

ORDINANCE NO. _____-2020

AN ORDINANCE AMENDING SECTION 735.10 IN ITS ENTIRETY OF THE PAINESVILLE CODE OF 1998 RELATING TO THE REGISTRATION OF GARAGE, YARD AND PORCH SALES, AND DECLARING AN EMERGENCY

BE IT ORDAINED BY THE COUNCIL of the City of Painesville, Lake County Ohio:

SECTION I. That Section 735.10 of the Painesville Code of 1998, is hereby amended to read as follows:

735.10 REGISTRATION OF GARAGE, YARD, PORCH SALES.

~~There shall be no fee for the registration of garage, yard, or porch sales conducted on residential property. However, such activity shall be limited to no longer than three consecutive days and not issued to the same individual or for a sale on the same parcel more than four times in a calendar year.~~

- (a) Before any garage, yard, or porch sale may occur in the City of Painesville, those desiring to conduct such sales must first obtain a registration from the City through the City Manager or the City Manager's designee.
- (b) To acquire a City registration for a garage, yard, or porch sale the applicant must provide the City the following information: the applicant's name, address, and contact information; the location where the sale is to occur; the dates when the sale will occur; the time when the sale will occur; and whether the sale is being conducted simultaneously with any other garage, yard, or porch sale.
- (c) If registration is sought for three (3) or more garage, yard, or porch sales to be conducted simultaneously on a street or within a development or area, in addition to the required application information set forth in Section (b) of this Ordinance, the applicant must further provide the following: the name, address and contact information of each property owner who is participating in the sale event; and documentation showing the location of all properties participating in the sale event.
- (d) The City Manager or City Manager's designee shall determine if a garage, yard or porch sale necessitates the services of an off duty Painesville Police Officer/s to adequately control parking and traffic congestion reasonably anticipated by the sales event. If determined to be necessary, the applicant must provide proof that an off duty Painesville Police Officer/s have been secured prior to being approved.
- (e) To be eligible for a garage, yard, or porch sale registration, an applicant must file an application for same no less than fourteen (14) days prior to the sales event.
- (f) No garage, yard, or porch sale shall be allowed that exceeds three (3) consecutive days in duration.
- (g) No garage, yard, or porch sale shall be allowed if the premises upon which the sales event is to occur has hosted three (3) previous sales during the current calendar year (January 1 through December 31).
- (h) Upon determining that compliance with the Ordinance has been achieved, the City Manager or the City Manager's designee shall timely issue a registration for the proposed sales event. There shall be no fee charged for the issuance of a registration, but any other costs that may be associated with this garage, yard or porch sale registration shall be the sole responsibility of the applicant.
- (i) A violation of this Ordinance is an unclassified misdemeanor, punishable by fine not to exceed \$500.00.

SECTION II. That the Ordinance is passed as an emergency measure for the protection and preservation of the peace, health, safety and general welfare of the inhabitants of the City of Painesville, the emergency being the immediate necessity to regulate garage, yard, and porch sales within the City of Painesville, and therefore this Ordinance shall become effective immediately upon its passage.

PASSED:

Paul W. Hach, II
President of Council

ATTEST:

Valerie Vargo, CMC
Clerk of Council

RESOLUTION NO.

**RESOLUTION RECOGNIZING THE RESPONSIBILITY OF
THE CITY OF PAINESVILLE TO AFFIRMATIVELY
FURTHER FAIR HOUSING, AND DECLARING AN
EMERGENCY**

WHEREAS, the effort to create equal housing opportunities for all people is encouraged at every level of government; and

WHEREAS, it is an important goal of our government to eliminate housing discrimination and assure the rights of every citizen to buy, rent, and sell housing, without regard to race, color, sex, religion, familial status, national origin or disability; and

WHEREAS, Title VIII of the Civil Rights Act and Presidential Executive Order 12892 describes the obligation to Affirmatively Further Fair Housing (AFFH); and

WHEREAS, the responsibility of participants using CDBG/HOME funds to Affirmatively Further Fair Housing is specified in great detail in the Code of Federal Regulations at 24CFR 5.150 – 5.180; and

WHEREAS, it is a goal of City of Painesville to accord residents with an enhanced quality of life through the development of opportunities in housing, employment, education and services by the implementation of plans that assure all people are afforded their rights thus fostering open inclusive communities; notably the HUD-accepted Assessment of Fair Housing – Lake County 2017-2021; and

WHEREAS, as an applicant or potential recipient of federal funds, the City of Painesville agrees that it will take specified actions to Affirmatively Further Fair Housing (AFFH) and confidently asserts that that all policies and practices adopted and in place are in conformance with applicable fair housing law and that prior to May 20, 2020 any outstanding civil rights matters are resolved in conformance with most recent published HUD grant eligibility documentation; and

NOW, THEREFORE BE IT FURTHER RESOLVED by the City Council of the City of Painesville, Lake County, Ohio;

SECTION I: That the City Council recognizes the broad duty to Affirmatively Further Fair Housing and directs the City Manager to ensure that the policies and practices adopted and in place are in compliance with applicable fair housing laws.

SECTION II: That this Resolution is declared to be an emergency measure necessary for the immediate protection and preservation of the public peace, health, safety and general welfare of the inhabitants of the City of Painesville, and for the further need to submit this Resolution with the FY'20 Community Development Block Grant Application due May 20, 2020.

PASSED:

Paul W. Hach, II
President of Council

ATTEST:

Valerie Vargo
Clerk of Council

RESOLUTION NO.

RESOLUTION AUTHORIZING AND DIRECTING THE CITY MANAGER TO APPLY FOR AND ACCEPT FUNDING FROM LAKE COUNTY FY'2020 COMMUNITY BLOCK GRANT PROGRAM FOR VARIOUS PROJECTS AS LISTED BELOW IN PRIORITY ORDER, AND DECLARING AN EMERGENCY.

WHEREAS, Lake County Federal Grants Office administers financial assistance to improve communities in Lake County for the purpose of addressing community development needs through the Federal Community Development Block Grant Program; and

WHEREAS, Lake County's Federal Grant Office is accepting applications for the FY'2020 Community Development Block Grant Program on May 20, 2020; and

WHEREAS, funding through the FY'2020 Community Development Block Grant Program will enable the City of Painesville to continue improve the community and address the needs of the low to moderate income residents within our community; and

WHEREAS, the following projects are to be submitted in priority order as identified by the City of Painesville; 1) Neighborhood Revitalization & Small Business Loan Program, 2) Storefront Improvement Program and 3) Disadvantaged Sidewalk Replacement Program.

NOW, THEREFORE, be it resolved by the Council of the City of Painesville, Lake County, Ohio:

SECTION 1. That the City Council hereby authorizes and directs the City Manager to execute and file an application with the Lake County Federal Grant Office and to provide all information and necessary documentation required to become eligible for possible funding assistance through the FY'2020 Community Development Block Grant Program.

SECTION 2. That the City Council hereby authorizes the City Manager to accept the FY'2020 Community Development Block Grant funding awarded by the Lake County Board of County Commissioners to the City of Painesville, Ohio.

SECTION 3. That this Resolution is hereby declared to be an emergency measure necessary for the protection and preservation of the peace, health, safety, and general welfare of the inhabitants of the City of Painesville, and for the further need to submit the application by May 20, 2020 deadline; and therefore this Resolution shall be effective immediately upon its passage.

PASSED:

PAUL W. HACH II
President of Council

ATTEST:

VALERIE VARGO
Clerk of Council

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING AND DIRECTING THE CITY MANAGER TO ADVERTISE FOR REQUEST FOR PROPOSAL AND ENTER INTO A CONTRACT, INCLUDING ANY AND ALL ENSUING CHANGE ORDERS, WITH THE LOWEST AND BEST PROPOSAL FOR THE INTERSECTION AND LPR CAMERAS AND APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PAINESVILLE, LAKE COUNTY, OHIO:

SECTION I. That the City Manager is hereby authorized and directed to advertise for request for proposal and enter into a contract, including any and all ensuing change orders, with the lowest and best proposal for the intersection and LPR cameras and appurtenances, in accordance with specifications on file in the office of the City Manager, for the Police Department.

SECTION II. That this Resolution is passed as an emergency measure for the protection and preservation of the peace, health, safety and general welfare of the inhabitants of the City of Painesville, the emergency being the immediate necessity to obtain the lowest and best proposals; therefore, this Resolution shall become effective immediately upon its passage.

PASSED:

Paul W. Hach II
President of Council

ATTEST:

Valerie Vargo
Clerk of Council