

COUNCIL AGENDA

February 22, 2022

Committee and Council Meetings can be viewed by accessing YouTube

*** Due to COVID the meeting location is subject to change based on the current situation*

Council Chambers

7:00 P.M.

ROLL CALL

INVOCATION – Beth Bline

PLEDGE OF ALLEGIANCE – Luke Davis, 5th Grade Legend Elementary

CAUCUS

MINUTES of February 7, 2022

APPOINTMENTS

REPORTS OF STANDING COMMITTEES

Finance

Service

Capital Improvements

Personnel

REPORTS FROM CITY OFFICIALS

City Auditor, Ryan T. Bubb – Operating report for period ending January 31, 2022

Tax Administrator, Brenda Cooper - Income Tax Revenue Reports for the period ending January 31, 2022

COMMUNICATIONS

COMMENTS FROM CITIZENS

ORDINANCES ON SECOND READING

There are none this meeting

ORDINANCES ON FIRST READING

There are none this meeting

RESOLUTIONS ON SECOND READING

22-07 A RESOLUTION APPROPRIATING MONIES FOR CURRENT EXPENSES OF THE MUNICIPAL CORPORATION (\$4,241.00 - Insurance money from stolen tractor) (\$3,000 – Refund of City Cremations)

RESOLUTIONS ON FIRST READING

22-08 A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE OF THE CITY OF NEWARK, OHIO TO APPLY FOR, ACCEPT AND ENTER INTO A WATER POLLUTION CONTROL LOAN FUND AGREEMENT ON BEHALF OF THE CITY OF NEWARK FOR PLANNING, DESIGN AND/OR CONSTRUCTION OF WASTEWATER FACILITIES (SOUTH SECOND STREET INTERCEPTOR PROJECT) AND DESIGNATING A DEDICATED REPAYMENT SOURCE FOR THE LOAN.

22-09 APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION (\$1,904.00 -Money received in 2021 from the Mental Health & Recovery for Licking & Knox Counties) (\$9,000.00 - Req. Appropriation of funds received from Licking County ODMAP Demonstration Project used to enhance & promote real time overdose data and surveillance)

22-10 CI APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION (\$16,286.50 - Lowering Device is 30-40 years old, Tent & Frame is 12 years old, Jumping Jack is used for tamping graves) (\$15,000 - TJ Evans Trail Reddington Rd to steel truss bridge at SR 16 Berm work – split cost with Park District) (\$7,604.75 -Rooftop Unit Cherry Valley Rd Crime Lab)

22-11 A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR BIDS AND ENTER INTO CONTRACTS, SUBJECT TO THE APPROPRIATION OF FUNDS, FOR VARIOUS CONSTRUCTION PROJECTS.

22-12 Exp APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION (\$6,612.00 -Radon Gas Testing for Basement) (\$96,058.40 - Grant Dollars received from the State of Ohio Criminal Justice System for body worn cameras for the police dept) (\$15,000.00 - An unexpected refund request from a business within the JEDZ1 after the budget was approved)

22-13 The project consists of the construction of a single lane roundabout at the 4th Street (S.R. 13) / West Main Street (C.R. 132) intersection, including walkway, curb ramps, drainage, lighting, signage, pavement markings, and landscaping, lying within the City of Newark

COMMENTS FROM CITIZENS

MISCELLANEOUS

ADJOURNMENT

Resolution No. 22-07

BY: _____

A RESOLUTION APPROPRIATING MONIES FOR CURRENT EXPENSES OF THE MUNICIPAL CORPORATION

WHEREAS, to properly, efficiently and expeditiously conduct business of the City of Newark in the best interest of its citizens, there is an immediate requirement for a certain financial transaction as indicated.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEWARK, COUNTY OF LICKING, STATE OF OHIO.

Section 1. There is hereby an appropriation of the unappropriated balance of the 100 General Fund, in the amount of \$4,241.00 (Monies from refund of stolen tractor)

100.432.5331	Machinery/Equip	4,241.00
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Section 2. There is hereby an appropriation of the unappropriated balance of the 100 General Fund, in the amount of \$3,000.00 (Monies from refund of City cases)

100.432.5238.4	Indigents	3000.00
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This resolution is a measure providing for an appropriation for current expenses of the municipal corporation; it shall go into effect pursuant to Section 4.07 of the Charter of the City of Newark, Ohio.

Adopted this _____ day of _____, 2022.

President of Council _____

Attest Clerk of Council _____

Date filed with Mayor _____

Date approved by Mayor _____

Mayor _____

Aroved as to form Director of Law _____

BY: _____

A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE OF THE CITY OF NEWARK, OHIO TO APPLY FOR, ACCEPT AND ENTER INTO A WATER POLLUTION CONTROL LOAN FUND AGREEMENT ON BEHALF OF THE CITY OF NEWARK FOR PLANNING, DESIGN AND/OR CONSTRUCTION OF WASTEWATER FACILITIES (SOUTH SECOND STREET INTERCEPTOR PROJECT) AND DESIGNATING A DEDICATED REPAYMENT SOURCE FOR THE LOAN.

WHEREAS, the City of Newark operates a Wastewater Collection System and has an NPDES permit which requires compliance to be maintained; and,

WHEREAS, an update of the system is needed in order to maintain efficient and cost effective operation of the collection system; and,

WHEREAS, the construction of these improvements are necessary in order to comply with requirements of Ohio EPA and our Long-Term Control Plan; and,

WHEREAS, the Ohio Water Pollution Control Loan Fund requires the government authority to pass legislation for application of a loan and the execution of an agreement as well as designating a dedicated repayment source; and,

WHEREAS, the Public Service Committee of the Newark City Council met on February 7, 2022 and unanimously approved submission of the legislation for full council consideration.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEWARK, COUNTY OF LICKING, AND STATE OF OHIO, THAT:

Section 1: The Director of Public Service is hereby authorized and directed to apply for a WPCLF loan, sign all documents for and enter into a Water Pollution Control Loan Fund Agreement with the Ohio Environmental Protection Agency and the Ohio Water Development Authority for planning, design and/or construction of wastewater facilities on behalf of the City of Newark, Ohio.

Section 2: That the dedicated source of repayment will be user charges.

Section 3: This resolution shall become effective at the earliest time permitted in accordance with Article 4.07 of the Charter of the City of Newark, Ohio.

Passed this _____ day of _____ 2022.

PRESIDENT OF COUNCIL

ATTEST: _____
CLERK OF COUNCIL

DATE FILED WITH MAYOR: _____

DATE APPROVED BY MAYOR: _____

MAYOR

FORM APPROVED: _____
DIRECTOR OF LAW

Resolution No. 22-09

BY: _____

A RESOLUTION APPROPRIATING MONIES FOR CURRENT EXPENSES OF THE MUNICIPAL CORPORATION

WHEREAS, to properly, efficiently and expeditiously conduct business of the City of Newark in the best interest of its citizens, there is an immediate requirement for a certain financial transaction as indicated.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEWARK, COUNTY OF LICKING, STATE OF OHIO.

Section 1. There is hereby an appropriation of the unappropriated balance of the 100 General Fund, in the amount of \$1,904.00 (Money received in 2021 from the Mental Health & Recovery for Licking & Knox Counties)

100.116.5319	Misc Supplies	1,904.00
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Section 2. There is hereby an appropriation of the unappropriated balance of the 100 General Fund, in the amount of \$9,000.00 (Req. Appropriation of funds received from Licking County ODMAP Demonstration Project used to enhance & promote real time overdose data and surveillance)

100.204.5331	Equipment & Supplies	9,000.00
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This resolution is a measure providing for an appropriation for current expenses of the municipal corporation; it shall go into effect pursuant to Section 4.07 of the Charter of the City of Newark, Ohio.

Adopted this _____ day of _____, 2022.

President of Council _____

Attest Clerk of Council _____

Date filed with Mayor _____

Date approved by Mayor _____

Mayor _____

Aroved as to form Director of Law _____

Resolution No.22-10

BY: _____

A RESOLUTION APPROPRIATING MONIES FOR CURRENT EXPENSES OF THE MUNICIPAL CORPORATION

WHEREAS, to properly, efficiently and expeditiously conduct business of the City of Newark in the best interest of its citizens, there is an immediate requirement for a certain financial transaction as indicated.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEWARK, COUNTY OF LICKING, STATE OF OHIO.

Section 1. There is hereby an appropriation of the unappropriated balance of the 335 Capital Improvement Fund, in the amount of \$16,286.50 (Lowering Device is 30-40 years old, Tent & Frame is 12 years old, Jumping Jack is used for tamping graves)

335.432.5271	15'X15' steel frame tent, top 4 sides	7,152.00
335.432.5271	Imperial Stainless steel lowering device	3,758.30
335.432.5271	2496 HD Composite Mats	1,249.20
335.432.5271	Jumping Jack Tamper 3.50HP	4,127.00

Section 2. There is hereby an appropriation of the unappropriated balance of the 335 Capital Improvement Fund, in the amount of \$15,000 (TJ Evans Trail Reddington Rd to stele truss bridge at SR 16 Berm work – split cost with Park District)

335.121.5271	Maint/Buildings & Grounds	15,000.00
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Section 3. There is hereby an appropriation of the unappropriated balance of the 335 Capital Improvement Fund, in the amount of \$7,604.75 (Rooftop Unit Cherry Valley Rd Crime Lab)

335.121.5271	Maint/Buildings & Grounds	7,604.75
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This resolution is a measure providing for an appropriation for current expenses of the municipal corporation; it shall go into effect pursuant to Section 4.07 of the Charter of the City of Newark, Ohio.

Adopted this _____ day of _____, 2021.

President of Council _____

Attest Clerk of Council _____

Date filed with Mayor _____

Date approved by Mayor _____

Mayor _____

Approved as to form Director of Law _____, _____

BY: _____

A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR BIDS AND ENTER INTO CONTRACTS, SUBJECT TO THE APPROPRIATION OF FUNDS, FOR VARIOUS CONSTRUCTION PROJECTS.

WHEREAS, it is necessary to perform various construction projects in the City of Newark to enhance the convenience, safety, and general well being of the citizens of the City; and,

WHEREAS, the Service Committee of Council considered and authorized the submittal of this legislation during its February 7, 2022, meeting; and,

WHEREAS, the Newark City Engineer is preparing specifications and estimates for cost for the proposed projects and will file the same with the Director of Public Service.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEWARK, COUNTY OF LICKING AND STATE OF OHIO, THAT:

Section 1: The Director of Public Service is hereby authorized and directed to advertise for bids and enter into contracts, subject to the appropriation of funds, for the following projects in accordance with the specifications and cost estimates for same to be filed in the Public Service Director's office.

1. 2022 Annual Street Maintenance Projects
2. 2022 Annual Concrete Maintenance – Concrete ADA Curb Ramp Projects
3. OPWC/SCIP- East Church St. Streetscape and Alley Improvements
4. Stormwater Utility – Small Drainage Projects
5. Fleek Avenue Storm Sewer Repair at North Fork Licking River
6. Lou & Gib Reese Ice Arena – Roof Repair / Replacement

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

Adopted this _____ day of _____, 2022.

President of Council

Attest: _____
Clerk of Council

Date Filed with Mayor: _____

Date Approved by Mayor: _____

Mayor

Form Approved By: _____
Law Director

Prepared by the Division of Engineering.

Resolution No. 22-12 Exp

BY: _____

A RESOLUTION APPROPRIATING MONIES FOR CURRENT EXPENSES OF THE MUNICIPAL CORPORATION

WHEREAS, to properly, efficiently and expeditiously conduct business of the City of Newark in the best interest of its citizens, there is an immediate requirement for a certain financial transaction as indicated.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEWARK, COUNTY OF LICKING, STATE OF OHIO.

Section 1. There is hereby an appropriation of the unappropriated balance of the 220 COVID-19 ARP Fund, in the amount of \$6,612.00 (Radon Gas Testing for Basement)

220.100.5238	Services General	6,612.00
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Section 2. There is hereby an appropriation of the unappropriated balance of the 230 OCJS Fund, in the amount of \$96,058.40 (Grant Dollars received from the State of Ohio Criminal Justice System for body worn cameras for the police dept)

230.230.5312	Law Enforcement Supplies	96,058.40
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Section 3. There is hereby an appropriation of the unappropriated balance of the 929 JEDZ1 Fund, in the amount of \$15,000.00 (An unexpected refund request from a business within the JEDZ1 after the budget was approved)

929.132.5623	Tax Returns	15,000.00
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This resolution is a measure providing for an appropriation for current expenses of the municipal corporation; it shall go into effect pursuant to Section 4.07 of the Charter of the City of Newark, Ohio.

Adopted this _____ day of _____, 2022.

President of Council _____

Attest Clerk of Council _____

Date filed with Mayor _____

Date approved by Mayor _____

Mayor _____

Aroved as to form Director of Law _____

BY: _____

Resolution No. 22-13

(ODOT Resolution No. 20-36)

PID No. 111088

FINAL RESOLUTION

The following Final Resolution enacted by the City of **Newark**, Ohio, hereinafter referred to as the Legislative Authority/Local Public Agency or "LPA", in the matter of the stated described project.

WHEREAS, on the **18th day of May, 2020**, the LPA enacted legislation proposing cooperation with the Director of Transportation for the described project:

The project consists of the construction of a single lane roundabout at the 4th Street (S.R. 13) / West Main Street (C.R. 132) intersection, including walkway, curb ramps, drainage, lighting, signage, pavement markings, and landscaping, lying within the City of Newark; and

WHEREAS, the LPA shall cooperate with the Director of Transportation in the above described project as follows:

The City agrees to assume and bear one hundred percent (100%) of the entire cost of the improvement within the city limits, less the amount of Federal-Aid funds set aside by the Director of Transportation for the financing of this improvement from funds allocated by the Federal Highway Administration, U.S. Department of Transportation.

The share of the cost of the LPA is now estimated in the amount of **Seven Hundred Fifteen Thousand Seven Hundred Thirty and - - - 00/100 Dollars (\$715,730.00)**, but said estimated amount is to be adjusted in order that the LPA's ultimate share of said improvement shall correspond with said percentages of actual costs when said actual costs are determined; and

WHEREAS, The Director of Transportation has approved said legislation proposing cooperation and has caused to be made plans and specifications and an estimate of cost and expense for improving the above described highway and has transmitted copies of the same to this legislative authority; and

WHEREAS, The LPA desires the Director of Transportation to proceed with the aforesaid highway improvement.

NOW, THEREFORE, be it resolved:

- I. That the estimated sum of **Seven Hundred Fifteen Thousand Seven Hundred Thirty and - - - 00/100 Dollars, (\$715,730.00)** is hereby appropriated for the improvement described above and the fiscal officer is hereby authorized and directed to issue an order on the Treasurer for said sum upon the requisition of the Director of Transportation to pay the cost and expense of said improvement. We hereby agree to assume in the first instance, the share of the cost and expense over and above the amount to be paid from **Federal** funds.
- II. That the LPA hereby requests the Director of Transportation to proceed with the aforesaid highway improvement.
- III. That the LPA enter into a contract with the State, and that **Service Director** be, and is hereby authorized to execute said contract, providing for the payment of the LPA the sum of money set forth herein above for improving the described project.
- IV. That the LPA transmit to the Director of Transportation a fully executed copy of this Resolution.

This is to certify that we have compared the foregoing copy of Resolution 22-13 with the original record thereof, found in the record of the proceedings of the LPA, and which Resolution 22-13 was duly passed by the LPA on the _____ day of _____, 2022, and that the same is a true and correct copy of the record of said Resolution and the action of said LPA thereon.

We further certify that said Resolution and the action of said LPA thereon is recorded in the Office of the Clerk of Council of the City of Newark, Ohio.

Legislative Authority of the
City of **Newark**, Ohio

Service Director

Adopted the _____ day of _____, 2022.

President of Council

Attest: _____
Clerk of Council

Date Filed with Mayor: _____

Date Approved by Mayor: _____

Mayor

Form Approved By: _____
Law Director

Prepared by ODOT and the Clerk of Council.