

**CERTIFICATION**

I HEREBY CERTIFY THAT THIS IS AN EXACT AND TRUE COPY OF R2019-7

*Forrest L. Bullocks*

FORREST L. BULLOCKS, CLERK OF COUNCIL  
CITY OF ELYRIA, OHIO

6-6-2019  
DATE

Sponsored by:  
UTILITIES, SAFETY  
& ENVIRONMENT

RESOLUTION NO. R2019- 7

D. Mitchell  
B. Davis  
P. Tollett  
J. Cerra  
J. Keys

A RESOLUTION OPPOSING HOUSE BILLS 174 AND 178 WHICH SEEK TO DIMINISH OR ELIMINATE RESTRICTIONS ON THE CONCEALED CARRY OF DEADLY WEAPONS.

WHEREAS, current law permits all Ohio residents to obtain a license to carry a concealed handgun upon showing proof of competency certification, attesting to having read Ohio's Concealed Carry Laws manual, submitting fingerprints to their County Sheriff, and passing a federal NICS (National Instant Criminal Background Check System) check to obtain an Ohio Concealed Carry License; and

WHEREAS, on March 27, 2019, House Bill 174 (H.B. 174) was introduced and on March 29, 2019, House Bill 178 (H.B. 178) was introduced either of which, if passed and signed into law, would eliminate existing concealed carry license and training requirements, would rename a "Concealed Handgun License" to a "Concealed Weapons License", would expand Ohio firearms laws to cover concealed handguns, firearms, and other deadly weapons, including rifles and shotguns, would eliminate the requirement that the driver or occupant of a motor vehicle which is stopped by law enforcement to notify the officer that the individual has a concealed weapons license and is carrying a loaded handgun, would prohibit law enforcement officials from the search, seizure or monetary detention of any person because that person is carrying a deadly weapon, and would diminish the authority of employers to regulate the storage of a firearm or ammunition in an employee's personal vehicle by allowing employees, with or without a concealed weapons license, to transport or store a deadly weapon in a locked compartment of a personal vehicle while on the employer's property; and

WHEREAS, the public safety and general welfare of the citizens of the City of Elyria and of the State of Ohio is jeopardized when officers, in the course of their law enforcement duties, are unable to identify who may be in possession of a deadly weapon including a loaded firearm; and

WHEREAS, the public safety and general welfare of the citizens of the City of Elyria and of the State of Ohio is jeopardized when a deadly weapon is at the ready or in the hands of persons who have had no training in the use or misuse of said weapons; and

WHEREAS, the authorization of the possession and concealed carry of deadly weapons by untrained and unlicensed individuals will do nothing to protect our children, our schools or the citizens of the City of Elyria and the State of Ohio; and

WHEREAS, The Ohio Coalition Against Gun Violence, Moms Demand Action, Fraternal Order of Police, many local leaders, law enforcement and state lawmakers oppose a law which permits concealed firearm carry without license, training or police notification; and

WHEREAS, local communities have an obligation to protect the peace, health, and safety of their residents pursuant to the Home Rule Authority contained in the Ohio Constitution; and

WHEREAS, former Governor John Kasich vetoed legislation which preempted a city's ability to enact ordinances related to firearms, which he said violated Ohio's home rule provisions; and

WHEREAS, Governor Mike DeWine has suggested support for the provisions contained in H.B. 178.

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

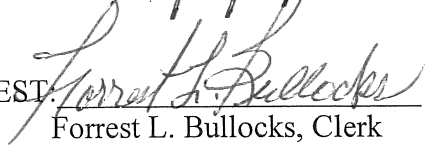
SECTION 1: That the Council of the City of Elyria opposes the expansion of the statutory authority of persons to carry concealed a deadly weapon, changes to and the elimination of license requirements attendant to the concealed carry of deadly weapons including but not limited to firearms, the elimination of the requirement that a driver or occupant of a motor vehicle notify a law enforcement officer acting within the scope of law enforcement activity that the individual is in possession of a concealed handgun license and is carrying a loaded handgun, authorizing the expungement of conviction for a violation of that requirement all as are called for in H.B. 174 and H.B. 178 together with any other legislation that further erodes common sense restrictions on firearm and weapons possession in the City of Elyria and in the State of Ohio.

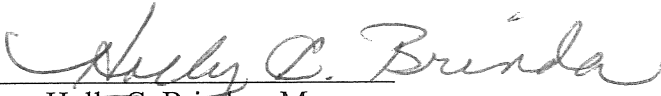
SECTION 2: That the Clerk of Council is hereby authorized and directed to forward a certified copy of this Resolution to Governor Mike DeWine of the State of Ohio, to the Clerk of the Ohio House of Representatives and request that he forward a copy to each of the duly elected State Representatives and also forward a certified copy of this Resolution to the Clerk of the Ohio Senate and request that he forward a copy to each of the duly elected State Senators.

SECTION 3: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were taken in meetings open to the public, in compliance with Ohio law.

SECTION 5: That this Resolution be and hereby is declared to be an emergency measure, and is necessary for the immediate preservation of the public peace, health, safety and welfare of the people of the City of Elyria, to wit: to authorize a Resolution indicating the opposition of Elyria City Council on a matter of great importance to the City in a timely manner and during the pendency of hearings on proposed House Bill 178, wherefore, this Resolution be in full force and effect from and immediately after its passage.

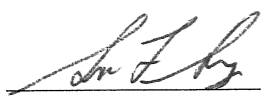
PASSED: 6/3/19   
Michael J. Lotko III, President

ATTEST:  APPROVED: 6/3/19  
Forrest L. Bullocks, Clerk

  
Holly C. Brinda, Mayor

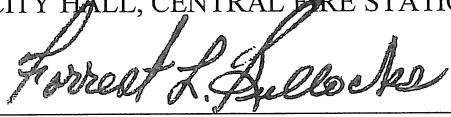
DATE: 6-4-19

Approved as to form:

 5-30-19  
Scott F. Serazin, Law Director

CERTIFICATE OF PUBLICATION

I, THE UNDERSIGNED CLERK OF COUNCIL OF THE CITY OF ELYRIA, OHIO, HEREBY CERTIFY THAT THE FULL TEXT OF THE FOREGOING RESOLUTION NO. R2019-7 WAS POSTED IN THREE PLACES WITHIN THE CITY AS DETERMINED BY COUNCIL, AND THAT SUCH PLACES WERE AS FOLLOWS: CITY HALL, CENTRAL FIRE STATION AND THE POLICE STATION.

DATED: 6/4/19   
CLERK OF COUNCIL  
CITY OF ELYRIA, OHIO

Date presented to the Mayor: 6/4/19