRESIDENT OF COUNCIL

PASSED: October 28, 1991

APPROVED: October 29, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE MAKING ADDITIONAL APPROPRIATIONS
FOR THE YEAR ENDING DECEMBER 31, 1991, AND
DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That there be additional appropriations made in the amount of \$19,451.00 as follows:

Senior Citizens Fund

Salaries	203-03-426-210-000-110	\$ 928.00
Supplies	203-03-426-240-000-420	<u>329.00</u>
TOTAL Senior Citizen Fund		\$1,257.00

Early Intervention Fund

Schooling	249-02-542-230-000-221	\$1,000.00
Utility	249-02-542-230-000-310	500.00
Supplies	249-02-542-240-000-420	<u>1,250.00</u>
TOTAL Early Intervention Fund		\$2,750.00

Southeast Storm Sewer Fund

Construction	556-05-533-250-000-520	\$15,444.00
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Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary for the daily operation of said City; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.

J. T. Gallenger
PRESIDENT OF COUNCIL

PASSED: October 28, 1991

APPROVED: October 29, 1991

Robert S. Brown
MAYOR

ATTEST:

Misha Adams
CLERK

ORDINANCE NO. 1991-126

ORDINANCE TO ESTABLISH AN ECONOMIC AND COMMUNITY DEVELOPMENT PROGRAM THROUGH THE STATE OF OHIO UNDER THE STATE OF OHIO'S COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) SMALL CITIES' PROGRAM AND TO AUTHORIZE THE MAYOR TO APPLY FOR THESE FUNDS AND ADMINISTER THE GRANT, AND DECLARING AN EMERGENCY.

WHEREAS, this Council recognizes the need for programs which remove slums and blight, benefit low-and-moderate income households or meet other urgent community development needs, and

WHEREAS, the CDBG Small Cities' Program makes funds available for projects which address these problems, and

WHEREAS, the Mayor must submit an application to the State of Ohio, Department of Development, to receive funds which have been authorized for the City of Marion to be used on eligible activities which address the community and economic development problems,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That this Council hereby authorizes the Mayor to submit an application for CDBG Small Cities' funds, including the following activities:

- 1. Emergency Home Repair..... \$ 25,100.00
 - 2. Private Rehabilitation..... 30,000.00
 - 3. Curbs and Sidewalks..... 30,000.00
 - 4. Removal of Architectural Barriers..... 30,000.00
 - 5. Planning..... 10,000.00
 - 6. Administration & Implementation..... 29,000.00
- \$154,100.00

Section 2. That, upon approval of the City of Marion's grant application, the Mayor is hereby authorized to accept the grant and administer the CDBG Small Cities' Program in the City of Marion.


Section 3. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that the grant application must be filed immediately in order to be eligible for consideration; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to council; otherwise, it shall become effective from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

PASSED: October 28, 1991

APPROVED: October 29, 1991



MAYOR

ATTEST:



CLERK OF COUNCIL

ORDINANCE NO. 1991- 127

ORDINANCE AMENDING CHAPTER 941 (MARION MUNICIPAL AIRPORT)
OF THE CODIFIED ORDINANCES OF THE CITY OF MARION, BY AMENDING
SECTION 941.03 (TERMS & CONDITIONS OF LEASES).

BE IT ORDAINED by the Council of the City of Marion, Marion County,
Ohio:

Section 1. That Section 941.03 of the Codified Ordinances, now reading
in part as follows:

"941.03 TERMS AND CONDITIONS OF LEASES.

All leases shall contain and be subject to the following terms and
conditions where applicable:

- (a) Area Leased. The lease shall state the purpose for which the parcel
of land leased is to be used and the parcel of land leased shall be
in an area designated to be used for such purpose on the Marion
Municipal Airport Master Plan, revised December, 1964, and titled
"Airport Layout Plan", which was approved by the Board of Airport
Commissioners December 29, 1964, and filed in the office of the
City Engineer. (Ord. 65-123. Passed 12-13-65.)
- (b) Term of Lease. The original term of any lease shall not exceed twenty-
five years. An option to renew such lease may be granted in the
original lease with terms to be negotiated upon exercise of the option.
- (c) Lease Payments. The consideration for the lease shall be the sum of
five cents (5¢) per square foot per year for land leased.
(Ord. 1976-54. Passed 4-26-76.)
(2) The sum of one cent (1¢) per square foot per year for all other
land."

is hereby amended to read as follows:


"941.03 TERMS AND CONDITIONS OF LEASES.

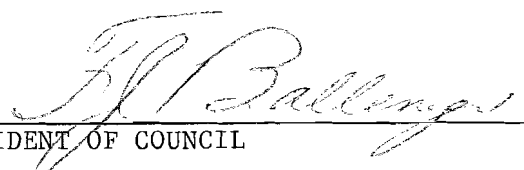
All leases shall contain and be subject to the following terms and
conditions where applicable:

- (a) Area Leased. The lease shall state the purpose for which the parcel
of land leased is to be used and the parcel of land leased shall be
in an area designated to be used for such purpose on the Marion
Municipal Airport Master Plan and titled "1981 Airport Master Plan",
which was approved by the Board of Airport Commissioners and filed
in the office of the City Engineer.
- (b) Term of Lease. The original term of any lease shall not exceed twenty-
five years. An option to renew such lease may be granted in the
original lease with terms to be negotiated upon exercise of the option.
- (c) Lease Payments. The consideration for the lease shall be the sum of
not less than five cents (5¢) per square foot per year for all land
leased."

Section 2. That this ordinance shall take effect and be in force from and
after the earliest period allowed by law.

PASSED: October 28, 1991
APPROVED: October 29, 1991


MAYOR


PRESIDENT OF COUNCIL

ATTEST:


CLERK

ORDINANCE NO. 1991- 128

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH FLOYD BROWNE ASSOCIATES, INC. WITHOUT FORMAL ADVERTISING AND BIDS, TO PREPARE A SURFACE WATER DIVERSION PLAN AND GROUNDWATER QUALITY ASSESSMENT PLAN FOR THE CITY LANDFILL, AND DECLARING AN EMERGENCY.

WHEREAS, The City of Marion entered ^{into} a Consent Order with the Ohio Environmental Protection Agency which was finalized by the issuance of the Director's Final Findings and Orders on September 24, 1991, and

WHEREAS, pursuant to the terms and conditions of the Director's Final Findings and Orders, the City must submit a surface water diversion plan and groundwater quality assessment plan to the Ohio EPA within 60 days and 90 days respectively of September 24, 1991, and


WHEREAS, The City of Marion received proposals for the preparation of these plans pursuant to Resolution No. 1991-43 from five engineering firms on October 25, 1991;

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Service Director be and he is hereby authorized to enter into contract with Floyd Browne Associates, Inc. without formal advertising and bids, pursuant to the proposal submitted to the City for the preparation of surface water and groundwater plans for the City's compliance with the Ohio EPA Director's Final Findings and Orders.

Section 2. That the cost of said contract - \$ 19,879.00 shall be payable from the Landfill Monitoring Prof. Service Fund-507-05-563-230-000-320.

Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary in order to meet the OEPA deadline; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.


PRESIDENT OF COUNCIL

PASSED: October 28, 1991

APPROVED: October 29, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 129

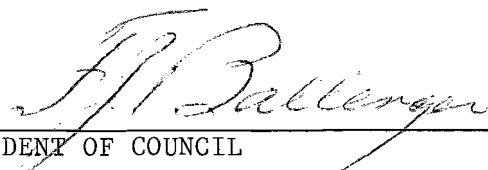
ORDINANCE MAKING AN ADDITIONAL APPROPRIATION FOR THE YEAR
ENDING DECEMBER 31, 1991, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County,
Ohio:

Section 1. That there be an additional appropriation made in the Landfill
Monitoring Fund in the amount of \$19,879.00 as follows:

Professional Services 507-05-563-230-000-320 \$19,879.00


Section 2. That this ordinance is hereby declared to be an emergency
measure necessary for the immediate preservation of the public health, welfare
and safety of the City of Marion and the inhabitants thereof and for the further
reason that it is necessary for the daily operation of said City; and as such,
shall take effect and be in force immediately upon its passage and approval by
the Mayor, provided it receives the affirmative vote of two-thirds of all members
elected to Council; otherwise, it shall become effective from and after the
earliest period allowed by law.



PRESIDENT OF COUNCIL

PASSED: October 28, 1991

APPROVED: October 29, 1991



MAYOR

ATTEST:



CLERK

ORDINANCE NO. 1991-130

ORDINANCE AUTHORIZING THE SAFETY DIRECTOR TO PREPARE SPECIFICATIONS AND ADVERTISE FOR BIDS FOR THE PURCHASE OF FOUR (4) OR FIVE (5) POLICE VEHICLES, AND AUTHORIZING TO BE TRADED THEREFORE FOUR (4) VEHICLES NOW OWNED BY THE CITY OF MARION.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the following motor vehicles now owned by the City of Marion and used in the Division of Safety, to-wit:

Four (4) 1988 LTD Ford Crown Victoria Cruisers, known as

	<u>MILEAGE</u>	<u>SERIAL NO.</u>
Car #1,	113,735	2FABP72F0JX202120
Car #2,	122,590	2FABP72F2JX202121
Car #3,	119,758	2FABP72F4JX202122
Car #4,	102,432	2FABP72F4JX202119

is either unfit for public use or obsolete and it is in the best interest of the City of Marion that said motor vehicles be sold simultaneously with the purchase of new motor vehicles for use in the Division of Safety.

Section 2. That the Safety Director is hereby authorized and directed to prepare specifications and advertise for bids for the purchase of four (4) or five (5) new motor vehicles for use in the Division of Safety .

Section 3. That in advertising for bids for the purchase of said new vehicles, the Safety Director is authorized and directed to include a notice of the willingness to accept bids for the sale of the motor vehicles described in Section 1 hereof as a credit against the bid for said new motor vehicles.

Section 4. This ordinance shall take effect and be in force from and after the earliest period allowed by law.

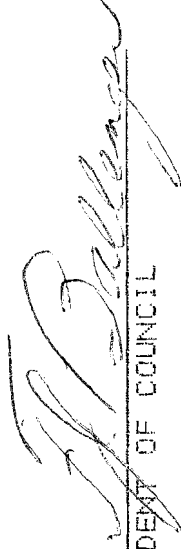
PASSED: November 11, 1991

APPROVED: November 12, 1991


MAYOR

ATTEST:


CLERK OF COUNCIL


PRESIDENT OF COUNCIL

ORDINANCE NO. 1991-131

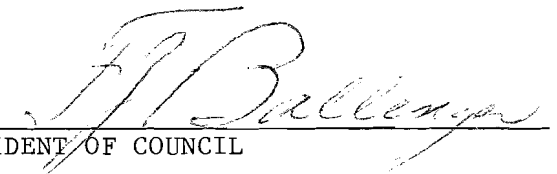
ORDINANCE AUTHORIZING THE CITY AUDITOR TO PAY BILLS
FROM VARIOUS CITY DEPARTMENTS PURSUANT TO OHIO
REVISED CODE §5705.41(D), AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the City Auditor is hereby authorized to pay bills from various city departments pursuant to O.R.C. §5705.41(D) which reads in part as follows: "No subdivision or taxing unit shall make any contract or give any order involving the expenditure of money unless there is attached thereto a certificate of the fiscal officer of the subdivision that the amount required to meet the same... such taxing authority may authorize the issuance of a warrant in payment of such amounts due upon such contract, but such resolution or ordinance shall be passed within thirty days from the receipt of such certificate."

General Fund	\$	780.00
Sanitation Fund		1,895.00
S.E. Storm Sewer Fund		<u>415,820.40</u>
TOTAL		\$418,495.40

Section 2. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of the City of Marion and the inhabitants thereof and for the further reason that it provides for the daily operation of said City, and as such, shall become effective immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.


PRESIDENT OF COUNCIL

PASSED: November 11, 1991

APPROVED: November 12, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 132

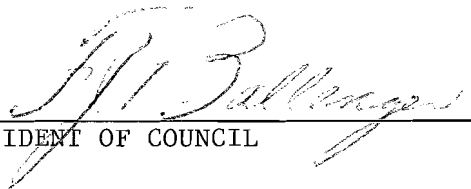
ORDINANCE MAKING AN ADDITIONAL APPROPRIATION FOR THE YEAR ENDING DECEMBER 31, 1991, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That there be an additional appropriation made in the Law Enforcement Trust Fund in the amount of \$5,300.00 as follows:

Trust Expenditures 737-09-823-270-000-731 \$5,300.00

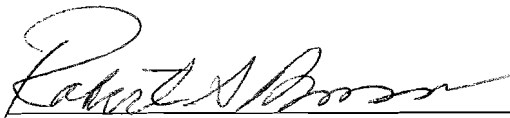
Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary for the daily operation of said City; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

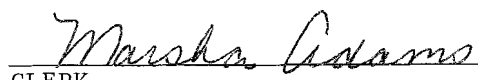
PASSED: November 11, 1991

APPROVED: November 12, 1991



MAYOR

ATTEST:



CLERK

ORDINANCE NO. 1991- 133

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO PREPARE SPECIFICATIONS AND ADVERTISE FOR BIDS FOR THE PURCHASE OF A NEW TRUCK CAB AND CHASSIS WITH DUMP AND HOIST, FOR USE IN THE DIVISION OF WATER POLLUTION CONTROL, AND AUTHORIZING TO BE TRADED THEREFORE ONE (1) VEHICLE NOW OWNED BY THE CITY, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the following motor vehicle now owned by the City of Marion and used in the Division of Water Pollution Control, to-wit:

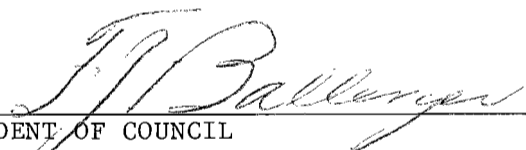
One (1) 1978 Ford F150, Serial No. F15BCCC9893, known as Unit No. 31, and having over 70,000 miles,

is either unfit for public use or obsolete and it is in the best interest of the City of Marion that said motor vehicle be sold simultaneously with the purchase of a new motor vehicle for use in the Division of Water Pollution Control.

Section 2. That the Service Director is hereby authorized and directed to prepare specifications and advertise for bids for the purchase of a new truck cab and chassis with dump and hoist for use in the Division of Water Pollution Control.

Section 3. That, in advertising for bids for the purchase of said new vehicle, the Service Director is authorized and directed to include a notice of willingness to accept bids for the sale of the motor vehicle described in Section 1 hereof as a credit against the bid for said new motor vehicle.

Section 4. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary to maintain proper sewer maintenance; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



 PRESIDENT OF COUNCIL

PASSED: November 11, 1991

APPROVED: November 12, 1991



 MAYOR

ATTEST:



 CLERK

ORDINANCE NO. 1991- 134

ORDINANCE AUTHORIZING THE SAFETY DIRECTOR TO ENTER INTO CONTRACT WITH THE MARION COUNTY SHERIFF'S DEPARTMENT FOR HOUSING PRISONERS FOR THE CITY OF MARION POLICE DEPARTMENT FOR THE YEAR 1992, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Safety Director is hereby authorized to enter into contract with The Marion County Sheriff's Department for housing prisoners for the City of Marion Police Department for the year 1992.

Section 2. That the estimated cost of this contract is forty two thousand dollars (\$42,000.00).

Section 3. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary for the daily operation of said City; and as such, shall take effect immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.

J. H. Bullinger
PRESIDENT OF COUNCIL

PASSED: November 25, 1991

APPROVED: November 26, 1991

Robert A. Brown
MAYOR

ATTEST:

Marsha Adams
CLERK OF COUNCIL

ORDINANCE NO. 1991-135

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO PREPARE SPECIFICATIONS AND ADVERTISE FOR BIDS TO REPAIR DAMAGE TO SECTIONS OF THE MAIN ROOF ON THE FRESHMAN BUILDING LOCATED ON WEST CHURCH STREET.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Service Director be and he is hereby authorized to prepare specifications and advertise for bids to repair damage to sections of the main roof on the Freshman Building.

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

PRESIDENT OF COUNCIL

PASSED:

APPROVED:

MAYOR

ATTEST:

CLERK

defeated 11/25/91


ORDINANCE NO. 1991-136

ORDINANCE RESTRICTING CERTAIN EXPENDITURES TO \$2,500.00
WITHOUT PRIOR LEGISLATIVE AUTHORITY, DECLARING AN
EMERGENCY. AND/

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

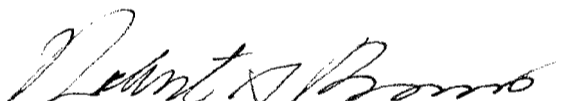
Section 1. No expenditure exceeding \$2,500.00 for any capital/
equipment contract, whether labor or materials, shall be permitted without
approval by ordinance; this limitation, however, shall not be applicable to
usual, customary expenditures for taxes, insurance, pension contributions,
utilities, operation of the Waste Water Treatment Plant, or such other
expenditures necessary for the health and safety of the citizens of the City of
Marion, Ohio.

Section 2. That this ordinance is hereby declared to be an emergency
measure necessary for the immediate preservation of the health, welfare and
safety of the City of Marion and the inhabitants thereof and for the further
reason that it provides for the daily operation of the City; and as such, shall
take effect and be in force immediately upon its passage and approval by the
Mayor provided it receives the affirmative vote of two-thirds of all members
elected to Council; otherwise, it shall become effective from and after the
earliest period allowed by law.



PRESIDENT OF COUNCIL

PASSED: November 25, 1991

APPROVED: November 26, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 137

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH QUALITY MAINTENANCE COMPANY, MARION, OHIO, TO REPAIR THE ROOF OF THE CITY SALT SHED AT 200 CASS AVENUE, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ordinance No. 1991-113, the Service Director was authorized to prepare specifications and advertise for bids to repair the roof of the city salt shed at 200 Cass Avenue, and

WHEREAS, Quality Maintenance Company, 343 N. State St., Marion, Ohio submitted the lowest and best bid,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Service Director be and he is hereby authorized to enter into contract with Quality Maintenance Company to repair the city salt shed roof.

Section 2. That the cost of said contract, \$34,100.00, shall be payable from the SCMR Fund - 207-06-612-250-000-520.

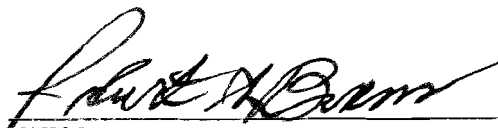
Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary for the daily operation of said City; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



 PRESIDENT OF COUNCIL

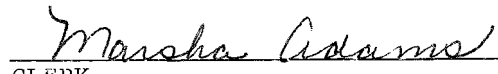
PASSED: December 9, 1991

APPROVED: December 10, 1991



 MAYOR

ATTEST:



 CLERK

ORDINANCE MAKING AN ADDITIONAL APPROPRIATION FOR THE YEAR ENDING DECEMBER 31, 1991, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That there be an appropriation made in the SCMR Fund in the amount of \$34,100.00 as follows:

Capital Improvement	207-06-612-250-000-520	\$34,100.00
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Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary for the daily operation of said City; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.

J.P. Ballenger

 PRESIDENT OF COUNCIL

PASSED: December 9, 1991

APPROVED: December 10, 1991

[Signature]

 MAYOR

ATTEST:

Marsha Adams

 CLERK

1991-139
ORDINANCE NO. _____

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH THE MATHEWS KENNEDY FORD LINCOLN-MERCURY, INC. FOR THE PURCHASE OF A NEW TRUCK CAB AND CHASSIS WITH DUMP BODY AND HOIST, FOR USE IN THE DIVISION OF WATER POLLUTION CONTROL, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Service Director is hereby authorized and directed to enter into contract with Mathews Kennedy Ford Lincoln-Mercury, Inc. for the purchase of a new truck cab and chassis with dump body and hoist for use in the Division of Water Pollution Control. Purchase price is \$22,195.30.

Section 2. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason of the order time limitation; and as such, shall take effect immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.

J. Ballenger

PRESIDENT OF COUNCIL

PASSED: December 9, 1991

APPROVED: December 10, 1991

Robert P. ...

MAYOR

* As amended on Council floor 12/09/91

ATTEST:

Marsha Adams

CLERK OF COUNCIL

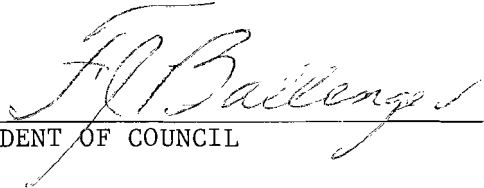
ORDINANCE NO. 1991- 141

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO PREPARE SPECIFICATIONS AND ADVERTISE FOR BIDS TO SELL CITY PROPERTY LOCATED ~~AT~~^{ON} EDWARDS STREET ~~AND~~ LISTED AS OUTLOT 436-24 AND THE PROPERTY LISTED AS OUTLOT 426-33.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Service Director be and he is hereby authorized to prepare specifications and advertise for bids to sell city property located ~~at~~ on ~~224~~ Edwards Street and listed as Outlot 436-24 and the property listed as Outlot 426-33.

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.




PRESIDENT OF COUNCIL

PASSED: December 9, 1991

APPROVED: December 10, 1991

*As amended on Council floor 12/09/91.



MAYOR

ATTEST:



CLERK

ORDINANCE NO. 1991- 142

ORDINANCE AUTHORIZING THE SAFETY DIRECTOR TO ENTER INTO A LEASE WITH HENNEY & COOPER, INC. FOR THE LEASING OF CERTAIN LANDS FOR USE AS AN OFF-STREET PARKING AREA FOR THE CITY OF MARION, AND DECLARING AN EMERGENCY.

WHEREAS, it has been determined by the Council that off-street parking facilities should be provided for use by the residents of the City, and


WHEREAS, Henney & Cooper, Inc. has proposed to renew the lease of certain lands to the City for use as an off-street parking area;

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Safety Director is hereby authorized and directed on behalf of the City of Marion, Ohio to enter into a lease with Henney & Cooper, Inc. for the following described land for use as an off-street public metered parking area:

Situated in the City of Marion, County of Marion, and State of Ohio, to wit:
Known as being lots Numbers one hundred one (101) and one hundred two (102) in the Original Town, now City of Marion, Ohio.

Section 2. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that the present contract expired December 31, 1989; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

PASSED: December 9, 1991

APPROVED: December 10, 1991


MAYOR

ATTEST:


CLERK OF COUNCIL

ORDINANCE NO. 1991- 143

ORDINANCE AUTHORIZING THE SAFETY DIRECTOR TO ENTER INTO A LEASE WITH THOMAS K. JENKINS AND STEPHEN L. JENKINS FOR THE LEASING OF CERTAIN LANDS FOR USE AS AN OFF-STREET PARKING AREA FOR THE CITY OF MARION, AND DECLARING AN EMERGENCY.

WHEREAS, it has been determined by the Council that off-street parking facilities should be provided for use by the residents of the City, and

WHEREAS, Thomas K. Jenkins and Stephen L. Jenkins have proposed to renew the lease of certain lands to the City for use as an off-street parking area;

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Safety Director is hereby authorized and directed on behalf of the City of Marion, Ohio to enter into a lease with Thomas K. Jenkins and Stephen L. Jenkins for the following described land for use as an off-street public metered parking area:

Situated in the City of Marion, County of Marion, and State of Ohio and known as being lots Numbers one hundred three (103) and one hundred four (104) in the Original Town, now City of Marion, Ohio.

Section 2. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that the present contract expired December 31, 1989; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.

J.P. Ballenger
PRESIDENT OF COUNCIL

PASSED: December 9, 1991

APPROVED: December 10, 1991

Robert L. Brown
MAYOR

ATTEST:

Marsha Adams
CLERK OF COUNCIL

ORDINANCE NO. 1991- 144

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH WILDWOOD TRUCKING FOR DIRT HAULING AT THE MARION CITY LANDFILL, AND DECLARING AN EMERGENCY.

WHEREAS, the Service Director, pursuant to Ordinance No. 1991-123, was authorized to advertise for bids for dirt hauling at the Marion City Landfill, and


WHEREAS, Wildwood Trucking of New Bloomington, Ohio submitted the best bid,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Service Director be and he is hereby authorized to enter into contract with Wildwood Trucking of New Bloomington, Ohio to haul dirt at the Marion City Landfill.


Section 2. That the cost of said contract, \$17.50 per load, shall be payable from the Sanitation Fund - 506-05-562-240-000-420.

Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary for the daily operation of the Landfill; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.

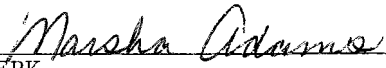

PRESIDENT OF COUNCIL

PASSED: December 23, 1991

APPROVED: December 24, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991-145

AN ORDINANCE CREATING THE DEPARTMENT OF PUBLIC SAFETY/
SERVICE AND REPEALING CHAPTER 135 AND AMENDING CHAPTER
133 OF THE CODIFIED ORDINANCES OF THE CITY OF MARION AND
REPEALING ORDINANCE NO. 1989-15 AND ANY OTHER ORDINANCES
OR PARTS WHICH MAY BE IN CONFLICT WITH THIS ORDINANCE, AND
DECLARING AN EMERGENCY.

WHEREAS, Marion City Council by Ordinance 67-121 adopted October to, 1967,
created the previously merged Offices of Director of Public Safety and Public Service
into two separate positions and offices, and

WHEREAS, Marion City Council now desires to again merge the offices of the
Departments of Public Safety and Public Service commencing January 1, 1992,

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

Section 1. That Chapter 135 - Department of Public Service of the Codified
Ordinances of the City of Marion be repealed.

Section 2. That Chapter 133 - Department of Public Safety of the Codified
Ordinances of the City of Marion be amended to substitute Department of Public Safety/
Service in title.

Section 3. Section 133.01 be amended to read: Creation; Directors. There is hereby
created a Department of Public Safety/Service, which shall be administered by the Director
of Public Safety/Service.

Section 4. The amended job description shall be attached to this companion ordinance
amending the personnel classification schedule (Yarger Report) heretofore adopted by
City Council as fully as if the same were rewritten in such personnel classification schedule
(Yarger Report).

Section 5. That Section 133.02 - Zoning Inspector - shall be renumbered Section
133.03 and Section 133.03 - Sale of Zoning Code shall be renumbered 133.04.

Section 6. That newly numbered 133.02 shall now read that the compensation for
the Director of Public Safety/Service of the City of Marion shall be \$34,500 annually,
payable bi-weekly. In addition to the stated compensation, the Director of Public Safety/
Service shall be entitled to the working conditions and employee benefits, excluding
holidays, vacation and sick leave, for full-time permanent employees as set out in Ordinance
68-41, as amended, and Ordinance No. 1969-183, as amended.

Section 7. Ordinance No. 1989-15 and Ordinance 67-121 are hereby repealed and any
and all other ordinances or parts thereof which are in conflict herewith are hereby repealed.

Section 8. This ordinance is hereby declared to be an emergency measure necessary
for the immediate preservation of the public health, welfare and safety of the City of Marion
and the inhabitants thereof and for the further reason that it is necessary for the daily
operation of said City; and as such, shall take effect immediately upon its passage and
approval by the Mayor provided it receives the affirmative vote of two-thirds of all members
elected to Council; otherwise, it shall become effective from and after the earliest period
allowed by law.


PRESIDENT OF COUNCIL

PASSED: December 9, 1991

APPROVED: December 10, 1991


MAYOR
ATTEST:



PUBLIC SAFETY/SERVICE DIRECTOR

GENERAL STATEMENT OF DUTIES: Plans and administers public safety activities of the city; is responsible for the activities of the Public Works Department; does related work as required.

DISTINGUISHING FEATURES OF THE CLASS: This is an administrative position involving responsibilities for the overall supervision of the police, fire and other public safety activities of the City, additionally administrative responsibilities are exercised for the operation of sewer systems, garbage, refuse collection, airport, transit, engineering, recreation, parks, senior citizens, building maintenance, street maintenance, landfill closure and continued monitoring and solid waste disposal, street maintenance and all other public works activities. The director plans, supervises and coordinates the activities of the department under the administrative leadership of the Mayor. The duties involve responsibility for furnishing advice to other department heads and the Mayor concerning engineering problems.

EXAMPLES OF WORK: Makes long and short-range plans for the administration of modern fire fighting and police services;

Coordinates the activities of the public safety and service department with other departments of the city with outside law enforcement and fire prevention agencies, as well as public works departments;

Advises department/division heads on major policy procedures and reviews their work through conferences, inspections, and confers with them on special problems, and prepares plans and reports;

Gives addresses to lay and professional groups regarding public safety and public works needs, problems, changes and studies;

Attends City Council and other meetings as directed by the Mayor, and performs other duties subject to the general direction of the Mayor;

Keeps abreast of professional developments in the field by outside study and reading and attendance of professional conferences on consultation with the Mayor which offer maximum educational benefits at reasonable expenditure of funds;

Supervises the compilation of cost data and estimates.

REQUIRES KNOWLEDGES, SKILLS AND ABILITIES: Comprehensive knowledge of the public safety activities including fire fighting and police administration; comprehensive knowledge of the principles and practices of municipal engineering as applied to the administration of diversified public works activities; good knowledge of modern principles and practices in public administration and business administration; demonstrates ability to plan and supervise safety and service activities on a large scale; good administrative judgment; good physical and psychological condition.

ACCEPTABLE EXPERIENCE AND TRAINING: Several years of responsible business or professional experience and holding a degree from a recognized college or university with major work in business and/or public administration, criminology or safety or engineering background or related fields, or any equivalent combination of experience and training which provides the required knowledges, skills and abilities.

ORDINANCE NO. 1991-146

AN ORDINANCE TO AMEND THE PERSONNEL CLASSIFICATION AND PAY PLAN (YARGER REPORT) BY MERGING THE POSITION OF PUBLIC SAFETY AND PUBLIC SERVICE IN THE CITY OF MARION COMMENCING JANUARY 1, 1992, AND DECLARING AN EMERGENCY.

WHEREAS, Marion City Council by adopting the Personnel Classification and Pay Plan (Yarger Report) by Ordinance No. 1969-29, wherein the position of Service Director and Safety Director were separate responsibilities, and

WHEREAS, Marion City Council now desires to merge the positions and job descriptions of the Safety Director and Service Director,

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

Section 1. That there is hereby created the position of Safety/Service Director and all former references to either position shall hereafter be replaced by the joint title.

Section 2. That commencing the first day of January, 1992, the salary for the office of Safety/Service Director shall be \$34,500 annually, payable bi-weekly.

Section 3. In addition to the stated compensation, the Director of Safety/Service shall be entitled to the working conditions and employee benefits, excluding holidays, vacation, sick leave, for full-time permanent employees as set forth in Ordinance No. 68-41, as amended, and Ordinance No. 1969-183 as amended.

Section 4. The job description of the Safety/Service Director is attached hereto and incorporated herein by reference and shall by reference become a part of the personnel classification schedule (Yarger Report) heretofore adopted by this Council as fully as if the same were re-written in said personnel classification schedule (Yarger Report).

Section 5. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants hereof and for the further reason that it is necessary for the daily operation of said City; and as such, shall take effect immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.


PRESIDENT OF COUNCIL

PASSED: December 9, 1991

APPROVED: December 10, 1991


MAYOR

ATTEST:


CLERK OF COUNCIL

PUBLIC SAFETY/SERVICE DIRECTOR

GENERAL STATEMENT OF DUTIES: Plans and administers public safety activities of the city; is responsible for the activities of the Public Works Department; does related work as required.

DISTINGUISHING FEATURES OF THE CLASS: This is an administrative position involving responsibilities for the overall supervision of the police, fire and other public safety activities of the City, additionally administrative responsibilities are exercised for the operation of sewer systems, garbage, refuse collection, airport, transit, engineering, recreation, parks, senior citizens, building maintenance, street maintenance, landfill closure and continued monitoring and solid waste disposal, street maintenance and all other public works activities. The director plans, supervises and coordinates the activities of the department under the administrative leadership of the Mayor. The duties involve responsibility for furnishing advice to other department heads and the Mayor concerning engineering problems.

EXAMPLES OF WORK: Makes long and short-range plans for the administration of modern fire fighting and police services;

Coordinates the activities of the public safety and service department with other departments of the city with outside law enforcement and fire prevention agencies, as well as public works departments;

Advises department/division heads on major policy procedures and reviews their work through conferences, inspections, and confers with them on special problems, and prepares plans and reports;

Gives addresses to lay and professional groups regarding public safety and public works needs, problems, changes and studies;

Attends City Council and other meetings as directed by the Mayor, and performs other duties subject to the general direction of the Mayor;

Keeps abreast of professional developments in the field by outside study and reading and attendance of professional conferences on consultation with the Mayor which offer maximum educational benefits at reasonable expenditure of funds;

Supervises the compilation of cost data and estimates.

REQUIRES KNOWLEDGES, SKILLS AND ABILITIES: Comprehensive knowledge of the public safety activities including fire fighting and police administration; comprehensive knowledge of the principles and practices of municipal engineering as applied to the administration of diversified public works activities; good knowledge of modern principles and practices in public administration and business administration; demonstrates ability to plan and supervise safety and service activities on a large scale; good administrative judgment; good physical and psychological condition.

ACCEPTABLE EXPERIENCE AND TRAINING: Several years of responsible business or professional experience and holding a degree from a recognized college or university with major work in business and/or public administration, criminology or safety or engineering background or related fields, or any equivalent combination of experience and training which provides the required knowledges, skills and abilities.

ORDINANCE NO. 1991- 147

ORDINANCE TO AMEND THE YARGER REPORT AND CODIFIED ORDINANCES BY CREATING THE POSITION OF HUMAN RESOURCES DIRECTOR IN THE CITY OF MARION AND ESTABLISHING SALARY AND BENEFITS FOR SAID POSITION, EFFECTIVE JANUARY 1, 1992, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That there is hereby created the position of Human Resources Director in the City of Marion.

Section 2. That commencing the first day of January, 1992, the salary for the office of Human Resources Director shall be \$34,500.00 annually, payable bi-weekly.

Section 3. In addition to the compensation heretofore provided, the Human Resources Director shall be entitled to the working conditions and employee benefits, excluding holidays, vacation and sick leave, for full-time employees as set out in Ordinance No. 68-41, as amended, and Ordinance No. 1969-183, as amended.

* Section 4. That the job description for said position is attached hereto and incorporated herein by reference and shall by reference become a part of the personnel classification schedule heretofore adopted by this Council as fully as if the same were re-written in said personnel classification schedule.

Section 5. That the Yarger Report (personnel classification schedule) shall be amended to substitute the title of Human Resources Director for the term Personnel Director wherever it appears therein.

Section 6. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and to secure the services of an employee for this position; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.


PRESIDENT OF COUNCIL

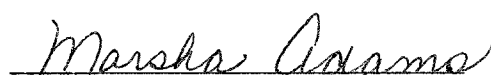
PASSED: December 19, 1991

APPROVED: December 20, 1991

*Amended on Council floor 12/19/91 with revised job description dated 01/01/92


MAYOR

ATTEST:


CLERK

HUMAN RESOURCES DIRECTOR

DATE EFFECTIVE: JANUARY 1, 1992

DATE LAST REVISED:

Statements included in this description are intended to reflect in general the duties and responsibilities of this position and are not to be interpreted as being all inclusive.

REPORTS TO: MAYOR, CITY OF MARION, OHIO.

GENERAL STATEMENT OF DUTIES: Plans, directs, coordinates and administers personnel activities for the City as well as perform other duties as assigned by the Mayor.

RESPONSIBILITIES: Manages the Labor Relations Program of the City including preparation for and participating in the negotiations of the bargaining agreement, interpretation of the agreement, and the fair and reasonable settlement of grievances. Promotes a labor climate conducive to maintaining the highest possible productive environment to benefit employees and the citizens of the City.

Conducts job analysis surveys in order to develop written job descriptions and specifications.

Audits requests and claims regarding leave of absence, vacations, benefits, unemployment compensation, on-the-job-injuries, sexual harassment, equal employment opportunities and represents the City at any hearings that may result from these claims.

Directs and/or conducts employment practices including such activities as wage surveys, recruitment, testing, referral for hiring, firing, promotion, transfer, job bidding, lay-off etc. while maintaining strict and aggressive compliance with such laws as equal employment.

Maintains a proactive safety program which is embraced by the entire employee body in order to effectively reduce losses in areas of personal injury, motor vehicle accidents and public liability claims, thus reducing cost to the City.

Maintains personnel records on all City employees.

Conducts or causes to be conducted training to improve employee performance, public image, compliance with laws and regulations etc. as is deemed necessary.

KNOWLEDGE, SKILLS AND ABILITIES: Comprehensive knowledge of Federal and State laws regarding employment practices, Federal wage and labor laws, Occupational Safety and Health Act (OSHA), Equal Employment Opportunity (EEO), and Employee Retirement Income Security Act (ERISA). Must have excellent managerial skills which include, but are not limited to knowledge and proficiency in activities involving methods, processes and procedures, the ability to work with people of all levels and to be able to create an environment in which people work together toward common aims, conceptual skills, be analytical and have problems solving skills, have the ability to communicate and possess integrity and honesty.

ACCEPTABLE EXPERIENCE AND TRAINING: Several years of responsible business or professional experience and holding a degree from a recognized college or university with major work in business and/or human resource administration, or any equivalent combination of experience and training which provides the knowledge, skill and abilities.

ORDINANCE NO. 1991-148

ORDINANCE TO AMEND CHAPTER 105 - WARDS AND BOUNDARIES
 - OF THE CODIFIED ORDINANCES OF THE CITY OF MARION BY
 ADOPTING PLAN A AS RECOMMENDED BY THE MARION COUNTY
 REGIONAL PLANNING DIRECTOR.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That Chapter 105 of the Codified Ordinances of the City of Marion, now reading as follows:

"105.01 DIVISION OF SIX WARDS

The City is hereby divided into six wards which are equal in number to the members in Council who are to be elected from the wards according to law, and the six wards are hereby created and established within the City. The boundaries of the six wards shall be such as are set forth in the six following sections, which boundaries are so fixed so that each ward shall contain as near as practicable an equal number of inhabitants.

105.02 FIRST WARD

The First Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of Marion Williamsport Road with the centerline of Fairwood Avenue (such point being on the existing corporation line of the City of Marion, Ohio); thence southerly along the centerline of Fairwood Avenue to a point on the centerline of Fairlane Avenue; thence easterly along the centerline of Fairlane Avenue to a point on the centerline of Richmond Avenue; thence southerly along the centerline of Richmond Avenue to a point on the centerline of Fairground Street; thence westerly along the centerline of Fairground Street to a point on the centerline of Patterson Street; thence southerly along the centerline of Patterson Street to a point on the centerline of George Street; thence easterly along the centerline of George Street to a point on the centerline of Jefferson Street; thence southerly along the centerline of Jefferson Street to a point on the centerline of Wilson Avenue; thence westerly along the centerline of Wilson Avenue to a point on the centerline of Dix Avenue; thence southerly along the centerline of Dix Avenue to a point on the centerline of Center Street; thence easterly along the centerline of Center Street to a point in the corporation line of the City of Marion, Ohio; thence in a generally northerly and westerly direction along the corporation line of the City of Marion, Ohio, to the place of beginning.

105.03 SECOND WARD

The Second Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of Marion Williamsport Road with the centerline of Fairwood Avenue (such point being on the existing corporation line of the City of Marion, Ohio); thence southerly along the centerline of Fairwood Avenue to a point on the centerline of Fairlane Avenue; thence easterly along the centerline of Fairlane Avenue to a point on the centerline of Richmond Avenue; thence southerly along the centerline of Richmond Avenue to a point on the centerline of Fairground Street; thence westerly along the centerline of Fairground Street to a point on the centerline of Patterson Street; thence southerly along the centerline of Patterson Street to a point on the centerline of Mark Street; thence westerly along the centerline of Mark Street to a point on the centerline of Prospect Street; thence southerly along the centerline of Prospect Street to a point on the centerline of Mill Street; thence westerly along the centerline of Mill Street to a point on the centerline of Oak Street; thence northerly along the centerline of Oak Street to a point on the centerline of Chestnut Street; thence westerly along the centerline of Chestnut Street to a point on the centerline of Leader Street; thence southerly along the centerline of Leader Street to a point on the centerline of Center Street; thence westerly along the centerline of Center Street to a point on the centerline of Kenton Avenue; thence northwesterly along the centerline of Kenton Avenue to a point on the corporation line of the City of Marion, Ohio; thence in a generally northerly and easterly direction along the corporation line of the City of Marion, Ohio, to the place of beginning.

*defeated
 Dec. 19, 1991*

105.04 THIRD WARD

The Third Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of Kenton Avenue with the west corporation line of the City of Marion, Ohio; thence southeasterly along the centerline of Kenton Avenue to a point on the centerline of Center Street; thence easterly along the centerline of Center Street to a point on the centerline of the Norfolk and Western Railroad; thence southerly along the centerline of the Norfolk and Western Railroad to a point on the centerline of Darius Street; thence westerly along the centerline of Darius Street to a point on the centerline of Davids Street; thence southerly along the centerline of Davids Street to a point on the centerline of Bellefontaine Avenue; thence southwesterly along the centerline of Bellefontaine Avenue to a point on the corporation line of the City of Marion, Ohio; thence in a generally southwesterly and northerly direction along the corporation line of the City of Marion, Ohio, to the place of beginning.

105.05 FOURTH WARD

The Fourth Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of Prospect Street with the south corporation line of the City of Marion, Ohio; thence northeasterly and northerly along the centerline of Prospect Street to a point on the centerline of Mill Street; thence westerly along the centerline of Mill Street to a point on the centerline of Oak Street; thence northerly along the centerline of Oak Street to a point on the centerline of Chestnut Street; thence westerly along the centerline of Chestnut Street to a point on the centerline of Leader Street; thence southerly along the centerline of Leader Street to a point on the centerline of Center Street; thence westerly along the centerline of Center Street to a point on the centerline of the Norfolk and Western Railroad thence southerly along the centerline of the Norfolk and Western Railroad; to a point on the centerline of Darius Street; thence westerly along the centerline of Darius Street to a point on the centerline of Davids Street; thence southerly along the centerline of Davids Street to a point on the centerline of Bellefontaine Avenue; thence southwesterly along the centerline of Bellefontaine Avenue to a point on the corporation line of the City of Marion, Ohio; thence in a generally southerly and easterly direction along the corporation line of the City of Marion, Ohio, to the place of beginning.

105.06 FIFTH WARD

The Fifth Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of Prospect Street with the south corporation line of the City of Marion, Ohio; thence northeasterly and northerly along the centerline of Prospect Street to a point on the centerline of Mark Street; thence easterly along the centerline of Mark Street to a point on the centerline of Patterson Street; thence southerly along the centerline of Patterson Street to a point on the centerline of George Street; thence easterly along the centerline of George Street to a point on the centerline of Jefferson Street; thence southerly along the centerline of Jefferson Street to a point on the centerline of Wilson Avenue; thence westerly along the centerline of Wilson Avenue to a point on the centerline of Dix Avenue; thence southerly along the centerline of Dix Avenue to a point on the centerline of Center Street; thence easterly along the centerline of Center Street to a point on the centerline of Charles Street; thence southerly along the centerline of Charles Street to a point on the centerline of Church Street; thence westerly along the centerline of Church Street to a point on the centerline of Essex Court; thence southerly along the centerline of Essex Court to a point on the centerline of Indiana Avenue; thence westerly along the centerline of Indiana Avenue to a point on the centerline of Elm Street; thence southerly along the centerline of Elm Street to a point on the centerline of Mt. Vernon Avenue; thence northwesterly along the centerline of Mt. Vernon Avenue to a point on the centerline of Durfee Drive; thence southerly along the centerline of Durfee Drive to a point on the centerline of Mandana Avenue; thence northwesterly along the centerline of Mandana Avenue to a point on the centerline of Seminole Avenue; thence southerly along the centerline of Seminole Avenue to a point on the centerline of Walnut Street; thence westerly along the centerline of Walnut Street to a point on the centerline of Vine Street; thence southerly along the extension of the centerline of Vine Street to a point on the centerline of Vernon Heights Boulevard; thence westerly along the centerline of Vernon Heights Boulevard to a point on the centerline of Delaware Avenue; thence southeasterly along the centerline of Delaware Avenue to a point on the centerline of Community Drive; thence easterly along the centerline of Community Drive to a point on the corporation line of the City of Marion, Ohio; thence in a generally southerly and westerly direction along the corporation line of the City of Marion, Ohio to the place of beginning.

105.07 SIXTH WARD

The Sixth Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of Community Drive with the corporation line of the City of Marion, Ohio; thence westerly along the centerline of Community Drive to a point on the centerline of Delaware Avenue; thence northwesterly along the centerline of Delaware Avenue to a point on the centerline of Vernon Heights Boulevard; thence easterly along the centerline of Vernon Heights Boulevard to a point on the extension of the centerline of Vine Street; thence northerly along the extension of the centerline of Vine Street to a point on the centerline of Walnut Street; thence easterly along the centerline of Walnut Street to a point on the centerline of Seminole Avenue; thence northerly along the centerline of Seminole Avenue to a point on the centerline of Mandana Avenue; thence southeasterly along the centerline of Mandana Avenue to a point on the centerline of Durfee Drive; thence northerly along the centerline of Durfee Drive to a point on the centerline of Mt. Vernon Avenue; thence southeasterly along the centerline of Mt. Vernon Avenue to a point on the centerline of Elm Street; thence northerly along the centerline of Elm Street to a point on the centerline of Indiana Avenue; thence easterly along the centerline of Indiana Avenue to a point on the centerline of Essex Court to a point on the centerline of Church Street; thence easterly on the centerline of Church Street to a point on the centerline of Charles Street; thence northerly on the centerline of Charles Street to a point on the centerline of Center Street; thence easterly on the centerline of Center Street to a point on the corporation line of the City of Marion, Ohio; thence in a generally southerly and westerly direction along the corporation line of the City of Marion, Ohio, to the place of beginning."

is hereby amended to read as follows:

"105.01 DIVISION OF SIX WARDS

The City is hereby divided into six wards which are equal in number to the members in Council who are to be elected from the wards according to law, and the six wards are hereby created and established within the City. The boundaries of the six wards shall be such as are set forth in the six following sections, which boundaries are so fixed so that each ward shall contain as near as practicable an equal number of inhabitants.

105.02 FIRST WARD

The First Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of Marion Williamsport Road with the centerline of Fairwood Avenue (such point being on the existing corporation line of the City of Marion, Ohio); thence southerly along the centerline of Fairwood Avenue to a point on the centerline of Fairlane Avenue; thence easterly along the centerline of Fairlane Avenue to a point on the centerline of Richmond Avenue; thence southerly along the centerline of Richmond Avenue to a point on the centerline of Fairground Street; thence westerly along the centerline of Fairground Street to a point on the centerline of Greenwood Street; thence southerly along the centerline of Greenwood Street to a point on the centerline of Mark Street; thence westerly along the centerline of Mark Street to a point on the centerline of Patterson Street; thence southerly along the centerline of Patterson Street to a point on the centerline of George Street; thence easterly along the centerline of George Street to a point on the centerline of Jefferson Street; thence southerly along the centerline of Jefferson Street to a point on the centerline of Wilson Avenue; thence westerly along the centerline of Wilson Avenue to a point on the centerline of Dix Avenue; thence southerly along the centerline of Dix Avenue to a point on the centerline of Center Street; thence easterly along the centerline of Center Street to a point on the corporation line of the City of Marion, Ohio; thence in a generally northerly and westerly direction along the corporation line of the City of Marion, Ohio to the place of beginning.

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105.03 SECOND WARD

The Second Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of Marion Williamsport Road with the centerline of Fairwood Avenue (such point being on the existing corporation line of the City of Marion, Ohio); thence southerly along the centerline of Fairwood Avenue to a point on the centerline of Fairlane Avenue; thence easterly along the centerline of Fairlane Avenue to a point on the centerline of Richmond Avenue; thence southerly along the centerline of Richmond Avenue to a point on the centerline of Fairground Street; thence westerly along the centerline of Fairground Street to a point on the centerline of Greenwood Street; thence southerly along the centerline of Greenwood Street to a point on the centerline of Mark Street; thence westerly along the centerline of Mark Street to a point on the centerline of Prospect Street; thence southerly along the centerline of Prospect Street to a point on the centerline of Mill Street; thence westerly along the centerline of Mill Street to a point on the centerline of Oak Street; thence northerly along the centerline of Oak Street to a point on the centerline of Chestnut Street; thence westerly along the centerline of Chestnut Street to a point on the centerline of Leader Street; thence southerly along the centerline of Leader Street to a point on the centerline of Center Street; thence westerly along the centerline of Center Street to a point on the centerline of Kenton Avenue; thence northwesterly along the centerline of Kenton Avenue to a point on the corporation line of the City of Marion, Ohio; thence in a generally northerly and easterly direction along the corporation line of the City of Marion, Ohio, to the place of beginning.

105.04 THIRD WARD

The Third Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of Kenton Avenue with the west corporation line of the City of Marion, Ohio; thence southeasterly along the centerline of Kenton Avenue to a point on the centerline of Center Street; thence easterly along the centerline of Center Street to a point on the centerline of the Norfolk and Western Railroad; thence southerly along the centerline of the Norfolk and Western Railroad to a point on the centerline of Darius Street; thence westerly along the centerline of Darius Street to a point on the centerline of Davids Street; thence southerly along the centerline of Davids Street to a point on the centerline of Bellefontaine Avenue; thence southwesterly along the centerline of Bellefontaine Avenue to a point on the corporation line of the City of Marion, Ohio; thence in a generally southwesterly and northerly direction along the corporation line of the City of Marion, Ohio to the place of beginning.

105.05 FOURTH WARD

The Fourth Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of Prospect Street with the south corporation line of the City of Marion, Ohio; thence northeasterly and northerly along the centerline of Prospect Street to a point on the centerline of Mill Street; thence westerly along the centerline of Mill Street to a point on the centerline of Oak Street; thence northerly along the centerline of Oak Street to a point on the centerline of Chestnut Street; thence westerly along the centerline of Chestnut Street to a point on the centerline of Leader Street; thence southerly along the centerline of Leader Street to a point on the centerline of Center Street; thence westerly along the centerline of Center Street to a point on the centerline of the Norfolk and Western Railroad; thence southerly along the centerline of the Norfolk and Western Railroad to a point on the centerline of Darius Street; thence westerly along the centerline of Darius Street to a point on the centerline of Davids Street; thence southerly along the centerline of Davids Street to a point on the centerline of Bellefontaine Avenue; thence southwesterly along the centerline of Bellefontaine Avenue to a point on the corporation line of the City of Marion, Ohio; thence in a generally southerly and easterly direction along the corporation line of the City of Marion, Ohio to the place of beginning.

105.06 FIFTH WARD

The Fifth Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of Prospect Street with the south corporation line of the City of Marion, Ohio; thence northeasterly and northerly along the centerline of Prospect Street to a point on the centerline of Mark Street; thence easterly along the centerline of Mark Street to a point on the centerline of Patterson Street; thence southerly along the centerline of Patterson Street to a point on the centerline of George Street; thence easterly along the centerline of George Street to a point on the centerline of Jefferson Street; thence southerly along the centerline of Jefferson Street to a point on the centerline of Wilson Avenue; thence westerly along the centerline of Wilson Avenue to a point on the centerline of Dix Avenue; thence southerly along the centerline of Dix Avenue to a point on the centerline of Center Street; thence easterly along the centerline of Center Street to a point on the centerline of Charles Street; thence southerly along the centerline of Charles Street to a point on the centerline of Church Street; thence westerly along the centerline of Church Street to a point on the centerline of Essex Court; thence southerly along the centerline of Essex Court to a point on the centerline of Indiana Avenue; thence westerly along the centerline of Indiana Avenue to a point on the centerline of Forest Street; thence southerly along the centerline of Forest Street to a point on the centerline of Jameson Street; thence easterly along the centerline of Jameson Street to a point on the centerline of Summit Street; thence southerly along the centerline of Summit Street to a point on the centerline of Vernon Heights Boulevard; thence westerly along the centerline of Vernon Heights Boulevard to a point on the centerline of Delaware Avenue; thence southeasterly along the centerline of Delaware Avenue to a point on the centerline of Community Drive; thence easterly along the centerline of Community Drive to a point on the corporation line of the City of Marion, Ohio; thence in a generally southerly and westerly direction along the corporation line of the City of Marion, Ohio to the place of beginning.

105.07 SIXTH WARD

The Sixth Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of the Community Drive with the corporation line of the City of Marion, Ohio; thence westerly along the centerline of Community Drive to a point on the centerline of Delaware Avenue; thence northwesterly along the centerline of Delaware Avenue to a point on the centerline of Vernon Heights Boulevard; thence easterly along the centerline of Vernon Heights Boulevard to a point on the centerline of Summit Street; thence northerly along the centerline of Summit Street to a point on the centerline of Jameson Street; thence westerly along the centerline of Jameson Street to a point on the centerline of Forest Street; thence northerly along the centerline of Forest Street to a point on the centerline of Indiana Avenue; thence easterly along the centerline of Indiana Avenue to a point on the centerline of Essex Court; thence northerly along the centerline of Essex Court to a point on the centerline of Church Street; thence easterly on the centerline of Church Street to a point on the centerline of Charles Street; thence northerly on the centerline of Charles Street to a point on the centerline of Center Street; thence easterly on the centerline of Center Street to a point on the corporation line of the City of Marion, Ohio; thence in a generally southerly and westerly direction along the corporation line of the City of Marion, Ohio, to the place of beginning.

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

PRESIDENT OF COUNCIL

PASSED:

APPROVED:

defeated 12/19/91

MAYOR

ATTEST:

CLERK

ORDINANCE NO. 1991- 149

ORDINANCE TO AMEND CHAPTER 105 - WARDS AND BOUNDARIES
 - OF THE CODIFIED ORDINANCES OF THE CITY OF MARION BY
 ADOPTING PLAN B AS RECOMMENDED BY THE MARION COUNTY
 REGIONAL PLANNING DIRECTOR.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That Chapter 105 of the Codified Ordinances of the City of Marion, now reading as follows:

"105.01 DIVISION OF SIX WARDS

The City is hereby divided into six wards which are equal in number to the members in Council who are to be elected from the wards according to law, and the six wards are hereby created and established within the City. The boundaries of the six wards shall be such as are set forth in the six following sections, which boundaries are so fixed so that each ward shall contain as near as practicable an equal number of inhabitants.

105.02 FIRST WARD

The First Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of Marion Williamsport Road with the centerline of Fairwood Avenue (such point being on the existing corporation line of the City of Marion, Ohio); thence southerly along the centerline of Fairwood Avenue to a point on the centerline of Fairlane Avenue; thence easterly along the centerline of Fairlane Avenue to a point on the centerline of Richmond Avenue; thence southerly along the centerline of Richmond Avenue to a point on the centerline of Fairground Street; thence westerly along the centerline of Fairground Street to a point on the centerline of Patterson Street; thence southerly along the centerline of Patterson Street to a point on the centerline of George Street; thence easterly along the centerline of George Street to a point on the centerline of Jefferson Street; thence southerly along the centerline of Jefferson Street to a point on the centerline of Wilson Avenue; thence westerly along the centerline of Wilson Avenue to a point on the centerline of Dix Avenue; thence southerly along the centerline of Dix Avenue to a point on the centerline of Center Street; thence easterly along the centerline of Center Street to a point in the corporation line of the City of Marion, Ohio; thence in a generally northerly and westerly direction along the corporation line of the City of Marion, Ohio, to the place of beginning.

105.03 SECOND WARD

The Second Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of Marion Williamsport Road with the centerline of Fairwood Avenue (such point being on the existing corporation line of the City of Marion, Ohio); thence southerly along the centerline of Fairwood Avenue to a point on the centerline of Fairlane Avenue; thence easterly along the centerline of Fairlane Avenue to a point on the centerline of Richmond Avenue; thence southerly along the centerline of Richmond Avenue to a point on the centerline of Fairground Street; thence westerly along the centerline of Fairground Street to a point on the centerline of Patterson Street; thence southerly along the centerline of Patterson Street to a point on the centerline of Mark Street; thence westerly along the centerline of Mark Street to a point on the centerline of Prospect Street; thence southerly along the centerline of Prospect Street to a point on the centerline of Mill Street; thence westerly along the centerline of Mill Street to a point on the centerline of Oak Street; thence northerly along the centerline of Oak Street to a point on the centerline of Chestnut Street; thence westerly along the centerline of Chestnut Street to a point on the centerline of Leader Street; thence southerly along the centerline of Leader Street to a point on the centerline of Center Street; thence westerly along the centerline of Center Street to a point on the centerline of Kenton Avenue; thence northwesterly along the centerline of Kenton Avenue to a point on the corporation line of the City of Marion, Ohio; thence in a generally northerly and easterly direction along the corporation line of the City of Marion, Ohio, to the place of beginning.

defeated
Dec. 19, 1991

105.04 THIRD WARD

The Third Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of Kenton Avenue with the west corporation line of the City of Marion, Ohio; thence southeasterly along the centerline of Kenton Avenue to a point on the centerline of Center Street; thence easterly along the centerline of Center Street to a point on the centerline of the Norfolk and Western Railroad; thence southerly along the centerline of the Norfolk and Western Railroad to a point on the centerline of Darius Street; thence westerly along the centerline of Darius Street to a point on the centerline of Davids Street; thence southerly along the centerline of Davids Street to a point on the centerline of Bellefontaine Avenue; thence southwesterly along the centerline of Bellefontaine Avenue to a point on the corporation line of the City of Marion, Ohio; thence in a generally southwesterly and northerly direction along the corporation line of the City of Marion, Ohio, to the place of beginning.

105.05 FOURTH WARD

The Fourth Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of Prospect Street with the south corporation line of the City of Marion, Ohio; thence northeasterly and northerly along the centerline of Prospect Street to a point on the centerline of Mill Street; thence westerly along the centerline of Mill Street to a point on the centerline of Oak Street; thence northerly along the centerline of Oak Street to a point on the centerline of Chestnut Street; thence westerly along the centerline of Chestnut Street to a point on the centerline of Leader Street; thence southerly along the centerline of Leader Street to a point on the centerline of Center Street; thence westerly along the centerline of Center Street to a point on the centerline of the Norfolk and Western Railroad thence southerly along the centerline of the Norfolk and Western Railroad; to a point on the centerline of Darius Street; thence westerly along the centerline of Darius Street to a point on the centerline of Davids Street; thence southerly along the centerline of Davids Street to a point on the centerline of Bellefontaine Avenue; thence southwesterly along the centerline of Bellefontaine Avenue to a point on the corporation line of the City of Marion, Ohio; thence in a generally southerly and easterly direction along the corporation line of the City of Marion, Ohio, to the place of beginning.

105.06 FIFTH WARD

The Fifth Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of Prospect Street with the south corporation line of the City of Marion, Ohio; thence northeasterly and northerly along the centerline of Prospect Street to a point on the centerline of Mark Street; thence easterly along the centerline of Mark Street to a point on the centerline of Patterson Street; thence southerly along the centerline of Patterson Street to a point on the centerline of George Street; thence easterly along the centerline of George Street to a point on the centerline of Jefferson Street; thence southerly along the centerline of Jefferson Street to a point on the centerline of Wilson Avenue; thence westerly along the centerline of Wilson Avenue to a point on the centerline of Dix Avenue; thence southerly along the centerline of Dix Avenue to a point on the centerline of Center Street; thence easterly along the centerline of Center Street to a point on the centerline of Charles Street; thence southerly along the centerline of Charles Street to a point on the centerline of Church Street; thence westerly along the centerline of Church Street to a point on the centerline of Essex Court; thence southerly along the centerline of Essex Court to a point on the centerline of Indiana Avenue; thence westerly along the centerline of Indiana Avenue to a point on the centerline of Elm Street; thence southerly along the centerline of Elm Street to a point on the centerline of Mt. Vernon Avenue; thence northwesterly along the centerline of Mt. Vernon Avenue to a point on the centerline of Durfee Drive; thence southerly along the centerline of Durfee Drive to a point on the centerline of Mandana Avenue; thence northwesterly along the centerline of Mandana Avenue to a point on the centerline of Seminole Avenue; thence southerly along the centerline of Seminole Avenue to a point on the centerline of Walnut Street; thence westerly along the centerline of Walnut Street to a point on the centerline of Vine Street; thence southerly along the extension of the centerline of Vine Street to a point on the centerline of Vernon Heights Boulevard; thence westerly along the centerline of Vernon Heights Boulevard to a point on the centerline of Delaware Avenue; thence southeasterly along the centerline of Delaware Avenue to a point on the centerline of Community Drive; thence easterly along the centerline of Community Drive to a point on the corporation line of the City of Marion, Ohio; thence in a generally southerly and westerly direction along the corporation line of the City of Marion, Ohio to the place of beginning.

105.07 SIXTH WARD

The Sixth Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of Community Drive with the corporation line of the City of Marion, Ohio; thence westerly along the centerline of Community Drive to a point on the centerline of Delaware Avenue; thence northwesterly along the centerline of Delaware Avenue to a point on the centerline of Vernon Heights Boulevard; thence easterly along the centerline of Vernon Heights Boulevard to a point on the extension of the centerline of Vine Street; thence northerly along the extension of the centerline of Vine Street to a point on the centerline of Walnut Street; thence easterly along the centerline of Walnut Street to a point on the centerline of Seminole Avenue; thence northerly along the centerline of Seminole Avenue to a point on the centerline of Mandana Avenue; thence southeasterly along the centerline of Mandana Avenue to a point on the centerline of Durfee Drive; thence northerly along the centerline of Durfee Drive to a point on the centerline of Mt. Vernon Avenue; thence southeasterly along the centerline of Mt. Vernon Avenue to a point on the centerline of Elm Street; thence northerly along the centerline of Elm Street to a point on the centerline of Indiana Avenue; thence easterly along the centerline of Indiana Avenue to a point on the centerline of Essex Court to a point on the centerline of Church Street; thence easterly on the centerline of Church Street to a point on the centerline of Charles Street; thence northerly on the centerline of Charles Street to a point on the centerline of Center Street; thence easterly on the centerline of Center Street to a point on the corporation line of the City of Marion, Ohio; thence in a generally southerly and westerly direction along the corporation line of the City of Marion, Ohio, to the place of beginning."

is hereby amended to read as follows:

"105.01 DIVISION OF SIX WARDS

The City is hereby divided into six wards which are equal in number to the members in Council who are to be elected from the wards according to law, and the six wards are hereby created and established within the City. The boundaries of the six wards shall be such as are set forth in the six following sections, which boundaries are so fixed so that each ward shall contain as near as practicable an equal number of inhabitants.

105.02 FIRST WARD

The First Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of Marion Williamsport Road with the centerline of Fairwood Avenue (such point being on the existing corporation line of the City of Marion, Ohio); thence southerly along the centerline of Fairwood Avenue to a point on the centerline of Fairlane Avenue; thence easterly along the centerline of Fairlane Avenue to a point on the centerline of Richmond Avenue; thence southerly along the centerline of Richmond Avenue to a point on the centerline of Fairground Street; thence westerly along the centerline of Fairground Street to a point on the centerline of Greenwood Street; thence southerly along the centerline of Greenwood Street to a point on the centerline of Mark Street; thence westerly along the centerline of Mark Street to a point on the centerline of Patterson Street; thence southerly along the centerline of Patterson Street to a point on the centerline of George Street; thence easterly along the centerline of George Street to a point on the centerline of Jefferson Street; thence southerly along the centerline of Jefferson Street to a point on the centerline of Wilson Avenue; thence westerly along the centerline of Wilson Avenue to a point on the centerline of Dix Avenue; thence southerly along the centerline of Dix Avenue to a point on the centerline of Center Street; thence easterly along the centerline of Center Street to a point on the corporation line of the City of Marion, Ohio; thence in a generally northerly and westerly direction along the corporation line of the City of Marion, Ohio to the place of beginning.

105.03 SECOND WARD

The Second Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of Marion Williamsport Road with the centerline of Fairwood Avenue (such point being on the existing corporation line of the City of Marion, Ohio); thence southerly along the centerline of Fairwood Avenue to a point on the centerline of Fairlane Avenue; thence easterly along the centerline of Fairlane Avenue to a point on the centerline of Richmond Avenue; thence southerly along the centerline of Richmond Avenue to a point on the centerline of Fairground Street; thence westerly along the centerline of Fairground Street to a point on the centerline of Greenwood Street; thence southerly along the centerline of Greenwood Street to a point on the centerline of Mark Street; thence westerly along the centerline of Mark Street to a point on the centerline of Prospect Street; thence southerly along the centerline of Prospect Street to a point on the centerline of Mill Street; thence westerly along the centerline of Mill Street to a point on the centerline of Oak Street; thence northerly along the centerline of Oak Street to a point on the centerline of Chestnut Street; thence westerly along the centerline of Chestnut Street to a point on the centerline of Leader Street; thence southerly along the centerline of Leader Street to a point on the centerline of Center Street; thence westerly along the centerline of Center Street to a point on the centerline of Kenton Avenue; thence northwesterly along the centerline of Kenton Avenue to a point on the corporation line of the City of Marion, Ohio; thence in a generally northerly and easterly direction along the corporation line of the City of Marion, Ohio, to the place of beginning.

105.04 THIRD WARD

The Third Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of Kenton Avenue with the west corporation line of the City of Marion, Ohio; thence southeasterly along the centerline of Kenton Avenue to a point on the centerline of Center Street; thence easterly along the centerline of Center Street to a point on the centerline of the Norfolk and Western Railroad; thence southerly along the centerline of the Norfolk and Western Railroad to a point on the centerline of Darius Street; thence westerly along the centerline of Darius Street to a point on the centerline of Davids Street; thence southerly along the centerline of Davids Street to a point on the centerline of Bellefontaine Avenue; thence southwesterly along the centerline of Bellefontaine Avenue to a point on the corporation line of the City of Marion, Ohio; thence in a generally southwesterly and northerly direction along the corporation line of the City of Marion, Ohio to the place of beginning.

105.05 FOURTH WARD

The Fourth Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of Prospect Street with the south corporation line of the City of Marion, Ohio; thence northeasterly and northerly along the centerline of Prospect Street to a point on the centerline of Mill Street; thence westerly along the centerline of Mill Street to a point on the centerline of Oak Street; thence northerly along the centerline of Oak Street to a point on the centerline of Chestnut Street; thence westerly along the centerline of Chestnut Street to a point on the centerline of Leader Street; thence southerly along the centerline of Leader Street to a point on the centerline of Center Street; thence westerly along the centerline of Center Street to a point on the centerline of the Norfolk and Western Railroad; thence southerly along the centerline of the Norfolk and Western Railroad to a point on the centerline of Darius Street; thence westerly along the centerline of Darius Street to a point on the centerline of Davids Street; thence southerly along the centerline of Davids Street to a point on the centerline of Bellefontaine Avenue; thence southwesterly along the centerline of Bellefontaine Avenue to a point on the corporation line of the City of Marion, Ohio; thence in a generally southerly and easterly direction along the corporation line of the City of Marion, Ohio to the place of beginning.

105.06 FIFTH WARD

The Fifth Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of Prospect Street with the south corporation line of the City of Marion, Ohio; thence northeasterly and northerly along the centerline of Prospect Street to a point on the centerline of Mark Street; thence easterly along the centerline of Mark Street to a point on the centerline of Patterson Street; thence southerly along the centerline of Patterson Street to a point on the centerline of George Street; thence easterly along the centerline of George Street to a point on the centerline of Jefferson Street; thence southerly along the centerline of Jefferson Street to a point on the centerline of Wilson Avenue; thence westerly along the centerline of Wilson Avenue to a point on the centerline of Dix Avenue; thence southerly along the centerline of Dix Avenue to a point on the centerline of

Center Street; thence easterly along the centerline of Center Street to a point on the centerline of Charles Street; thence southerly along the centerline of Charles Street to a point on the centerline of Church Street; thence westerly along the centerline of Church Street to a point on the centerline of Essex Court; thence southerly along the centerline of Essex Court to a point on the centerline of Indiana Avenue; thence westerly along the centerline of Indiana Avenue to a point on the centerline of Elm Street; thence southerly along the centerline of Elm Street to a point on the centerline of Mt. Vernon Avenue; thence northwesterly along the centerline of Mt. Vernon Avenue to a point on the centerline of Durfee Drive; thence southerly along the centerline of Durfee Drive to a point on the centerline of Mandana Avenue; thence northwesterly along the centerline of Mandana Avenue to a point on the centerline of Seminole Avenue; thence southerly along the centerline of Seminole Avenue to a point on the centerline of Walnut Street; thence westerly along the centerline of Walnut Street to a point on the centerline of Vine Street; thence southerly along the extension of the centerline of Vine Street to a point on the centerline of Vernon Heights Boulevard; thence easterly along the centerline of Vernon Heights Boulevard to a point on the centerline of Virginia Avenue; thence easterly along the centerline of Virginia Avenue to a point on the centerline of the Qu Qua Ditch; thence southerly along the centerline of the Qu Qua Ditch to a point on the corporation line of the City of Marion, Ohio; thence in a generally southerly and westerly direction along the corporation line of the City of Marion, Ohio to the place of beginning.

105.07 SIXTH WARD

The Sixth Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of the Qu Qua Ditch (near Forest Hill Drive) with the corporation line of the City of Marion, Ohio; thence northerly along the centerline of the Qu Qua Ditch to a point on the centerline of Virginia Avenue; thence westerly along the centerline of Virginia Avenue to a point on the centerline of Vernon Heights Boulevard; thence westerly along the centerline of Vernon Heights Boulevard to a point on the extension of the centerline of Vine Street; thence northerly along the extension of the centerline of Vine Street to a point on the centerline of Walnut Street; thence easterly along the centerline of Walnut Street to a point on the centerline of Seminole Avenue; thence northerly along the centerline of Seminole Avenue to a point on the centerline of Mandana Avenue; thence southeasterly along the centerline of Mandana Avenue to a point on the centerline of Durfee Drive; thence northerly along the centerline of Durfee Drive to a point on the centerline of Mt. Vernon Avenue; thence southeasterly along the centerline of Mt. Vernon Avenue to a point on the centerline of Elm Street; thence northerly along the centerline of Elm Street to a point on the centerline of Indiana Avenue; thence easterly along the centerline of Indiana Avenue to a point on the centerline of Essex Court; thence northerly along the centerline of Essex Court to a point on the centerline of Church Street; thence easterly on the centerline of Church Street to a point on the centerline of Charles Street; thence northerly on the centerline of Charles Street to a point on the centerline of Center Street; thence easterly on the centerline of Center Street to a point on the corporation line of the City of Marion, Ohio; thence in a generally southerly and westerly direction along the corporation line of the City of Marion, Ohio, to the place of beginning.

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

PRESIDENT OF COUNCIL

PASSED:

APPROVED:

MAYOR

ATTEST:

CLERK

*deputed
12/19/91*

ORDINANCE NO. 1991- 150

ORDINANCE TO AMEND CHAPTER 105 - WARDS AND BOUNDARIES
- OF THE CODIFIED ORDINANCES OF THE CITY OF MARION BY
ADOPTING PLAN C AS RECOMMENDED BY THE MARION COUNTY
REGIONAL PLANNING DIRECTOR.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That Chapter 105 of the Codified Ordinances of the City of Marion, now reading as follows:

105.01 DIVISION OF SIX WARDS

The City is hereby divided into six wards which are equal in number to the members in Council who are to be elected from the wards according to law, and the six wards are hereby created and established within the City. The boundaries of the six wards shall be such as are set forth in the six following sections, which boundaries are so fixed so that each ward shall contain as near as practicable an equal number of inhabitants.

105.02 FIRST WARD

The First Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of Marion Williamsport Road with the centerline of Fairwood Avenue (such point being on the existing corporation line of the City of Marion, Ohio); thence southerly along the centerline of Fairwood Avenue to a point on the centerline of Fairlane Avenue; thence easterly along the centerline of Fairlane Avenue to a point on the centerline of Richmond Avenue; thence southerly along the centerline of Richmond Avenue to a point on the centerline of Fairground Street; thence westerly along the centerline of Fairground Street to a point on the centerline of Patterson Street; thence southerly along the centerline of Patterson Street to a point on the centerline of George Street; thence easterly along the centerline of George Street to a point on the centerline of Jefferson Street; thence southerly along the centerline of Jefferson Street to a point on the centerline of Wilson Avenue; thence westerly along the centerline of Wilson Avenue to a point on the centerline of Dix Avenue; thence southerly along the centerline of Dix Avenue to a point on the centerline of Center Street; thence easterly along the centerline of Center Street to a point in the corporation line of the City of Marion, Ohio; thence in a generally northerly and westerly direction along the corporation line of the City of Marion, Ohio, to the place of beginning.

105.03 SECOND WARD

The Second Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of Marion Williamsport Road with the centerline of Fairwood Avenue (such point being on the existing corporation line of the City of Marion, Ohio); thence southerly along the centerline of Fairwood Avenue to a point on the centerline of Fairlane Avenue; thence easterly along the centerline of Fairlane Avenue to a point on the centerline of Richmond Avenue; thence southerly along the centerline of Richmond Avenue to a point on the centerline of Fairground Street; thence westerly along the centerline of Fairground Street to a point on the centerline of Patterson Street; thence southerly along the centerline of Patterson Street to a point on the centerline of Mark Street; thence westerly along the centerline of Mark Street to a point on the centerline of Prospect Street; thence southerly along the centerline of Prospect Street to a point on the centerline of Mill Street; thence westerly along the centerline of Mill Street to a point on the centerline of Oak Street; thence northerly along the centerline of Oak Street to a point on the centerline of Chestnut Street; thence westerly along the centerline of Chestnut Street to a point on the centerline of Leader Street; thence southerly along the centerline of Leader Street to a point on the centerline of Center Street; thence westerly along the centerline of Center Street to a point on the centerline of Kenton Avenue; thence northwesterly along the centerline of Kenton Avenue to a point on the corporation line of the City of Marion, Ohio; thence in a generally northerly and easterly direction along the corporation line of the City of Marion, Ohio, to the place of beginning.

*vetoed 12/20/91
veto override 1/1/92*

105.04 THIRD WARD

The Third Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of Kenton Avenue with the west corporation line of the City of Marion, Ohio; thence southeasterly along the centerline of Kenton Avenue to a point on the centerline of Center Street; thence easterly along the centerline of Center Street to a point on the centerline of the Norfolk and Western Railroad; thence southerly along the centerline of the Norfolk and Western Railroad to a point on the centerline of Darius Street; thence westerly along the centerline of Darius Street to a point on the centerline of Davids Street; thence southerly along the centerline of Davids Street to a point on the centerline of Bellefontaine Avenue; thence southwesterly along the centerline of Bellefontaine Avenue to a point on the corporation line of the City of Marion, Ohio; thence in a generally southwesterly and northerly direction along the corporation line of the City of Marion, Ohio, to the place of beginning.

105.05 FOURTH WARD

The Fourth Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of Prospect Street with the south corporation line of the City of Marion, Ohio; thence northeasterly and northerly along the centerline of Prospect Street to a point on the centerline of Mill Street; thence westerly along the centerline of Mill Street to a point on the centerline of Oak Street; thence northerly along the centerline of Oak Street to a point on the centerline of Chestnut Street; thence westerly along the centerline of Chestnut Street to a point on the centerline of Leader Street; thence southerly along the centerline of Leader Street to a point on the centerline of Center Street; thence westerly along the centerline of Center Street to a point on the centerline of the Norfolk and Western Railroad thence southerly along the centerline of the Norfolk and Western Railroad; to a point on the centerline of Darius Street; thence westerly along the centerline of Darius Street to a point on the centerline of Davids Street; thence southerly along the centerline of Davids Street to a point on the centerline of Bellefontaine Avenue; thence southwesterly along the centerline of Bellefontaine Avenue to a point on the corporation line of the City of Marion, Ohio; thence in a generally southerly and easterly direction along the corporation line of the City of Marion, Ohio, to the place of beginning.

105.06 FIFTH WARD

The Fifth Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of Prospect Street with the south corporation line of the City of Marion, Ohio; thence northeasterly and northerly along the centerline of Prospect Street to a point on the centerline of Mark Street; thence easterly along the centerline of Mark Street to a point on the centerline of Patterson Street; thence southerly along the centerline of Patterson Street to a point on the centerline of George Street; thence easterly along the centerline of George Street to a point on the centerline of Jefferson Street; thence southerly along the centerline of Jefferson Street to a point on the centerline of Wilson Avenue; thence westerly along the centerline of Wilson Avenue to a point on the centerline of Dix Avenue; thence southerly along the centerline of Dix Avenue to a point on the centerline of Center Street; thence easterly along the centerline of Center Street to a point on the centerline of Charles Street; thence southerly along the centerline of Charles Street to a point on the centerline of Church Street; thence westerly along the centerline of Church Street to a point on the centerline of Essex Court; thence southerly along the centerline of Essex Court to a point on the centerline of Indiana Avenue; thence westerly along the centerline of Indiana Avenue to a point on the centerline of Elm Street; thence southerly along the centerline of Elm Street to a point on the centerline of Mt. Vernon Avenue; thence northwesterly along the centerline of Mt. Vernon Avenue to a point on the centerline of Durfee Drive; thence southerly along the centerline of Durfee Drive to a point on the centerline of Mandana Avenue; thence northwesterly along the centerline of Mandana Avenue to a point on the centerline of Seminole Avenue; thence southerly along the centerline of Seminole Avenue to a point on the centerline of Walnut Street; thence westerly along the centerline of Walnut Street to a point on the centerline of Vine Street; thence southerly along the extension of the centerline of Vine Street to a point on the centerline of Vernon Heights Boulevard; thence westerly along the centerline of Vernon Heights Boulevard to a point on the centerline of Delaware Avenue; thence southeasterly along the centerline of Delaware Avenue to a point on the centerline of Community Drive; thence easterly along the centerline of Community Drive to a point on the corporation line of the City of Marion, Ohio; thence in a generally southerly and westerly direction along the corporation line of the City of Marion, Ohio to the place of beginning.

105.07 SIXTH WARD

The Sixth Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of Community Drive with the corporation line of the City of Marion, Ohio; thence westerly along the centerline of Community Drive to a point on the centerline of Delaware Avenue; thence northwesterly along the centerline of Delaware Avenue to a point on the centerline of Vernon Heights Boulevard; thence easterly along the centerline of Vernon Heights Boulevard to a point on the extension of the centerline of Vine Street; thence northerly along the extension of the centerline of Vine Street to a point on the centerline of Walnut Street; thence easterly along the centerline of Walnut Street to a point on the centerline of Seminole Avenue; thence northerly along the centerline of Seminole Avenue to a point on the centerline of Mandana Avenue; thence southeasterly along the centerline of Mandana Avenue to a point on the centerline of Durfee Drive; thence northerly along the centerline of Durfee Drive to a point on the centerline of Mt. Vernon Avenue; thence southeasterly along the centerline of Mt. Vernon Avenue to a point on the centerline of Elm Street; thence northerly along the centerline of Elm Street to a point on the centerline of Indiana Avenue; thence easterly along the centerline of Indiana Avenue to a point on the centerline of Essex Court to a point on the centerline of Church Street; thence easterly on the centerline of Church Street to a point on the centerline of Charles Street; thence northerly on the centerline of Charles Street to a point on the centerline of Center Street; thence easterly on the centerline of Center Street to a point on the corporation line of the City of Marion, Ohio; thence in a generally southerly and westerly direction along the corporation line of the City of Marion, Ohio, to the place of beginning."

is hereby amended to read as follows:

"105.01 DIVISION OF SIX WARDS

The City is hereby divided into six wards which are equal in number to the members in Council who are to be elected from the wards according to law, and the six wards are hereby created and established within the City. The boundaries of the six wards shall be such as are set forth in the six following sections, which boundaries are so fixed so that each ward shall contain as near as practicable an equal number of inhabitants.

105.02 FIRST WARD

The First Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of Marion Williamsport Road with the centerline of Fairwood Avenue (such point being on the existing corporation line of the City of Marion, Ohio); thence southerly along the centerline of Fairwood Avenue to a point on the centerline of Fairlane Avenue; thence easterly along the centerline of Fairlane Avenue to a point on the centerline of Richmond Avenue; thence southerly along the centerline of Richmond Avenue to a point on the centerline of Fairground Street; thence westerly along the centerline of Fairground Street to a point on the centerline of Greenwood Street; thence southerly along the centerline of Greenwood Street to a point on the centerline of Mark Street; thence westerly along the centerline of Mark Street to a point on the centerline of Patterson Street; thence southerly along the centerline of Patterson Street to a point on the centerline of George Street; thence easterly along the centerline of George Street to a point on the centerline of Jefferson Street; thence southerly along the centerline of Jefferson Street to a point on the centerline of Wilson Avenue; thence westerly along the centerline of Wilson Avenue to a point on the centerline of Dix Avenue; thence southerly along the centerline of Dix Avenue to a point on the centerline of Center Street; thence easterly along the centerline of Center Street to a point on the corporation line of the City of Marion, Ohio; thence in a generally northerly and westerly direction along the corporation line of the City of Marion, Ohio to the place of beginning.

105.03 SECOND WARD

The Second Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of Marion Williamsport Road with the centerline of Fairwood Avenue (such point being on the existing corporation line of the City of Marion, Ohio); thence southerly along the centerline of Fairwood Avenue to a point on the centerline of Fairlane Avenue; thence easterly along the centerline of Fairlane Avenue to a point on the centerline of Richmond Avenue; thence southerly along the centerline of Richmond Avenue to a point on the centerline of Fairground Street; thence westerly along the centerline of Fairground Street to a point on the centerline of Greenwood Street; thence southerly along the centerline of Greenwood Street to a point on the centerline of Mark Street; thence westerly along the centerline of Mark Street to a point on the centerline of Prospect Street; thence southerly along the centerline of Prospect Street to a point on the centerline of Mill Street; thence westerly along the centerline of Mill Street to a point on the centerline of Oak Street; thence northerly along the centerline of Oak Street to a point on the centerline of Chestnut Street; thence westerly along the centerline of Chestnut Street to a point on the centerline of Leader Street; thence southerly along the centerline of Leader Street to a point on the centerline of Center Street; thence westerly along the centerline of Center Street to a point on the centerline of Kenton Avenue; thence northwesterly along the centerline of Kenton Avenue to a point on the corporation line of the City of Marion, Ohio; thence in a generally northerly and easterly direction along the corporation line of the City of Marion, Ohio, to the place of beginning.

105.04 THIRD WARD

The Third Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of Kenton Avenue with the west corporation line of the City of Marion, Ohio; thence southeasterly along the centerline of Kenton Avenue to a point on the centerline of Center Street; thence easterly along the centerline of Center Street to a point on the centerline of the Norfolk and Western Railroad; thence southerly along the centerline of the Norfolk and Western Railroad to a point on the centerline of Darius Street; thence westerly along the centerline of Darius Street to a point on the centerline of Davids Street; thence southerly along the centerline of Davids Street to a point on the centerline of Bellefontaine Avenue; thence southwesterly along the centerline of Bellefontaine Avenue to a point on the corporation line of the City of Marion, Ohio; thence in a generally southwesterly and northerly direction along the corporation line of the City of Marion, Ohio to the place of beginning.

105.05 FOURTH WARD

The Fourth Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of Prospect Street with the south corporation line of the City of Marion, Ohio; thence northeasterly and northerly along the centerline of Prospect Street to a point on the centerline of Mill Street; thence westerly along the centerline of Mill Street to a point on the centerline of Oak Street; thence northerly along the centerline of Oak Street to a point on the centerline of Chestnut Street; thence westerly along the centerline of Chestnut Street to a point on the centerline of Leader Street; thence southerly along the centerline of Leader Street to a point on the centerline of Center Street; thence westerly along the centerline of Center Street to a point on the centerline of the Norfolk and Western Railroad; thence southerly along the centerline of the Norfolk and Western Railroad to a point on the centerline of Darius Street; thence westerly along the centerline of Darius Street to a point on the centerline of Davids Street; thence southerly along the centerline of Davids Street to a point on the centerline of Bellefontaine Avenue; thence southwesterly along the centerline of Bellefontaine Avenue to a point on the corporation line of the City of Marion, Ohio; thence in a generally southerly and easterly direction along the corporation line of the City of Marion, Ohio to the place of beginning.

105.06 FIFTH WARD

The Fifth Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of Prospect Street with the south corporation line of the City of Marion, Ohio; thence northeasterly and northerly along the centerline of Prospect Street to a point on the centerline of Mark Street; thence easterly along the centerline of Mark Street to a point on the centerline of Patterson Street; thence southerly along the centerline of Patterson Street to a point on the centerline of George Street; thence easterly along the centerline of George Street to a point on the centerline of Jefferson Street; thence southerly along the centerline of Jefferson Street to a point on the centerline of Wilson Avenue; thence westerly along the centerline of Wilson Avenue to a point on the centerline of Dix Avenue; thence southerly along the centerline of Dix Avenue to a point on the centerline of

Center Street; thence easterly along the centerline of Center Street to a point on the centerline of Charles Street; thence southerly along the centerline of Charles Street to a point on the centerline of Church Street; thence easterly along the centerline of Church Street to a point on the centerline of Hane Avenue; thence southerly along the centerline of Hane Avenue to a point on the centerline of Mt. Vernon Avenue; thence northwesterly along the centerline of Mt. Vernon Avenue to a point on the centerline of Durfee Drive; thence southerly along the centerline of Durfee Drive to a point on the centerline of Presidential Drive; thence southeasterly along the centerline of Presidential Drive to a point on the centerline of Brightwood Drive; thence southerly along the centerline of Brightwood Drive to a point on the centerline of Shadyside Drive; thence easterly along the centerline of Shadyside Drive to a point on the centerline of Leetonia Road; thence southerly along the centerline of Leetonia Road to a point on the centerline of Virginia Avenue; thence easterly along the centerline of Virginia Avenue to a point on the centerline of Summit Street; thence southerly along the centerline of Summit Street to a point on the centerline of Vernon Heights Boulevard; thence westerly along the centerline of Vernon Heights Boulevard to a point on the centerline of Delaware Avenue; thence southeasterly along the centerline of Delaware Avenue to a point on the centerline of Community Drive; thence easterly along the centerline of Community Drive to a point on the corporation line of the City of Marion, Ohio; thence in a generally southerly and westerly direction along the corporation line of the City of Marion, Ohio to the place of beginning.

105.07 SIXTH WARD

The Sixth Ward shall be bounded and described as follows:

Beginning at the intersection of the centerline of the centerline of Community Drive with the corporation line of the City of Marion, Ohio; thence westerly along the centerline of Community Drive to a point on the centerline of Delaware Avenue; thence northwesterly along the centerline of Delaware Avenue to a point on the centerline of Vernon Heights Boulevard; thence easterly along the centerline of Vernon Heights Boulevard to a point on the centerline of Summit Street; thence northerly along the centerline of Summit Street to a point on the centerline of Virginia Avenue; thence westerly along the centerline of Virginia Avenue to a point on the centerline of Leetonia Road; thence northerly along the centerline of Leetonia Road to a point on the centerline of Shadyside Drive; thence westerly along the centerline of Shadyside Drive to a point on the centerline of Brightwood Drive; thence northerly along the centerline of Brightwood Drive to a point on the centerline of Presidential Drive; thence northwesterly along the centerline of Presidential Drive to a point on the centerline of Durfee Drive; thence northerly along the centerline of Durfee Drive to a point on the centerline of Mt. Vernon Avenue; thence southeasterly along the centerline of Mt. Vernon Avenue to a point on the centerline of Hane Avenue; thence northerly along the centerline of Hane Avenue to a point on the centerline of E. Church Street; thence westerly along the centerline of E. Church Street to a point on the centerline of Charles Street; thence northerly on the centerline of Charles Street to a point on the centerline of Center Street; thence easterly on the centerline of Center Street to a point on the corporation line of the City of Marion, Ohio; thence in a generally southerly and westerly direction along the corporation line of the City of Marion, Ohio, to the place of beginning.

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

J. J. Ballenger
PRESIDENT OF COUNCIL

PASSED: December 19, 1991

APPROVED:

MAYOR

ATTEST:

Nasha Adams

CLERK

vetoed 12/20/91
veto override 1/1/92

City of Marion

233 West Center Street • Marion, Ohio 43302
(614) 387-2020



DR. ROBERT S. BROWN
Mayor

EDWARD T. SIMMONS
Service Director

JOHN W. WALKER
Safety Director

December 20, 1991

TO MARION CITY COUNCIL:

I am not satisfied that Ordinance 1991-150 is in full compliance with Ohio Revised Code Section 731.06(D) so therefore, I am exercising my veto right.

Dr. Robert S. Brown
Mayor

ORDINANCE MAKING ADDITIONAL APPROPRIATIONS
FOR THE YEAR ENDING DECEMBER 31, 1991, AND
DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That there be additional appropriations made in the amount of \$53,000.00 as follows:

USAG Loan Repayment Fund

Revolving Loan 276-04-539-230-000-333 \$6,000.00

Recycling Fund

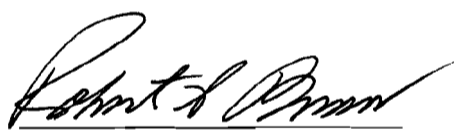
Salaries 508-05-564-210-000-110 \$47,000.00

Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary for the daily operation of said City; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.

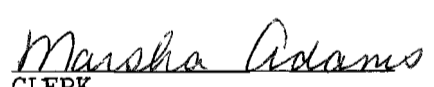

PRESIDENT OF COUNCIL

PASSED: December 23, 1991

APPROVED: December 24, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991 - 152

ORDINANCE AUTHORIZING THE CITY AUDITOR TO PAY
BILLS FROM VARIOUS CITY DEPARTMENTS PURSUANT
TO OHIO REVISED CODE §5705.41(D), AND DECLARING
AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the City Auditor is hereby authorized to pay bills from various city departments pursuant to O.R.C. §5705.41(D) which reads in part as follows: "No subdivision or taxing unit shall make any contract or give any order involving the expenditure of money unless there is attached thereto a certificate of the fiscal officer of the subdivision that the amount required to meet the same. . . such taxing authority may authorize the issuance of a warrant in payment of such amounts due upon such contract, but such resolution or ordinance shall be passed within thirty days from the receipt of such certificate."


SCMR Fund	\$ 249.88
Sanitation Fund	259.88
Swimming Pool Fund	<u>128.95</u>
TOTAL	\$ 638.71

Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it provides for the daily operation of the City; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

PASSED: December 23, 1991

APPROVED: December 24, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 153ORDINANCE ESTABLISHING THE SALARY AND BENEFITS FOR
THE OFFICE OF CITY AUDITOR, AND AMENDING ORDINANCE
NO. 1975-20, AND DECLARING AN EMERGENCY.

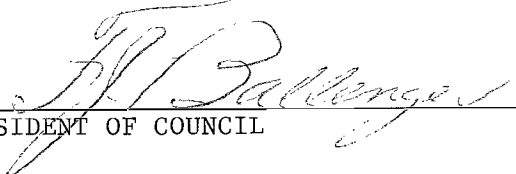
BE IT ORDAINED by the Council of the City of Marion, Marion County,
Ohio:

Section 1. That commencing on the first day of January, 1992, the salary for the office of City Auditor shall be \$37,000.00, to be paid bi-weekly.

Section 2. That the office of the City Auditor shall be entitled to the working conditions and employee benefits for full-time permanent employees as set out in Ordinance No. 68-41, as amended, and Ordinance No. 1969-183, as amended.

Section 3. That any references to the office of City Auditor, including salary, benefits or working conditions, contained in Ordinance No. 1975-20, be deleted therefrom.

Section 4. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it become effective on or before January 1, 1992; and as such, shall take effect immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

PASSED: December 23, 1991

APPROVED: December 24, 1991



MAYOR

ATTEST:



CLERK

ORDINANCE NO. 1991-154

ORDINANCE TO AMEND ORDINANCE NOS. 1975-20, 1976-131, 1976-132, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Marion discontinued paying the cost of living increases to elected officials in 1988, and the City is not desirous of resuming or continuing the practice, and

WHEREAS, the above mentioned ordinances refer to such practices,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That 1975-20 be amended by repealing Section 3 thereof, and that 1976-131 be amended by repealing Section 2 thereof, and that 1976-132 be amended by repealing Section 2 thereof.


Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary for the daily operation of the City of Marion and the inhabitants thereof and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

PASSED: December 30, 1991

APPROVED: December 31, 1991



MAYOR

ATTEST:



CLERK

ORDINANCE NO. 1991- 16

ORDINANCE MAKING ADDITIONAL APPROPRIATIONS FOR THE YEAR ENDING DECEMBER 31, 1991, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That there be additional appropriations made as follows:

General Fund

Mayor-Service Contracts	101-07-710-230-000-321	\$2,000.00
Safety Director-Service Contracts	101-07-716-230-000-321	<u>1,000.00</u>

<u>Total General Fund</u>	\$3,000.00
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Health Fund

Administration-Salaries	214-02-221-210-000-110	\$16,200.00
" Benefits	214-02-221-210-000-120	6,600.00
Inspection-Salaries	214-02-222-210-000-110	21,000.00
" Benefits	214-02-222-210-000-120	8,000.00
" Travel	214-02-222-220-000-220	<u>500.00</u>

<u>Total Health Fund</u>	\$52,300.00
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CDBG Fund

Administration Supplies	275-04-549-240-420-324	\$ 60.00
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Safety City Trust Fund

Trust Expenditures	738-09-824-270-000-731	\$ 2,000.00
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Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary for the daily operation of said City; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.

J. J. Ballenger

 PRESIDENT OF COUNCIL

PASSED: February 11, 1991

APPROVED: February 12, 1991

Robert A. Brown

 MAYOR

ATTEST:

Marsha Adams

 CLERK

ORDINANCE NO. 1991-17

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO PREPARE SPECIFICATIONS AND ADVERTISE FOR BIDS FOR THE PURCHASE OF A PAVEMENT-REPAIR MACHINE.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Service Director be and he is hereby authorized to prepare specification and advertise for bids for the purchase of a pavement-repair machine.

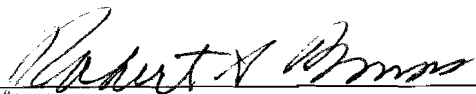
Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

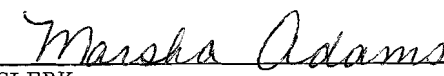
PASSED: February 11, 1991

APPROVED: February 12, 1991



MAYOR

ATTEST:



CLERK

ORDINANCE NO. 1991-18

ORDINANCE AUTHORIZING THE SAFETY DIRECTOR TO PREPARE SPECIFICATIONS AND ADVERTISE FOR BIDS FOR THE PURCHASE OF ONE (1) FIRE VEHICLE, AND AUTHORIZING TO BE TRADED THEREFORE ONE (1) VEHICLE NOW OWNED BY THE CITY OF MARION.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the following motor vehicle now owned by the City of Marion and used in the Division of Safety, to-wit:


One (1) 1979 Chevrolet Suburban Tailgate, Serial #CKL169F 158398, Approximate Mileage 46,049,

is either unfit for public use or obsolete and it is in the best interest of the City of Marion that said motor vehicle be sold simultaneously with the purchase of one (1) new motor vehicle for use in the Division of Safety.

Section 2. That the Safety Director is hereby authorized and directed to prepare specifications and advertise for bids for the purchase of one (1) new motor vehicle for use in the Division of Safety.

Section 3. That in advertising for bids for the purchase of said new vehicle, the Safety Director is authorized and directed to include a notice of the willingness to accept bids for the sale of the motor vehicle described in Section 1 hereof as a credit against the bid for said new motor vehicle.


Section 4. This ordinance shall take effect and be in force from and after the earliest period allowed by law.




PRESIDENT OF COUNCIL

PASSED: February 11, 1991

APPROVED: February 12, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991-19

ORDINANCE AUTHORIZING THE SAFETY DIRECTOR TO PREPARE SPECIFICATIONS AND ADVERTISE FOR BIDS FOR THE PURCHASE OF TWO (2) POLICE VEHICLES, AND AUTHORIZING TO BE TRADED THEREFORE ONE (1) VEHICLE NOW OWNED BY THE CITY OF MARION.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the following motor vehicle now owned by the City of Marion and used in the Division of Safety, to-wit:

One (1) 1980 Ford Econoline Van, Serial #E04FHJD2130, Mileage 60,342, known as Car #10,

is either unfit for public use or obsolete and it is in the best interest of the City of Marion that said motor vehicle be sold simultaneously with the purchase of a new motor vehicle for use in the Division of Safety.

Section 2. That the Safety Director is hereby authorized and directed to prepare specifications and advertise for bids for the purchase of two new motor vehicles (one van and one unmarked car) for use in the Division of Safety.

Section 3. That in advertising for bids for the purchase of said new vehicles, the Safety Director is authorized and directed to include a notice of the willingness to accept bids for the sale of the motor vehicle described in Section 1 hereof as a credit against the bid for said new motor vehicles.

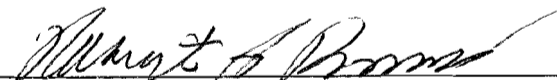
Section 4. This ordinance shall take effect and be in force from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

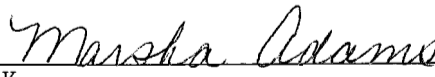
PASSED: February 11, 1991

APPROVED: February 12, 1991



MAYOR

ATTEST:



CLERK

ORDINANCE NO. 1991- 20


ORDINANCE AUTHORIZING THE CITY AUDITOR TO PAY BILLS
FROM VARIOUS CITY DEPARTMENTS PURSUANT TO OHIO
REVISED CODE §5705.41(D), AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the City Auditor is hereby authorized to pay bills from various city departments pursuant to O.R.C. §5705.41(D) which reads in part as follows: "No subdivision or taxing unit shall make any contract or give any order involving the expenditure of money unless there is attached thereto a certificate of the fiscal officer of the subdivision that the amount required to meet the same... such taxing authority may authorize the issuance of a warrant in payment of such amounts due upon such contract, but such resolution or ordinance shall be passed within thirty days from the receipt of such certificate."

General Fund	\$ 170.75
Early Intervention Grant Fund	1,332.80
Swimming Pool Fund	<u>1,782.08</u>
TOTAL	\$3,285.63

Section 2. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of the City of Marion and the inhabitants thereof and for the further reason that it provides for the daily operation of said City, and as such, shall become effective immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.


PRESIDENT OF COUNCIL

PASSED: February 25, 1991

APPROVED: February 27, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 21

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH VOISARD PLUMBING & HEATING TO REPLACE THE BOILER SYSTEM AT THE SENIOR CITIZENS CENTER.

WHEREAS, the Service Director was authorized by Ordinance No. 1990-86 to prepare specifications and advertise for bids to replace the boiler system at the Senior Citizens Center, and

WHEREAS, Voisard Plumbing & Heating, Marion, Ohio, submitted the lowest and best bid,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Service Director be and he is hereby authorized to enter into contract with Voisard Plumbing & Heating, Marion, Ohio, to replace the boiler system at the Senior Citizens Center.

Section 2. That the cost of said contract, \$24,974.00, shall be payable from the Senior Citizens Capital Improvements Fund - 101-03-424-250-000-520.


Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.



 PRESIDENT OF COUNCIL

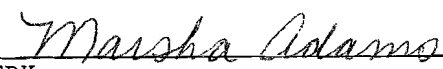
PASSED: February 25, 1991

APPROVED: February 27, 1991



 MAYOR

ATTEST:



 CLERK

ORDINANCE NO. 1991- 22

ORDINANCE MAKING AN ADDITIONAL APPROPRIATION FOR THE YEAR ENDING DECEMBER 31, 1991, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That there be an additional appropriation in the General Fund as follows:

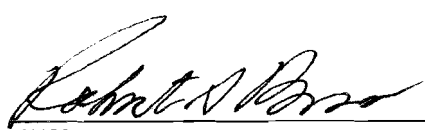
Airport Professional Services 101-06-621-230-000-320 \$2,800.00

Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary for the daily operation of said City; and as such, shall take effect immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

PASSED: February 25, 1991

APPROVED: February 27, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 23

ORDINANCE TO AMEND CHAPTER 943 (DOMESTIC REFUSE & RUBBISH COLLECTION) OF THE CODIFIED ORDINANCES BY AMENDING §943.99-PENALTY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That §943.99 of the Codified Ordinances, now reading as follows:

"943.99 PENALTY.

Whoever violates any of the provisions of this chapter or any rule or regulation of the Service Director made pursuant to this chapter shall be fined not more than fifty dollars (\$50.00). Any such violation shall constitute a separate offense on each successive day continued."

is hereby amended to read as follows:

"943.99 PENALTY

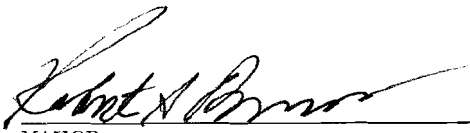
Whoever violates any of the provisions of this chapter or any rule or regulation of the Service Director made pursuant to this chapter shall be guilty of a minor misdemeanor and shall be fined not more than one hundred dollars (\$100.00). Any such violation shall constitute a separate offense on each successive day continued."

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

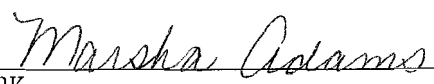

PRESIDENT OF COUNCIL

PASSED: February 25, 1991

APPROVED: February 27, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991-24

ORDINANCE TO AMEND SECTION 943.14 - RESIDENT SUBSCRIBER CHARGES - AS AMENDED, OF THE CODIFIED ORDINANCES OF THE CITY OF MARION.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That Section 943.14 of the Codified Ordinances now reading as follows:

"943.14 RESIDENT SUBSCRIBER CHARGES.

To provide necessary funds for equipment, personnel and other expense in connection with the collection and disposal of residential domestic refuse and rubbish in the City, the necessary charges for same shall be as directed by the rules and regulations adopted by the City Service Director",

is hereby amended to read as follows:

"943.14 RESIDENT SUBSCRIBER CHARGES.

To provide necessary funds for equipment, personnel and other expense in connection with the collection and disposal of residential domestic refuse and rubbish in the City, the necessary charges for same shall be as directed by the Council of the City of Marion."

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

PRESIDENT OF COUNCIL

PASSED:

APPROVED:

MAYOR

ATTEST:

CLERK

vetord 3/7/91

City of Marion

233 West Center Street • Marion, Ohio 43302
(614) 387-2020



DR. ROBERT S. BROWN
Mayor

EDWARD T. SIMMONS
Service Director

JOHN W. WALKER
Safety Director

March 7, 1991

MEMORANDUM

TO - MARION CITY COUNCIL

FROM - MAYOR ROBERT S. BROWN

RE: ORDINANCE NO. 1991-24 VETO

I regard this issue as an administrative responsibility and should be treated as such. Furthermore, I feel I owe this opinion to the electorate of the City of Marion.

As Mayor I treat this issue as an administrative decision, and it should be handled as such.

ORDINANCE NO. 1991-25

ORDINANCE AUTHORIZING THE SAFETY DIRECTOR TO ADVERTISE FOR BIDS FOR THE PURCHASE OF ONE (1) DEMONSTRATOR EMERGENCY SQUAD VEHICLE AND AUTHORIZING TO BE TRADED THEREFORE ONE (1) EMERGENCY SQUAD VEHICLE NOW OWNED BY THE CITY OF MARION AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion, County, Ohio:

Section 1. That the following Emergency Squad Vehicle now owned by the City of Marion and used in the Division of Safety, to-wit:

- 1. (1) 1982 Ford Wheelcoach Econo Line XL Emergency Squad, 110 Chassis, Serial #IFDKE30L6CHA77267, Mileage 92,236,

is either unfit for public use or obsolete and it is in the best interest of the City of Marion that the said squad vehicle be sold simultaneously with the purchase of one (1) demonstrator emergency squad vehicle.

Section 2. That the Safety Director is hereby authorized and directed to prepare specifications and advertise for bids for the purchase of one (1) 1990 or 1991 Demonstrator Emergency Squad Vehicle for use in the Division of Safety.

Section 3. That in advertising for bids for the purchase of said Demonstrator Emergency Squad Vehicle, the Safety Director is authorized and directed to include a notice of the willingness to accept bids for the sale of the Emergency Squad Vehicle described in Section 1 hereof as a credit against the bid for said Demonstrator Emergency Vehicle.

Section 4. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason it is necessary for the daily operation of said City; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.

J. T. Ballenger
PRESIDENT OF COUNCIL

PASSED: March 4, 1991

APPROVED: March 6, 1991

Robert A. Gunn
MAYOR

ATTEST:

Marsha Adams
CLERK OF COUNCIL

ORDINANCE NO. 1991- 26

ORDINANCE APPROPRIATING FUNDS, RATIFYING AND APPROVING
THE BARGAINING AGREEMENT BETWEEN THE CITY OF MARION AND
THE UNITED STEELWORKERS OF AMERICA, LOCAL #7856, AND
DECLARING AN EMERGENCY.

WHEREAS, Council will, pursuant to the factfinder's report delivered February 25, 1991, now ratify and approve the bargaining agreement between the City of Marion and the United Steelworkers of America, Local #7856, effective January 1, 1991, for the years 1991, 1992 and 1993, and

WHEREAS, Council will hereby appropriate funds necessary to implement said bargaining agreement,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That Council, pursuant to the factfinder's report delivered February 25, 1991, hereby ratifies and approves the bargaining agreement between the City of Marion and the United Steelworkers of America, Local #7856, for the years 1991, 1992 and 1993, effective 1-1-91.

Section 2. That Council hereby appropriates the funds necessary to implement said collective bargaining agreement, effective 1-1-91, as provided to Council, in writing, by the City Auditor on December 27, 1990.

Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary for the daily operation of said City; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

PASSED: March 4, 1991

APPROVED: March 6, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991-27

ORDINANCE APPROPRIATING FUNDS, RATIFYING AND APPROVING THE BARGAINING AGREEMENT BETWEEN THE CITY OF MARION AND AFSCME, OHIO COUNCIL 8, LOCAL #1158, AND DECLARING AN EMERGENCY.

WHEREAS, Council will hereby approve and ratify the bargaining agreement between the City of Marion and AFSCME, Ohio Council 8, Local #1158, to be effective January 1, 1991, for the years 1991, 1992 and 1993, having previously rejected same, and

WHEREAS, Council will hereby appropriate monies to implement said bargaining agreement,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That Council hereby ratifies and approves the bargaining agreement, effective 1-1-91, between the City of Marion and AFSCME, Ohio Council 8, Local #1158, for the years 1991, 1992 and 1993.


Section 2. That Council hereby appropriates the funds necessary to implement said collective bargaining agreement, effective 1-1-91, as provided to Council, in writing, by the City Auditor on December 27, 1990.

Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary for the daily operation of said City; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

PASSED: March 5, 1991

APPROVED: March 6, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 28

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO PREPARE SPECIFICATIONS AND ADVERTISE FOR BIDS FOR THE PURCHASE OF ONE TRACTOR WITH BRUSH-HOG MOWER FOR USE BY THE SERVICE DEPARTMENT, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Service Director be and he is hereby authorized to prepare specifications and advertise for bids for the purchase of one Tractor with Brush-Hog Mower for use by the Service Department.


Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that the mower is needed in order to begin mowing when spring season begins; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

PASSED: *March 11, 1991*

APPROVED: *March 12, 1991*



MAYOR

ATTEST:



CLERK

ORDINANCE NO. 1991- 29

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO PREPARE SPECIFICATIONS AND ADVERTISE FOR BIDS FOR THE PURCHASE OF ONE ASPHALT PAVING MACHINE FOR USE BY THE SERVICE DEPARTMENT, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:


Section 1. That the Service Director be and he is hereby authorized to prepare specifications and advertise for bids for the purchase of one Asphalt Paving Machine for use by the Service Department.

Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary to begin resurfacing when spring season begins; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

PASSED: *March 11, 1991*

APPROVED: *March 12, 1991*


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 30

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO PREPARE SPECIFICATIONS AND ADVERTISE FOR BIDS TO LEASE ONE D-7 BULLDOZER FOR USE AT THE LANDFILL, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

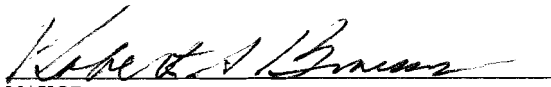
Section 1. That the Service Director be and he is hereby authorized to prepare specifications and advertise for bids to lease one D-7 Bulldozer for use at the Marion City Landfill.

Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary to correct deficiencies as soon as possible; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall become effective from and after the earliest period allowed by law.

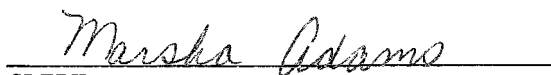

PRESIDENT OF COUNCIL

PASSED: March 11, 1991

APPROVED: March 12, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 31

ORDINANCE MAKING ADDITIONAL APPROPRIATIONS FOR THE YEAR ENDING DECEMBER 31, 1991, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That there be additional appropriations made in the amount of ~~\$136,375.00~~ as follows:
92,375.00

General Fund

Recreation Salaries	101-03-422-210-000-110	\$ 8,000.00
Benefits	101-03-422-210-000-120	2,470.00
Utilities	101-03-422-230-000-310	2,000.00
Pro. Services	101-03-422-230-000-320	17,075.00
Equip.Maint.	101-03-422-230-000-360	750.00
Supplies	101-03-422-240-000-420	4,630.00
Fuel	101-03-422-240-000-430	750.00
Total General Fund.....		\$35,675.00

Sanitation Fund

Landfill State EPA Fees	506-05-562-270-000-722	\$ 5,000.00
Solid Waste Dist. Fees	506-05-562-270-000-729	13,800.00
EPA Corrective Measures	506-05-562-230-000-740	42,900.00
Total Sanitation Fund.....		\$100,700.00
		\$56,700.00

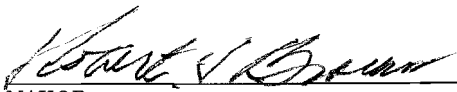
Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary for the daily operation of said City; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.


PRESIDENT OF COUNCIL

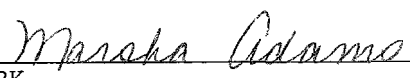
PASSED: March 11, 1991

APPROVED: March 12, 1991

*Amended on Council floor


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 32


ORDINANCE AUTHORIZING THE CITY AUDITOR TO PAY BILLS
FROM VARIOUS CITY DEPARTMENTS PURSUANT TO OHIO
REVISED CODE §5705.41(D), AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the City Auditor is hereby authorized to pay bills from various city departments pursuant to O.R.C. §5705.41(D) which reads in part as follows: "No subdivision or taxing unit shall make any contract or give any order involving the expenditure of money unless there is attached thereto a certificate of the fiscal officer of the subdivision that the amount required to meet the same... such taxing authority may authorize the issuance of a warrant in payment of such amounts due upon such contract, but such resolution or ordinance shall be passed within thirty days from the receipt of such certificate."

General Fund	\$ 588.32
Early Intervention Grant Fund	<u>460.00</u>
TOTAL	\$1,048.32

Section 2. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of the City of Marion and the inhabitants thereof and for the further reason that it provides for the daily operation of said City, and as such, shall become effective immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.


PRESIDENT OF COUNCIL

PASSED: March 11, 1991

APPROVED: March 12, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 33

ORDINANCE TO AMEND SECTION 2 OF ORDINANCE NO. 1970-122, WHICH CREATED POSITIONS AND SALARIES FOR SAID POSITIONS IN THE RECREATION DEPARTMENT.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That Section 2 of Ordinance No. 1970-122, as amended and now reading as follows:

"That the salaries of said employees in said positions shall be as follows:

<u>TITLE</u>	<u>STEP A</u>	<u>STEP B</u>	<u>STEP C</u>	<u>STEP D</u>	<u>STEP E</u>	
Recreation Supervisor	\$ 3.10	3.35	3.60	3.85	4.10	per hour
Playschool Director	3.75	4.00	4.25	4.50	4.75	per hour
Playschool Staff	3.10	3.35	3.60	3.85	4.10	per hour
Tennis Court Supervisors	2.75	2.75	2.75	2.75	2.75	per hour
Pool Manager	2,200.00/	2,335.00/	2,470.00/	2,605.00/	2,740.00	per 12 week season
Asst. Pool Manager	2,000.00/	2,135.00/	2,270.00/	2,405.00/	2,540.00	per 12 week season
Lifeguard	3.35	3.50	3.65	3.80	3.95	per hour
Lifeguard with W.S.I.	3.50	3.65	3.80	3.95	4.10	per hour
Concession Stand Attdnt.	3.20	3.20	3.20	3.20	3.20	per hour
Cashier	3.20	3.20	3.20	3.20	3.20	per hour

Step A - No previous recreational or related experience.

Step B - 1 year recreational or related experience, and/or 2 years of college completed.

Step C - 2 years recreational or related experience, or college graduate.

Step D - 3 years recreational or related experience, or 1 year of recreational or related experience and college graduate.

Step E - 4 years recreational or related experience or 2 years of recreational or related experience and college graduate.

At all times, with approval of the Personnel Committee, the Director's discretion will be used in determining employees' salary step."

is hereby amended to read as follows:

"That the salaries of said employees in said positions shall be as follows:

<u>TITLE</u>	<u>STEP A</u>	<u>STEP B</u>	<u>STEP C</u>	<u>STEP D</u>	<u>STEP E</u>
Front Gate Attendant (Cashier)	4.25	4.25	4.30	4.35	4.35
Concession Stand Attdnt.	4.25	4.25	4.30	4.35	4.35
Lifeguard	4.25	4.40	4.55	4.70	4.85
Lifeguard with WSI	4.40	4.55	4.70	4.85	5.00
Asst. Pool Manager	2,400.00/	2,535.00	2,670.00	2,805.00	2,940.00
Pool Manager	2,600.00/	2,735.00/	2,870.00/	3,005.00/	3,140.00

Step A - No previous recreational or related experience.

Step B - 1 year recreational or related experience, and/or 2 years of college completed.

- Step C - 2 years recreational or related experience, or college graduate.
- Step D - 3 years recreational or related experience, or 1 year related experience and college graduate.
- Step E - 4 years recreational or related experience, or 2 years related experience and college graduate.

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

J. T. Ballenger

 PRESIDENT OF COUNCIL

PASSED: March 11, 1991

APPROVED: March 12, 1991

Kenneth A. Brown

 MAYOR

ATTEST:

Marsha Adams

 CLERK

ORDINANCE NO. 1991- 34

ORDINANCE AMENDING PART SEVEN - BUSINESS REGULATION
CODE - OF THE CODIFIED ORDINANCES OF THE CITY OF
MARION BY ADDING CHAPTER 780 - TOW TRUCKS.

BE IT ORDAINED by the Council of the City of Marion, Marion County,
Ohio:

Section 1. That Part Seven - Business Regulation Code - of the Codified
Ordinances of the City of Marion be and is hereby amended by adding Chapter 780 -
Tow Trucks, attached hereto and made a part hereof by reference.

Section 2. That this ordinance shall take effect and be in force from and
after the earliest period allowed by law.



PRESIDENT OF COUNCIL

PASSED: *March 11, 1991*

APPROVED: *March 12, 1991*



MAYOR

ATTEST:



CLERK

ORDINANCE NO. 1991-35

ORDINANCE TO TEMPORARILY REMOVE THE POSITION OF POLICE INSPECTOR AND INCREASE CAPTAINS TO FIVE (5) IN ORDINANCE NO. 1969-29 AS AMENDED AND DECLARING AN EMERGENCY.

WHEREAS, on February 27, 1991, the position of Police Inspector was vacated by retirement; and

WHEREAS, pursuant to the Ohio Revised Code "whenever a vacancy occurs in the position above the rank of patrolman in a municipal police department, and there is no eligible list of such rank, the municipal civil service commission shall, within sixty days of such vacancy, hold a competitive promotional examination"; and

WHEREAS, pursuant to the local rules of the civil service commission, public notice of such promotional exam must be published not less than (30) days prior to the examination; and

WHEREAS, the city administration, in conjunction with the Chief of Police, have requested that the position of Police Inspector for the City of Marion be temporarily removed from the ranks of the Marion City Police Department; and

WHEREAS, an additional Captain's Position be added to total five (5) Captains for the reason of establishing an accreditation Manager/Training Officer; and

WHEREAS, Council finds that for the foregoing reasons would best serve the purposes of accomplishing accreditation and training, increase the efficiency of public service to the community;

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

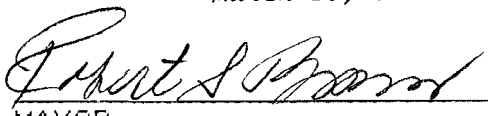
Section 1. That the Position of Police Inspector is hereby removed temporarily from Ordinance No. 1969-29 as amended, and one (1) additional Captain position be added to a total of five (5) Captains.

Section 2. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason to avoid the unnecessary expense to the civil service commission of preparing and conducting and publishing a notice of the Inspector's promotional examination by March 27, 1991; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.


PRESIDENT OF COUNCIL

PASSED: March 25, 1991

APPROVED: March 26, 1991


MAYOR

ATTEST:


CLERK OF COUNCIL

ORDINANCE NO. 1991-36

ORDINANCE MAKING ADDITIONAL APPROPRIATIONS FOR THE YEAR ENDING DECEMBER 31, 1991, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That there be additional appropriations made as follows:

General Fund

Fire Equipment	101-01-131-250-000-450	\$ 49,900.00
Engineering Prof.Services	101-07-743-230-000-320	<u>52,750.00</u>
	Total	\$102,650.00

Parks-Fund

* ~~Capital-Improvements~~ ~~-221-03-421-250-000-520~~ ~~-\$ 30,611.00~~


Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary for the daily operation of said City; and as such, shall take effect immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise it shall become effective from and after the earliest period allowed by law.


PRESIDENT OF COUNCIL


PASSED: March 25, 1991

APPROVED: March 26, 1991

*Amended on Council Floor 03/25/91


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 37

ORDINANCE AUTHORIZING THE SAFETY DIRECTOR TO ENTER INTO CONTRACT WITH ROLLAND SPECIALTY VEHICLES & PRODUCTS INC., FOR THE PURCHASE OF ONE (1) DEMONSTRATOR EMERGENCY SQUAD VEHICLE AND AUTHORIZING TO BE TRADED THEREFORE ONE (1) EMERGENCY SQUAD VEHICLE NOW OWNED BY THE CITY OF MARION AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ordinance 1991-25, the Safety Director was authorized to advertise for bids for the purchase of one (1) Demonstrator Emergency Squad Vehicle and authorizing to be traded therefore one (1) emergency Squad Vehicle now owned by the City of Marion, and

WHEREAS, Rolland Specialty Vehicles & Products Inc., submitted the only bid,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Safety Director be and he is hereby authorized to enter into contract with Rolland Specialty Vehicles & Products Inc., for the purchase of said Emergency Squad Vehicle and Trade in.

Section 2. That the cost of said contract in the amount of \$52,000.00 less trade in amount of \$2,100.00 for a net cost of \$49,900.00 shall be payable from the Fire Department Capital Equipment Fund 101-01-131-250-000-450.

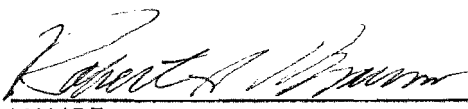
Section 4. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason it is necessary for the daily operation of said City; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



 PRESIDENT OF COUNCIL

PASSED: April 4, 1991

APPROVED: April 8, 1991



 MAYOR

ATTEST:



 CLERK OF COUNCIL

ORDINANCE NO. 1991- 38

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH THE INDUSTRIAL COMMISSION OF OHIO TO PROVIDE WORKERS COMPENSATION COVERAGE FOR INDIVIDUALS SENTENCED BY THE MUNICIPAL COURT TO PERFORM COMMUNITY SERVICE WORK, AND DECLARING AN EMERGENCY.

WHEREAS, Ohio Revised Code §2951.02 authorizes a Court to provide community service work, and

WHEREAS, Ohio Revised Code §4123.02 authorizes the Ohio Bureau of Workers' Compensation through the Industrial Commission of Ohio to provide coverage for political subdivisions for such types of individuals referred by the Court, and

WHEREAS, Ohio Revised Code §2744.01(B) defines "employee" to include a person who has been convicted of or pleaded guilty to a criminal offense and who has been sentenced to perform community service work in a political subdivision whether pursuant to §2951.02 of the Revised Code or otherwise, and

WHEREAS, the City of Marion recognizes the value for certain criminal misdemeanor offenders in performing community service work in lieu of incarceration, and

WHEREAS, the City of Marion desires to take advantage of the insurance coverage available at very low rates through the Ohio Bureau of Workers' Compensation for persons performing community service work and, at the same time, to be protected by sovereign immunity from liability for claims of such workers;

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Service Director is hereby authorized and directed to enter into contract with the Ohio Bureau of Workers' Compensation for the coverage of community service workers at the Marion, Ohio current Workers' Compensation of \$4.34 per \$100 of wages in accordance with the contract attached hereto which is made a part of this ordinance as if fully rewritten herein.

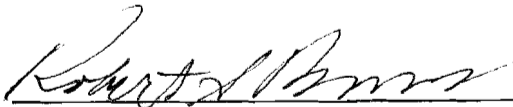
Section 2. That the cost of said contract shall be payable from the Municipal Court Employee Benefits - 101-07-731-210-000-120.

Section 3. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, safety and welfare of the City of Marion and the inhabitants thereof and also so that the Court can begin said program; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

PASSED: April 8, 1991

APPROVED: April 9, 1991


MAYOR

ATTEST:


CLERK



**Ohio Bureau of
Workers' Compensation**

**CONTRACT FOR COVERAGE OF POLITICAL SUBDIVISION
(Non-profit organization, etc.) Pursuant to O.R.C. 4123.03**

This contract by and among THE INDUSTRIAL COMMISSION OF OHIO, the BUREAU OF WORKERS' COMPENSATION, which agencies are hereinafter referred to as the Commission, and

City of Marion, Municipal Court, a political subdivision of the State of Ohio, hereinafter referred to as the Employer, is entered into pursuant to the authority contained in Section 4123.03, Revised Code.

In consideration of mutual promises, agreements, and covenants herein contained:

- (1) the Employer agrees to submit with this contract at the time of the execution hereof a copy of the official action of the subdivision authorizing the execution of this contract; and
- (2) the Employer agrees to maintain at all times during the life of this contract within the official records of the Employer a verifiable and current list of the names and addresses of all persons qualifying for the extension of workers' compensation benefits under Section 4123.03, R.C., by reason of services rendered to the Employer showing the periods of time over which such services are rendered; and
- (3) the Employer agrees to furnish to the Commission, at the time of the execution of this contract, a list of the names and addresses of all the persons qualifying for the extension of workers' compensation benefits under Section 4123.03, R.C., as listed upon the official records of the Employer; and
- (4) the Employer agrees to report to the Commission the names and addresses of all persons whose service begins subsequent to the effective date of this contract immediately after such service begins and such report shall show the date of inception of such service; and
- (5) on December 31st of each year, the Employer agrees to report to the Commission the names and addresses of all persons whose service has been terminated during the year together with the date of termination; and
- (6) the Commission agrees to extend the benefits of the workers' compensation law under Chapter 4123, R.C., to such listed persons as may sustain injuries or occupational diseases in the course of and arising out of such services to the Employer, subject to all the provisions of Chapter 4123, R. C., provided that such persons were listed with the Commission prior to the occurrence of the injury or the inception of the occupational disease; and
- (7) the Commission agrees that the premium rate applicable to the coverage under this contract shall be the same rate as is applicable to the Employer for its regular paid employees, that rate currently being _____, subject to change by resolution of the Industrial Commission. It is understood that the wage base for reporting payroll for premium purposes be as follows: for incarcerated prisoners the wage base shall be the allotted maintenance allowance for each prisoner, or the daily cost allowance allotted to each prisoner, for the sum total of full or partial days worked, that that maintenance or cost figure is now _____ but shall be subject to change by resolution of the Employer. The base to which the rate shall be applied to probationers shall be the federal minimum hourly wage provided by law, times the total hours worked for each probationer. That volunteer workers providing services in educational, welfare, social, and medical programs of the Employer shall be reported at a base equal to the base of paid employees in similar positions, but never less than the federal minimum wage, and never less than twenty (20) hours per week, per volunteer; and that the Employer's resolution specifically define all categories of employees for which contract coverage is desired; and that the Employer agrees to maintain adequate records to support the reporting of wages, allowances, or any other type of remuneration, the payment of premium, and a verifiable roster of all employees or volunteers on which coverage is desired; and
- (8) it is mutually agreed that premium in respect to each person reported for coverage as herein provided shall be deemed earned when the coverage is extended and no premium will be refunded upon termination of coverage for any cause provided; however, that a premium refund will be made where the refund is occasioned by an adjustment in the premium rate; and
- (9) the Commission agrees to bill the Employer for the premium due under this contract at the time and in the manner applicable to the collection of premium due from the Employer by reason of the services of the employees; and
- (10) the Employer agrees to submit applications for benefits upon the specially designed contract coverage benefit applications, which forms shall be furnished by the Commission, and the employer agrees not to submit such applications for benefits as regular public employees; and
- (11) the Commission agrees to compute the average weekly wage, the base for the payment of benefits, in accordance with Section 4123.61, R. C., taking into consideration the wage earnings from sources other than the services rendered under this contract coverage; and
- (12) it is mutually agreed that this contract shall be in effect from and after the date of the execution shown below; and
- (13) it is further mutually agreed that this contract may be terminated by either party, notifying the other party in writing, by certified mail, of its intention to terminate. Said termination shall take effect on the date fixed in the written notification but not less than thirty days after the mailing of said notification. Upon termination, the rights, duties, and liabilities of each party shall cease except as to injuries occurring before the date of termination and as to premiums accrued prior to the date of termination.

In witness whereof, the Administrator of the Bureau of Workers' Compensation for the Bureau of Workers' Compensation and for and on behalf of the Industrial Commission of Ohio and the official of the political subdivision of the State of Ohio duly authorized by such subdivision and having the authority to execute the contract under the laws of the State of Ohio do execute this contract by affixing their signatures hereto.

Dated _____ 19____
 Employer _____
 By _____
 Title _____

**THE INDUSTRIAL COMMISSION OF OHIO
 THE BUREAU OF WORKERS' COMPENSATION**

 Administrator
 -Bureau of Workers' Compensation

ORDINANCE NO. 1991- 39

ORDINANCE AUTHORIZING AND DIRECTING THE SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH LAKE COUNTY SEWER COMPANY FOR THE BLUM DITCH STORM SEWER TILE CLEANING PROJECT IN THE CITY OF MARION, OHIO, AND DECLARING AN EMERGENCY.

WHEREAS, Ordinance No. 1991-9 authorized the Service Director to prepare plans and specifications and advertise for bids for the cleaning of Blum Storm Sewer in the City of Marion, Ohio, and

WHEREAS, Lake County Sewer Company submitted the low bid of \$47,955.62 for the project

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Service Director is hereby authorized and directed to enter into contract with Lake County Sewer Company for the cleaning of the Blum Storm Sewer in the City of Marion, Ohio.


Section 2. That the cost of the \$47,955.62 contract shall be payable from the Engineering Professional Services Fund -101-07-743 230-000-320.

Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, welfare and safety of the City of Marion and the inhabitants thereof, and as such shall take effect and be in force immediately upon its passage and approval by the mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.


PRESIDENT OF COUNCIL

PASSED: March 25, 1991

APPROVED: March 26, 1991


MAYOR

ATTEST:


CLERK OF COUNCIL

ORDINANCE NO. 1991- 40

ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF MARION BY REZONING LOT NO. 3597 IN LAFAYETTE ADDITION TO THE CITY OF MARION, COMMONLY KNOWN AS **354 LAFAYETTE STREET**, FROM R-1C (SINGLE FAMILY HIGH DENSITY) TO R-2 (GENERAL DWELLING DISTRICT).

WHEREAS, Council finds that the real property described in Section 1 below should be rezoned from R-1C (Single Family High Density) to R-2 (General Dwelling District), and

WHEREAS, the Marion City Planning Commission has considered and approved the rezoning from R-1C to R-2, and

WHEREAS, due notice of the hearing on said rezoning has been given by publication in accordance with law,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the property known as 354 Lafayette Street, Marion, Ohio and being more particularly described as follows:

Situated in the City of Marion, County of Marion and State of Ohio, and known as Lot Number Thirty-five Hundred Ninety-seven (3597) in Lafayette Addition to the City of Marion, Ohio.

Said property shall not be used for a permanent multi-family dwelling, a private club, a fraternity, a sorority, or offices of civic, religious, charitable organizations, or any organization serving alcoholic beverages,

heretofore zoned R-1C (Single Family High Density) is hereby zoned R-2 (General Dwelling District).

Section 2. That the Clerk of Council is hereby authorized and directed to make said change on the Zoning District Map of the City of Marion, on file in the office of the Clerk of Marion City Council and on the copy thereof on file in the office of the Safety Director.

Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

PRESIDENT OF COUNCIL

PASSED:

APPROVED:

MAYOR

ATTEST:

defeated 3/25/91

CLERK

ORDINANCE NO. 1991- 41

ORDINANCE TO ESTABLISH A MODERATE AND LOW INCOME HOUSING REHABILITATION PROGRAM THROUGH THE STATE OF OHIO COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) SMALL CITIES' HOUSING PROGRAM, AND TO AUTHORIZE THE MAYOR TO ENTER INTO CONTRACT WITH THE MARION COUNTY REGIONAL PLANNING COMMISSION FOR SAID COMMISSION TO APPLY FOR THESE FUNDS, AND ADMINISTER THE GRANT, AND DECLARING AN EMERGENCY.

WHEREAS, this Council recognizes the need for programs which remove slums and blights, benefit low-and-moderate income households or meet other urgent community development needs, and

WHEREAS, the CDBG Small Cities' Program makes funds available for projects which address these problems, and

WHEREAS, the City must submit an application to the State of Ohio, Department of Development, to receive funds which have been authorized for the City of Marion to be used on eligible activities which address the community and economic development programs, and

WHEREAS, the Marion County Regional Planning Commission has offered to enter into a contract to prepare said application and administer said grant, if received,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That this Council hereby authorizes the Mayor to enter into a proposed contract, a copy of which is attached hereto, to authorize the Marion County Regional Planning Commission to make application for a CDBG Small Cities' Grant for moderate and low income housing and rehabilitation in the FY91 Target Area.

Section 2. That, upon the approval of the City of Marion's grant application, the Mayor is authorized to sign the contract and allow the administration of the grant in accordance with the terms of the contract with the Marion County Regional Planning Commission.

Section 3. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that the grant application must be filed immediately in order to be eligible for consideration; and as such, shall take effect immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.

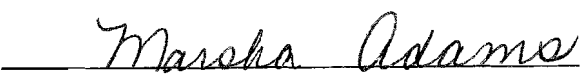

PRESIDENT OF COUNCIL

PASSED: March 25, 1991

APPROVED: March 26, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991-42

ORDINANCE AUTHORIZING THE CITY AUDITOR TO PAY BILLS
FROM VARIOUS CITY DEPARTMENTS PURSUANT TO OHIO
REVISED CODE §5705.41(D), AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the City Auditor is hereby authorized to pay bills from various city departments pursuant to O.R.C. §5705.41(D) which reads in part as follows: "No subdivision or taxing unit shall make any contract or give any order involving the expenditure of money unless there is attached thereto a certificate of the fiscal officer of the subdivision that the amount required to meet the same... such taxing authority may authorize the issuance of a warrant in payment of such amounts due upon such contract, but such resolution or ordinance shall be passed within thirty days from the receipt of such certificate."


General Fund	944.00
Health Fund	780.00
SCMR Fund	<u>461.30</u>
TOTAL	\$2,185.38

Section 2. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of the City of Marion and the inhabitants thereof and for the further reason that it provides for the daily operation of said City, and as such, shall become effective immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.


PRESIDENT OF COUNCIL

PASSED: April 8, 1991

APPROVED: April 9, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 43

ORDINANCE AUTHORIZING THE ACTING SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH MIDWEST EPOKE COMPANY, DAYTON, OHIO FOR THE PURCHASE OF ONE (1) ASPHALT PATCHING MACHINE, AND DECLARING AN EMERGENCY.

WHEREAS, the Service Director was authorized by Ordinance No. 1991-17 to prepare specifications and advertise for bids for the purchase of one pavement repair machine for use by the Service Department, and

WHEREAS, Midwest Epoke Company, Dayton, Ohio submitted the lowest and best bid,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Acting Service Director be and he is hereby authorized to enter into contract with Midwest Epoke Company, Dayton, Ohio for the purchase of one asphalt patching machine for use by the Service Department.


Section 2. That the cost of said contract - \$49,990.00 - shall be payable from the SCMR Fund No. 207-06-612-250-000-450.

Section 3. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary to begin resurfacing when spring season begins; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.

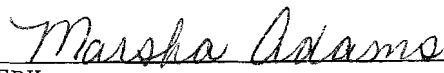

PRESIDENT OF COUNCIL

PASSED: April 8, 1991

APPROVED: April 9, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 44

ORDINANCE MAKING ADDITIONAL APPROPRIATIONS FOR THE YEAR ENDING DECEMBER 31, 1991, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That there be additional appropriations made as follows:

Housing Rehab Fund

Emergency Rehab	271-04-539-230-000-328	<u>\$750.00</u>	
	Total Housing Rehab Fund.....		\$750.00

Rental Rehab Fund

Rental Rehab	273-04-539-230-000-329	<u>\$3,000.00</u>	
	Total Rental Rehab Fund.....		\$3,000.00

Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary for the daily operation of said City; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.


PRESIDENT OF COUNCIL

PASSED: April 8, 1991

APPROVED: April 9, 1991


MAYOR

ATTEST:


CLERK


ORDINANCE NO. 1991- 45

ORDINANCE AUTHORIZING THE ACTING SERVICE DIRECTOR TO ADVERTISE FOR COST PROPOSALS FOR REPAIRING AND REPLACING THE ROOF, ROOFING, GUTTERS AND DOWNSPOUTS AND INSTALLING AN OVERHEAD DOOR ON THE CITY BUILDING KNOWN AS CASS AVE. SALT SHED AND FURTHER, AS AN ALTERNATIVE, TO ADVERTISE FOR COST PROPOSALS TO DEMOLISH SAID BUILDING AND CONSTRUCT A NEW BUILDING FOR SALT STORAGE.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Acting Service Director be and he is hereby authorized to advertise for cost proposals for repairing and replacing the roof, roofing, gutters and downspouts and installing an overhead door on the city building known as Cass Avenue salt shed and further, as an alternative to advertise for cost proposals to demolish said building and construct a new building for salt storage.

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

PASSED: April 8, 1991

APPROVED: April 9, 1991



MAYOR

ATTEST:



CLERK

ORDINANCE NO. 1991- 46ORDINANCE TO CHANGE THE NAME OF SEMINOLE AND
MANDANA AVENUES TO PRESIDENTIAL DRIVE.

WHEREAS, the petition of The Marion City Board of Education, Harding High School and the Student Leadership Team, was duly presented to Council praying that the names of Seminole Avenue and Mandana Avenue, as presently located within the City of Marion, be changed to Presidential Drive, to foster pride in the Harding name and to point out the significance of the name of Harding High School and Harding Stadium, and

WHEREAS, said petition was approved by the Marion City Planning Commission at its February 5, 1991 meeting, after having been referred to it by City Council, and

WHEREAS, Council, upon hearing, is satisfied that there is good cause for such change of name and that it will not be detrimental to the general interest and ought to be made,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the names of Seminole Avenue and Mandana Avenue be and the same are hereby changed to Presidential Drive.

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL


PASSED: April 8, 1991

APPROVED: April 9, 1991



MAYOR

ATTEST:



CLERK

ORDINANCE NO. 1991-47

ORDINANCE MAKING ADDITIONAL APPROPRIATIONS FOR THE
YEAR ENDING DECEMBER 31, 1991, AND DECLARING AN
EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That there be additional appropriations made as follows:

Parks Fund

Capital Improvements	221-03-421-250-000-520	\$ 30,611.00
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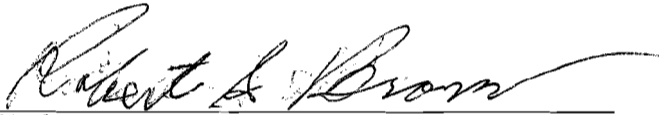
Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary for the daily operation of said City; and as such, shall take effect immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise it shall become effective from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

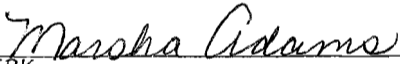
PASSED: April 10, 1991

APPROVED: April 11, 1991



MAYOR

ATTEST:



CLERK

ORDINANCE NO. 1991- 48

ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF MARION BY REZONING THE PROPERTY KNOWN AS 929 MT.VERNON AVENUE, MARION, OHIO, FROM R-1A (SINGLE FAMILY LOW DENSITY) TO R-2 (GENERAL DWELLING DISTRICT).

WHEREAS, Council finds that the real property described in Section 1 below should be rezoned from R-1A (Single Family Low Density) to R-2 (General Dwelling District), and

WHEREAS, the Marion City Planning Commission has considered and disapproved the rezoning from R-1A to R-2, and

WHEREAS, due notice of the hearing on said rezoning has been given by publication in accordance with law,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the property known as 929 Mt.Vernon Avenue, Marion, Ohio and being more particularly described as follows:

Situated in the State of Ohio, County of Marion and in the City of Marion and further described as follows:

Being part of the South half of the West half of the Northwest Quarter of Section Number Twenty-six (26), Township Number Five (5) South, Range Number Fifteen (15) East, and beginning at a point in the center line of Mt.Vernon Avenue due South of the North and South boundary line between Lots Number Twenty-seven Hundred and Eighty-seven (2787)* and Twenty-seven Hundred Eighty-eight (2788) in Mt.Vernon Heights Addition to said City; thence South One Hundred Ninety-eight and seventy-five hundredths (198.75) feet on said line between said Lots Number Twenty-seven Hundred Eighty-seven (2787) and Twenty-seven Hundred Eighty-eight (2788) extended South; thence West Eighty (80) feet on a line parallel with the East and West Half Section Line running through said Section Number Twenty-six (26); thence North on a line parallel with the West section line of said Section Number Twenty-six (26) to a point in the center line of said Mt.Vernon Avenue; and thence Eastwardly along said centerline of said Mt.Vernon Avenue to the place of beginning.

EXCEPT, 363 square feet conveyed to the State of Ohio for the widening of Mt.Vernon Avenue, the deed for which is recorded in Volume 462 at Page 261 of the Deed Records of Marion County, Ohio, to which reference is hereby made.

* (Said Lot No. 2787 Mt.Vernon Heights Addition, later subdivided and being now Lot #11611 Mt.Vernon Avenue Addition, et al.)

Being known by street address as 929 Mt.Vernon Avenue, Marion, Ohio.

heretofore zoned R-1A (Single Family Low Density) is hereby zoned R-2 (General Dwelling District).

Section 2. That the Clerk of Council is hereby authorized and directed to make said change on the Zoning District Map of the City of Marion, on file in the office of the Clerk of Marion City Council and on the copy thereof on file in the office of the Safety Director.

Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

PRESIDENT OF COUNCIL

PASSED:
APPROVED:

ATTEST:

MAYOR

CLERK

defeated April 22, 1991

ORDINANCE NO. 1991- 49

ORDINANCE TO VACATE TWO ALLEYS
IN OUTLOT 126 AND OAK RIDGE ADDITION
IN THE CITY OF MARION, OHIO

WHEREAS, on the 9th day of January, 1991, a Petition by Grandview Quality Care, Inc., the owner of certain lots in Outlot 126 and Oak Ridge Addition to the City of Marion, Ohio, was duly presented to Council, praying that two alleys, fully described below, in the Second Ward to the City of Marion, Ohio, be vacated; and

WHEREAS, the owners of all lots abutting on said alleys have signed said petition either as petitioner or consenting parties; and

WHEREAS, the owners of abutting Lots 12106, 12107, 12108, 12109 and 12110 of Oak Ridge Addition are to be given an ingress/egress easement over petitioners property to London Street; and

WHEREAS, the vacation of said alleys has been approved by the Marion City Planning Commission after referral thereto by City Council; and

WHEREAS, Council, upon hearing, is satisfied that there is good cause for such vacation as prayed for; that it will not be detrimental to the general interest and ought to be made;

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Marion County, Ohio:

Section 1) That the following described alleys in the Second Ward, City of Marion, Ohio, be and the same are hereby vacated, to-wit:

1ST ALLEY:

An alley situated in the 2nd Ward in the City of Marion, Ohio, being a 16.5 foot wide alley running South from London Street, thence West to Oak Street, more particularly described as follows:

Commencing at the Northwest corner of Lot 12104 in Oak Ridge Addition to the City of Marion, Ohio; thence North 16.5 feet to a point on the southwest corner of Outlot 126; thence East 165 feet to a point; thence North 120 feet to a point on the south line of London Street; thence East along London Street 16.5 feet to a point; thence South a distance of 136.5 feet to a point; thence west 10 feet to the northeast corner of Lot 12103 in said Oak Ridge Addition; thence continuing west along the north line of said Lot 12103 and the north line of Lot 12104 in Oak Ridge Addition a distance of 166.5 feet to the place of beginning.

2ND ALLEY:

Situated in the 2nd Ward in the City of Marion, Ohio, being a 10 foot wide alley running north and south along the east side of Lot 12103 in Oak Ridge Addition to the City of Marion, Ohio, more particularly described as follows:

Commencing at the northeast corner of Lot 12103 in Oak Ridge Addition to the City of Marion, Ohio;

thence south a distance of 68 feet to the southeast corner of said Lot 12103; thence east a distance of 10 feet to a point on the west line of Outlot 125; thence north a distance of 68 feet to a point; thence west 10 feet to the place of beginning.

Section 2) That nothing in this ordinance shall be construed to affect any right-of-way or easement now held by the City of Marion, in under, over or across the above mentioned street for sewer purposes or for use by any public utility operating under a franchise with the City of Marion, Ohio, and the vacation of said street herein is specifically made subject to the continued existence of any such existing right-of-way or easement.

Section 3) That title to the real estate comprising said street shall revert to the abutting property owners.

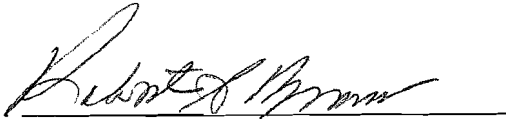
Section 4) That the Clerk of Council be and she is hereby authorized and directed to certify a copy of the within ordinance to the Auditor of Marion County, Ohio, and to the Recorder of Marion County, Ohio.

Section 5) That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

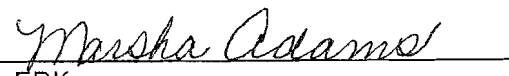

PRESIDENT OF COUNCIL

PASSED: April 22, 1991

APPROVED: April 23, 1991


MAYOR

ATTEST:


CLERK

NAME OF STREET Olney Ave., Park Blvd., Leader St.
Seffner Ave., Farming St., Merchant Ave. ORDINANCE NO. 1991-50
ROUTE NO. _____ DATE April 22, 1991

An emergency ordinance enacted by the City of Marion
Marion County, Ohio, in the matter of the hereinafter described improvement
and to request cooperation by the Director of Transportation.

WHEREAS, the City has identified the need for and proposes the improvement of a portion of the public highway which is described as follows:

By surface planing, resurfacing, and pavement marking of six city streets.
Existing pavement is deteriorating and creating a hazardous condition.

- Olney Avenue from Center Street to Bellefontaine Avenue
- Park Boulevard from Center Street to Church Street
- Leader Street from Center Street to R.R. N. of Silver Street
- Seffner Avenue from Center Street to Mt. Vernon Avenue
- Farming Street from Prospect Street to Greenwood Street
- Merchant Avenue from Church Street to Mt. Vernon Avenue

said portion of highway within the municipal corporation limits being hereinafter referred to as the improvement, and

WHEREAS, the City further desires cooperation from the Director of Transportation in the planning, design and construction of said improvement.

NOW THEREFORE, Be it ordained by the Council of the City of Marion
Ohio:

SECTION I (Cooperation)

That said City hereby requests the cooperation of the Director of Transportation in the cost of the above described improvement as follows:

1. The city will provide preliminary engineering including detailed construction plans at their own cost.
2. The city will request that construction engineering, on site and off site inspection, be handled by state forces. Construction and construction engineering will be federally funded, with the city bearing 25% of the cost plus 100% of the cost of any non-participatory items requested by the city.

SECTION II (Consent)

That it is declared to be in the public interest that the consent of said City be and such consent is hereby given to the Director of Transportation to construct the above described improvement, in accordance with plans, specifications and estimates as approved by the Director.

SECTION III (Authority to Sign)

That the Mayor of said City, is hereby empowered and directed on behalf of the City to enter into agreements with the Director of Transportation necessary to complete the planning and construction of this improvement.

SECTION IV (Traffic Control Signals and Devices)

That traffic control devices installed within the limits of the project will conform with Section 4511 of the Ohio Revised Code.

162

SECTION V (Maintenance and Parking)

That upon completion of said improvement, said City, will thereafter keep said highway open to traffic at all times, and

- (a) Maintain the improvement in accordance with the provisions of the statutes relating thereto and make ample financial and other provisions for such maintenance; and
- (b) Maintain the right-of-way and keep it free of obstructions in a manner satisfactory to the State of Ohio and hold said right-of-way inviolate for public highway purposes and permit no signs, posters, billboards, roadside stands or other private installations within the right-of-way limits; and
- (c) Place and maintain all traffic control devices conforming to the Ohio Manual of Uniform Traffic Control Devices on the improvement in compliance with the provisions of Section 4511.11 and related sections of the Ohio Revised Code.
- (d) Regulate parking in the following manner:

Parking within the limits of the improvement as shown in project engineering data.

SECTION VI (Right-of-Way, Utility Rearrangement and Damage and Liability Responsibilities)

- (a) That all existing street and public way right-of-way within the City which is necessary for the aforesaid improvement, shall be made available therefor.
- (b) That the State/City will acquire any additional right-of-way required for the construction of the aforesaid improvement.
- (c) That arrangements have been or will be made with and agreements obtained from all public utility companies whose lines or structures will be affected by the said improvement and said companies have agreed to make any and all necessary plant removals or rearrangements in such a manner as to be clear of any construction called for by the plans of said improvement and said companies have agreed to make such necessary rearrangements immediately after notification by said City or the Department of Transportation.
- (d) That it is hereby agreed that the City shall at its own expense, make all rearrangements of water mains, service lines, fire hydrants, valve boxes, sanitary sewers or other municipally owned utilities and/or any appurtenances thereto, which do not comply with the provisions of Directive DH-P-411 inside or outside the corporate limits as may be necessary to conform to the said improvement and said rearrangements shall be done at such time as requested by the Department of Transportation Engineer.
- (e) That the construction, reconstruction, and/or rearrangement of both publicly and privately owned utilities, referred to in subsections (c) and (d) above, shall be done in such a manner as not to interfere unduly with the operation of the contractor constructing the improvement and all backfilling of trenches made necessary by such utility rearrangements shall be performed in accordance with the provisions of the Ohio Department of Transportation Construction and Material Specifications and shall be subject to approval by the State.
- (f) That the installation of all utility facilities on the right of way shall conform with the requirements of the Federal Highway Administration Policy and Procedure Memorandum 30-4 "Utility Relocations and Adjustments" and the Department of Transportation's rules on Utility Accommodation.
- (g) That the City hereby agrees to accept responsibility for any and all damages or claims for which it is legally liable arising from the negligence of its officers, employees or agents in the performance of the City's obligations made or agreed to in Sections (a), (b), (c), (d), (e) and (f) hereinabove. Likewise, The State agrees to accept responsibility for any and all damages or claims for which it is legally liable arising from the negligence of its officers, employees or agents in the performance of the State's obligations made or agreed to in Sections (a), (b), (c), (d), (e) and (f) hereinabove.

This ordinance is hereby declared to be an emergency measure by reason of the need for expediting highway improvements to promote highway safety, and provided it receives the affirmative vote of two-thirds of the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed: April 22, 1991.

Attest: Marsha Adams
Clerk

Robert S. Brown
Mayor

Attest: Marsha Adams

J. H. Ballenger
President of Council

CERTIFICATE OF COPY

STATE OF OHIO

City of Marion SS

County Marion

I, Marsha Adams, as Clerk of the City of Marion, Ohio, do hereby certify that the foregoing is a true and correct copy of ordinance adopted by the legislative Authority of the said City on the 22nd day of April, 1991, that the publications of such ordinance has been made and certified of record according to law; that no proceedings looking to a referendum upon such ordinance have been taken; and that such ordinance and certificate of publication thereof are of record in Ordinance Record No. 35, Page _____.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, this 23 day of April, 1991.

(SEAL)

Marsha Adams
Clerk

City of Marion, Ohio.

The foregoing is accepted as a basis for proceeding with the improvement herein described.

For the City of Marion, Ohio.

Attest: _____

_____, Date _____
Contractual Officer

For the State of Ohio

Attest: _____

_____, Date _____
Director, Ohio Department of Transportation

ORDINANCE NO. 1991-51

ORDINANCE AUTHORIZING AND DIRECTING THE SERVICE DIRECTOR TO PREPARE PLANS AND SPECIFICATIONS, ADVERTISE FOR BIDS AND ENTER INTO CONTRACT FOR RESURFACING AND IMPROVING OF CERTAIN STREETS IN THE CITY OF MARION, OHIO, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Service Director is hereby authorized and directed to prepare plans and specifications, advertise for bids and enter into contract for the resurfacing and improving of the following described streets in the City of Marion, Ohio:

RESURFACING

	<u>FROM</u>	<u>TO</u>
1. Chester Street	Entire	
2. N. Grand Avenue	Mark Street	N. Corporation
3. Marion Avenue	Entire	
4. Carner Avenue	Entire	
5. Farming Street	State Street	Main Street
6. Forest Lawn Drive	Bexley Avenue	Mt. Vernon Avenue
7. Forest Lawn Boulevard	Mt. Vernon Ave.	Church Street
8. Pennsylvania Avenue	Entire	
9. Latourette Street	Bennett Street	Center Street

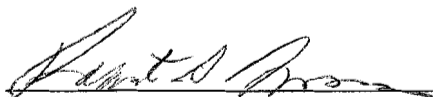
Section 2. That the cost of such contract shall be payable from the SCM&R Fund 207-06-612-230-000-530 (Permissive Auto Tax) and 207-06-612-230-000-531 (resurfacing projects).

Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the inhabitants thereof and for the further reason that the construction season for this project is limited to the summer months; and as such shall take effect and be in force immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.


PRESIDENT OF COUNCIL

PASSED: April 22, 1991

APPROVED: April 23, 1991


MAYOR

ATTEST:


CLERK OF COUNCIL

ORDINANCE TO ESTABLISH A HOUSING TARGET AREA FOR THE FY91 HOUSING REHABILITATION PROGRAM THROUGH THE STATE OF OHIO COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) SMALL CITIES' HOUSING PROGRAM AND COMMIT CITY FUNDS AS A LOCAL MATCH.

WHEREAS, by Ordinance 1991-41 Council authorized an application for a CDBG Small Cities' Grant for moderate and low income housing rehabilitation in the FY91 Target Area, and

WHEREAS, two public hearings, the last being on April 8, 1991, were held on the proposed grant,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. Council hereby establishes the FY91 Target Area as that bounded generally by State Street on the West, Mark Street on the North, Patterson Street on the East, and Quarry Street on the South.

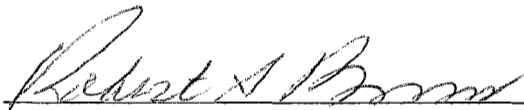
Section 2. Council hereby commits, if the grant is approved, to appropriate the sum of \$15,000 for street improvement on Patterson Street and Ballentine Avenue as a match for CDBG funds.

Section 3. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that the grant application must be filed immediately in order to be eligible for consideration; and as such, shall take effect immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.


PRESIDENT OF COUNCIL

PASSED: April 22, 1991

APPROVED: April 23, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 53

ORDINANCE TO MAKE ADDITIONAL APPROPRIATIONS FOR THE YEAR ENDING DECEMBER 31, 1991, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That there be additional appropriations made as follows:

General Fund

Service Dr. Litter Control 101-07-715-230-000-429 \$2,400.00

Senior Citizens Fund

State Transportation Subsidy

Salaries	203-03-427-210-000-110	\$1,487.00
Travel	203-03-427-220-000-220	200.00
Equip.Maint.	203-03-427-230-000-360	(50.00)
Vehicle Lease	203-03-427-230-000-361	1,400.00
Insurance	203-03-427-230-000-380	2,000.00
Supplies	203-03-427-240-000-420	685.00


TOTAL Senior Citizens Fund.....\$5,722.00

Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary for the daily operation of said City; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.


PRESIDENT OF COUNCIL

PASSED: April 22, 1991

APPROVED: April 23, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 54

ORDINANCE AUTHORIZING THE ACTING SERVICE DIRECTOR TO PREPARE SPECIFICATIONS AND ADVERTISE FOR BIDS TO ACQUIRE A 90-DAY SUPPLY OF DIRT FOR THE CITY LANDFILL, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

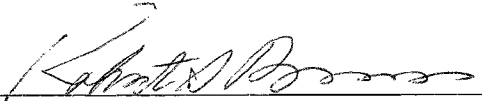
Section 1. That the Acting Service Director be and he is hereby authorized to prepare specifications and advertise for bids to acquire a 90-day supply of dirt for the city landfill.

Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary in order to comply with EPA specifications for the closure plan at the landfill; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

PASSED: April 22, 1991

APPROVED: April 23, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 55

ORDINANCE AUTHORIZING THE ACTING SERVICE DIRECTOR TO PREPARE SPECIFICATIONS AND ADVERTISE FOR BIDS FOR THE CONSTRUCTION OF A TRANSFER STATION TO RESOLVE THE CITY'S WASTE DISPOSAL PROBLEM UPON CLOSURE OF THE LANDFILL, AND DECLARING AN EMERGENCY.

WHEREAS, a contract for an incinerator for Marion County has not yet been finalized, and

WHEREAS, a Transfer Station would serve the City for a period of years until the 4-County District formulates a plan for our District,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

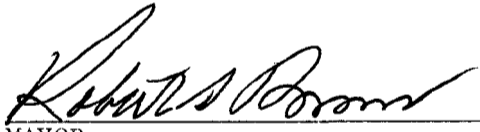
Section 1. That the Acting Service Director be and he is hereby authorized to prepare specifications and advertise for bids for the construction of a Transfer Station to resolve the City's waste disposal problem upon closure of the landfill in 1992.

Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary to have the Transfer Station by early 1992; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.

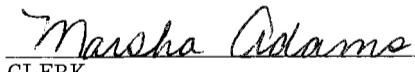

PRESIDENT OF COUNCIL

PASSED: *May 13, 1991*

APPROVED: *May 14, 1991*


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 56

ORDINANCE AUTHORIZING THE ACTING SERVICE DIRECTOR TO PREPARE SPECIFICATIONS AND ADVERTISE FOR BIDS TO CENTRALIZE THE CITY'S STORAGE TANKS FOR GASOLINE AND DIESEL FUEL.

WHEREAS, due to the age of the City's fuel storage tanks, and underground regulations, it would be in the best interest of the City to centralize these tanks,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Acting Service Director be and he is hereby authorized to prepare specifications and advertise for bids to centralize the City's storage tanks for gasoline and diesel fuel.


Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

PASSED: *May 28, 1991*

APPROVED: *May 29, 1991*



MAYOR

ATTEST:



CLERK

ORDINANCE NO. 1991-57

ORDINANCE AUTHORIZING THE SAFETY DIRECTOR TO ENTER INTO CONTRACT WITH MATHEWS KENNEDY FORD LINCOLN MERCURY, INC., FOR THE PURCHASE OF TWO (2) POLICE VEHICLES AND AUTHORIZING TO BE TRADED THEREFORE ONE (1) VEHICLE NOW OWNED BY THE CITY OF MARION AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ordinance 1991-19, the Safety Director was authorized to advertise for bids for the purchase of two (2) Police Vehicles and authorizing to be traded therefore one (1) vehicle now owned by the City of Marion, and

WHEREAS, Mathews Kennedy Ford Lincoln Mercury, Inc., submitted the only bid,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Safety Director be and he is hereby authorized to enter into contract with Mathews Kennedy Ford Lincoln Mercury, Inc., for the purchase of said vehicles and trade in.

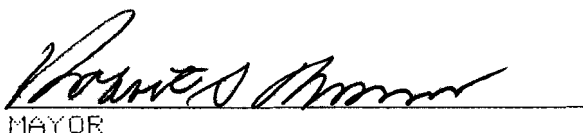
Section 2. That one vehicle being \$14,796.00 and the second vehicle being \$15,458.00, cost of said contract in the amount of \$30,254.00 less trade in amount of \$500.00 for a net cost of \$29,754.00 shall be payable from the Police Department Capital Equipment Fund 101-01-111-250-000-450.

Section 4. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason it is necessary for the daily operation of said City; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

PASSED: May 13, 1991

APPROVED: May 14, 1991


MAYOR

ATTEST:


CLERK OF COUNCIL

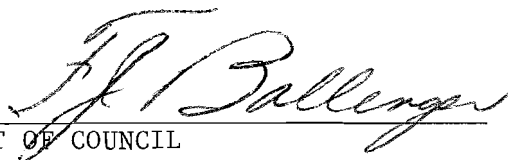
ORDINANCE NO. 1991-58

ORDINANCE AUTHORIZING THE ACTING SERVICE DIRECTOR TO PREPARE SPECIFICATIONS AND ADVERTISE FOR BIDS FOR ENGINEERING SERVICES TO REPLACE HANDRAILS AND REHABILITATE THE CHLORINE CONTACT TANKS AND EXPANSION JOINTS AT THE WASTEWATER TREATMENT PLANT, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Acting Service Director be and he is hereby authorized to prepare specifications and advertise for bids for engineering services to replace handrails and rehabilitate the chlorine contact tanks and expansion joints at the Wastewater Treatment Plant.

Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that this work should be completed during the warm season; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



 PRESIDENT OF COUNCIL

PASSED: *May 13, 1991*

APPROVED: *May 14, 1991*



 MAYOR

ATTEST:



 CLERK

ORDINANCE NO. 1991-59

ORDINANCE AUTHORIZING THE ACTING SERVICE DIRECTOR TO PREPARE SPECIFICATIONS AND ADVERTISE FOR BIDS FOR THE REHABILITATION OF THE HANDRAILS, CHLORINE CONTACT TANKS AND EXPANSION JOINTS AT THE WASTEWATER TREATMENT PLANT, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Acting Service Director be and he is hereby authorized to prepare specifications and advertise for bids for the rehabilitation of the handrails, chlorine contact tanks and expansion joints at the Wastewater Treatment Plant.


Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that this work should be completed during the warm season; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

PASSED: *May 13, 1991*

APPROVED: *May 14, 1991*



MAYOR

ATTEST:



CLERK

ORDINANCE NO. 1991- 60

ORDINANCE AUTHORIZING THE ACTING SERVICE DIRECTOR TO PREPARE SPECIFICATIONS AND ADVERTISE FOR BIDS FOR THE PURCHASE OF GEARS FOR THREE D.O.JAMES SPEED REDUCERS MODEL CH13VRAH-2, FOR USE AT THE WASTEWATER TREATMENT PLANT, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Acting Service Director be and he is hereby authorized to prepare specifications and advertise for bids for the purchase of gears for three D.O.James speed reducers Model CH13VRAH-2, for use at the Wastewater Treatment Plant.

Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it takes a considerable length of time to order these parts and they are needed for use during warmweather; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



 PRESIDENT OF COUNCIL

PASSED: May 13, 1991

APPROVED: May 14, 1991



 MAYOR

ATTEST:



 CLERK

ORDINANCE NO. 1991- 61

ORDINANCE AUTHORIZING THE ACTING SERVICE DIRECTOR TO PREPARE SPECIFICATIONS AND ADVERTISE FOR BIDS FOR THE HAULING AND LAND APPLICATION OF SLUDGE CAKE, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

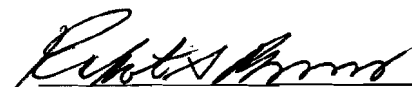
Section 1. That the Acting Service Director be and he is hereby authorized to prepare specifications and advertise for bids for the hauling and land application of sludge cake.

Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it must be done for the crop rotation cycle; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

PASSED: *May 13, 1991*

APPROVED: *May 14, 1991*


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991-62

ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF MARION BY REZONING LOTS 4762, 4763, 4764, 4765, 4766, 4767 AND 4768 IN PRAIRIE LAWN ADDITION TO THE CITY OF MARION, OHIO, FROM R-1C (SINGLE FAMILY HIGH DENSITY) TO C-1 (NEIGHBORHOOD SHOPPING DISTRICT).

WHEREAS, Council finds that the real property described in Section 1 below should be rezoned from R-1C (Single Family High Density) to C-1 (Neighborhood Shopping District), and

WHEREAS, the Marion City Planning Commission has considered and approved the rezoning from R-1C to C-1, and

WHEREAS, due notice of the hearing on said rezoning has been given by publication in accordance with law,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the seven lots located on Tyler Street in the City of Marion, Ohio, being more particularly described as follows:

Situated in the County of Marion, in the State of Ohio and the City of Marion, and bounded and described as follows:

Being known as Lots Number 4762, 4763, 4764, 4765, 4766, 4767 4768, in Prairie Lawn Addition to the City of Marion, Ohio,

heretofore zoned R-1C (Single Family High Density) to C-1 (Neighborhood Shopping District).


Section 2. That the Clerk of Council is hereby authorized and directed to make said change on the Zoning District Map of the City of Marion, on file in the office of the Clerk of Marion City Council and on the copy thereof on file in the office of the Safety Director.

Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

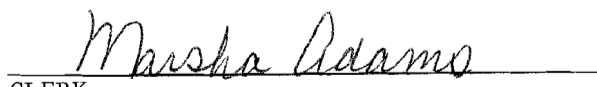

PRESIDENT OF COUNCIL

PASSED: *May 13, 1991*

APPROVED: *May 14, 1991*


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 63

ORDINANCE TO AMEND CHAPTER 1148 OF THE ZONING CODE
(MOBILE HOME PARKS) BY AMENDING SECTION 1148.02
(CITY WIDE LIMITATIONS).

BE IT ORDAINED by the Council of the City of Marion, Marion County,
Ohio:

Section 1. That Section 1148.02 of the Zoning Code of the City of Marion,
now reading as follows:

"1148.02 CITY WIDE LIMITATIONS:

No mobile home or MANUFACTURED HOME, as defined in the Ohio Revised Code §4501.01(O) shall be permitted to be located or occupied as a dwelling in the City of Marion except under the following two provisions:

1. It is to be located or occupied in a mobile home park as provided for hereunder in this chapter.
2. It is placed on an individual lot in the R-1C or R-2 district, and both lot and mobile home meet all the requirements for single family dwellings in the zoning district within which it is located and the following additional requirements:
 - a. The unit must be certified to have met HUD (Housing & Urban Development) National Construction standards.
 - b. The applicant shall show plans to the safety director for a full permanent concrete or masonry foundation around the entire perimeter of the unit. This shall be a foundation that provides adequate support of the home's verticle and horizontal loads and transfers these and other imposed forces, without failure, from the home to the undisturbed ground below the frost line. Upon obtaining a building permit, the applicant shall notify the safety director when the foundation is completed and not install the manufactured home until the safety director or a designated representative, such as the zoning inspector or the city engineer, inspects and approves it.
 - c. The unit must be secured and attached to the foundation to meet or exceed manufacturer's instructions.
 - d. The exterior walls of the unit shall not have a high gloss finish.
 - e. The roof must be constructed of either shingles or other materials used on other dwelling units in the neighborhood, and be sloped to have at least a three (3) inch vertical rise for every twelve (12) inches of horizontal run.
 - f. The roof overhang must not be less than eight (8) inches measured from the verticle side of the unit.
 - g. Hitches, axels and wheels must be removed.
 - h. The unit must be at least twenty-three (23) feet wide at its narrowest point, and have a total of not less than 900 square feet in floor area.
 - i. The unit must be oriented on the lot so that its length or long axis is parallel with the street, unless the unit's width is no less than fifty (50%) percent of its length.
 - j. The applicant upon installation must surrender title to the unit and have the unit classified and taxed as real property by the county auditor."

is hereby amended to read as follows:


"1148.02 CITY WIDE LIMITATIONS:


No mobile home or manufactured home as defined in the Ohio Revised Code, Section 4501.01(O) shall be permitted to be located or occupied as a dwelling OR USED FOR BUSINESS OR ANY OTHER NON-INDUSTRIAL PURPOSE in the City of Marion except under the following provisions:

1. It is to be located or occupied in a mobile home park as provided for hereunder in this chapter.
2. It is placed on an individual lot in the R-1C or R-2 district, and both lot and mobile home meet all the requirements for single family dwellings in the zoning district within which it is located and the following additional requirements:
 - a. The unit must be certified to have met HUD (Housing & Urban Development) National Construction standards.
 - b. The applicant shall show plans to the safety director for a full permanent concrete or masonry foundation around the entire perimeter of the unit. This shall be a foundation that provides adequate support of the home's verticle and horizontal loads and transfers these and other imposed forces, without failure, from the home to the undisturbed ground below the frost line. Upon obtaining a building permit, the applicant shall notify the safety director when the foundation is completed and not install the manufactured home until the safety director or a designated representative, such as the zoning inspector or the city engineer, inspects and approves it.
 - c. The unit must be secured and attached to the foundation to meet or exceed manufacturer's instructions.
 - d. The exterior walls of the unit shall not have a high gloss finish.
 - e. The roof must be constructed of either shingles or other materials used on other dwelling units in the neighborhood, and be sloped to have at least a three (3) inch vertical rise for every twelve (12) inches of horizontal run.
 - f. The roof overhang must not be less than eight (8) inches measured from the verticle side of the unit.
 - g. Hitches, axels and wheels must be removed.
 - h. The unit must be at least twenty-three (23) feet wide at its narrowest point, and have a total of not less than 900 square feet in floor area.
 - i. The unit must be oriented on the lot so that its length or long axis is parallel with the street, unless the unit's width is no less than fifty (50%) percent of its length.
 - j. The applicant upon installation must surrender title to the unit and have the unit classified and taxed as real property by the county auditor."

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: May 13, 1991
APPROVED: May 14, 1991


MAYOR


PRESIDENT OF COUNCIL

ATTEST:


CLERK

ORDINANCE NO. 1991- 64

ORDINANCE TO AMEND CHAPTER 1161 (SIGNS) OF THE ZONING CODE BY ADDING SECTION 1161.025(F) - (OTHER ALLOWED TEMPORARY ACCESSORY SIGNS).

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That Chapter 1161 of the Zoning Code be and is hereby amended by adding the following Section:

1161.025 F OTHER ALLOWED TEMPORARY ACCESSORY SIGNS

Any sign, trailer mounted or conventional sign may be permitted as a temporary sign for twelve (12) months under the following conditions:

1. A permit must be obtained from the Zoning Inspector
 FEE - ~~\$50.00~~ \$20.00
2. The maximum area permitted shall be forty (40) sq.ft. size (per side).
3. If it is a trailer mounted sign it must be removed from the trailer.
4. The sign must meet the State of Ohio code for wiring.
5. The sign must be set back at least twelve (12) feet from the street or curb line and (for the few streets with wide right-of-ways) not be in the street right-of-way.
6. The site must be in a C-1, C-2, C-3, C-4, or C-5 District and be an accessory sign to a use permitted on the same lot.
7. The sign must be maintained in good condition. IN THE OPINION OF THE ZONING INSPECTOR INCLUDING NO MISSING LETTERS, RUST, PEELING PAINT, CROOKED POSTS OR FRAME, BROKEN PLASTIC, ETC.
8. The sign must not block the view of any permanent business sign from another business. THIS TO BE JUDGED BY SIGHT FROM WITHIN 300 FEET OF THE TEMPORARY SIGN, FROM EITHER DIRECTION, BUT ONLY FROM THE RESPECTIVE SIDE OF THE STREET PAVEMENT WHICH HAS TRAFFIC APPROACHING THE SIGN.
9. Only one (1) of these twelve (12) month permit signs shall be allowed per business.
10. The sign area when added to the permitted sign area of existing permanent signs, cannot exceed the total permanent allowed sign area under the zoning ordinance.
11. Any violation of the above sections, for example, moving the sign closer than allowed to the street, shall be grounds for immediate and permanent revocation of the permit. The violation shall be kept on file.
12. All signs allowed under this ordinance must be removed immediately following their permit expiration date.
13. Any sign in place upon the effective date of this ordinance, must be brought into compliance with these requirements, including obtaining a permit within thirty (30) days of the effective date of this ordinance.

*Amended on Council floor 05/28/91

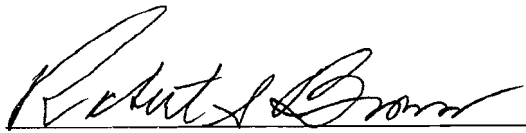
*Published
 The Marion Star
 Aug 2nd Aug. 9, 1991
 Marsha Adams
 Clerk of Council*

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

PASSED: May 28, 1991

APPROVED: May 29, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991-65


ORDINANCE AUTHORIZING THE CITY AUDITOR TO PAY BILLS
FROM VARIOUS CITY DEPARTMENTS PURSUANT TO OHIO
REVISED CODE §5705.41(D), AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the City Auditor is hereby authorized to pay bills from various city departments pursuant to O.R.C. §5705.41(D) which reads in part as follows: "No subdivision or taxing unit shall make any contract or give any order involving the expenditure of money unless there is attached thereto a certificate of the fiscal officer of the subdivision that the amount required to meet the same... such taxing authority may authorize the issuance of a warrant in payment of such amounts due upon such contract, but such resolution or ordinance shall be passed within thirty days from the receipt of such certificate."

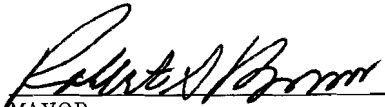
General Fund	\$330.00
Sanitation Fund	<u>435.95</u>
Total	\$ 765.95

Section 2. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of the City of Marion and the inhabitants thereof and for the further reason that it provides for the daily operation of said City, and as such, shall become effective immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

PASSED: May 13, 1991

APPROVED: May 14, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 66

ORDINANCE AUTHORIZING THE ACTING SERVICE DIRECTOR TO ADVERTISE FOR BIDS AND ENTER INTO CONTRACTS FOR THE PURCHASE OF SUPPLIES, MATERIALS AND SERVICES FOR THE SERVICE DEPARTMENT AND SAFETY DEPARTMENT OF THE CITY OF MARION, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Acting Service Director be and he is hereby authorized to contract and purchase supplies, materials and services, to-wit: Crushed limestone (various sizes), concrete transit mixed, asphalt concrete, premixed patching materials, motor oil, transmission oil, hydraulic hoist oil, chassis grease, wheel bearing grease, gasoline, diesel fuel, anti-freeze, salt, sign blanks, tires, paint, etc.

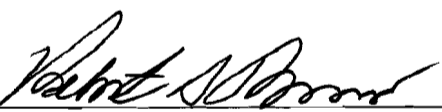
Section 2. That said Acting Service Director shall advertise for bids for such supplies, materials and services and he shall be authorized and directed to enter into written contracts with the lowest and best bidders for said supplies, materials and services required for a period of one year or fraction of one year beginning June 1, 1991 and terminating not later than May 31, 1992. Said Acting Service Director may reject any or all bids.

Section 3. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that the present contracts will expire May 31, 1991; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.

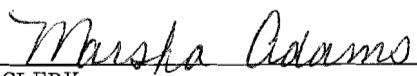

PRESIDENT OF COUNCIL

PASSED: *May 13, 1991*

APPROVED: *May 14, 1991*


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 67

ORDINANCE AUTHORIZING THE ACTING SERVICE DIRECTOR
TO ENTER INTO CONTRACT WITH BOWEN IMPLEMENT COMPANY
TO PURCHASE ONE 1990 DEMO 5610 FORD TRACTOR WITH
BRUSH HOG MOWER, AND DECLARING AN EMERGENCY.

WHEREAS, the Service Director was authorized by Ordinance No. 1991-28 to prepare specifications and advertise for bids to purchase one Tractor with Brush Hog Mower, and

WHEREAS, Bowen Implement submitted the lowest and best bid,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Acting Service Director be and he is hereby authorized to enter into contract with Bowen Implement Company to purchase one 1990 Demo 5610 Ford Tractor with Brush Hog Mower.

Section 2. That the cost of said contract - \$18,200.00 - shall be payable from the SCMR Fund 207-06-612-250-000-450.

Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that the mower is needed in order to begin mowing as soon as possible; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.


PRESIDENT OF COUNCIL

PASSED: *May 13, 1991*

APPROVED: *May 14, 1991*


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 68

ORDINANCE AUTHORIZING THE ACTING SERVICE DIRECTOR TO ENTER INTO CONTRACT TO LEASE FROM HOLT-REFAKIS EQUIPMENT COMPANY ONE CATERPILLER TRACTOR D-7 FOR USE AT THE CITY LANDFILL, AND DECLARING AN EMERGENCY.

WHEREAS, the Service Director was authorized by Ordinance No. 1991-30 to prepare specifications and advertise for bids to lease one Bulldozer D-7 for use at the city landfill, and

WHEREAS, Holt-Refakis Equipment Company submitted the lowest and best bid,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Acting Service Director be and he is hereby authorized to enter into contract to lease one Caterpillar Tractor D-7 from Holt-Refakis Equipment Company for a period of 24 months.

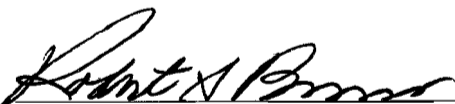
Section 2. That the cost of said contract - \$2,899.90 per month for 24 months - shall be payable from the Landfill Fund 506-05-562-250-000-450.

Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary to correct deficiencies at the landfill as soon as possible; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.

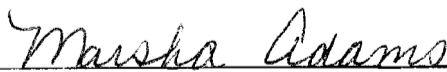

PRESIDENT OF COUNCIL

PASSED: *May 13, 1991*

APPROVED: *May 14, 1991*


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 69ORDINANCE MAKING APPROPRIATION ADJUSTMENTS FOR THE
YEAR ENDING DECEMBER 31, 1991.

BE IT ORDAINED by the Council of the City of Marion, Marion County,
Ohio:

Section 1. That the appropriations of the City of Marion be adjusted
as follows:

Senior Citizens Fund

IIIB	Salaries	203-03-425-210-000-110	\$ 326.00
	Travel	203-03-425-220-000-220	(100.00)
	Utilities	203-03-425-230-000-310	100.00
	Equip. Maint.	203-03-425-230-000-360	(25.00)
	Vehicle Lease	203-03-425-230-000-361	(960.00)
	Supplies	203-03-425-240-000-420	(351.00)
	Fuel	203-03-425-240-000-430	(300.00)
IIID	Salaries	203003-426-210-000-110	15.00
	Travel	203-03-426-220-000-220	(20.00)
TOTAL Senior Citizens Fund			(\$1,315.00)

WIC Fund

	Salaries	215-02-223-210-000-110	\$ 780.00
	Benefits	215-02-223-210-000-120	2,461.00
	Travel	215-02-223-220-000-220	500.00
	Serv.Contract	215-02-223-230-000-321	50.00
	Equipment	215-02-223-250-000-450	(9.00)
	Insurance	215-02-223-230-000-380	42.00
	Supplies	215-02-223-240-000-420	2,001.00
TOTAL WIC Fund			\$5,825.00

Section 2. That this ordinance shall take effect and be in force from
and after the earliest period allowed by law.

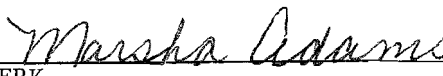

PRESIDENT OF COUNCIL

PASSED: *May 13, 1991*

APPROVED: *May 14, 1991*


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 70

ORDINANCE APPROPRIATING FUNDS, RATIFYING AND APPROVING THE BARGAINING AGREEMENT BETWEEN THE CITY OF MARION AND THE MARION CITY FIRE FIGHTERS LOCAL #379, INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS, AND DECLARING AN EMERGENCY.

WHEREAS, Council hereby approves and ratifies the bargaining agreement between the City of Marion and Marion City Fire Fighters Local #379, International Association of Fire Fighters, and

WHEREAS, Council hereby appropriates monies to implement said bargaining agreement,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That Council hereby ratifies and approves the bargaining agreement, effective April 1, 1991 through March 31, 1994, between the City of Marion and Marion City Fire Fighters Local #379, International Association of Fire Fighters.

Section 2. That Council hereby appropriates the funds necessary to implement said collective bargaining agreement, effective April 1, 1991, as provided to Council, in writing, by the City Auditor on May 6, 1991.

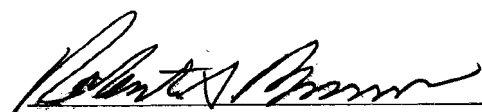
Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary for the daily operation of said City; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



 PRESIDENT OF COUNCIL


PASSED: *Mar 13, 1991*

APPROVED: *Mar 14, 1991*



 MAYOR

ATTEST:



 CLERK

ORDINANCE NO. 1991- 71

ORDINANCE AUTHORIZING THE SAFETY DIRECTOR TO ENTER INTO CONTRACT WITH JACK MAXTON CHEVROLET FOR THE PURCHASE OF ONE (1) FIRE VEHICLE AND AUTHORIZING TO BE TRADED THEREFORE, AT THE DISCRETION OF THE SAFETY DIRECTOR, ONE (1) VEHICLE NOW OWNED BY THE CITY OF MARION, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ordinance 1991-18, the Safety Director was authorized to advertise for bids for the purchase of one (1) fire vehicle and was authorized to trade-in one vehicle now owned by the City of Marion, and

WHEREAS, no bids were submitted and the Safety Director subsequently solicited proposals for said vehicle, and

WHEREAS, Jack Maxton Chevrolet submitted the best proposal, and

WHEREAS, the City may wish to retain the vehicle being considered for the trade-in,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio;

Section 1. That the Safety Director be and he is hereby authorized to enter into contract with Jack Maxton Chevrolet for the purchase of said fire vehicle and to trade-in, at the Safety Director's discretion, one vehicle now owned by the City.

Section 2. That the cost of said contract -\$28,119.00 less trade-in amount of \$1200.00, if vehicle is traded in, shall be payable from the Fire Department Capital Equipment Fund 101-01-131-250-000-450.

Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason it is necessary for the daily operation of said City; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.

PRESIDENT OF COUNCIL

PASSED:

APPROVED:

MAYOR

ATTEST:

CLERK

defeated 1/10/91

ORDINANCE NO. 1991-72

ORDINANCE AUTHORIZING AND DIRECTING THE SERVICE DIRECTOR TO PREPARE PLANS AND SPECIFICATIONS, ADVERTISE FOR BIDS AND ENTER INTO CONTRACT FOR RESURFACING AND IMPROVING OF E. FAIRGROUND STREET FROM MAIN STREET TO POLE LANE ROAD, AND DECLARING AN EMERGENCY.

WHEREAS, THE Council of the City of Marion, Ohio approved Resolution 1990-25 authorizing and directing the Mayor to apply to the Ohio Public Works Commission for the funding required to resurface E. Fairground Street, and

WHEREAS, the City of Marion, Ohio has received approval of a \$180,000 grant through the Ohio Public Works Commission for the resurfacing of E. Fairground Street,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Service Director is hereby authorized and directed to prepare plans and specifications, advertise for bids and enter into contract for the resurfacing and improving of E. Fairground Street from Main Street to Pole Lane Road.

Section 2. That the cost of such contract shall be entirely funded by the Ohio Public Works Commission's Local Transportation Improvement Program (LTIP) Fund.

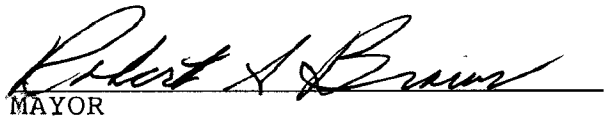
Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that the construction season for this project is limited to the summer months; and as such shall take effect and be in force immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



 PRESIDENT OF COUNCIL

PASSED: May 28, 1991

APPROVED: May 29, 1991



 MAYOR

ATTEST:



 CLERK OF COUNCIL

ORDINANCE NO. 1991- 73

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH VASCO EQUIPMENT COMPANY FOR THE PURCHASE OF A SELF-PROPELLED ASPHALT PAVER FOR USE BY THE SERVICE DEPARTMENT, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ordinance No. 1991-29, the Service Director was authorized to advertise for bids for the purchase of one asphalt paving machine for use by the Service Department, and

WHEREAS, Vasco Equipment Company submitted the lowest and best bid,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Service Director be and he is hereby authorized to enter into contract with Vasco Equipment Company for the purchase of one self-propelled asphalt paver.

Section 2. That the cost of said contract - \$16,273.00 - shall be payable from the SCMR Fund 207-06-612-250-000-450.

Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary to begin resurfacing as soon as possible; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.


PRESIDENT OF COUNCIL

PASSED: *May 28, 1991*

APPROVED: *May 29, 1991*


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991-74

ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF MARION TO APPLY FOR AN FY1991 OHIO RENTAL REHABILITATION PROGRAM GRANT (HUD §17) THROUGH THE STATE OF OHIO UNDER THE STATE OF OHIO'S COMMUNITY DEVELOPMENT BLOCK (CDBG) SMALL CITIES' PROGRAM AND TO ADMINISTER SAID GRANT, AND DECLARING AN EMERGENCY.

WHEREAS, this Council recognizes the need for programs which benefit low and moderate income households, and

WHEREAS, the Rental Rehabilitation Program will expand the supply of decent, affordable rental housing available to low and moderate income households, and

WHEREAS, in order to pursue the application through completion,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That this Council hereby authorizes the Mayor to submit an application for an FY1991 Ohio Rental Rehabilitation Program Grant.

Section 2. That, upon approval of the City of Marion's grant application, the Mayor is hereby authorized to accept and administer said grant.

Section 3. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that the grant application must be filed immediately in order to be eligible for consideration; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.

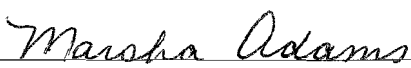

PRESIDENT OF COUNCIL

PASSED: June 10, 1991

APPROVED: June 11, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 75

ORDINANCE AUTHORIZING THE CITY AUDITOR TO PAY BILLS
FROM VARIOUS CITY DEPARTMENTS PURSUANT TO OHIO
REVISED CODE §5705.41(D), AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the City Auditor is hereby authorized to pay bills from various city departments pursuant to O.R.C. §5705.41(D) which reads in part as follows: "No subdivision or taxing unit shall make any contract or give any order involving the expenditure of money unless there is attached thereto a certificate of the fiscal officer of the subdivision that the amount required to meet the same... such taxing authority may authorize the issuance of a warrant in payment of such amounts due upon such contract, but such resolution or ordinance shall be passed within thirty days from the receipt of such certificate."

Sanitation Fund \$1,464.52

Section 2. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of the City of Marion and the inhabitants thereof and for the further reason that it provides for the daily operation of said City, and as such, shall become effective immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

PASSED: June 10, 1991

APPROVED: June 11, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991- 76

ORDINANCE MAKING ADDITIONAL APPROPRIATIONS FOR THE
YEAR ENDING DECEMBER 31, 1991, AND DECLARING AN
EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County,
Ohio:

Section 1. That there be appropriations made in the amount of \$47,300.00
as follows:

General Fund

Economic Development-Salaries	101-04-539-210-000-110	\$2,000.00
Civil Service-Prof. Services	101-07-717-230-000-320	<u>2,500.00</u>
Total General Fund.....		\$4,500.00

Landfill Monitoring Fund

Supplies & Materials	507-05-563-240-000-420	\$42,800.00
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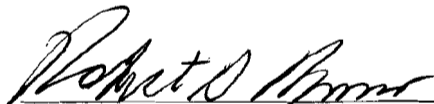
Section 2. That this ordinance is hereby declared to be an emergency measure
necessary for the immediate preservation of the public health, welfare and safety of
the City of Marion and the inhabitants thereof and for the further reason that it is
necessary for the daily operation of said City; and as such, shall take effect and
be in force immediately upon its passage and approval by the Mayor provided it
receives the affirmative vote of two-thirds of all members elected to Council; other-
wise, it shall become effective from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

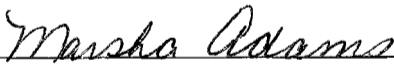
PASSED: June 10, 1991

APPROVED: June 11, 1991



MAYOR

ATTEST:



CLERK

ORDINANCE NO. 1991-77

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH PERFORMANCE EXCAVATING COMPANY TO PURCHASE A 90- DAY SUPPLY (15,000 CUBIC YARDS) OF DIRT FOR THE MARION CITY LANDFILL, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ordinance No. 1991-54, the Acting Service Director was authorized to prepare specifications and advertise for bids to acquire a 90-day supply of dirt for the City Landfill, and

WHEREAS, Performance Excavating Company submitted the best bid,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Service Director be and he is hereby authorized to enter into contract with Performance Excavating Company to purchase a 90-day supply (15,000 cubic yards) of dirt for the City Landfill.

Section 2. That the cost of said contract - \$42,800.00 - shall be payable from the Landfill Monitoring Fund 507-05-563-240-000-420.


Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary in order to comply with EPA specifications for the closure plan at the landfill; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

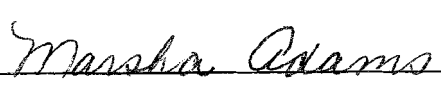
PASSED: June 10, 1991

APPROVED: June 11, 1991



MAYOR

ATTEST:



CLERK

ORDINANCE NO. 1991- 78

ORDINANCE TO AMEND ORDINANCE NO.S. 68-41 AND 1969-183
(PERSONNEL POLICIES FOR THE CITY OF MARION, OHIO), AS
AMENDED, BY AMENDING SECTION 29 - HEALTH INSURANCE.

BE IT ORDAINED by the Council of the City of Marion, Marion County,
Ohio:

Section 1. That Section 29.3 of the Personnel Policies, now reading as follows:

29.3 The City will pay a maximum of \$365.00 per month towards the premium for the coverages as set out in Section 29.1. If the cost of the coverage selected by an Employee exceeds the above stated maximum of \$365.00 per month, the excess shall be paid by the Employee via pay-roll deduction in advance of the premium due date.

is hereby amended to read as follows:

29.3 City Employees as set forth in Paragraphs a) Non-Bargaining Unit Employees and b) Elected Employees of Section 29.4 below shall, effective January 1, 1991, contribute to the premium costs of the coverages as set out in Section 29.1 as follows:

	<u>Single Coverage</u>	<u>Family Coverage</u>
Calendar Year 1991	\$5.00 per pay	\$7.00 per pay
Calendar Year 1992	\$6.00 per pay	\$8.00 per pay
Calendar Year 1993	\$7.00 per pay	\$9.00 per pay

Section 2. That this ordinance shall take effect and be force from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL

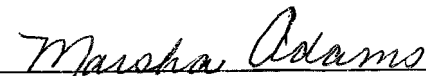
PASSED: June 10, 1991

APPROVED: June 11, 1991



MAYOR

ATTEST:



CLERK

ORDINANCE NO. 1991- 79

ORDINANCE TO AMEND ORDINANCE NOS. 1989-15, 1989-16, 1989-17, 1989-22 AND 1989-23 BY GRANTING PAY INCREASES TO CERTAIN POSITIONS WITHIN THE SERVICE OF THE CITY OF MARION.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the salaries of the Safety Director and Service Director as set forth in Section 1 of Ordinance No. 1989-15 be and hereby are amended to read \$36,400.00, effective December 30, 1990.

Section 2. That the salary of the Secretary of the Civil Service Commission as set forth in Section 1 of Ordinance No. 1989-16 be and hereby is amended to read \$1,300.00, effective December 30, 1990.

Section 3. That the salaries of the members of the Civil Service Commission as set forth in Section 2 of Ordinance No. 1989-16 be and hereby are amended to read \$1,000.00, effective December 30, 1990.

Section 4. That the salary of the Affirmative Action Officer as set forth in Section 4 of Ordinance No. 1989-17 be and hereby is amended to read \$3,300.00 effective December 30, 1990.

Section 5. That the salary of the 1st Assistant Law Director as set forth in Section 1 of Ordinance No. 1989-23 be and hereby is amended to read \$20,100.00 effective December 30, 1990.

Section 6. That the salary of the 2nd Assistant Law Director as set forth in Section 1 of Ordinance No. 1989-23 be and is hereby amended to read \$18,000.00, effective December 30, 1990.

Section 7. That the salary of the 3rd Assistant Law Director as set forth in Section 2 of Ordinance No. 1989-22 be and hereby is amended to read \$16,600.00 effective December 30, 1990.

Section 8. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

PRESIDENT OF COUNCIL

PASSED:

APPROVED:

MAYOR

ATTEST:

CLERK

deposed
Dec. 23, 1991

ORDINANCE TO AMEND ORDINANCE NO. 1969-29 (YARGER REPORT), AS AMENDED, BY GRANTING INCREASES IN THE PAY GRADES OF NON-BARGAINING UNIT EMPLOYEES IN VARIOUS CLASSES OF POSITIONS WITHIN THE SERVICE OF THE CITY OF MARION, AND APPROPRIATING FUNDS FOR SAID INCREASES.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That Ordinance No. 1969-29 (Yarger Report), as amended, be and hereby is further amended by granting increases in the amount of 5%, effective December 30, 1990, in the pay grades of non-bargaining unit employees in various classes of positions within the service of the City of Marion, to read as follows:

POSITION	GRADE	A	STEPS	
			B	C
Admin. Asst.-Housing	12	6.13	7.23	8.17
Account Clerk 1 - Transit	16	7.22	8.49	9.62
Lab Assistant - WPC	16			
Asst. Sr. Citizens Director	16			
Assistant Bailiff	18	7.83	9.23	10.44
Clerk Secretary	18			
Deputy Clerk of Court	18			
Airport Technician	18			
Clerk of Council	20	8.52	10.02	11.36
Secretary - Mayor	20			
Bailiff	21	8.87	10.44	11.83
Automotive Mechanic 1	22	9.27	10.88	12.36
WWTP Specialist 1	23	9.66	11.36	12.88
Senior Citizens Director	23			
Deputy Tax Commissioner	24	10.10	11.83	13.46
Housing & Rehab Specialist	24			
Investment & Internal Auditor	24			
WWTP Specialist 11	25	10.56	12.36	14.08
Airport Manager	26	11.03	12.88	14.70
Recreation Director	26			
Plant Maint. Mechanic 11	26			
Clerk of Courts	26			
Assistant - WPC	27	11.52	13.46	15.36
Economic Development Dr.	27			
Deputy City Auditor	28	12.04	14.08	16.05
Tax Commissioner	28			
Service-Sanitation Supt.	30	13.16	15.36	17.54
Assistant City Engineer		14.78	17.21	19.70
WPC Superintendent		15.14	18.97	20.18
City Engineer		15.76	18.34	21.01
			E	F
Fire Chief	32		18.35	19.16
Police Chief	32			

Section 2. That Ordinance No. 1969-29 (Yarger Report), as amended, be and hereby is further amended by granting increases in the amount of 5.0% effective December 29, 1991, in the pay grades of non-bargaining unit employees in various classes as shown in Section 1 above.

Section 3. The City of Marion will fund a report for the non-bargaining unit employees to identify job contents and determine pay and benefits. Said report shall be completed by January 1, 1993.

Section 4. That the funds necessary to implement the increases in Section 1 above are hereby appropriated as per the schedule dated and distributed by the City Auditor on June 3, 1991.

Section 5. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

F. J. Ballenger

PRESIDENT OF COUNCIL

PASSED: July 22, 1991

APPROVED: July 23, 1991

Robert S. Brown

MAYOR

ATTEST:

Marsha Adams

CLERK

ORDINANCE NO. 1991-81

ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF MARION BY REZONING THE PROPERTY KNOWN AS 242-244 SOUTH STATE STREET, MARION, OHIO, FROM R-3 (MULTI-FAMILY RESIDENTIAL) TO C-4 (CENTRAL FRAME BUSINESS DISTRICT).

WHEREAS, Council finds that the real property described in Section 1 below should be rezoned from R-3 (Multi-Family Residential) to C-4 (Central Frame Business District), and

WHEREAS, the Marion City Planning Commission has considered and disapproved the rezoning from R-3 to C-4, and

WHEREAS, due notice of the hearing on said rezoning has been given by publication in accordance with law,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the property known as 242-244 South State Street, Marion, Ohio and being more particularly described as follows:

Being part of Out Lot 119 in the City of Marion, Marion County, State of Ohio and being more particularly described as follows:

Beginning at a 5/8" dia. iron pin set at the intersection of the East right-of-way line of State Street (now monumented as 64.00 feet wide) with the North right-of-way line of Pleasant Street (now 22.50 feet wide); Thence along the East right-of-way line of State Street North 01 degree 00 minutes 00 seconds West for a distance of 66.00 feet to a 5/8" dia. iron pin set; thence North 89 degrees 07 minutes 30 seconds East for a distance of 181.50 feet to a 5/8" dia. iron pin set; thence South 01 degree 00 minutes 00 seconds East for a distance of 66.00 feet to a 5/8" dia. iron pin set on the North right-of-way line of Pleasant Street; thence along the North right-of-way line of Pleasant Street South 89 degrees 07 minutes 30 seconds West for a distance of 181.50 feet to a 5/8" dia. iron pin set on the East right-of-way line of State Street and the point of beginning.

Containing 0.275 acre more or less and subject to legal highways, easements, restrictions and agreements of records.

Grantors acquired title by instrument recorded in Volume 483, page 411 of the Deed Records of Marion County, Ohio.

This description was prepared from a survey made by John J. (Jack) Norris, Professional Surveyor No. 6835 and dated January 6, 1987.

The bearing North 01 degree 00 minutes 00 seconds West for the East right-of-way line of State Street was assumed. All other bearings were then calculated from field observations.

All 5/8" dia. iron pins set are 30" long #5 rein. rods having orange colored plastic caps stamped "NORRIS" S-6835 in black colored letters,

heretofore zoned R-3 (Multi-Family Residential) is hereby zoned C-4 (Central Frame Business District).

Section 2. That the Clerk of Council is hereby authorized and directed to make said change on the Zoning District Map of the City of Marion, on file in the office of the Clerk of Marion City Council and on the copy thereof on file in the office of the Safety Director.

Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED:
APPROVED:

PRESIDENT OF COUNCIL

MAYOR

ATTEST:

CLERK

defeated 7/22/91

ORDINANCE NO. 1991- 82

ORDINANCE TO AMEND CHAPTER 1161 (SIGNS) OF THE ZONING CODE BY AMENDING §1161.025(E) (TEMPORARY ACCESSORY SIGNS).

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That Chapter 1161 of the Zoning Code be and is hereby amended by adding subsection (c) to §1161.025(E)(2) as follows:

1161.025 Location of Accessory Signs

(E) Temporary Accessory Signs

2. Open house signs for a dwelling in a new subdivision or a dwelling unit in a new multi-family dwelling or group housing development may be permitted for a maximum period of thirty (30) days as provided in item 1-f of Schedule 1161.022A. In addition, such open house may be advertised with sign materials and devices as follows:

(c) THREE 24 x 24 INCH SIGNS, SPECIFICALLY OPEN HOUSE SIGNS, ARE PERMITTED IN THE PUBLIC RIGHT OF WAY, FURTHER KNOWN AS THE TREE LAWN ON WEEKENDS FROM FRIDAY AT 6:00 P.M. UNTIL SUNDAY AT 6:00 P.M.

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Timothy J. Gaud

PRESIDENT OF COUNCIL *Pro Temp.*

PASSED: June 24, 1991

APPROVED: June 25, 1991

Robert S. Brown

MAYOR

ATTEST:

Reg. Whelan

CLERK *Pro Tempore*

*Published
The Marion Star
Aug. 2 & Aug. 9, 1991
Marsha Adams
Clerk of Council*

ORDINANCE NO. 1991- 83

ORDINANCE TO AMEND CHAPTER 1161 (SIGNS) OF THE ZONING CODE BY AMENDING §1161.013 (EXEMPTED SIGNS).

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That Chapter 1161 of the Zoning Code be and is hereby amended by adding subsection (E) to §1161.013 as follows:

1161.013 Exempted Signs

(E) Directional signs to emergency services and law enforcement agencies may be erected in the public right-of-way. Such signs shall only be erected after approval of the Board of Zoning Appeals.

In granting approval, the Board of Zoning Appeals shall follow the procedure provided for in original jurisdiction applications.

The size, type, number and location of such signs shall be determined by the Board of Zoning Appeals, giving consideration to the general provisions as set forth in §1161.011 and §1161.012.

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Timothy J. Cook

PRESIDENT OF COUNCIL *Pro Temp.*

PASSED: June 24, 1991

APPROVED: June 25, 1991

Robert Brown

MAYOR

ATTEST:

Regina Whelan

CLERK Pro Tempore

*Published
The Marion Star
Aug. 2 & Aug 9, 1991
Marsha Adams
Clerk of Council*

ORDINANCE NO. 1991- 84

ORDINANCE TO AMEND CHAPTER 1153 (OFF-STREET LOADING AND PARKING STANDARDS) OF THE ZONING CODE BY AMENDING §1153.034 (DEVELOPMENT STANDARDS FOR OFF-STREET PARKING SPACE).

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That Chapter 1153 of the Zoning Code be and is hereby amended by amending §1153.034(2)(A) as follows:

1153.034 Development Standards for Off-Street Parking Space

(2) Parking areas may be located in any required yard except as follows:

(A) In the required front yard in a Residential District RESIDENCES MAY HAVE PARKING ON A DRIVEWAY IN A FRONT YARD. DRIVEWAYS MAY NOT EXCEED 30% OF THE AREA OF A FRONT YARD, EXCEPT A STRAIGHT DRIVE, NOT EXCEEDING 16 FEET IN WIDTH, SHALL BE PERMITTED EVEN IF THE AREA OF THE DRIVE WOULD EXCEED 30% OF THE FRONT YARD AREA. NO AUTOMOBILES, RECREATION VEHICLES, TRACTORS, BOATS, CAMPERS, TRAILERS, ETC., SHALL BE PARKED IN THE FRONT YARD OFF OF THE PERMITTED DRIVEWAY.

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

PRESIDENT OF COUNCIL

PASSED:

APPROVED:

defeated July 22, 1991

MAYOR

ATTEST:

CLERK

ORDINANCE NO. 1991- 85

ORDINANCE TO AMEND CHAPTER 1145 (USE REGULATIONS IN INDUSTRIAL DISTRICTS) OF THE ZONING CODE BY AMENDING §1145.011 (I-1 LIMITED INDUSTRIAL DISTRICT), AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That Chapter 1145 of the Zoning Code be and is hereby amended by adding #18 to section (1)(G) as follows:

1145.011 I-1 Limited Industrial District

(1) Principal Permitted Uses

(G) Non-Manufacturing activities as follows:

- (18) GENERAL VEHICLE STORAGE FACILITIES INCLUDING IMPOUND LOTS AND LONG TERM STORAGE OF VEHICLES BOTH OWNED OR NOT OWNED BY THE PROPERTY OWNER OF TENANT. IF OUTDOORS, VEHICLE STORAGE FACILITIES SHALL BE SECURED BY A PERIMETER FENCE AND LOCKING GATE. THIS FENCE SHALL HAVE A MINIMUM HEIGHT OF 6 FEET AND BE KEPT IN GOOD REPAIR. AN OUTDOOR FACILITY SHALL BE LIGHTED TO PROVIDE FOR ADEQUATE LIGHTING DURING NIGHTTIME HOURS.

Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that the Zoning Code needs to comply with Ordinance No. 1991-34 (Tow Trucks), and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.

Timothy J. Cook
PRESIDENT OF COUNCIL *Pro Temp.*

PASSED: June 24, 1991

APPROVED: June 25, 1991

Robert S. Brown
MAYOR

ATTEST:

Ray Whelan
CLERK Pro Tempore

*Published
The Marion Star
August 2nd & Aug 9, 1991
Marsha Adams
Clerk of Council*

ORDINANCE MAKING ADDITIONAL APPROPRIATIONS FOR THE YEAR ENDING DECEMBER 31, 1991, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That there be appropriations made in the amount of \$24,298.00 as follows:

General Fund

Economic Development - Salaries	101-04-539-210-000-110	\$ 9,400.00
Airport - Equipment Maintenance	101-06-621-230-000-360	900.00
Land/Bldg. Maintenance	101-06-621-230-000-370	9,188.00
Supplies	101-06-621-240-000-420	<u>2,310.00</u>
Total General Fund. . .		\$21,798.00

Parks Fund

Equipment	221-03-421-250-000-450	\$ 2,500.00
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Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary for the daily operation of said City; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.

Timothy Z. Coombs
PRESIDENT OF COUNCIL *Pro Temp*

PASSED: June 24, 1991

APPROVED: June 25, 1991

Robert S. Brown
MAYOR

ATTEST:

Reg Whelan
CLERK Pro Tempore

ORDINANCE NO. 1991- 87

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH FLOYD BROWNE ASSOCIATES FOR ENGINEERING SERVICES TO REPLACE HANDRAILS AND RE-HABILITATE THE CHLORINE CONTACT TANKS AND EXPANSION JOINTS AT THE WASTEWATER TREATMENT PLANT, AND DECLARING EN EMERGENCY.

WHEREAS, pursuant to Ordinance No. 1991-89, the Acting Service Director was authorized to prepare specifications and advertise for bids for engineering services to replace handrails and rehabilitate the chlorine contact tanks and expansion joints at the Wastewater Treatment Plant, and

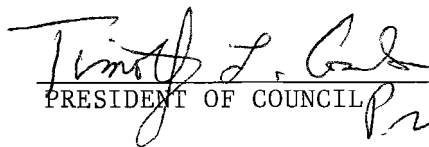
WHEREAS, Floyd Browne Associates submitted the lowest and best bid,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Service Director be and he is hereby authorized to enter into contract with Floyd Browne Associates for engineering services to replace handrails and rehabilitate the chlorine contact tanks and expansion joints at the Wastewater Treatment Plant.

Section 2. That the cost of said contract - \$14,195.00 - shall be payable from the Land and Building Replacement Fund 504-05-553-230-000-370.

Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it is necessary that the work be completed during warm weather and also for the safety of the workers; and as such, it shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.



PRESIDENT OF COUNCIL *Pro Temp*

PASSED: June 24, 1991

APPROVED: June 25, 1991



MAYOR

ATTEST:



CLERK Pro Tempore

ORDINANCE NO. 1991-88

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH BURCH HYDRO CLEANING FOR THE HAULING AND LAND APPLICATION OF SLUDGE CAKE, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ordinance No. 1991-61, the Acting Service Director was authorized to prepare specifications and advertise for bids for the hauling and land application of sludge cake, and

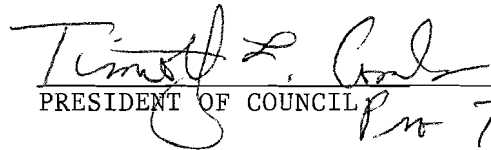
WHEREAS, Burch Hydro Cleaning submitted the lowest and best bid,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Service Director be and he is hereby authorized to enter into contract with Burch Hydro Cleaning for the hauling and land application of sludge cake.

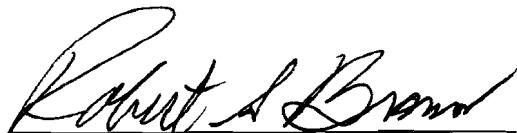
Section 2. That the cost of said contract - \$12.92 per ton - shall be payable from the Professional Services Account 505-05-552-230-000-320.

Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that it must be done in a timely fashion to comply with EPA regulations; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.


PRESIDENT OF COUNCIL *Pro Temp.*

PASSED: June 24, 1991

APPROVED: June 25, 1991


MAYOR

ATTEST:


CLERK Pro Tempore

ORDINANCE NO. 1991- 89

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO CONTRACT WITH CHICAGO GEAR MFG. FOR THE PURCHASE OF GEARS FOR THREE D.O.JAMES SPEED REDUCERS MODEL CH13VRAH-2 FOR USE AT THE WASTEWATER TREATMENT PLANT, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ordinance No. 1991-60, the Acting Service Director was authorized to prepare specifications and advertise for bids for the purchase of gears for three D.O. James Speed Reducers, and

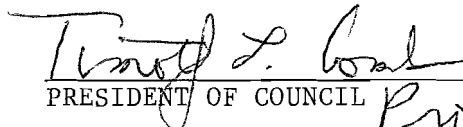
WHEREAS, Chicago Gear Mfg. submitted the lowest and best bid,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the Service Director be and he is hereby authorized to enter into contract with Chicago Gear Mfg. for the purchase of gears for three D.O. James speed reducers Model CH13VRAH-2 for use at the Wastewater Treatment Plant.

Section 2. That the cost of said contract - \$47,058.00 - shall be payable from the Maintenance of Equipment Replacement Fund 504-05-553-230-000-360.

Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that they are used during warm weather and the treatment plant would operate at diminished capacity if not in good working order; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.

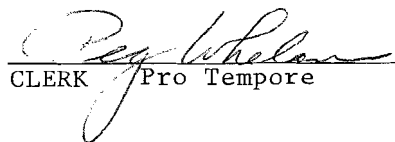

PRESIDENT OF COUNCIL *Pro Temp.*

PASSED: June 24, 1991

APPROVED: June 25, 1991


MAYOR

ATTEST:


CLERK Pro Tempore

NAME OF STREET Mt. Vernon Ave.
ROUTE NO. SR 95

ORDINANCE NO. 1991-90
DATE June 24, 1991

An emergency ordinance enacted by the City of Marion,
Marion County, Ohio, in the matter of the hereinafter described improvement
and to request cooperation by the Director of Transportation.

WHEREAS, the City has identified the need for and proposes the improvement of a portion of the
public highway which is described as follows:

By planing, and applying an Asphaltic concrete surface course approximate
thickness of one and one quarter (1 $\frac{1}{4}$) inch on Mt. Vernon Ave. (SR-95) beginning
at Kensington Rl. (S.L.M. 16.77) and ending at the City's east corporation line
(S.L.M. 16.83).

said portion of highway within the municipal corporation limits being hereinafter referred to
as the improvement, and

WHEREAS, the City further desires cooperation from the Director of Transportation in the
planning, design and construction of said improvement.

NOW THEREFORE, Be it ordained by the Council of the City of Marion,
Ohio:

SECTION I (Cooperation)

That said City hereby requests the cooperation of the Director of Transportation in the
cost of the above described improvement as follows:

- A. The Ohio Department of Transportation will assume and bear ninety-seven
(97) percent and bear all remaining costs of the improvement.
- B. The City will assume and bear all remaining costs for the improvement.

SECTION II (Consent)

That it is declared to be in the public interest that the consent of said City be and
such consent is hereby given to the Director of Transportation to construct the above described
improvement, in accordance with plans, specifications and estimates as approved by the Director.

SECTION III (Authority to Sign)

That the Mayor of said City, is hereby empowered
and directed on behalf of the City to enter into agreements with the Director of Transportation
necessary to complete the planning and construction of this improvement.

SECTION IV (Traffic Control Signals and Devices)

That traffic control devices installed within the limits of the project will conform with Section
4511 of the Ohio Revised Code.

SECTION V (Maintenance and Parking)

That upon completion of said improvement, said City, will thereafter keep said highway open to traffic at all times, and

- (a) Maintain the improvement in accordance with the provisions of the statutes relating thereto and make ample financial and other provisions for such maintenance; and
- (b) Maintain the right-of-way and keep it free of obstructions in a manner satisfactory to the State of Ohio and hold said right-of-way inviolate for public highway purposes and permit no signs, posters, billboards, roadside stands or other private installations within the right-of-way limits; and
- (c) Place and maintain all traffic control devices conforming to the Ohio Manual of Uniform Traffic Control Devices on the improvement in compliance with the provisions of Section 4511.11 and related sections of the Ohio Revised Code.
- (d) Regulate parking in the following manner:
Prohibit parking throughout the limits of the improvement.

SECTION VI (Right-of-Way, Utility Rearrangement and Damage and Liability Responsibilities)

- (a) That all existing street and public way right-of-way within the City which is necessary for the aforesaid improvement, shall be made available therefor.
- (b) That the State/City will acquire any additional right-of-way required for the construction of the aforesaid improvement.
- (c) That arrangements have been or will be made with and agreements obtained from all public utility companies whose lines or structures will be affected by the said improvement and said companies have agreed to make any and all necessary plant removals or rearrangements in such a manner as to be clear of any construction called for by the plans of said improvement and said companies have agreed to make such necessary rearrangements immediately after notification by said City or the Department of Transportation.
- (d) That it is hereby agreed that the City shall at its own expense, make all rearrangements of water mains, service lines, fire hydrants, valve boxes, sanitary sewers or other municipally owned utilities and/or any appurtenances thereto, which do not comply with the provisions of Directive DH-P-411 inside or outside the corporate limits as may be necessary to conform to the said improvement and said rearrangements shall be done at such time as requested by the Department of Transportation Engineer.
- (e) That the construction, reconstruction, and/or rearrangement of both publicly and privately owned utilities, referred to in subsections (c) and (d) above, shall be done in such a manner as not to interfere unduly with the operation of the contractor constructing the improvement and all backfilling of trenches made necessary by such utility rearrangements shall be performed in accordance with the provisions of the Ohio Department of Transportation Construction and Material Specifications and shall be subject to approval by the State.
- (f) That the installation of all utility facilities on the right of way shall conform with the requirements of the Federal Highway Administration Policy and Procedure Memorandum 30-4 "Utility Relocations and Adjustments" and the Department of Transportation's rules on Utility Accommodation.
- (g) That the City hereby agrees to accept responsibility for any and all damages or claims for which it is legally liable arising from the negligence of its officers, employees or agents in the performance of the City's obligations made or agreed to in Sections (a), (b), (c), (d), (e) and (f) hereinabove. Likewise, The State agrees to accept responsibility for any and all damages or claims for which it is legally liable arising from the negligence of its officers, employees or agents in the performance of the State's obligations made or agreed to in Sections (a), (b), (c), (d), (e) and (f) hereinabove.

This ordinance is hereby declared to be an emergency measure by reason of the need for expediting highway improvements to promote highway safety, and provided it receives the affirmative vote of two-thirds of the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed: June 24, 1991.

Attest: [Signature] Clerk Pro Tempore

[Signature] Mayor

Attest: Clerk

[Signature] President of Council Pro Temp.

CERTIFICATE OF COPY

STATE OF OHIO

City of Marion SS

County Marion

I, Marsha Adams, as Clerk of the City of Marion, Ohio, do hereby certify that the foregoing is a true and correct copy of ordinance adopted by the legislative Authority of the said City on the 24th day of June, 1991, that the publications of such ordinance has been made and certified of record according to law; that no proceedings looking to a referendum upon such ordinance have been taken; and that such ordinance and certificate of publication thereof are of record in Ordinance Record No. 35, Page.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, this 8th day of July, 1991.

(SEAL) [Signature] Marsha Adams Clerk

City of Marion, Ohio.

The foregoing is accepted as a basis for proceeding with the improvement herein described.

For the City of Marion, Ohio.

Attest:

[Signature] Contractual Officer, Date

For the State of Ohio

Attest:

[Signature] Director, Ohio Department of Transportation, Date

ORDINANCE NO. 1991- 91

ORDINANCE AUTHORIZING THE SERVICE DIRECTOR, ON BEHALF OF THE CITY OF MARION, TO JOIN A GROUP OF OTHER MUNICIPALITIES FOR THE PURPOSE OF BETTER WORKER COMPENSATION RATES, AND DECLARING AN EMERGENCY.

WHEREAS, House Bill 222, enacted last year, authorizes organizations such as the Ohio Municipal League to sponsor group rating plans for their members, and

WHEREAS, the Ohio Municipal League has obtained the services of Gates McDonald & Company to serve as operator of the League program, and

WHEREAS, Gates McDonald will manage the claims of participating municipalities after July 1, 1991, and

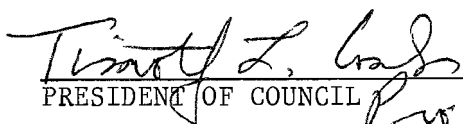
WHEREAS, joining this group would save the City of Marion an estimated 56% or Approximately \$169,999.00 based upon last year's figures, and

WHEREAS, the enrollment fee to participate in the OML group rating plan for a 12-month period beginning July 1, 1991, is \$10,583.00 based on last year's payroll and claims activity,

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

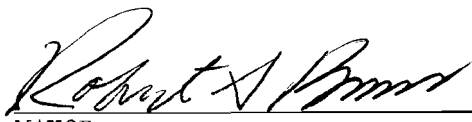
Section 1. That the Service Director be and he is hereby authorized, on behalf of the City of Marion, to join the OML group rating plan for the purpose of better worker compensation rates.

Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare and safety of the City of Marion and the inhabitants thereof and for the further reason that the League must make application to form a group or groups for joint rating purposes by June 30, 1991; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.


PRESIDENT OF COUNCIL *Pro Temp*

PASSED: June 24, 1991

APPROVED: June 25, 1991


MAYOR

ATTEST:


CLERK *Pro Tempore*

ORDINANCE MAKING ADDITIONAL APPROPRIATIONS FOR
THE YEAR ENDING DECEMBER 31, 1991, AND
DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County,
Ohio:

Section 1. That there be an additional appropriation made in the
General Fund in the amount of \$36,100.00 as follows:

Transfer to Swimming Pool Fund	101-09-745-270-000-714	\$36,100.00
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Section 2. That there be additional appropriations made in the
Swimming Pool Fund in the amount of \$19,500.00 as follows:

Salaries	516-03-423-210-000-110	\$10,500.00
Benefits	516-03-423-210-000-120	3,200.00
Supplies	516-03-423-240-000-420	5,800.00
	Total Swimming Pool Fund	\$19,500.00

Section 3. That this ordinance is contingent on the certification of
the necessary funds.

Section 4. That this ordinance is hereby declared to be an emergency
measure necessary for the immediate preservation of the public health,
welfare and safety of the City of Marion and the inhabitants thereof and for
the further reason that it is necessary for the continued operation of the
swimming pool; and as such, shall take effect and be in force immediately
upon its passage and approval by the Mayor provided it receives the
affirmative vote of two-thirds of all members elected to Council; otherwise,
it shall become effective from and after the earliest period allowed by law.

J. T. Ballenger
PRESIDENT OF COUNCIL

PASSED: July 8, 1991

APPROVED: July 9, 1991

Robert A. Brown
MAYOR

ATTEST:

Maisha Adams
CLERK

ORDINANCE NO. 1991 - 94

ORDINANCE TO VACATE A PART OF A
NORTH-SOUTH ALLEY
INTERSECTING MT. VERNON AVENUE
AND BETWEEN
FOREST STREET AND BRIGHTWOOD DRIVE
IN THE CITY OF MARION, OHIO

WHEREAS, on the 24th day of May, 1991, a Petition by Richard F. Keefer, an owner of lots in the City of Marion, Ohio, was duly presented to Council, praying that a part of an alley, fully described below, in the Fourth Ward to the City of Marion, Ohio, be vacated; and

WHEREAS, Notice of the pendency and prayer for the vacation has been made pursuant to Ohio Revised Code Section 723.07; and

WHEREAS, The vacation of said part of alley has been approved by the Marion City Planning Commission after referral thereto by City Council; and

WHEREAS, Council, upon hearing, is satisfied that there is good cause for such vacation as prayed for; that it will not be detrimental to the general interest and ought to be made;

NOW THEREFORE, BE IT ORDAINED By the Council of the City of Marion County, Ohio:

Section 1: That the following described part of an alley in the Fourth Ward, City of Marion, Ohio, be and the same is hereby vacated, to-wit:

Part of an alley situated in the Fourth Ward in the City of Marion, Ohio, being a sixteen foot wide alley running South from Mt. Vernon Avenue, between Brightwood Drive and Forest Street, more particularly described as follows:

Commencing at the Northwest corner of Lot 933 in David Jameson's First Addition to Marion, Ohio; thence South along the West line of said Lot 933 to the Southwest corner thereof, a distance of 300.5 feet; thence West parallel with the South line of said Lot 933, a distance of 16 feet to a point in the East line of Lot No. 13093 in Brightwood First Addition to the City of Marion, Ohio; thence North along the East line of said Lot 13093 and continuing North a distance of 310.00 feet to the intersection of the West side of said alley and the South right-of-way line of Mt. Vernon Avenue; thence Southeasterly along the South right-of-way line of Mt. Vernon Avenue to the place of beginning.

Section 2: That nothing in this ordinance shall be construed to affect any right-of-way or easement now held by the City of Marion, in, under, over or across the above mentioned alley for sewer purposes or for use by any public utility operating under a franchise with the City of Marion, Ohio, and the vacation of said street herein is specifically made subject to the continued existence of any such existing right-of-way or easement. Specifically, the City of Marion hereby reserves an easement in, under, over and across the above-mentioned alley in order to maintain and repair an existing sanitary sewer that lies underneath

the above-mentioned alley, and to do all things necessary to complete such maintenance and repairs.

Section 3: That the title to the real estate comprising said alley shall revert to the abutting property owners, subject to the easement reserved in Section 2 above.

Section 4: That the Clerk of Council be and she is hereby authorized and directed to certify a copy of the within ordinance to the Auditor of Marion County, Ohio, and to the Recorder of Marion County, Ohio.

Section 5: That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

J. H. Ballenger

President of Council

PASSED: July 22, 1991

APPROVED: July 23, 1991

Robert Brown

Mayor

ATTEST:

Marsha Adams

Clerk

ORDINANCE NO. 1991- 95

ORDINANCE TO VACATE A CERTAIN 12 FOOT ^{WIDE} ALLEY RUNNING EAST 116 FEET FROM CUMMINS AVENUE BETWEEN LOT NO. 2390 IN REED'S ADDITION AND LOT NO. 1185 IN LEFFLER & SENS ADDITION TO THE CITY OF MARION.

WHEREAS, in the opinion of this Council, there is good cause for vacating a certain 12 foot ^{wide} alley running East 116 feet from Cummins Avenue between Lot No. 2390 in Reed's Addition and Lot No. 1185 in Leffler & Sens' Addition to the City of Marion, and

WHEREAS, the petition to vacate this alley was approved by the Marion City Planning Commission at its meeting of June 4, 1991, and

WHEREAS, notice to all abutting landowners was given in accordance with Marion Codified Ordinance 903.08, and

WHEREAS, Council, upon hearing, is satisfied that said vacation will not be detrimental to the general interest and ought to be made;

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the following described alley, to-wit:
Being a certain 12 foot ^{wide} alley running East 116 feet from Cummins Avenue between Lot No. 2390 in Reed's Addition and Lot No. 1185 in Leffler & Sens' Addition to the City of Marion,

be and is hereby vacated.

Section 2. That title to the real estate comprising said alley shall revert to the abutting property owners in accordance with the laws of Ohio.

Section 3. That nothing in this ordinance shall be construed to affect any right-of-way or easement now held by the City of Marion, in, under, over or across the above mentioned alley for sewer purposes or for use by any public utility operating under a franchise with the City of Marion, and the vacation of said alley herein is specifically made subject to the continued existence of any such existing right-of-way or easement, unless the abutting property owners renegotiate with the utility another right-of-way or easement.

Section 4. That the Clerk of Council be and she is hereby authorized and directed to certify a copy of the within ordinance to the Auditor of Marion County and to the Recorder of Marion County, Ohio.


Section 5. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.


PRESIDENT OF COUNCIL

PASSED: July 22, 1991

APPROVED: July 23, 1991


MAYOR

ATTEST:

CLERK

ORDINANCE NO. 1991- 96

ORDINANCE TO VACATE ONE ALLEY
IN WALLACE AND TRUE'S 3RD ADDITION
IN THE CITY OF MARION, OHIO

WHEREAS, on the 22nd day of May, 1991, a Petition by Wenig's, Inc., the owner of certain lots in Wallace and True's 3rd Addition to the City of Marion, Ohio, was duly presented to council, praying that one alley, fully described below, in the Third Ward to the City of Marion, Ohio, be vacated; and

WHEREAS, the owners of all lots abutting on said alley have signed said petition either as petitioner or consenting parties; and

WHEREAS, the vacation of said alley has been approved by the Marion City Planning Commission after referral thereto by City Council; and

WHEREAS, Council, upon hearing, is satisfied that there is good cause for such vacation as prayed for; that it will not be detrimental to the general interest and ought to be made;

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Marion, Ohio:

Section 1) That the following described alley in the Third Ward to the City of Marion, Ohio, be and the same is hereby vacated, to-wit:

Being a 17 foot wide alley, running south from Center Street a distance of approximately 257.66 feet adjacent to the premises known as 421 West Center Street, Marion, Ohio, being more particularly described as follows:

Being a part of Wallace and True's Third Addition to the City of Marion, County of Marion and State of Ohio, bounded and described as follows:

Beginning at the Northwest corner of Lot 873 in Wallace and True's Third Addition to the City of Marion, Ohio; thence West along the south line of Center Street a distance of 17 feet to a stone and the northwest corner of said Wallace and True's Third Addition; thence South along the west line of said Wallace and True's Third Addition a distance of 254.16 feet to a point; thence East a distance of 17 feet to a point on the west line of Lot 875 in said Wallace and True's Third Addition; thence North along the west line of Lots 875, 874 and 873 in said Wallace and True's Third Addition a distance of 249.88 feet to the northwest corner of said Lot 873, and the place of beginning. Containing 0.098 acres of land more or less.

Section 2) That nothing in this ordinance shall be construed to affect any right-of-way or easement now held by the City of Marion, in, under, over or across the above mentioned alley for sewer purposes or for use by any public utility operating under a franchise with the City of Marion, Ohio, and the vacation of said alley herein is specifically made subject to the continued existence of any such existing right-of-way or easement.

ORDINANCE TO VACATE ONE ALLEY
IN WALLACE AND TRUE'S 3RD ADDITION
IN THE CITY OF MARION, OHIO

Page 2 of 2

Section 3) That title to the real property comprising said alley shall revert to the abutting property owners.

Section 4) That the Clerk of Council be and she is hereby authorized and directed to certify a copy of the within ordinance to the Auditor of Marion County, Ohio, and to the Recorder of Marion County, Ohio.

Section 5) That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PRESIDENT OF COUNCIL

PASSED:

APPROVED:

MAYOR

ATTEST:

CLERK

deposited 8/26/91

ORDINANCE NO. 1991 - 97

ORDINANCE MAKING AN ADDITIONAL APPROPRIATION
FOR THE YEAR ENDING DECEMBER 31, 1991, AND
DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County,
Ohio:

Section 1. That there be an appropriation made in the Street
Improvement Fund in the amount of \$180,000.00 as follows:

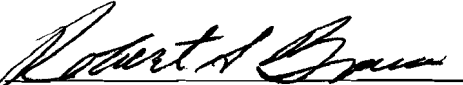
Resurfacing Projects	461-06-614-230-000-531	\$180,000.00
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Section 2. That this ordinance is hereby declared to be an
emergency measure necessary for the immediate preservation of the public
health, welfare and safety of the City of Marion and the inhabitants
thereof and for the further reason that the project has been bid and
awarded as of June 28, 1991; and as such, shall take effect and be in force
immediately upon its passage and approval by the Mayor provided it receives
the affirmative vote of two-thirds of all members elected to Council;
otherwise, it shall become effective from and after the earliest period
allowed by law.


PRESIDENT OF COUNCIL

PASSED: July 22, 1991

APPROVED: July 23, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991-98

ORDINANCE TO AMEND ORDINANCE NO 1989-116
TO REESTABLISH THE NUMBER OF PERSONNEL AUTHORIZED TO
BE EMPLOYED IN THE FIRE DEPARTMENT.

BE IT ORDAINED by the Council of the City of Marion,
Marion, County, Ohio:

Section 1. That Regulation III, Section 6, of Ordinance
No. 1969-29 as amended, and now reading as follows:

"Section 6. That from and after January 1, 1990, the
personnel of the Fire Department shall be authorized to
consist of one Chief, Three Platoon Chiefs, five
Captains, four Lieutenants, one Mechanic, one Fire
Inspector (Captain), and fifty (50) Fire Fighters, total
personnel: sixty-five (65)."

is hereby amended to read:

"Section 6. That from and after August 26, 1991, the
personnel of the Fire Department shall be authorized to
consist of one Chief, three Platoon Chief's, five
Captains, four Lieutenants, one Mechanic, one Fire
Inspector (Captain), and fifty-one (51) Fire Fighters,
total personnel: sixty-six (66)."

Section 2. That this ordinance shall take effect and be
in force from and after the earliest period allowed by law.

PRESIDENT OF COUNCIL

PASSED:

APPROVED:

MAYOR

ATTEST:

CLERK OF COUNCIL

defeated
Dec. 23, 1991

ORDINANCE NO. 1991- 99ORDINANCE MAKING ADDITIONAL APPROPRIATIONS FOR
THE YEAR ENDING DECEMBER 31, 1991, AND DECLARING
AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County,
Ohio:

Section 1. That there be additional appropriations made in the amount
of \$15,557.00 as follows:

WIC Fund

Salaries	215-02-223-210-000-110	\$ 525.00	
Equipment	215-02-223-250-000-450	<u>532.00</u>	
	TOTAL WIC Fund.....		\$ 1,057.00

Airport Improvement Fund

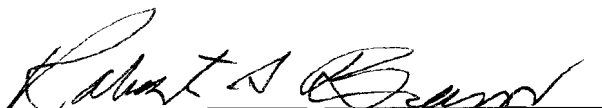
Professional Service	446-06-216-230-000-320	\$12,500.00	
Capital Improvements	446-06-216-250-000-520	<u>2,000.00</u>	
	TOTAL Airport Improv. Fund		\$14,500.00
	GRAND TOTAL.....		\$15,557.00

Section 2. That this ordinance is hereby declared to be an emergency
measure necessary for the immediate preservation of the public health, welfare
and safety of the City of Marion and the inhabitants thereof and for the further
reason that it is necessary for the daily operation of said City; and as such,
shall take effect immediately upon its passage and approval by the Mayor pro-
vided it receives the affirmative vote of two-thirds of all members elected to
Council; otherwise, it shall become effective from and after the earliest
period allowed by law.



PRESIDENT OF COUNCIL

PASSED: August 12, 1991

APPROVED: August 13, 1991


MAYOR

ATTEST:


CLERK

ORDINANCE NO. 1991-100


ORDINANCE AUTHORIZING THE CITY AUDITOR TO PAY BILLS
FROM VARIOUS CITY DEPARTMENTS PURSUANT TO OHIO
REVISED CODE §5705.41(D), AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Marion, Marion County, Ohio:

Section 1. That the City Auditor is hereby authorized to pay bills from various city departments pursuant to O.R.C. §5705.41(D) which reads in part as follows: "No subdivision or taxing unit shall make any contract or give any order involving the expenditure of money unless there is attached thereto a certificate of the fiscal officer of the subdivision that the amount required to meet the same... such taxing authority may authorize the issuance of a warrant in payment of such amounts due upon such contract, but such resolution or ordinance shall be passed within thirty days from the receipt of such certificate."

Swimming Pool Fund	\$1,023.79
Airport Improvement Fund	<u>2,000.00</u>
TOTAL	\$3,023.79

Section 2. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of the City of Marion and the inhabitants thereof and for the further reason that it provides for the daily operation of said City, and as such, shall become effective immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of two-thirds of all members elected to Council; otherwise, it shall become effective from and after the earliest period allowed by law.


PRESIDENT OF COUNCIL

PASSED: August 12, 1991

APPROVED: August 13, 1991


MAYOR

ATTEST:


CLERK