COUNCIL AGENDA

January 3, 2023

Committee and Council Meetings can be viewed by accessing YouTube

Council Chambers 7:00 P.M.

ROLL CALL

INVOCATION – Ms. Bline

PLEDGE OF ALLEGIANCE

CAUCUS

MINUTES of December 19, 2022

APPOINTMENTS

REPORTS OF STANDING COMMITTEES

Finance

Service

Personnel

REPORTS FROM CITY OFFICIALS

There are none this meeting

COMMUNICATIONS

Laura Williams - Reaching out to create awareness of the Division on Addictions at https://www.addictiontreatmentdivision.org/drug-alcohol/ohio

COMMENTS FROM CITIZENS

ORDINANCES ON SECOND READING

22-51 AN ORDINANCE AMENDING THE DEPARTMENT AUTHORIZATION TABLES OF THE LICKING COUNTY MUNICIPAL COURT ADULT PROBATION DEPARTMENT AND ABOLISHING THE POSITION OF SENIOR PROBATION OFFICER FROM HOURLY NON-BARGAINING PERSONNEL UNIT CLASSIFICATIONS AND CREATING A SENIOR PROBATION OFFICER IN THE MANAGEMENT AND SUPERVISORY EXEMPT UNIT CLASSIFICATIONS AND SETTING THE COMPENSATION THEREFORE

ORDINANCES ON FIRST READING

22-55 AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY,

GENERALLY DESCRIBED AS 293 MERCHANT STREET (PARCEL #054-250128-00.000), CITY OF NEWARK, LICKING COUNTY, OHIO, FROM THAT OF SINGLE FAMILY RESIDENCE - RM - MEDIUM DENSITY DISTRICT, TO TFR-TWO FAMILY RESIDENCE DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO

22-56 AN ORDINANCE AMENDIN	IG THE POSITION	CLASSIFICA	TION, PAY RA	NGE
AND DEPARTMENT AUTHORIZA	ATION TABLES OF	THE CITY C	OF NEWARK,	
DEPARTMENT OF Safety	, DIVISION OF	Police	BY CREAT	ING THE
POSITION OF <u>Criminalist</u>	, ABOLISHI	ING THE POS	SITIONS OF	<u>2</u>
Communications Operator(s), 3 Com	munications Operate	or 1(s), 7 Com	munications Op	erator 2
(s),1 Crime Prevention Coordinator,	1 Forensic Scientist,	1 Parking Me	eter Repair Worl	ker and 1
Police Communication Supervisor A	ND SETTING THE	COMPENSA	TION THEREF	ORE

22-57 AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERT, GENERALLY DESCRIBED AS 1401 MT. VERNON RD., (PARCEL TAX ID #054-269934-00.003), CITY OF NEWARK, LICKING COUNTY, OHIO, FROM THAT OF GC GENERAL COMMERCIAL ZONING DISTRICT TO LI LIMITED INDUSTRIAL DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO.

22-58 AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESRIBED AS 1425 MT. VERNON ROAD, (PARCEL TAX ID #054-269934-00.002), CITY OF NEWARKI, LICKING COUNTY, OHIO, FROM THAT OF GC GENERAL COMMERCIAL ZONING DISTRICT TO LI LIMITED INDUSTRIAL DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO.

RESOLUTIONS ON SECOND READING

There are none this meeting

RESOLUTIONS ON FIRST READING

22-112 APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION

COMMENTS FROM CITIZENS

MISCELLANEOUS

ADJOURNMENT

ORDINANCE NO.	22=51

BY:		

AN ORDINANCE AMENDING THE DEPARTMENT AUTHORIZATION TABLES OF THE LICKING COUNTY MUNICIPAL COURT ADULT PROBATION DEPARTMENT AND ABOLISHING THE POSITION OF SENIOR PROBATION OFFICER FROM HOURLY NON-BARGAINING PERSONNEL UNIT CLASSIFICATIONS AND CREATING A SENIOR PROBATION OFFICER IN THE MANAGEMENT AND SUPERVISORY EXEMPT UNIT CLASSIFICATIONS AND SETTING THE COMPENSATION THEREFORE

WHEREAS, the Director of the Adult Probation Department, in cooperation with Administrative Judge Matthew George and Judge David Stansbury, have reviewed the staffing needs within the Licking County Municipal Court Adult Probation Department and have determined that a modification is needed; and,

WHEREAS, the Director of the Adult Probation Department has determined that a second supervisor is needed within the department to more effectively manage and supervise employees; and,

WHEREAS, the current Senior Probation Officer has the capacity and experience to manage and supervise the secretarial staff and to provide a more direct and timely approach to assisting and managing said roles within the department which will allow the Director more time to focus and prioritize tasks which require his attention; and,

WHEREAS, due to the addition of supervisory duties, the Director requests that the position of Senior Probation Officer be abolished in the Hourly Non-bargaining personnel unit classifications and created in the Management and Supervisory Exempt personnel unit classifications.

WHEREAS, this matter was addressed by the Personnel Committee at a regularly scheduled meeting thereof which recommended consideration of passage by full Council.

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

SECTION 1: With respect to the position abolished and created, the changes set forth in the current legislation shall take effect contemporaneously per Section 4.07 of the City Charter unless otherwise noted.

SECTION 2: The full-time senior probation officer position within the Licking County Municipal Court Adult Probation Department is hereby abolished from the hourly non-bargaining personnel unit classifications and created in the management and supervisory exempt personnel unit classifications. This position shall receive compensation and benefits set forth in the current City of Newark Statement of Policy for Management and Supervisory Exempt Personnel.

SECTION 3: The created position of Senior Probation Officer shall receive compensation and benefits as set forth in the current Management and Supervisory Exempt Personnel Statement of Policy-\$63,558.56 yearly/\$30.557 hourly. This position is in the unclassified service of the City of Newark.

SECTION 4: The position classification/pay range table for position number 4.116.211.01 Senior Probation Officer in the Licking County Municipal Court Adult Probation Department is hereby amended as follows:

Position	Description	Benefit	Current	Proposed	Pay Range
Number		Group			
NEW	Senior	Management	1	1	Salary
	Probation	and			
	Officer	Supervisory			
		Exempt			

SECTION 4: This legislation shall become effective at the earliest time permitted by Article 4.07 of the Charter of the City of Newark, Ohio.

Passed this	day	, 2023.	
		PRESIDENT OF COUNCIL	_
ATTEST:			
CLERK OF CO			
DATE APPROVED BY			
MAYOR			
FORM APPROVED:			

Prepared by the Office of the Director of Law

TRICIA MOORE, DIRECTOR OF LAW

BY:	

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 293 MERCHANT STREET (PARCEL #054-250128-00.000), CITY OF NEWARK, LICKING COUNTY, OHIO, FROM THAT OF SINGLE FAMILY RESIDENCE – RM – MEDIUM DENSITY DISTRICT TO TFR – TWO FAMILY RESIDENCE DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO.

WHEREAS, an application for zoning classification has been filed with Council; and

WHEREAS, pursuant to Article 4.12 of the Charter of the City of Newark, Ohio, this ordinance shall be referred to the Planning Commission immediately after its first reading; and

WHEREAS, the Planning Commission shall hold a public hearing upon such application and the Clerk of Council shall cause notice of such hearing to be publicized one time at least seven (7) days prior to the date of such public hearing; and

WHEREAS, upon the return of the ordinance to Council by the Planning Commission, council shall cause a second reading to be made of this ordinance and shall take such action as is appropriate pursuant to Article 4.12 of the Charter of the City of Newark, Ohio.

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

Section 1: The zoning map as established by Ordinance 08-33 (A) is hereby revised by changing the zoning classification for the following described property from SINGLE FAMILY RESIDENCE – RM – MEDIUM DENSITY DISTRICT TO TFR – TWO FAMILY RESIDENCE DISTRICT, Zoning Code of the City of Newark.

SEE EXHIBIT "A" FOR LEGAL DESCRIPTION

Section 2: Pursuant to Article 4.12(C) of the Charter of the City of Newark, Ohio, a vote of at least six (6) members shall be necessary to adopt or defeat the ordinance in the event the Planning Commission has recommended approval or has made no recommendation. An affirmative vote of at least seven (7) Council members shall be necessary to adopt a zoning ordinance that the Planning Commission has recommended against approval.

Section 3: The Newark Planning Commission is hereby authorized and directed to make the change described herein on the aforementioned zoning map.

Section 4: This ordinance shall become effective at the earliest time permitted by Section 4.07 of the Charter of the City of Newark, Ohio.

Passed this day of	, 20
	PRESIDENT OF COUNCIL
ATTEST: Clerk of Council	
DATE FILED WITH MAYOR);
DATE APPROVED BY MAY	OR:
	or of Law
DESCRIPTION APPROVED	D: Brian Morehead, Engineer

Prepared by the Office of the Director of Law

NOTICE OF HEARING

Notice is hereby given that the Newark City Council shall at a later date to be determined and announced hereafter, take action upon Ordinance No. _____. Said Ordinance accepts a proposed amendment to the Zoning Map attached to Ordinance 08-33 (A) which would allow the change of zoning classification of certain real property, generally described as 293 Merchant Street, City of Newark, Licking County, Ohio, Parcel Tax Id #054-250128-00.000. The amendment would change the zoning of the property from Single Family Residence – RM – Medium Density District, to TFR – Two Family Residence District, Zoning Code of the City of Newark, Ohio.

The text or a copy of the text of such Ordinance, together with a copy of Ordinance 08-33 (A) and the Zoning Map attached thereto, and the maps, plans, and reports submitted by the Newark Planning Commission relative to said zoning are on file, for public examination, in the office of the Clerk of Newark City Council, 40 West Main Street, Newark, Ohio.

Notice is further given that a public hearing on said Ordinance shall be held before the Newark City Council during the meeting of Council which begins at 7:00 p.m. on _______, at which time and place any interested person may be heard.

BY ORDER OF THE CITY COUNCIL OF NEWARK, OHIO.

JANINE PAUL Clerk of Council

TO THE ADVOCATE

Please publish the foregoing Notice of Hearing one day only, to wit: on

JANINE PAUL Clerk of Council

SECTION 3: The following positions are hereby abolished: <u>2 Communications</u>

Operator(s), <u>3 Communications Operator 1(s)</u>, <u>7 Communications Operator 2(s)</u>, <u>1 Crime</u>

Prevention Coordinator, <u>1 Forensic Scientist</u>, <u>1 Parking Meter Repair Worker and 1 Police</u>

Communication Supervisor

Hourly Non-Bargaining Unit Personnel Statement of Policy. This position is in the classified

<u>SECTION 4</u>: The authorization table of the Newark Police Non-Uniform Division is amended to reflect the following changes:

*Strength authorization table

service of the City of Newark.

203 - Police Non-Uniform		
	3,203,600,01	Account Clerk 1
	3.203.600.02	Account Clerk 1
	3.203.601.03	Account Clerk 1
	3.203.805.01	Animal Control Officer
	3.203.620.01	Clerk Typist 1
	3.203.621.02	Clerk Typist 1
Abolish	3.203.642.10	Communications Operator
Abolish	3.203.642.11	Communications Operator
ADUISIT	3.203.0 4 2.11	Continunications Operator
Abolish	3.203.640.03	Communications Operator 1
Abolish	3.203.640.04	Communications Operator 1
Abolish	3.203.640.06	Communications Operator 1
Abolish	3.203.640.01	Communications Operator 2
Abolish	3.203.640.02	Communications Operator 2
Abolish	3.203.640.05	Communications Operator 2
Abolish	3.203.641.07	Communications Operator 2
Abolish	3.203.641.08	Communications Operator 2
Abolish	3.203.641.09	Communications Operator 2
Abolish	3.203.641.10	Communications Operator 2
Abolish	8.203.698.01	Crime Prevention Coordinator
	3.203.630.01	Data Entry Coding Specialist
	3.203.630.02	Data Entry Coding Specialist
	3.203.635.01	Detective Bureau Clerk/Analyst
	3.203.631.01	Evidence Custodian
Abolish	3.203.250.01	Forensic Scientist
	3.155.623.01	Impound Clerk
	3.203.679.01	Information System Coordinator
	4.203.678.01	Information Tech Specialist
	3.203.632.01	Parking Enforcement Attendant
	3.203.632.02	Parking Enforcement Attendant
Abolish	3.203.633.01	Parking Meter Repair Worker
Abolish	2.203.240.01	Police Communication Supervisor
	3.203.634.01	Public Safety Officer

	3.203.634.02	Public Safety Officer
	3.203.634.03	Public Safety Officer
	3.203.634.04	Public Safety Officer
	3.203.634.05	Public Safety Officer
	3.203.635.06	Public Safety Officer
	4.203.663.01	Secretary 2
	3.203.811.01	Vehicle Maintenance Worker 2
Create	4.203.699.01	Criminalist
Grand Totals Positions 3	39	
Grand Totals as Amended	Positions 24	

<u>SECTION 5</u>: This ordinance shall become effective at the earliest time permitted by Article 4.07 of the Charter of the City of Newark, Ohio.

Passed this	day of	
		PRESIDENT OF COUNCIL
ATTEST		Clerk of Council
DATE FILED WI	TH MAYOR	
DATE APPROVE	ED BY MAYOR	
		MAYOR

APPROVED AS TO FORM	
	Director of Law

BY:	

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 1401 MT. VERNON ROAD, (PARCEL TAX ID #054-269934-00.003), CITY OF NEWARK, LICKING COUNTY, OHIO, FROM THAT OF GC GENERAL COMMERCIAL ZONING DISTRICT TO LI LIMITED INDUSTRIAL DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO.

WHEREAS, an application for zoning classification has been filed with Council; and

WHEREAS, pursuant to Article 4.12 of the Charter of the City of Newark, Ohio, this ordinance shall be referred to the Planning Commission immediately after its first reading; and

WHEREAS, the Planning Commission shall hold a public hearing upon such application and the Clerk of Council shall cause notice of such hearing to be publicized one time at least seven (7) days prior to the date of such public hearing; and

WHEREAS, upon the return of the ordinance to Council by the Planning Commission, council shall cause a second reading to be made of this ordinance and shall take such action as is appropriate pursuant to Article 4.12 of the Charter of the City of Newark, Ohio.

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

Section 1: The zoning map as established by Ordinance 08-33 (A) is hereby revised by changing the zoning classification for the following described property from GC GENERAL COMMERCIAL ZONING DISTRICT TO LI LIMITED INDUSTRIAL DISTRICT, Zoning Code of the City of Newark.

SEE EXHIBIT "A" FOR LEGAL DESCRIPTION

Section 2: Pursuant to Article 4.12(C) of the Charter of the City of Newark, Ohio, a vote of at least six (6) members shall be necessary to adopt or defeat the ordinance in the event the Planning Commission has recommended approval or has made no recommendation. An affirmative vote of at least seven (7) Council members shall be necessary to adopt a zoning ordinance that the Planning Commission has recommended against approval.

Section 3: The Newark Planning Commission is hereby authorized and directed to make the change described herein on the aforementioned zoning map.

Section 4.07 of the Charter of the City of Newark, Ohio.

Passed this _____ day of ______, 20___.

PRESIDENT OF COUNCIL

ATTEST: _____ Clerk of Council

DATE FILED WITH MAYOR:

Section 4: This ordinance shall become effective at the earliest time permitted by

MAYOR

FORM APPROVED:

Director of Law

DATE APPROVED BY MAYOR: _____

DESCRIPTION APPROVED:

Brian Morehead, Engineer

Prepared by the Office of the Director of Law

NOTICE OF HEARING

Notice is hereby given that the Newark City Council shall at a later date to be determined and announced hereafter, take action upon Ordinance No. _____. Said Ordinance accepts a proposed amendment to the Zoning Map attached to Ordinance 08-33 (A) which would allow the change of zoning classification of certain real property, generally described as 1401 Mt. Vernon Road, City of Newark, Licking County, Ohio, Parcel Tax Id #054-269934-00.003. The amendment would change the zoning of the property from GC — General Commercial Zoning District, to LI — Limited Industrial Zoning District, Zoning Code of the City of Newark, Ohio.

The text or a copy of the text of such Ordinance, together with a copy of Ordinance 08-33 (A) and the Zoning Map attached thereto, and the maps, plans, and reports submitted by the Newark Planning Commission relative to said zoning are on file, for public examination, in the office of the Clerk of Newark City Council, 40 West Main Street, Newark, Ohio.

Notice is further given that a public hearing on said Ordinance shall be held before the Newark City Council during the meeting of Council which begins at 7:00 p.m. on ________, at which time and place any interested person may be heard.

BY ORDER OF THE CITY COUNCIL OF NEWARK, OHIO.

JANINE PAUL Clerk of Council

TO THE ADVOCATE

Please publish the foregoing Notice of Hearing one day only, to wit: on

JANINE PAUL Clerk of Council

BY	

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 1425 MT. VERNON ROAD, (PARCEL TAX ID #054-269934-00.002), CITY OF NEWARK, LICKING COUNTY, OHIO, FROM THAT OF GC GENERAL COMMERCIAL ZONING DISTRICT TO LI LIMITED INDUSTRIAL DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO.

WHEREAS, an application for zoning classification has been filed with Council; and

WHEREAS, pursuant to Article 4.12 of the Charter of the City of Newark, Ohio, this ordinance shall be referred to the Planning Commission immediately after its first reading; and

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WHEREAS, upon the return of the ordinance to Council by the Planning Commission, council shall cause a second reading to be made of this ordinance and shall take such action as is appropriate pursuant to Article 4.12 of the Charter of the City of Newark, Ohio.

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Section 3: The Newark Planning Commission is hereby authorized and directed to make the change described herein on the aforementioned zoning map.

Section 4: This ordinance shall become effective at the earliest time permitted by Section 4.07 of the Charter of the City of Newark, Ohio.

Passed this day	of	, 20	0
		PRESIDENT C	OF COUNCIL
ATTEST:Clerk of Council			
DATE FILED WITH MAYO	DR:		
DATE APPROVED BY MA	AYOR:		
MAYOR	m11		
FORM APPROVED: Direc	otor of Law		
DESCRIPTION APPROVI		rehead, Enginee	er

Prepared by the Office of the Director of Law

NOTICE OF HEARING

Notice is hereby given that the Newark City Council shall at a later date to be determined and announced hereafter, take action upon Ordinance No. _____. Said Ordinance accepts a proposed amendment to the Zoning Map attached to Ordinance 08-33 (A) which would allow the change of zoning classification of certain real property, generally described as 1425 Mt. Vernon Road, City of Newark, Licking County, Ohio, Parcel Tax Id #054-269934-00.002. The amendment would change the zoning of the property from GC — General Commercial Zoning District, to LI — Limited Industrial Zoning District, Zoning Code of the City of Newark, Ohio.

The text or a copy of the text of such Ordinance, together with a copy of Ordinance 08-33 (A) and the Zoning Map attached thereto, and the maps, plans, and reports submitted by the Newark Planning Commission relative to said zoning are on file, for public examination, in the office of the Clerk of Newark City Council, 40 West Main Street, Newark, Ohio.

Notice is further given that a public hearing on said Ordinance shall be held before the Newark City Council during the meeting of Council which begins at 7:00 p.m. on ________, at which time and place any interested person may be heard.

BY ORDER OF THE CITY COUNCIL OF NEWARK, OHIO.

JANINE PAUL Clerk of Council

TO THE ADVOCATE

Please publish the foregoing Notice of Hearing one day only, to wit: on

JANINE PAUL Clerk of Council

Resolution No.22-112								
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 \$1,900.00 (Appropriate funds back into the vehicle maint. fund. Rec's check from State Farm for insurance claim and payment should have went to the vendor repairing vehicle. The repair was paid for out of the vehicle maint. fund)								
100.204.5274	Vehicle Maint.	1,900.00						
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		_						
Approved as to form Director of Law								