

COUNCIL AGENDA

May 1, 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 - Danny Luers, 5th grade, John Clem Elementary

CAUCUS

MINUTES of April 17, 2023

APPOINTMENTS

There are none this meeting

REPORTS OF STANDING COMMITTEES

Finance
Service

REPORTS FROM CITY OFFICIALS

There are none this meeting

COMMUNICATIONS

There are none this meeting

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

23-33 A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF NEWARK TO APPLY FOR FINANCIAL SUPPORT FROM THE STATE OF OHIO 2023 NATUREWORKS GRANT.

23-34 A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF NEWARK TO PREPARE AND SUBMIT AN APPLICATION TO THE UNITED STATES DEPARTMENT OF JUSTICE, FOR FISCAL YEAR 2023, COPS HIRING PROGRAM

23-41 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.

23-42 A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SAFETY FOR THE CITY OF NEWARK, OHIO, TO REDUCE THE LIEN PREVIOUSLY PLACED AGAINST THE PROPERTY LOCATED AT AND KNOWN AS 11 MORRIS STREET, NEWARK, OHIO

RESOLUTIONS ON FIRST READING

23-43 APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION (\$5,875.00 -reimbursement for stolen side by side) (\$100,000.00 -Credit card processing for water payments)

23-44-A A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE FOR THE CITY OF NEWARK, OHIO, TO ENTER INTO A LEASE-PURCHASE AGREEMENT WITH PARK NATIONAL BANK FOR THE LEASE-PURCHASE OF FIVE (5) POLICE CRUISERS FOR THE DIVISION OF POLICE

COMMENTS FROM CITIZENS

MISCELLANEOUS

ADJOURNMENT

BY: _____

A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF NEWARK TO APPLY FOR FINANCIAL SUPPORT FROM THE STATE OF OHIO 2023 NATUREWORKS GRANT.

WHEREAS, NatureWorks identifies projects funded by the Ohio Parks and Natural Resources Bond Issue, which was approved by Ohio voters in November 1993;and,

WHEREAS, The City of Newark is eligible to apply for 75% reimbursement assistance for the acquisition, development, and rehabilitation of recreational areas; and,

WHEREAS, the State of Ohio through the Ohio Department of Natural Resources, administers financial assistance for public recreation purposes, through the State of Ohio NatureWorks grant program; and,

WHEREAS, the City of Newark desires financial assistance under the NatureWorks Grant Program; and,

WHEREAS, the City of Newark approves filing this application for financial assistance; and,

WHEREAS, Jeff Hotchkiss is hereby authorized and directed to execute and file an application with the Ohio Department of Natural Resources and to provide all information and documentation required to become eligible for possible funding assistance; and,

WHEREAS, the City of Newark does agree to obligate the funds required to satisfactorily complete the proposed project and become eligible for reimbursement under the terms of the **NatureWorks Grant Program**.

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

Section 1: The Mayor is authorized to take whatever action is legally available to attain funding in the best interest of the City and its participation in available grant funding for the acquisition, development, and rehabilitation of recreational areas.

Section 2: The Mayor is designated as the authorizing official to enter into a reimbursement agreement with the State of Ohio Department of Natural Resources and accept said funds.

Section 3: This Resolution shall become effective upon the earliest date permitted by Article 4.07 of the Charter of the City of Newark, Ohio.

ADOPTED THE _____ DAY OF _____, 2023

_____, PRESIDENT OF COUNCIL

_____, ATTEST, CLERK OF COUNCIL

_____, DATE FILED WITH THE MAYOR

_____, DATE APPROVED BY MAYOR

_____, MAYOR

_____, FORM APPROVED BY LAW DIRECTOR

BY: _____

A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF NEWARK TO PREPARE AND SUBMIT AN APPLICATION TO THE UNITED STATES DEPARTMENT OF JUSTICE, FOR FISCAL YEAR 2023, COPS HIRING PROGRAM.

WHEREAS, The COPS Hiring Program (CHP) provides funding to advance the practice of community policing by the nation’s state, local, territory, and tribal law enforcement agencies. and,

WHEREAS, the COPS Office within the United States Department of Justice will administer the program and,

WHEREAS, the COPS Hiring Program is a competitive grant which requires a 25% match and will pay for a three year period salary and benefits for entry level law enforcement officers, and,

WHEREAS, the City of Newark is eligible to apply for the COPS Hiring Program, and,

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

- Section 1: This Council does hereby authorize and direct the Mayor, and his representative, to prepare an application to the U.S. Department of Justice for funding assistance through the COPS Hiring Program for Fiscal Year 2023, and to make in connection therewith, all certifications, understandings, and assurances contained therein.
- Section 2: In furtherance of the directives established herein, the Mayor is authorized to take whatever action is legally available to attain such funding in the best interest of the City and its participation in available law enforcement programs.
- Section 3: That the Mayor be and hereby is designated as the authorizing official to enter into an agreement with the U.S. Department of Justice COPS Office to administer the grant program and accept said funds when they become available.
- Section 4: This Resolution shall become effective upon the earliest date permitted by Article 4.07 of the Charter of the City of Newark, Ohio.

DATE FILED WITH MAYOR: _____

ADOPTED THIS _____ DAY OF _____, 2023

_____, PRESIDENT OF COUNCIL

ATTEST, CLERK OF COUNCIL _____

DATE APPROVED BY MAYOR _____

APPROVED BY MAYOR _____

APPROVED BY DIRECTOR OF LAW _____

RESOLUTION NO: 23-41

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 April 3, 2023, 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. 2023 Annual Street Maintenance Projects
2. 2023 Annual Concrete Maintenance – Concrete ADA Curb Ramp and Sidewalk Projects
3. Waterworks Road – Horns Hill Road Roundabout
4. Waterworks Dam Spillway Project
5. Waterworks Road Bridge Repairs over North Fork Licking River
6. Stormwater Utility – Small Drainage Projects
7. Berwyn Lane Waterline 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 _____, 2023.

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.

BY: _____

A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SAFETY FOR THE CITY OF NEWARK, OHIO, TO REDUCE THE LIEN PREVIOUSLY PLACED AGAINST THE PROPERTY LOCATED AT AND KNOWN AS 11 MORRIS STREET, NEWARK, OHIO

WHEREAS, this Council authorized by Ordinance 22-45 the placement of a lien against the property located at and known as 11 Morris Street, Newark, Ohio in the amount of \$8,291.00 as and for costs incurred by the Property Maintenance Department with respect to certain property maintenance violations at such property; and,

WHEREAS, the property is and remains encumbered by the lien first mentioned; and,

WHEREAS, the City, due to extraordinary circumstances and for good cause shown, wishes to reduce the indebtedness of the underlying the lien in question from \$8,291.00 to \$1,000.00, and will remain valid as against the current owners of the property in question, to-wit: Misty Knecht & Jeremy Noftz; and,

WHEREAS, the reduction of the lien underlying the property in question will allow the owner-occupier to maintain ownership of said property and ensure upkeep of the property without incurring further property maintenance violations via maintaining a lien balance.

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

SECTION ONE: The Director of Public Safety is hereby authorized and directed to reduce the lien previously authorized by the Council at Ordinance 22-45 as against the property located at and known as 11 Morris Street, Newark, Ohio, from \$8,291.00 to \$1,000.00 and to prepare, execute, and record any and all necessary documents to facilitate the reduction thereof.

SECTION TWO: This Resolution 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 _____, 2023.

PRESIDENT OF COUNCIL

ATTEST: _____
CLERK OF COUNCIL

DATE FILED WITH MAYOR: _____

DATE APPROVED BY MAYOR: _____

MAYOR

FORM APPROVED: _____
DIRECTOR OF LAW

Prepared by the Office of the Director of Law

Resolution No.23-43

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 \$5,875.00 (reimbursement for stolen side by side)

100.432.5331	Machinery Equipment	5,875.00
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Section 2. There is hereby an appropriation of the unappropriated balance of the 621 Water Dept. Fund in the amount of \$100,000.00 (Credit card processing for water payments)

621.706.5238	Services General	100,000.00
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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 _____, 2023.

President of Council _____

Attest Clerk of Council _____

Date filed with Mayor _____

Date approved by Mayor _____

Mayor _____

Approved as to form Director of Law _____, _____

RESOLUTION NO. 23-44 A

BY: _____

A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE FOR THE CITY OF NEWARK, OHIO, TO ENTER INTO A LEASE-PURCHASE AGREEMENT WITH PARK NATIONAL BANK FOR THE LEASE-PURCHASE OF FIVE (5) POLICE CRUISERS FOR THE DIVISION OF POLICE

WHEREAS, the Newark Division of Police within the Department of Public Safety is responsible for preserving peace and protecting the citizens of the City of Newark; and

WHEREAS, the Division of Police requires specialized equipment to provide such protective services; and

WHEREAS, a specially outfitted police cruiser is one such piece of specialized equipment; and

WHEREAS, the Newark Division of Police is requesting that five (5) specially outfitted police cruisers be purchased utilizing the State of Ohio Cooperative Purchasing Program (State Term) as allowed under Resolution Number 87-22; and

WHEREAS, under such program bidding is waived as the State of Ohio, Department of Administrative Services has entered into contract for the benefit of the state and local municipalities under ORC 125.04; and

WHEREAS, Park National Bank has been identified as a source of funding for the lease-purchase of five (5) police cruisers; and

WHEREAS, this Resolution is hereby declared to be an emergency pursuant to Newark City Charter Article 4.06 in that it is necessary to the immediate preservation of the public peace, health, safety or welfare due to the current availability of the vehicles; and,

WHEREAS, this matter was addressed in a regularly scheduled meeting of the Service Committee which voted to pass the matter on for consideration by Council.

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

SECTION ONE: The Director of Public Service is hereby authorized and directed to enter into a lease-purchase agreement with Park National Bank for the purchase of five (5) new specially outfitted police cruisers utilizing the Ohio Cooperative Purchasing Program thereby waiving any competitive bidding requirement.

SECTION TWO: That this Resolution is hereby declared to be an emergency pursuant to Article 4.06 of the Charter of the City of Newark, Ohio in that it is necessary to the immediate preservation of the public peace, health, safety or welfare due to current availability of the vehicles.

Passed this _____ day of _____, 2023.

PRESIDENT OF COUNCIL

ATTEST: _____
CLERK OF COUNCIL

DATE FILED WITH MAYOR: _____

DATE APPROVED BY MAYOR: _____

MAYOR

FORM APPROVED: _____
DIRECTOR OF LAW