



**Marion City Council**  
Marion City Hall  
233 West Center Street  
Marion, Ohio 43302  
Phone: 740.387.4935

**AGENDA**  
**LEGISLATION AND CODES**  
**COMMITTEE MEETING**  
**02/05/2020 at 6:35 PM**  
**City Hall – Council Chambers, 2<sup>nd</sup> Floor**

- 1. Roll Call**
- 2. Approval of Minutes**
- 3. Old Business**
- 4. New Business**

Item 1. LIQUOR PERMIT NEW: 717 JL ENTERPRISES LLC DBA SUNOCO FOODMART, 717 DELAWARE AVE, MARION, OH; C2

- ☐ Motion to request a hearing on the advisability of issuing the permit and request that a hearing be held in our county seat
- ☐ Motion to take no action

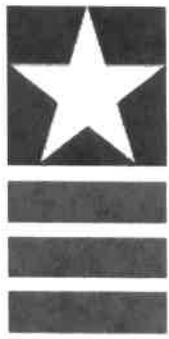
Item 2. RESOLUTION ADOPTING THE MARION COUNTY LOCAL HAZARD MITIGATION PLAN, AUGUST 2019, AND DECLARING AN EMERGENCY

Item 3. ORDINANCE AUTHORIZING THE SAFETY DIRECTOR TO ENTER INTO AN UPDATED REPLACEMENT CONTRACT WITH THE COUNTY COMMISSIONERS, REQUESTED BY THE OHIO PUBLIC DEFENDER'S OFFICE, TO PROVIDE FOR REIMBURSEMENT FROM THE STATE OF OHIO FOR ATTORNEYS APPOINTED FOR INDIGENT PERSONS CHARGED IN THE MARION MUNICIPAL COURT AND DECLARING AN EMERGENCY

**5. Items not on the Agenda**

111.03 establishes a committee on legislation and codes and regulations and stipulates that the following matters shall be referred:

- all ordinances, resolutions and other matters pertaining to County, State or Federal legislation affecting the City;
- rules apportionment;
- redistricting;
- all initiative, referendum and recall petitions;
- all matter relating to courts;
- enforcement ordinances imposing fines, penalties, forfeiture or imprisonment;
- civil rights;
- other matters relating to curfew, liquor permits, obscenity, air pollution, water pollution, building codes, housing codes, plumbing codes, slum clearance, dangerous buildings and excavations, subdivision regulations, weeds, noise, signs, peddlers, solicitors, junk yards, fortune tellers, advertising, coin-operated devices, entertainment, bingo, lotteries; and
- other matters relating to the regulation of lands, buildings, businesses, professions and persons.



*City of*  
**Marion**  
**Ohio**

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**MEMBERS OF LEGISLATION AND CODES COMMITTEE**

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**RESOLUTION ADOPTING THE MARION COUNTY LOCAL HAZARD MITIGATION PLAN, AUGUST 2019, AND DECLARING AN EMERGENCY**

WHEREAS the City of Marion recognizes that all jurisdictions within Marion County have exposure to natural hazards that increase the risk to life, property, environment, and the County and local economy; and;

WHEREAS pro-active mitigation of known hazards before a disaster event can reduce or eliminate long-term risk to life and property; and;

WHEREAS the Ohio Emergency Management Agency is providing federal mitigation funds to support development of the mitigation plan;

WHEREAS; a coalition of Marion County municipalities and agencies with like planning objectives has been formed to pool resources and create consistent mitigation strategies within Marion County; and;

WHEREAS the *Marion County Local Hazard Mitigation Plan, August 2019* includes a prioritized list of mitigation actions including activities that, over time, will help minimize and reduce safety threats and damage to private and public property, and

WHEREAS the coalition has completed a planning process that engages the public, assesses the risk and vulnerability to the impacts of natural hazards, develops a mitigation strategy consistent with a set of uniform goals and objectives, and creates a plan for implementing, evaluating and revising this strategy;

NOW, THEREFORE, BE IT RESOLVED by the City of Marion:

- 1) Adopts in its entirety, the *Marion County Local Hazard Mitigation Plan, August 2019* (the “Plan”) as the jurisdiction’s Natural Hazard Mitigation Plan and resolves to execute the actions identified in the Plan that pertain to this jurisdiction if possible.
- 2) Will use the adopted and approved portions of the Plan to guide pre- and post-disaster mitigation of the hazards identified.
- 3) Will coordinate the strategies identified in the Plan with other planning programs and mechanisms under its jurisdictional authority.
- 4) Will continue its support of the Mitigation Planning Committee as described within the Plan.
- 5) Will help to promote and support the mitigation successes of all participants in this Plan.
- 6) Will incorporate mitigation planning as an integral component of government and partner operations.
- 7) Will provide an update of the Plan in conjunction with the County no less than every five years.
- 8) That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

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Todd Schneider  
President of Council

APPROVED:

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Mayor Scott Schertzer

ORDINANCE AUTHORIZING THE SAFETY DIRECTOR TO ENTER INTO AN UPDATED REPLACEMENT CONTRACT WITH THE COUNTY COMMISSIONERS, REQUESTED BY THE OHIO PUBLIC DEFENDER'S OFFICE, TO PROVIDE FOR REIMBURSEMENT FROM THE STATE OF OHIO FOR ATTORNEYS APPOINTED FOR INDIGENT PERSONS CHARGED IN THE MARION MUNICIPAL COURT AND DECLARING AN EMERGENCY

WHEREAS, by previous act dated June 8, 2015 Council's passage of Ordinance 2015-51 authorized and ratified an Agreement to provide for reimbursement for the State of Ohio for Attorneys appointed for indigent persons charged in the Marion Municipal Court, and

WHEREAS, the Ohio Public Defender's Office has requested Marion County and the City of Marion re-new the Agreement referenced above, as O.R.C. 120.33 requires the Board of County Commissioners by resolution include a provision for contracting with municipal corporations to reimburse the County for counsel appointed to represent indigent persons charge with violation of the Ordinances of the municipal corporations including updates such as OAC 120-1-09 : All such contracts should be for one calendar year, and may include annual renewal clauses. If a contract is renewed, or is a multiple year contract an annual resolution of acceptance by both parties and an annual appropriation of funding from the municipal corporation or village shall be filed with the Ohio public defender before the contract can qualify for reimbursement.

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

Section 1. The Safety Director of the City of Marion, Ohio is hereby authorized to enter into contract with the County Commissioners to reimburse the county for counsel appointed to represent indigent persons charged with violations of the ordinances of the municipal corporation.

Section 2. This Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Approved:

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Todd Schneider  
President of Council

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Mayor Scott Schertzer

Attest;

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Clerk of Council