London City Council
20 S. Walnut Street, London, Ohio 43140
April 4, 2024 at 6:30pm
Agenda

Call to Order

Roll Call

Present –

Absent –

Minutes – Approval of March 21, 2024 minutes

Public Hearing – none

Communications/Announcements – none

Audience Concerns

Committee Reports

Personnel & Finance Committee –

Public Service Committee –

Public Safety Committee –

City Official Reports

Mayor –

Safety Service Director –

Old Business

3rd Reading

RESOLUTION 113-24 - Sponsored by: Josh Peters - RESOLUTION authorizing participation in the ODOT road salt contracts awarded in 2024

ORDINANCE 115-24 - Sponsored by: Rich Hays - An ORDINANCE amending section 1464 of the Codified Ordinances. Application for a certificate of appropriateness shall be filled with the Building Inspector at least ten twenty-one (21) days prior to the meeting of the Review Board.

ORDINANCE 116-24 - Sponsored by: Rich Hays - An ORDINANCE amending section 1244 of the Codified Ordinances. Appeals to the Board of Zoning Appeals…an appeal shall be taken within twenty-one (21) days after the decision of the Zoning Administrator.

ORDINANCE 117-24 - Sponsored by: Rich Hayes - An ORDINANCE amending section 1242 of the Codified Ordinances. Schedule of fees change…zoning permits, amendments, appeals, variances, conditional use permit, plan approvals, and other procedures…

2nd Reading

RESOLUTION 118-24 Sponsored by: Greg Eades A RESOLUTION increasing appropriations. This money was appropriated in 2023 that was not spent and needs reappropriated

RESOLUTION 120-24 Sponsored by: Michael Norman A RESOLUTION increasing appropriations. The City would like to build a pickleball court at Cowling Park.

RESOLUTION 121-24 Sponsored by: Shannon Treynor A RESOLUTION increasing appropriations. To comply with our contract with Mid-Ohio.

RESOLUTION 123-24 Sponsored by: Michael Norman A RESOLUTION increasing appropriations. Projections indicate a shortfall in funding for the Fire/EMS Division of $600,000 for the budget year ending 2024.

New Business

None

Round Table

Adjournment

RESOLUTION 113-24
Sponsored by: Josh Peters

RESOLUTION AUTHORIZING PARTICIPATION
IN THE ODOT ROAD SALT CONTRACTS AWARDED IN 2024

WHEREAS, the City of London, (hereinafter referred to as the "Political Subdivision") hereby submits this written agreement to participate in the Ohio Department of Transportation's (ODOT) annual road salt bid in accordance with Ohio Revised Code 5513.01(B) and hereby agrees to all of the following terms and conditions in its participation of the ODOT road salt contract:

a. The Political Subdivision hereby agrees to be bound by all terms and conditions established by ODOT in the road salt contract and acknowledges that upon of award of the contract by the Director of ODOT it shall be bound by all such terms and conditions included in the contract; and

b. The Political Subdivision hereby acknowledges that upon the Director of ODOT's signing of the road salt contract, it shall effectively form a contract between the awarded salt supplier and the Political Subdivision; and

c. The Political Subdivision agrees to be solely responsible for resolving all claims or disputes arising out of its participation in the ODOT road salt contract and agrees to hold the Department of Transportation harmless for any claims, actions, expenses, or other damages arising out of the Political Subdivision's participation in the road salt contract; and

d. The Political Subdivision's electronic order for Sodium Chloride (Road Salt) will be the amount the Political Subdivision agrees to purchase from its awarded salt supplier at the delivered bid price per ton awarded by the Director of ODOT; and

e. The Political Subdivision hereby agrees to purchase a minimum of 90% of its electronically **submitted** salt quantities from its awarded salt supplier during the contract's effective period; and

f. The Political Subdivision hereby agrees to place orders with and directly pay the awarded salt supplier on a net 30 basis for all road salt it receives pursuant to ODOT salt contract; and

g. The Political Subdivision acknowledges that should it wish to rescind this participation agreement it will do so by written, emailed request by no later than Friday, _____**by 5:00 p.m**. The written, emailed request to rescind this participation agreement must be received by the ODOT Office of Contract Sales, Purchasing Section email: Contracts.Purchasing@dot.ohio.gov by the deadline. The Department, upon receipt, will respond that it has received the request and that it has effectively removed the Political Subdivision's participation request. Furthermore, it is the sole responsibility of the Political Subdivision to ensure ODOT has received this participation agreement as well as the receipt of any request to rescind this participation agreement. The Department shall not be held responsible or liable for failure to receive a Political Subdivision's participation agreement and/or a Political Subdivision's request to rescind its participation agreement.

NOW, THEREFORE, be it ordained by the following authorized person(s) that this participation agreement for the ODOT road salt contract is hereby approved, funding has been authorized, and the Political Subdivision agrees to the above terms and conditions regarding participation on the ODOT salt contract:

SECTION I:

That this Resolution is hereby declared an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City to take effect and be in full force immediately upon its passage.

PASSED:

ATTEST:

_____
Kris Miller
Clerk of Council

_____
Joshua Peters
President of Council

Submitted to Mayor:_____

APPROVED:

Date of Approval:_____

_____
Patrick Closser, Mayor

_____
Jennifer Hitt, Law Director
Approved as to Form

I, Kris Miller, Clerk of Council for the City of London, Ohio, do hereby certify that the foregoing Ordinance/Resolution No.113-24 was posted in a newspaper of general circulation on the _____day of_____, 2024 and on the_____day of_____, 2024

_____
Clerk

#_____

Vote	Abstain	Suspend	Adopt
Andrew Hitt			
Rich Hays			
John Stahl			
Greg Eades			
Shannon Treynor			
Brent McDaniels			
Michael Norman			

ORDINANCE 115-24
Sponsored by: Rich Hays

AN ORDINANCE AMENDING SECTION 1464 OF THE CODIFIED ORDINANCES

WHEREAS, the City would like to amend the current ordinance; and

WHEREAS, this Council must act to approve the recommendations.

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

SECTION I:

Section 1464.08 of the Codified Ordinances shall be and hereby is amended to reflect the following: See attached

SECTION II:

That this Ordinance shall take effect and be in full force from and after the earliest period allowed by law.

PASSED:

ATTEST:

_____
Kris Miller
Clerk of Council

_____
Joshua Peters
President of Council

Submitted to Mayor:_____

APPROVED:

Date of Approval:_____

_____
Patrick Closser, Mayor

_____
Jennifer Hitt, Law Director
Approved as to Form

I, Kris Miller, Clerk of Council for the City of London, Ohio, do hereby certify that the foregoing Ordinance/Resolution No.115-24 was posted in a newspaper of general circulation on the _____day of_____, 2024 and on the_____day of_____, 2024

_____
Clerk

#_____

Vote	Abstain	Suspend	Adopt
Andrew Hitt			
Rich Hays			
John Stahl			
Greg Eades			
Shannon Treynor			
Brent McDaniels			
Michael Norman			

1464.08 PROCEDURE FOR OBTAINING A CERTIFICATE OF APPROPRIATENESS.

(a) The application for a certificate of appropriateness shall be made on forms prescribed by the Building Inspector, along with such plans, drawings, specifications, and other materials as may be needed by the Review Board to make a determination. At a minimum, such information shall include the following:

(1) A site plan showing building outlines, dimensions and landscaping.

(2) A complete description of the proposed change.

(b) Applications for a certificate of appropriateness shall be filed with the Building Inspector at least ~~ten~~ twenty-one (21) days prior to the meeting of the Review Board.

(c) The Review Board shall determine whether the proposed change will be appropriate to the preservation of the environmental, architectural, or historical character of the Historic District, pursuant to the criteria specified in Sections 1464.09 and 1464.10.

(d) If the proposed change is in accordance with the guidelines and criteria for the Review Board, then the Review Board shall issue a certificate of appropriateness signed by no less than three Review Board members.



ORDINANCE 116-24
Sponsored by: Rich Hays

AN ORDINANCE AMENDING SECTION 1244 OF THE CODIFIED ORDINANCES

WHEREAS, the City would like to amend the current ordinance; and

WHEREAS, this Council must act to approve the recommendations.

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

SECTION I:

Section 1244.02 of the Codified Ordinances shall be and hereby is amended to reflect the following: See attached

SECTION II:

That this Ordinance shall take effect and be in full force from and after the earliest period allowed by law.

PASSED:

ATTEST:

_____
Kris Miller
Clerk of Council

_____
Joshua Peters
President of Council

Submitted to Mayor:_____

APPROVED:

Date of Approval:_____

_____
Patrick Closser, Mayor

_____
Jennifer Hitt, Law Director
Approved as to Form

I, Kris Miller, Clerk of Council for the City of London, Ohio, do hereby certify that the foregoing Ordinance/Resolution No.116-24 was posted in a newspaper of general circulation on the _____day of_____, 2024 and on the_____day of_____, 2024

_____
Clerk

#_____

Vote	Abstain	Suspend	Adopt
Andrew Hitt			
Rich Hays			
John Stahl			
Greg Eades			
Shannon Treynor			
Brent McDaniels			
Michael Norman			

1244.02 APPEALS OF DECISIONS OF THE ZONING ADMINISTRATOR; NOTICE TO APPEAL.

Appeals to the Board of Zoning Appeals concerning the interpretation or administration of this Zoning Code may be taken by any person aggrieved, or by any officer or bureau of the legislative authority of the City, including Council or the Planning Commission, affected by any decision of the Zoning Administrator. Such an appeal shall be taken within twenty-one (21) days after the decision of the Zoning Administrator by filing (with the Zoning Administrator and with the Board of Zoning Appeals) a notice to appeal that specifies the grounds upon which the appeal is being taken. The Zoning Administrator shall transmit to the Board of Zoning Appeals all the papers constituting the record upon which the action appealed from was taken.



ORDINANCE 117-24
Sponsored by: Rich Hayes

AN ORDINANCE AMENDING SECTION 1242 OF THE CODIFIED ORDINANCES

WHEREAS, the City would like to amend the current ordinance; and

WHEREAS, this Council must act to approve the recommendations.

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

SECTION I:

Section 1242.08 of the Codified Ordinances shall be and hereby is amended to reflect the following: See attached

SECTION II:

That this Ordinance shall take effect and be in full force from and after the earliest period allowed by law.

PASSED:

ATTEST:

_____
Kris Miller
Clerk of Council

_____
Joshua Peters
President of Council

Submitted to Mayor:_____

APPROVED:

Date of Approval:_____

_____
Patrick Closser, Mayor

_____
Jennifer Hitt, Law Director
Approved as to Form

I, Kris Miller, Clerk of Council for the City of London, Ohio, do hereby certify that the foregoing Ordinance/Resolution No.103-24 was posted in a newspaper of general circulation on the _____day of_____, 2024 and on the_____day of_____, 2024

_____
Clerk

#_____

Vote	Abstain	Suspend	Adopt
Andrew Hitt			
Rich Hays			
John Stahl			
Greg Eades			
Shannon Treynor			
Brent McDaniels			
Michael Norman			

1242.08 SCHEDULE OF FEES.

The following fees are hereby established for zoning permits, amendments, appeals, variances, conditional use permits, plan approvals and other procedures and/or services pertaining to the administration and/or enforcement of this Zoning Code:

~~(a) General Fees:~~

~~(1) Application for zoning permit (per unit) $20.00~~

~~(2) New one, two, or three family $50.00/dwelling~~

~~(3) Residential alterations and accessory buildings $50.00~~

~~(4) Patios, decks, parking lots, driveways, sidewalks, carports $50.00~~

~~Sidewalk permit fees may be waived on a showing~~

~~of hardship by the applicant.~~

~~(5) Commercial and industrial $150.00~~

~~Additions to existing structures $150.00~~

~~(6) Application for a conditional use permit that also must~~

~~meet Chapter 1252 Special Regulations $150.00~~

~~(7) Application for variance (commercial) $150.00~~

~~(8) Application for sign permit (per side/face) $50.00~~

~~(9) Application for temporary use permit $100.00~~

~~(10) Reproduction of Zoning Administrator records $0.10/page~~

~~(11) Fence or wall permit (residential) $50.00~~

~~(12) Certificate for nonconforming use $100.00~~

~~(13) Temporary sign bond $100.00~~

~~(14) Fence or wall permit in manufacturing or business district $150.00~~

~~(b) Planning Commission Fees:~~

~~(1) Application for Zoning Map amendment (rezone) $175.00~~

~~(2) Application for zoning text amendment $150.00~~

~~(3) Flood damage prevention development permit $500.00~~

~~(4) PUD application for conditional use permit $150.00~~



~~(5) PUD application for variances $150.00~~

~~(c) Board of Zoning Appeals Fees:~~

~~(1) Application for conditional use permit $150.00~~

~~(2) Application for variance (residential) $150.00~~

~~(3) Request for substantially similar (unlisted) use $100.00~~

~~(4) Appeal of Zoning Administrator decision $175.00~~

FEE SCHEDULE

Residential Schedule

Residential Plan Review Fees: *

Plus, State of Ohio 1% assessment)

**Plan Review fees are non-refundable.*

ALL BUILDING

New Dwelling 1,2 and 3 Family	**$100.00**
Industrialized Unit	
Accessory Building	
Additions/Alterations	
Deck/Shed	

Residential Building Permit Fees:

(Plus, State of Ohio 1% assessment)

1, 2, 3, New Dwelling (includes all living and nonliving areas)	**$100.00 plus $10 per 100 square feet**
Industrialized Unit (includes all living and nonliving areas)	**$80.00 plus $10 per 100 square feet**
Accessory Building (greater than 200 square feet)	**$80.00 plus $10 per 100 square feet**
Additions/Alterations (includes all living and nonliving areas)	**$80.00 plus $10 per 100 square feet**
Deck/Shed (greater than 200 square feet)	**$80.00 plus $10 per 100 square feet**

Residential Miscellaneous Fees:

Contractor Registration	**$100.00**

Residential Board of Appeals	**$300.00**
Roofing Permit	**$80.00**
Re-Inspection Fee	**$100.00**
Work without permit	**$200.00**
Permit Reinstatement	**$100.00**
Demolition	**$150.00**
Field Inspection Fee	**$100.00**
Permit Refund Fee	**$50.00**
Revisions	**$75.00**
Certificate of Occupancy	**$100.00**
Minimum Permit Fee-Residential	**$150.00**

Residential Electrical Permit Fees:

(Plus, State of Ohio 1% assessment)	
1, 2, 3, New Dwelling	**$80.00 plus $4 per 100 sq. ft.**
(includes all living and nonliving areas)	
Accessory Building	**$80.00 plus $4 per 100 sq. ft.**
Additions/Alterations	**$80.00 plus $4 per 100 sq. ft.**
Industrialized Unit	**$80.00 plus $4 per 100 sq. ft.**
Generator	**$80.00 + Plan Review**
Service Upgrade	**$80.00**
(200-amp max)	
Service Upgrade	**$160.00**
(over 200 amps)	
Solar Power Equipment	**$100.00 + Plan Review**
Temporary Service	**$100.00**
Wind Power	**$100.00 + Plan Review**
Swimming Pool	**$80.00**

Residential Mechanical Permit Fees:

(Plus, State of Ohio 1% assessment)	
1, 2, 3, New Dwelling	**$80.00 plus $4 per 100 sq. ft.**
(includes all living and nonliving areas)	
Accessory Building	**$80.00 plus $4 per 100 sq. ft.**
Additions/Alterations	**$80.00 plus $4 per 100 sq. ft.**

Industrialized Unit	**$80.00 plus $4 per 100 sq. ft.**
HVAC Replacement System	**$100.00**
Whole House Ventilation System	**$100.00**
Wood Burning Stove	**$100.00**
Ductwork Alterations	**$100.00**

Residential Gas Line Permit Fees:

(Plus, State of Ohio 1% assessment)	
1, 2, 3, New Dwelling	**$80.00 plus $4 per 100 sq. ft.**
(includes all living and nonliving areas)	
Accessory Building	**$80.00 plus $4 per 100 sq. ft.**
Additions/Alterations	**$80.00 plus $4 per 100 sq. ft.**
Industrialized Unit	**$80.00 plus $4 per 100 sq. ft.**
Repair/replacement	**$150.00**

(d) Extra Costs. Applicant shall pay all publication costs for notices required by this Zoning Code. Any extra costs or additional work performed by the Department of Law, Building Division, the City Engineer or any other department of the Municipality, including, but not limited to, engineering and architectural services, in connection with the matter contained in the application, shall be added to the application fee and the applicant shall bear all additional expenses.

(e) When an application for a zoning permit, amendment, appeal, variance, conditional use permit, plan approval, or other procedures is required to pay a fee, and the application can be considered one or more of the above, then only the larger fee will be collected. When an appeal is taken from the decision of the Safety-Service Director or his/her designee, the fee of the original application is included in the fee of an appeal.

RESOLUTION 118-24
Sponsored by: Greg Eades

A RESOLUTION INCREASING APPROPRIATIONS

WHEREAS, this money was appropriated in 2023 that was not spent and needs reappropriated; and

WHEREAS, the available funds must be appropriated prior to expenditure.

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

SECTION I:

City Council hereby authorizes the City Auditor to make the following appropriation increase:

101.100.52509	Donations-Police	$10,074.03

SECTION II:

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

PASSED:

ATTEST:

_____
Kris Miller
Clerk of Council

_____
Joshua Peters
President of Council

Submitted to Mayor:_____

APPROVED:

Date of Approval:_____

_____
Patrick Closser, Mayor

_____
Jennifer Hitt, Law Director
Approved as to Form

I, Kris Miller, Clerk of Council for the City of London, Ohio, do hereby certify that the foregoing Ordinance/Resolution No.118-24 was posted in a newspaper of general circulation on the _____day of_____, 2024 and on the_____day of_____, 2024

_____
Clerk

#_____

Vote	Abstain	Suspend	Adopt
Andrew Hitt			
Rich Hays			
John Stahl			
Greg Eades			
Shannon Treynor			
Brent McDaniels			
Michael Norman			

RESOLUTION 120-24
Sponsored by: Michael Norman

A RESOLUTION INCREASING APPROPRIATIONS

WHEREAS, The City would like to build a pickleball court at Cowling Park; and

WHEREAS, the available funds must be appropriated prior to expenditure.

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

SECTION I:

City Council hereby authorizes the City Auditor to make the following appropriation increase:

101.300.52501	Operating-Recreation	$40,000.00
237.300.54006	Improvement-Recreation	$60,000.00

SECTION II:

That this Resolution is hereby declared an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City to take effect and be in full force immediately upon its passage.

PASSED:

ATTEST:

_____
Kris Miller
Clerk of Council

_____
Joshua Peters
President of Council

Submitted to Mayor:_____

APPROVED:

Date of Approval:_____

_____
Patrick Closser, Mayor

_____
Jennifer Hitt, Law Director
Approved as to Form

I, Kris Miller, Clerk of Council for the City of London, Ohio, do hereby certify that the foregoing Ordinance/Resolution No.120-24 was posted in a newspaper of general circulation on the _____day of_____, 2024 and on the_____day of_____, 2024

_____
Clerk

#_____

Vote	Abstain	Suspend	Adopt
Andrew Hitt			
Rich Hays			
John Stahl			
Greg Eades			
Shannon Treynor			
Brent McDaniels			
Michael Norman			

RESOLUTION 121-24
Sponsored by: Shannon Treynor

A RESOLUTION INCREASING APPROPRIATIONS

WHEREAS, to comply with our contract with Mid-Ohio we must transfer these funds to them; and

WHEREAS, the available funds must be appropriated prior to expenditure.

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

SECTION I:

City Council hereby authorizes the City Auditor to make the following appropriation increase:

650.500.57014	transfer out-Mid-Ohio	$ 258,190.46
652.500.57014	transfer out Mid-Ohio	$2,576,720.98
653.500.57014	transfer out Mid-Ohio	$ 13,607.86
655.500.57014	transfer out Mid-Ohio	$ 461,686.59
660.510.57014	transfer out Mid-Ohio	$1,569,006.10
661.510.57014	transfer out Mid-Ohio	$ 155,313.23
662.510.57014	transfer out Mid-Ohio	$ 70,334.39
665.510.57014	transfer out Mid-Ohio	$1,188,721.99

SECTION II:

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

PASSED:

ATTEST:

_____
Kris Miller
Clerk of Council

_____
Joshua Peters
President of Council

Submitted to Mayor:_____

APPROVED:

Date of Approval:_____

_____
Patrick Closser, Mayor

_____
Jennifer Hitt, Law Director
Approved as to Form

I, Kris Miller, Clerk of Council for the City of London, Ohio, do hereby certify that the foregoing Ordinance/Resolution No.121-24 was posted in a newspaper of general circulation on the _____day of_____, 2024 and on the_____day of_____, 2024

_____
Clerk

#_____

Vote	Abstain	Suspend	Adopt
Andrew Hitt			
Rich Hays			
John Stahl			
Greg Eades			
Shannon Treynor			
Brent McDaniels			
Michael Norman			

RESOLUTION 123-24
Sponsored by: Michael Norman

A RESOLUTION AUTHORIZING THE AUDITOR TO INCREASE APPROPRIATIONS AND TRANSFER FUNDS

WHEREAS, there are available General Funds to pay the Fire Department; and

WHEREAS, projections indicate a shortfall in funding for the Fire/EMS Division of $600,000 for the budget year ending 2024; and

WHEREAS, the funds cannot be transferred without sufficient authorization and appropriation from Council.

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

SECTION I:

City Council hereby authorizes the City Auditor to make the following appropriation increase:

101.990.57012-transfer all dept. misc	$600,000.00

SECTION II:

City Council hereby authorizes the City Auditor to make the following fund transfers:

From:	101.990.57012-Transfer all Dept. Misc	$600,000.00
To:	228.000.47030-Fire Transfer In	$600,000.00

SECTION II:

That this Resolution is hereby declared an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City to take effect and be in full force immediately upon its passage.

PASSED:

ATTEST:

_____
Kris Miller
Clerk of Council

_____
Joshua Peters
President of Council

Submitted to Mayor:_____

APPROVED:

Date of Approval:_____

_____
Patrick Closser, Mayor

_____
Jennifer Hitt, Law Director
Approved as to Form

I, Kris Miller, Clerk of Council for the City of London, Ohio, do hereby certify that the foregoing Ordinance/Resolution No.123-24 was posted in a newspaper of general circulation on the _____day of_____, 2024 and on the_____day of_____, 2024

_____
Clerk

#_____

Vote	Abstain	Suspend	Adopt
Andrew Hitt			
Rich Hays			
John Stahl			
Greg Eades			
Shannon Treynor			
Brent McDaniels			
Michael Norman			