

ORDINANCE NO. 076-19

**AN ORDINANCE AMENDING CHAPTER 955.10 OF THE
CODIFIED CODE OF ORDINANCES OF THE CITY OF
NAPOLEON, OHIO REGARDING CURRENT SHELTER
HOUSE/COMMUNITY CENTER RENTAL RATES**

WHEREAS, the Parks and Recreation Board met on September 25, 2019 and, in order to continue to provide the opportunity for area residents to rent City owned shelter houses, determined it appropriate to amend certain shelter house rental rates for the year 2020; and,

WHEREAS, the City of Napoleon's Parks and Recreation Committee met on October 21, 2019 and concurred with the Parks and Recreation Board's determination that certain shelter house rental rates for 2019 should be amended; and,

WHEREAS, this Council has considered all recommendations, and now deems appropriate that shelter house rental rates as listed below shall be amended for the year 2020; and,

WHEREAS, Council desires to create a City Fund titled the Shelter House Facility Repair Fund in which the revenue from the increased rates shall be deposited;
Now Therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NAPOLEON, OHIO:

Section 1. That, Section 955.10 of the Codified Code of Ordinances of the City of Napoleon, Ohio shall remain as currently written with the amendment of the following language, amending and enacting Section 955.10:

"955.10 SHELTER HOUSE/ COMMUNITY CENTER RATES.

(a) Shelter house rentals shall be as follows:

Rental Times	Ritter (Weekday)	Ritter (Weekend)	Wayne (Weekday)	Wayne (Weekend)
9:00 a.m. - 12:00 p.m.	\$35.00 \$40.00	\$40.00 \$45.00	\$30.00 \$35.00	\$35.00 \$40.00
1:00 p.m. - 5:00 p.m.	35.00 40.00	40.00 45.00	30.00 35.00	35.00 40.00
9:00 a.m. - 5:00 p.m.	40.00 45.00	45.00 50.00	35.00 40.00	40.00 45.00
6:00 p.m. - 11:00 p.m.	40.00 45.00	45.00 50.00	35.00 40.00	45.00 50.00
1:00 p.m. - 11:00 p.m.	45.00 50.00	50.00 55.00	40.00 45.00	45.00 50.00
9:00 a.m. - 11:00 p.m.	50.00 55.00	55.00 60.00	45.00 50.00	50.00 55.00

Weekend rates will also apply on all City of Napoleon, Ohio observed holidays; no proration of fees will be permitted.

Due at the time of making the reservation is a non-refundable five dollar (\$5.00) application fee and a fifty dollar (\$50.00) security deposit. The security deposit is refundable upon the facility being cleaned, not damaged and the timely return of all keys, except that in the event that a cancellation occurs less than seven (7) days prior to the reserved date; then the rental amount shall be forfeited to the City and deducted from the

security deposit, not to exceed fifty dollars (\$50.00). Any monies to be returned to the tenant will be paid within thirty (30) days after the rental date.

(b) Rental of the Community Center at Oberhaus Park shall be as follows:

Rental Times	Weekday	Weekend
9:00 a.m. - 12:00 p.m.	\$50.00 \$55.00	\$60.00 \$65.00
1:00 p.m. - 5:00 p.m.	60.00 65.00	70.00 75.00
9:00 a.m. - 5:00 p.m.	80.00 90.00	90.00 100.00
6:00 p.m. - 11:00 p.m.	80.00 90.00	90.00 100.00
1:00 p.m. - 11:00 p.m.	90.00 100.00	100.00 110.00
9:00 a.m. - 11:00 p.m.	110.00 120.00	120.00 130.00

Weekend rates will also apply on all City of Napoleon, Ohio observed holidays; no proration of fees will be permitted.

Due at the time of making the reservation is a non-refundable five dollar (\$5.00) application fee and a fifty dollar (\$50.00) security deposit. The full remainder amount of the rental is due when picking up the key. The security deposit is refundable upon the facility being cleaned, not damaged and the timely return of all keys, except that in the event that a cancellation occurs less than seven (7) days prior to the reserved date, then the rental amount shall be forfeited to the City and deducted from the security deposit, not to exceed fifty (\$50.00). Any monies to be returned to the tenant will be paid within thirty (30) days after the rental date.

(c) Notwithstanding any other provision of these Codified Ordinances, the use of the Community Center at Oberhaus Park by the Napoleon based Rotary and Lions Club shall be pursuant to the terms and conditions established by separate agreement between the clubs and the City. Priority in reservation may be given to the clubs by the Parks and Recreation Director absent any provision in the agreement.

(d) Except as provided herein, reservations shall only be made in the calendar year the facility is intended to be reserved. During the month of December in the preceding year, residents, as defined in this chapter, shall be permitted to reserve dates for the following year.

(e) Terms and conditions of any rental agreement shall be established by the City Manager and approved as to form and correctness by the Law Director."

Section 2. That, a new City Fund shall be established, titled Shelterhouse Facility Repair Fund.

Section 3. That, the funds received by the City from the increase as listed in Section 1 of this Ordinance shall be placed into the newly created Shelterhouse Facility Repair Fund.


Section 4. That, this Ordinance No. 076-19 amends Ordinance No. 002-13 so as to incorporate and adopt all identified changes noted herein. The remaining, unchanged portions of Ordinance No. 002-13 shall remain in full force and effect as existed and now include the above amended and enacted language regarding Section 955.10.

Section 5. That, it is found and determined that all formal actions of this City Council concerning and relating to the adoption of this Ordinance were adopted in open meetings of this City Council, and that all deliberations of this City Council and any of its committees that resulted in such formal actions were in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code and the Codified Ordinances of Napoleon Ohio.


Section 6. That, if any other prior Ordinance or Resolution is found to be in conflict with this Ordinance, then the provisions of this Ordinance shall prevail. Further, if any portion of this Ordinance is found to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this Ordinance or any part thereof.

Section 7. That, upon passage, this Ordinance shall take effect at the earliest time permitted by law.

Passed: December 2, 2019

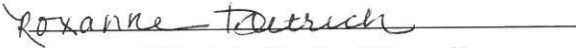

Joseph D. Bialorucki, Council President

Approved: December 2, 2019

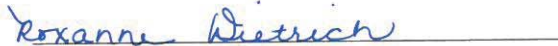

Jason P. Maassel, Mayor

VOTE ON PASSAGE 7 Yea 0 Nay 0 Abstain

Attest:


Roxanne Dietrich, Clerk of Council

I, Roxanne Dietrich, Clerk of Council of the City of Napoleon, do hereby certify that the foregoing Ordinance No. 076-19 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the 5th day of December, 2019; & I further certify the compliance with rules established in Chapter 103 of the Codified Ordinances Of Napoleon Ohio and the laws of the State of Ohio pertaining to Public Meetings.


Roxanne Dietrich, Clerk of Council