

## COUNCIL AGENDA

November 18, 2024

*Committee and Council Meetings can be viewed by accessing YouTube*

Council Chambers

7:00 P.M.

### ROLL CALL

**INVOCATION** – Mr. Labutis

**PLEDGE OF ALLEGIANCE** - Uriyah Smith, 5<sup>th</sup> Grade, John Clem Elementary

**CAUCUS** - Rule 11. The Majority and the Minority Leaders have agreed that committee review is not necessary:

**Ordinance 24-44** AN ORDINANCE APPROVING, ACCEPTING, RATIFYING AND ADOPTING AN EMPLOYMENT AGREEMENT BETWEEN THE CITY OF NEWARK, OHIO, AND THE FRATERNAL ORDER OF POLICE LOCAL 127, BLUE AND GOLD UNITS, PROVIDING FOR THE APPLICATION OF ALL TERMS, CONDITIONS, AND BENEFITS OF SAID AGREEMENT, EFFECTIVE UPON EXECUTION THROUGH SEPTEMBER 30, 2027, ABOLISHING THE CURRENT EMPLOYMENT AGREEMENT WITH THE EFFECTIVE DATES OF JANUARY 1, 2023 THROUGH DECEMBER 2025, AND REPEALING ALL ORDINANCES AND RESOLUTIONS IN CONFLICT WITH THE PROVISIONS OF SAID EMPLOYMENT AGREEMENTS AND DECLARING AN EMERGENCY.

### MINUTES of November 4, 2024

#### APPOINTMENTS

**Mayor Hall** – Appointing Brian Wood to the City of Newark Board of Zoning Adjustment. His new term begins immediately to fill the term of a past member and will expire December 31, 2025. Subsequent terms will be four years.

#### REPORTS OF STANDING COMMITTEES

Finance

Service

Capital Improvements

#### REPORTS FROM CITY OFFICIALS

**Ryan T. Bubb, City Auditor** – Operating report for period ending October 31, 2024

**Jill Frew, Tax Administrator's Office** – Income Tax Revenue Reports for period ending October 31, 2024

## COMMUNICATIONS

**Ohio Division of Liquor Control** - Transfer liquor application from Ohio Banquet Ventures LLC, to Skylight Event Center LLC., 85 E. Main St., Newark, Ohio 43055

**Alejandra Leon** – Identifying and Addressing Behavioral Health Needs in Encampments webinar

**Trish Perry** - Town Hall Listening Session sponsored by OhioCAN/Newark Homeless Outreach, The Freedom School of Licking County, and Ohio Citizen Advocates for Addition Recovery on 11/21 at the library

## COMMENTS FROM CITIZENS

### ORDINANCES ON SECOND READING

**24-39** AN ORDINANCE MODIFYING THE PAY RANGE FOR THE POSITION OF Senior Automotive Mechanic/Equipment Operator IN THE CITY OF NEWARK, DEPARTMENT OF Service, DIVISION OF Street Maintenance AND AMENDING THE DEPARTMENT AUTHORIZATION TABLES OF AND SETTING THE COMPENSATION THEREFORE

### ORDINANCES ON FIRST READING

**24-41** AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 278 SOUTH 24<sup>TH</sup> STREET, CITY OF NEWARK, LICKING COUNTY, OHIO, PARCEL TAX ID #054-223428-00.000 FROM THAT OF SINGLE-FAMILY RESIDENCE - RH - HIGH DENSITY ZONING DISTRICT TO TFR - TWO-FAMILY RESIDENCE DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO

**24-42** AN ORDINANCE AUTHORIZING AND DIRECTING THE NEWARK CITY SERVICE DIRECTOR TO CERTIFY TO THE LICKING COUNTY AUDITOR, THE SUM OF \$3,800.00 INCURRED BY THE NEWARK CITY DIVISION OF ZONING WITH RESPECT TO ZONING VIOLATIONS TO BE PLACED AS A LIEN UPON CERTAIN PARCELS OF REAL PROPERTY SITUATED IN THE CITY OF NEWARK, OHIO.

**24-43** AN ORDINANCE AUTHORIZING AND DIRECTING THE NEWARK CITY SAFETY DIRECTOR TO CERTIFY TO THE LICKING COUNTY AUDITOR, THE SUM OF \$379,110.00 INCURRED BY THE NEWARK CITY PROPERTY MAINTENANCE DEPARTMENT WITH RESPECT TO PROPERTY MAINTENANCE VIOLATIONS TO BE PLACED AS A LIEN UPON CERTAIN PARCELS OF REAL PROPERTY SITUATED IN THE CITY OF NEWARK, OHIO

**24-45** AN ORDINANCE ACCEPTING THE DEDICATION TO PUBLIC USE OF THE STREETS IN WILLOW BEND SUBDIVISION, PHASE 2.

**24-46** AN ORDINANCE ACCEPTING THE DEDICATION TO PUBLIC USE OF RIGHT-OF-WAY ON LICKING SPRINGS ROAD, AT THE INTERSECTION OF HORNS HILL ROAD, AND DECLARING AN EMERGENCY.

### RESOLUTIONS ON SECOND READING

**24-91** APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION (Anticipated overcollection of EMS dollars, to cover fund expenses until grant

reimburses the City for expenditures, to return advance for EMS Grant, Electricity fees for remainder of 2024, Lime sludge hauling fees for remainder of 2024)

**24-93** A resolution repealing Resolution 20-55 and consenting to an enterprise zone abatement agreement between the Board of County Commissioners of Licking County, Ohio and Packaging Corporation of America and authorizing the director of public service to execute such agreement on behalf of the city of Newark

#### **RESOLUTIONS ON FIRST READING**

**24-94** APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION (Horns Hill Tower)

**24-95** A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF NEWARK TO PREPARE AND SUBMIT APPLICATIONS TO THE OHIO DEPARTMENT OF PUBLIC SAFETY FOR FISCAL YEAR 2025 BODY WORN CAMERA GRANT FUNDING.

**24-96** APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION (911 waiving 4<sup>th</sup> qtr. invoice for donation towards Horns Hill Tower, Horns Hill Tower, 3<sup>rd</sup> qtr. 2024 Opioid Collections, Legal Fees)

**24-97** A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT FOR PARTICIPATION IN THE ODOT COOPERATIVE PURCHASING PROGRAM THROUGH OHIOBUYS FOR THE YEARS 2024 THROUGH 2029.

**24-98 Exp** APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION. (Request appropriation to put funds into vehicle maintenance to cover expenses through the remainder of 2024, New Lead Hazard Control Grant bailout – funds will be reimbursed in 2025, To cover expenses for New Grantee Orientation Training with HUD for new Lead Hazard Control Grant, to cover the costs of lead hazard control projects for homeowners in the city of Newark, to cover the costs of minor home repair work for low-moderate income homeowners in the city of Newark)

#### **COMMENTS FROM CITIZENS**

##### **MISCELLANEOUS**

##### **ADJOURNMENT**

BY \_\_\_\_\_

AN ORDINANCE APPROVING, ACCEPTING, RATIFYING AND ADOPTING AN EMPLOYMENT AGREEMENT BETWEEN THE CITY OF NEWARK, OHIO, AND THE FRATERNAL ORDER OF POLICE LOCAL 127, BLUE AND GOLD UNITS, PROVIDING FOR THE APPLICATION OF ALL TERMS, CONDITIONS, AND BENEFITS OF SAID AGREEMENT, EFFECTIVE UPON EXECUTION THROUGH SEPTEMBER 30, 2027, ABOLISHING THE CURRENT EMPLOYMENT AGREEMENT WITH THE EFFECTIVE DATES OF JANUARY 1, 2023 THROUGH DECEMBER 2025, AND REPEALING ALL ORDINANCES AND RESOLUTIONS IN CONFLICT WITH THE PROVISIONS OF SAID EMPLOYMENT AGREEMENTS AND DECLARING AN EMERGENCY.

WHEREAS, the City of Newark and the Fraternal Order of Police Local 127, Blue and Gold Units, entered into an Employment Agreement dated January 1, 2023 through December 31, 2025 by way of Ordinance 23-31; and,

WHEREAS, upon re-opening negotiations, the City of Newark, has tentatively reached an agreement concerning economic and non-economic employment facts, with the Fraternal Order of Police Local 127, Blue and Gold Units, which would terminate and replace the current employment agreement upon execution through September 30, 2027; and,

WHEREAS, this Council is charged by Section 731.08 of the Ohio Revised Code, with the ultimate responsibility of fixing, by ordinance or resolution, the respective salaries and compensation of the officers, clerks and employees in each department of the City government; and,

WHEREAS, an emergency is hereby declared to exist in order to preserve the public health, safety and welfare of the citizens of the City of Newark as it is immediately necessary to establish the policies and terms herein; and,

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

- Section 1: The Employment Agreement and the Memorandums of Understanding prepared and submitted by the City of Newark and the Fraternal Order of Police Local 127, Blue and Gold Units, setting forth provisions providing for compensation, fringe benefits, working conditions, grievance procedures, and collateral matters concerning personnel of the Fraternal Order of Police Local 127, Blue and Gold Units, is hereby approved, accepted, ratified and adopted.
  
- Section 2: The purpose of the Employment Agreement and the Memorandums of Understanding is to define all relevant terms, specify the class of employees who are affected by the Agreement, set forth certain authorized and unauthorized employment practices, provide for rates of compensation

for the class of employees specified, guarantee certain fringe benefits, set forth various grievance procedures, and otherwise provide for all related personnel employment matters which constitute the complete and entire Agreement relating to the employer/employee relationship between the City of Newark and the employees of the Fraternal Order of Police Local 127, Blue and Gold Units.

Section 3: A complete copy of the Employment Agreement and the Memorandums of Understanding shall be kept on file with the Clerk of Council for inspection by the public. Copies shall be made available for distribution to the public at cost.

Section 4: With the exception of the matters identified in the Memorandums of Understanding which specifically provide dates of termination and/or adoption for particular terms of the contract, the benefit and wage provisions and all other provisions of the Employment Agreement are effective upon execution through September 30, 2027.

Section 5: All ordinances, resolutions, sections of the Codified Ordinances, or parts thereof which are inconsistent with any provision within the subject Employment Agreement are hereby repealed. Matters not specifically repealed hereby, to include matters of custom and practice, which are not directly treated or otherwise dealt with by the Employment Agreement, shall be interpreted, construed, and applied in such a way as to render the interpretation, construction, and application as consistent with the purpose and intent of the Employment Agreement as is possible.

Section 6: WHEREAS, an emergency is hereby declared to exist in order to preserve the public health, safety and welfare of the citizens of the City of Newark as it is immediately necessary to establish the policies and terms herein Therefore, this legislation shall become effective immediately upon passage in accordance with Article 4.06 of the City Charter.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2024

\_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_  
Clerk of Council

DATE FILED WITH MAYOR: \_\_\_\_\_

DATE APPROVED BY MAYOR: \_\_\_\_\_

\_\_\_\_\_  
MAYOR

FORM APPROVED: \_\_\_\_\_  
DIRECTOR OF LAW

Prepared by the Law Director's Office

ORDINANCE NO: 24-39

BY: \_\_\_\_\_

AN ORDINANCE MODIFYING THE PAY RANGE FOR THE POSITION OF Senior Automotive Mechanic/Equipment Operator IN THE CITY OF NEWARK, DEPARTMENT OF Service, DIVISION OF Street Maintenance AND AMENDING THE DEPARTMENT AUTHORIZATION TABLES OF AND SETTING THE COMPENSATION THEREFORE

**WHEREAS**, the Division of Street Maintenance has had cause to review their staffing needs and has determined that an alteration to the current position of Senior Automotive Mechanic/Equipment Operator is warranted due to changing workplace needs; and,

**WHEREAS**, in order to accomplish the foregoing objective, it is necessary to amend the position classification/pay range table for the Department of Service - Division of Street Maintenance; and,

**WHEREAS**, the Personnel Committee considered this matter on October 7, 2024, and recommended that it be considered 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: The position classification/pay range table for the *Street/Traffic Control Operations Manager* is hereby amended as follows: Pay Range 42 and Class 2 License Pay as per Collective Bargaining Agreement AFSCME 2963

SECTION 3: The position of *Senior Automotive Mechanic/Equipment Operator* shall receive compensation and benefits as set forth in the current Pay Range 42 and Class 2 License Pay as per Collective Bargaining Agreement AFSCME 2963. This position is in the classified non-exempt service of the City of Newark.

SECTION 4: 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 WITH MAYOR

\_\_\_\_\_

DATE APPROVED BY MAYOR

\_\_\_\_\_

\_\_\_\_\_

MAYOR

APPROVED AS TO FORM

\_\_\_\_\_

Director of Law



*\*Strength authorization table*

Active	Position Number	Description	Department	Benefit Group	Position Status
Yes	2.302.211.01	Assistant Superintendent	Street Maint.	MGMT EXEMPT	Single
Yes	2.302.212.01	Street/Traffic Control Ops Mgr	Street Maint.	MGMT EXEMPT	Single
Yes	2.302.222.01	Superintendent	Street Maint.	MGMT EXEMPT	Single
Yes	3.302.319.01	Data Technician/Sign Fabricator	Street Maint.	AFSCME	Single
Yes	3.302.320.01	Equipment Operator	Street Maint.	AFSCME	Single
Yes	3.302.320.02	Equipment Operator	Street Maint.	AFSCME	Single
Yes	3.302.320.03	Equipment Operator	Street Maint.	AFSCME	Single
Yes	3.302.320.04	Equipment Operator	Street Maint.	AFSCME	Single
Yes	3.302.321.01	Equipment Operator	Street Maint.	AFSCME	Single
Yes	3.302.321.02	Equipment Operator	Street Maint.	AFSCME	Vacant
Yes	3.302.623.01	Sign Fabricator/Impound Clerk	Street Maint.	AFSCME	Vacant
Yes	3.302.812.01	Senior Auto Mechanic/Equip Op	Street Maint.	AFSCME	Single
Yes	3.302.813.02	Auto Mechanic/Equipment Operator	Street Maint.	AFSCME	Single
Yes	3.302.813.03	Auto Mechanic/Equipment Operator	Street Maint.	AFSCME	Vacant
Yes	3.302.830.01	Equipment Operator	Street Maint.	AFSCME	Vacant
Yes	3.302.830.02	Equipment Operator	Street Maint.	AFSCME	Single
Yes	3.302.830.03	Equipment Operator	Street Maint.	AFSCME	Single
Yes	3.302.830.04	Equipment Operator	Street Maint.	AFSCME	Single
Yes	3.302.830.05	Equipment Operator	Street Maint.	AFSCME	Single
Yes	3.302.830.06	Equipment Operator	Street Maint.	AFSCME	Single
Yes	3.302.830.07	Equipment Operator	Street Maint.	AFSCME	Vacant
Yes	3.302.830.08	Equipment Operator	Street Maint.	AFSCME	Single
Yes	3.302.830.09	Equipment Operator	Street Maint.	AFSCME	Single
Yes	3.302.830.10	Equipment Operator	Street Maint.	AFSCME	Vacant
Yes	3.302.830.11	Equipment Operator	Street Maint.	AFSCME	Single
Yes	3.302.830.12	Equipment Operator	Street Maint.	AFSCME	Single
Yes	3.302.830.13	Equipment Operator	Street Maint.	AFSCME	Single
Yes	3.302.830.14	Equipment Operator	Street Maint.	AFSCME	Vacant
Yes	3.302.830.15	Equipment Operator	Street Maint.	AFSCME	Vacant
Yes	3.302.830.16	Equipment Operator	Street Maint.	AFSCME	Vacant
Yes	3.302.864.01	Crew Leader	Street Maint.	AFSCME	Single
Yes	3.302.865.01	Crew Leader	Street Maint.	AFSCME	Vacant
Yes	3.302.865.02	Crew Leader	Street Maint.	AFSCME	Vacant
Yes	4.302.662.01	Secretary 1	Street Maint.	NON-BARG	Single

ORDINANCE NO. 24-41

BY: \_\_\_\_\_

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 278 SOUTH 24<sup>TH</sup> STREET, CITY OF NEWARK, LICKING COUNTY, OHIO, PARCEL TAX ID #054-223428-00.000 FROM THAT OF SINGLE-FAMILY RESIDENCE – RH-HIGH DENSITY ZONING 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 – RH – HIGH DENSITY ZONING 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 MAYOR: \_\_\_\_\_

\_\_\_\_\_  
MAYOR

FORM APPROVED:   
\_\_\_\_\_  
Director of Law

DESCRIPTION APPROVED: \_\_\_\_\_  
Brian Morehead, Engineer

Prepared by the Office of the Director of Law

BY \_\_\_\_\_

AN ORDINANCE AUTHORIZING AND DIRECTING THE NEWARK CITY SERVICE DIRECTOR TO CERTIFY TO THE LICKING COUNTY AUDITOR, THE SUM OF \$3,800.00 INCURRED BY THE NEWARK CITY DIVISION OF ZONING WITH RESPECT TO ZONING VIOLATIONS TO BE PLACED AS A LIEN UPON CERTAIN PARCELS OF REAL PROPERTY SITUATED IN THE CITY OF NEWARK, OHIO.

**WHEREAS**, the Newark City Council passed the Zoning Code of the City of Newark by way of Ordinance 08-33, on May 4, 2009; and,

**WHEREAS**, the Zoning Code was amended by Ordinance 23-22 on July 17, 2023, to allow the Zoning Inspector to place liens on properties for the costs incurred by the City to correct violations and bring said properties into compliance; and,

**WHEREAS**, the Newark City Division of Zoning caused to be sent a notice addressed to the individuals or entities identified in Exhibit “A” attached hereto with respect to certain property in the City of Newark, directing such individuals or entities to correct violations within a proscribed period of time; and,

**WHEREAS**, upon failure of the individuals or entities identified in Exhibit “A” to abate violations, the Newark City Service Director and/or his agent, authorized employees, agents and contractors to access the non-complaint properties and correct the conditions, thereby expending funds for such violation abatement; and,

**WHEREAS**, the Zoning Code authorizes the Newark City Service Director to assess against a property any costs incurred to bring the property into compliance, including, but are not limited to, any costs incurred due to the use of employees, materials or equipment of Newark, arising out of contracts for labor, materials, or equipment, costs of services of notice(s), filing of affidavit, title searches, or any other necessary costs.

**NOW, THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NEWARK, COUNTY OF LICKING AND STATE OF OHIO, AS SET FORTH BELOW:**

**Section One.** That the Service Director is hereby authorized and directed to certify to the Licking County Auditor for placement upon the real property tax duplicate all costs incurred pursuant the City of Newark Zoning Code to correct conditions at the parcels and collection of the same in accordance with Ohio law as described as follows:

See Exhibit “A” attached hereto and incorporated herein.

**Section Two.** This Ordinance shall be effective as provided in city of Newark Charter, Article 4.07.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

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**PRESIDENT OF COUNCIL**

**ATTEST:** \_\_\_\_\_

**Clerk of Council**

**DATE FILED WITH MAYOR:** \_\_\_\_\_

**DATE APPROVED BY MAYOR:** \_\_\_\_\_

\_\_\_\_\_

**MAYOR**

**FORM APPROVED:** \_\_\_\_\_

**Director of Law**

ORDINANCE NO: 24-43

BY \_\_\_\_\_

AN ORDINANCE AUTHORIZING AND DIRECTING THE NEWARK CITY SAFETY DIRECTOR TO CERTIFY TO THE LICKING COUNTY AUDITOR, THE SUM OF \$379,110.00 INCURRED BY THE NEWARK CITY PROPERTY MAINTENANCE DEPARTMENT WITH RESPECT TO PROPERTY MAINTAINENCE VIOLATIONS TO BE PLACED AS A LIEN UPON CERTAIN PARCELS OF REAL PROPERTY SITUATED IN THE CITY OF NEWARK, OHIO.

**WHEREAS**, the Newark City Council passed the City of Newark’s Property Maintenance Code on the 17th day of January, 2007 and an amendment on the 17<sup>th</sup> day of June, 2008.

**WHEREAS**, the Newark City Property Maintenance Department caused to be sent a notice addressed to the individuals or entities identified in Exhibit “A” attached hereto with respect to certain property in City of Newark, directing such individuals or entities to correct violations within a proscribed period of time; and,

**WHEREAS**, upon failure of the individuals or entities identified in Exhibit “A” to abate violations, Property Maintenance Code Ord. 07-03 authorizes the Newark City Safety Director, his/her authorized employees, agents and contractors to access real property upon which weeds were permitted to grow, structures were unsecured and the accumulation of rubbish existed and correct the conditions existing thereon, thereby expending funds for such violation abatement; and,

**WHEREAS**, Property Maintenance Code authorizes the Newark City Safety Director to assess against a property any costs incurred to bring the property into compliance, including, but are not limited to, any costs incurred due to the use of employees, materials or equipment of Newark, arising out of contracts for labor, materials, or equipment, costs of services of notice(s), filing of affidavit, title searches, or any other necessary costs.

**NOW, THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NEWARK, COUNTY OF LICKING AND STATE OF OHIO, AS SET FORTH BELOW:**

**Section One.** That the Safety Director is hereby authorized and directed to certify to the Licking County Auditor for placement upon the real property tax duplicate all costs incurred pursuant the City of Newark Property Maintenance Code to correct conditions at the parcels and collection of the same in accordance with Ohio law as described as follows:

See Exhibit “A” attached hereto and incorporated herein.

**Section Two.** This Ordinance shall be effective as provided in city of Newark Charter, Article 4.07.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
PRESIDENT OF COUNCIL

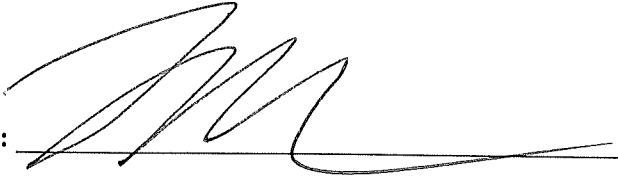
ATTEST: \_\_\_\_\_

Clerk of Council

DATE FILED WITH MAYOR: \_\_\_\_\_

DATE APPROVED BY MAYOR: \_\_\_\_\_

\_\_\_\_\_  
MAYOR

FORM APPROVED:  \_\_\_\_\_

Director of Law

BY: \_\_\_\_\_

**AN ORDINANCE ACCEPTING THE DEDICATION TO PUBLIC USE OF THE STREETS IN WILLOW BEND SUBDIVISION, PHASE 2.**

**WHEREAS**, Newark City Planning Commission met in regular session on October 8, 2024, and approved and accepted the final plat for the Willow Bend Subdivision, Phase 2, located along River Road in west Newark; and,

**WHEREAS**, on November 7, 2024, Newark City Planning Commission, acting through its Planning Director, recommended to Newark City Council that it accept the dedication of the streets in Willow Bend Subdivision, Phase 2,

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

**Section 1:** All or parts of the roads, streets, avenues, and easements, as shown on the Plat of the Willow Bend Subdivision, Phase 2, and not heretofore dedicated are hereby accepted as dedicated to public use.

**Section 2:** That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
President of Council

Attest: \_\_\_\_\_  
Clerk of Council

Date Filed with Mayor: \_\_\_\_\_

Date Signed by Mayor: \_\_\_\_\_

\_\_\_\_\_  
Mayor


Form Approved: \_\_\_\_\_  
Law Director

Prepared by the Division of Engineering





 740-670-7707

 DRhodes@newarkohio.net

 www.NewarkOhio.net

**DAVID RHODES**  
PUBLIC SERVICE DIRECTOR

November 7, 2024

To: Newark City Council

RE: NEWARK PLANNING COMMISSION - APPLICATION NO. PC-24-48  
Final Plat Approval for Willow Bend Subdivision, Phase 2

Ladies and Gentlemen:

The City of Newark Planning Commission met on Tuesday, October 8, 2024 and reviewed the Final Plat submitted for the Willow Bend Subdivision, Phase 2. Planning Commission voted to approve the plats contingent upon the resolution of the review comments provided by the City Engineer. The developer is in the process of addressing these issues and will be complete by the time of Council passage, and construction is nearing completion on the project.

As Planning Director for the City of Newark, I recommend to Newark City Council that it accept the dedication of the streets, easements and other public ways in the Willow Bend Subdivision, Phase 2.

The City Engineer will provide the Clerk of Council the legislation for your consideration.

Sincerely,

A handwritten signature in blue ink that reads "D. Rhodes".

David Rhodes  
Newark City Planning Commission Director

Cc: City Engineer

BY: \_\_\_\_\_

**AN ORDINANCE ACCEPTING THE DEDICATION TO PUBLIC USE OF RIGHT-OF-WAY ON LICKING SPRINGS ROAD, AT THE INTERSECTION OF HORNS HILL ROAD, AND DECLARING AN EMERGENCY.**

**WHEREAS**, Newark Planning Commission met on November 12, 2024, and approved and accepted the survey plat and legal description for the dedication of additional right-of-way of Licking Springs Road, at the intersection of Horns Hill Road; and,

**WHEREAS**, the proposed changes affect property developed by 2250 Horns Hill Road LLC; and,

**WHEREAS**, on November 13, 2024, Newark City Planning Commission, acting through its Planning Director, recommended to Newark City Council that it accept the dedication of this additional right-of-way at Licking Springs Road.

**WHEREAS**, this Ordinance is hereby declared to be an emergency pursuant to Charter Article 4.06 in that it is necessary for the immediate preservation of the public peace, health, safety, or welfare due to important deadline and/or timing issues involving the transfer of real estate at this location.

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

**Section 1:** All or parts of the roads, streets, avenues, alleys and easements, as shown on the survey plat and legal description of the dedication of this portion of Licking Springs Road at the intersection of Horns Hill Road and not heretofore dedicated, are hereby accepted as dedicated to public use.

**Section 2:** This Ordinance relates to an anticipated transfer of real estate at this location, and timing of this transaction; therefore, this Ordinance is hereby declared to be an emergency for the immediate preservation of the public peace, health, safety, or welfare and shall become effective immediately in accordance with Article 4.07 of the Charter.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
President of Council

Attest: \_\_\_\_\_  
Clerk of Council

Date Filed with Mayor: \_\_\_\_\_

Date Approved by Mayor: \_\_\_\_\_

\_\_\_\_\_  
Mayor

Form Approved: \_\_\_\_\_  
Law Director

Prepared by the Division of Engineering.



 740-670-7707

 DRhodes@newarkohio.net

 www.NewarkOhio.net

**DAVID RHODES**  
PUBLIC SERVICE DIRECTOR

November 13, 2024

To: Newark City Council

RE: NEWARK PLANNING COMMISSION - APPLICATION NO. PC-24-59  
Right-of-Way Dedication Plat for Licking Springs Road

Ladies and Gentlemen:

The City of Newark Planning Commission met on Tuesday, November 12, 2024 and reviewed the Dedication Plat for right-of-way on Licking Springs Road, at the Horns Hill Road intersection. Planning Commission voted to approve the plat as a result of the review comments provided by the City Engineer.

As Planning Director for the City of Newark, I recommend to Newark City Council that it accept the Dedication Plat for the right-of-way of Licking Springs Road.

The City Engineer will provide the Clerk of Council the legislation for your consideration.

Sincerely,

A handwritten signature in blue ink that reads "David Rhodes".

David Rhodes  
Newark City Planning Commission Director

Cc: City Engineer

Resolution No.24-91

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 \$426,980.00 (Anticipated overcollection of EMS dollars)

100.111.5901912	OPT – EMS Property and Fire Stations	213,490.00
100.111.5901913	OPT – EMS Cap Imp Assoc w/ Transports	51,930.00
100.111.5901915	OPT – EMS Capital Improvements	115,400.00
100.111.5901911	OPT – EMS Budget Stabilization	46,160.00

Section 2. There is hereby an appropriation of the unappropriated balance of the 100 General Fund in the amount of \$38,601.00 (To cover fund expenses until grant reimburses the City for expenditures)

100.111.5992230	Advance	38,601.00
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Section 3. There is hereby an appropriation of the unappropriated balance of the 297 Fire EMS Grant Fund in the amount of \$3,126.45 (To return advance for EMS Grant)

297.296.5992100	Return Advance EMS Grant	3,126.45
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Section 4. There is hereby an appropriation of the unappropriated balance of the 621 Water Fund in the amount of \$245,000.00 (Electricity fees for remainder of 2024, Lime sludge hauling fees for remainder of 2024)

621.709.5201	Electric	45,000.00
621.709.5241	Sludge Program	200,000.00

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 \_\_\_\_\_, 2024.

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. 24-93

BY: \_\_\_\_\_

A RESOLUTION REPEALING RESOLUTION 20-55 AND CONSENTING TO AN ENTERPRISE ZONE ABATEMENT AGREEMENT BETWEEN THE BOARD OF COUNTY COMMISSIONERS OF LICKING COUNTY, OHIO AND PACKAGING CORPORATION OF AMERICA AND AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO EXECUTE SUCH AGREEMENT ON BEHALF OF THE CITY OF NEWARK

WHEREAS, the State of Ohio, by and through the Director of Development has determined that effective August 16, 1988 the City of Newark exhibits the characteristics set for in ORC section 5709.61 to qualify as an Enterprise Zone and did certify the City of Newark as an Enterprise Zone under ORC Section 5709.63; and,

WHEREAS, Enterprise Zone Abatement Agreements are negotiated between the applicant and the Board of County Commissioners though the agreement must be approved by this Council before the agreement can be approved by the Board of County Commissioners; and,

WHEREAS, Packaging Corporation of America has submitted **an updated Project Intake form, dated September 17, 2024 ( Exhibit "A" )**, to be used to amend the existing Enterprise Zone Abatement Agreement data, in the manner prescribed by the Director of Development of the State of Ohio setting forth a plan to establish and occupy a facility in the City of Newark Enterprise Zone and to preserve employment opportunities for existing employees within such Zone and has requested that it be granted one or more of the tax abatement incentives set forth in ORC section 5709.62 in exchange for implementation of the proposed plan; and,

WHEREAS, the amended Project Intake form, submitted by Packaging Corporation of America includes the intention to **retain all existing 131 full-time permanent hourly and salaried employees and to retain an existing payroll base of \$9,150,000.00**; and,

WHEREAS, the amended Project Intake form-submitted by Packaging Corporation of America includes a plan to establish, expand, renovate, and/or occupy a facility with **total New Project Investment of approximately \$229,000,000.00** for the acquisition of buildings and land, additional and new construction, machinery, fixture, equipment, and furniture along with improvements to existing buildings and land; and,

WHEREAS, the investment intended to be made by Packaging Corporation of America pursuant to the amended Proposed Enterprise Zone Abatement Agreement represents a significant and eligible investment within the City of Newark, Ohio pursuant to ORC section 5709.63: and,

WHEREAS, Packaging Corporation of America had previously submitted a Proposed Enterprise Zone Abatement Agreement which was consented to by this Council on **August 18, 2020**, with the adoption of **Resolution 20-55 which is to be repealed and replaced** by the instant Resolution for the reasons as stated herein; and,

WHEREAS, **economic circumstances have improved** since the CoVid-19 pandemic and quarantine and have now become favorable, which has caused Packaging Corporation of America to re-consider the scope of the intended project and to submit an updated Project Intake form, to be used to amend the existing Enterprise Zone Abatement Agreement in light of such changed circumstances; and,

WHEREAS, Packaging Corporation of America appears to be qualified by financial responsibility and business experience to create and preserve employment opportunities within the Enterprise Zone and to improve the economic climate within the City of Newark, Ohio; and,

WHEREAS, the project site as proposed herein is located within the Newark City and C-TEC School Districts and the Board of Education for both districts has been notified of and provided a copy of the proposed agreement pursuant to ORC section 5709.83; and,

WHEREAS, the Resolution was addressed in a regular session of the Finance Committee of this Council which voted to forward the same on to full Council for consideration and adoption.

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

SECTION ONE: Resolution 20-55, previously adopted by this Council on August 18, 2020, is hereby repealed and declared null and void based upon the newly submitted updated Project Intake form, submitted by Packaging Corporation of America and said Resolution is hereby replaced by the terms of the within Resolution.

SECTION TWO: This Council does consent to the proposed updated Project Intake Form, to be used to amend the existing Enterprise Zone Abatement Agreement and hereby authorizes the Mayor and the Director of Public Service to execute such agreement to be negotiated between Packaging Corporation of America and the Board of County Commissioner of Licking County, Ohio based upon the terms and conditions as set forth in the amended Proposed Enterprise Zone Abatement Agreement.

SECTION THREE: The Clerk of Council is hereby directed to transmit a certified copy of this Resolution along with the updated Project Intake Form attached and hereto marked Exhibit "A". to the Board of County Commissioners of Licking County, Ohio.

SECTION FOUR: This Resolution shall take effect the earliest date permitted pursuant to Charter Article 4.07.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.



\_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_  
Clerk of Council

DATE FILED WITH THE MAYOR: \_\_\_\_\_

DATE APPROVED BY THE MAYOR: \_\_\_\_\_

MAYOR: \_\_\_\_\_

Approved as to form: \_\_\_\_\_  
Tricia Moore  
Director of Law

Prepared by the Office of the Director of Law

EXHIBIT A

UPDATED PROJECT INTAKE FORM : SEPT. 17, 2024

## PROJECT INTAKE FORM

In order to stimulate economic growth, the State of Ohio as well as many local governments may provide incentive support to companies creating new job opportunities and investing in within the State. Most incentive programs require an economic impact (i.e. job creation and investment) and demonstrated need (i.e. but for economic incentives, the proposed economic impact would not be realized in Ohio).

COMPANY PROFILE:	
Company Name:	Legal Name: Packaging Corporation of America
	Ohio Secretary of State Registered Business Name (if Applicable): Same as above
	Doing Business As: PCA
	Related subsidiaries: PCA Hydro, Inc., PCA International, Inc., Hexacomb Corporation, International Falls Power Company, Minnesota, Dakota & Western Rail Company, BCT, Inc., Boise White Paper, LLC, PCA Central California Corrugated, LLC, PCA International Services, LLC, Packaging Corporation of Asia, Limited., PCA Michigan Acquisition, LLC, and Packaging Asset Holdings, LLC.
Business Legal Structure: (LLC, S-Corp, etc.)	C corporation
Year Founded:	1959
Parent Company: (if applicable)	Not applicable
Is Parent Company Domestic or Foreign?	Domestic (Headquarters in Lake Forest, Illinois)
Is Company Publicly Traded?	Yes (NYSE symbol: PKG)
HQ Address:	1 North Field Court, Lake Forest IL, 60045
Description of Business, Products and Services:	Packaging Corporation of America is the third largest producer of containerboard and corrugated packaging products and the third largest producer of uncoated freesheet in North America. We operate seven containerboard mills, one white paper mills and 86 corrugated products manufacturing plants.
Company Revenues: (Previous 12 months)	Total companywide: \$7,135,600,000
	Specific to business unit/subsidiary involved in Project (if applicable): \$63,800,000
	Current sales to Ohio-based customers (previous 12 months): \$428,100,000
	Current sales via exports (\$ amount estimate and country): \$402,600,000 ARUBA, BAHAMAS, BANGLADESH, BARBADOS, CANADA, CARIBBEAN NETHERLANDS, CAYMAN ISLANDS, CHILE, CHINA, COLOMBIA, COSTA RICA, CUBA, CURACAO, DOMINICAN REPUBLIC, ECUADOR, EL SALVADOR, FRANCE, GERMANY, GREECE, GUATEMALA, GUYANA, HAITI, HONDURAS, INDIA, INDONESIA, ITALY, IVORY COAST, JAMAICA, JAPAN, KENYA,

	<p>KOREA, MEXICO, NETHERLANDS, NICARAGUA, PANAMA, PERU, PHILIPPINES, PUERTO RICO, SOUTH AFRICA, SPAIN, SRI LANKA, ST KITTS &amp; NEVIS, ST. LUCIA, SWITZERLAND, TAIWAN, THAILAND, TRINIDAD AND TOBAGO, TURKEY, TURKS AND CAICOS ISLANDS, UNITED ARAB EMIRATES, VENEZUELA, VIETNAM, VIRGIN ISLANDS, BRITISH, YEMEN</p> <p>Forward looking targets - please note meaningful impact and/or change(s) to existing customer base &amp; markets/industries served: We will continue to increase our presence in the following sectors: Manufacturing, Housing construction, Food processing, Beauty Cosmetics, Retail Distribution, Ecommerce &amp; Logistics Distribution</p>
<p>Total Employees Companywide:</p>	<p>14,900</p>
<p>Roster of Top 5-10 Customers:</p>	<p>The primary end-use markets in the United States for corrugated products are 1) Food, beverages, and agricultural products, 2) Retail and wholesale trade, 3) Paper and other products, 4) Miscellaneous manufacturing, and 5) Chemical, plastic, and rubber products</p>
<p>Key Competitors:</p>	<p>On a national level, our primary competitors are International Paper, WestRock Company, and Georgia-Pacific LLC. However, with our strategic focus on regional and local accounts, we also compete with many smaller, independent producers.</p>

<b>PROJECT BACKGROUND:</b>	
<b>Project Type:</b>  <i>(Expansion, new location, relocation of existing operation, consolidation of existing operations, etc.)</i>	Relocation of existing operation
<b>Project Description:</b>	New Facility for Expansion with Enhanced Technology – approximately 550,000 sq. ft.
<b>What need/opportunity/challenge is driving the project? Describe key considerations/goals of the project decision.</b>	Expanded Manufacturing and Sales of Corrugated Packaging Products. Current Location has limitations preventing expansion and the ability to grow the business and customer base.
<b>What non-Ohio markets/locations are being considered for this project and why? What are the advantages/disadvantages of competing sites?</b>  <i>Provide addresses if available.</i>	Indiana, Michigan or other neighboring states. Advantages are that these locations are favorable geographically to the customer base and have trained workforce in place. Potential credits and incentives available at the Non-Ohio locations will also be a factor.
<b>Does Company have Existing Locations/Operations in Ohio:</b>  <i>(if applicable – provide description of main function performed)</i>	Akron, OH; Ashland, OH; Fairfield, OH; Middletown, OH; Newark, OH
<b>Proposed Project Address in Ohio:</b>  <i>(If not yet determined, please explain general geography and/or location needs, attributes, etc.)</i>	595 Thornwood Drive SW Newark, OH 43055
<b>Primary Project Contact</b>	Name: John Lee
	Title: Director, Tax
	Phone: 847-482-3939
	Email: JohnLee@packagingcorp.com
<b>Highest Ranking Company Contact (Involved in decision making process)</b>	Name Rodney Thomas
	Role Project Management & Construction
	Title Vice President
	Phone 229-292-4267
	Email rklthomas@packagingcorp.com

<b>JOB &amp; PAYROLL IMPACT</b>	
<p>New Full-time Equivalent (FTE) Jobs to be Created at Project Location:</p> <ul style="list-style-type: none"> <li>• Within forward looking 36 month period from when hiring/project begins</li> <li>• Exclusive of benefits</li> <li>• Full time equivalent (FTE) basis, calculated by dividing the total number of hours for which employees were compensated for employment in the Project by 2,080</li> </ul>	N/A – Job Retention
<p>Total associated payroll to the committed net new jobs as a result of the project</p> <ul style="list-style-type: none"> <li>• Figure is exclusive of bonus pay, benefits, etc.</li> </ul>	N/A
<p>Please Provide Details of Projected New Jobs, Including Headcount by Role/Occupation, Hiring Ramp Up Schedule by Year &amp; Payroll Estimates (exclusive of benefits).</p>	<p>Find example template/table here: <a href="#">Jobs Template 3 Year.xlsx</a> N/A</p>
<p>Are benefits offered to employees? If so, please list benefits (e.g. paid time off, insurance, retirement plan, child care assistance, etc)</p>	Yes. Paid time off, 401K & Health Insurance
<p>Will specialized on-the-job training required for new employees? If so, approximately how many hours of training are required for each employee?</p>	Yes. Approximately 280 hours of training for each employee
<b>FOR PROJECTS WITH EXISTING OPERATIONS IN OHIO</b>	
<p>Current Full-time Employment (FTE) in Ohio:</p> <p><i>Note: If multiple locations, please specify number of jobs by location/facility</i></p> <p><i>Part time workers can be accounted for by taking total hours worked by part time employees and dividing that by 40 hours/week or 2080 hours/year.</i></p>	<p>Ashland, OH: 222 Akron, OH: 58 Fairfield, OH: 72 Middletown, OH: 89 Newark, OH: 131 Corporate/Other based in OH: 30</p>
<p>Annual Payroll Impact of existing Ohio Employees (previous 12 months):</p> <p><i>Note: (1) Exclusive of benefits; (2) If multiple locations exist in Ohio, please specify payroll by location</i></p>	<p>Ashland, OH: \$18,067,000 Akron, OH: \$3,342,000 Fairfield, OH: \$4,540,000 Middletown, OH: \$7,269,000 Newark, OH: \$9,150,000 Corporate/Other based in OH: \$3,901,000</p>
<p>Current Full-time Employment at Relevant/Existing Location/Function to be Impacted by Project:</p> <p><i>For existing companies/expansion projects</i></p>	131
<p>Current Annual Payroll Impact at Project</p>	\$9,150,000

Location (previous 12 months):	
<i>Exclusive of benefits</i>	

**CAPITAL EXPENDITURES**

Please Describe Capital Requirements Associated with the Proposed Project (hard costs / fixed-assets only):

SOURCE OF FUNDS	
Source Name/Type	Amount \$
Company	\$225+ million
<b>TOTAL</b>	

USE OF FUNDS	
Use Name/Type	Amount \$
Construction cost	\$125 million
Machinery & Equipment	\$100 million
Site improvements, road improvements, and rail access	\$2 million
Technology	\$1 million
Furniture & Fixtures	\$1 million
<b>TOTAL</b>	<b>\$229 million</b>

If Financing (e.g. loan) Is Needed or of Interest, Please Explain/Identify Targeted Financing Needed:  
 N/A

**OTHER**

Important Dates:	Target company decision date: February 2025
	Target project completion date: June 2026
	Target hiring date for new employees: N/A
Other Notes:	This Project Intake Form completed on September 17, 2024

Resolution No.24-94

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 Improvements Fund, in the amount of \$505,466.25 (Horns Hill Tower)

335.121.5238	Services General	505,466.25
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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 \_\_\_\_\_, 2024.

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. 24-95

BY \_\_\_\_\_

A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF NEWARK TO PREPARE AND SUBMIT APPLICATIONS TO THE OHIO DEPARTMENT OF PUBLIC SAFETY FOR FISCAL YEAR 2025 BODY WORN CAMERA GRANT FUNDING.

WHEREAS, the State of Ohio provides financial assistance to state and local law enforcement agencies for activities which, among other purposes, improve the effectiveness of the criminal justice system; and,

WHEREAS, in Ohio, the Body Worn Camera Grant Program is administered by the Ohio Department of Public Safety, Office of Criminal Justice Services; and,

WHEREAS, the Ohio Office of Criminal Justice Services prepared funding directives which provides that funds are available for activities to improve evidence collection, train officers, strengthen officer performance and accountability, enhance agency transparency, and to document and investigate encounters between police and the public.

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 applications to the Ohio Department of Public Safety Office of Criminal Justice Services for funding assistance through the Body Worn Grant Program for Fiscal Year 2025, 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 crime prevention funding programs.

Section 3: That the Mayor be and hereby is designated as the authorizing official to enter into an agreement with the Ohio Department of Public Safety and its agencies to administer the grant program and to 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.

ADOPTED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2024

\_\_\_\_\_, PRESIDENT OF COUNCIL

ATTEST \_\_\_\_\_, CLERK OF COUNCIL

DATE FILED WITH MAYOR \_\_\_\_\_

DATE APPROVED BY MAYOR \_\_\_\_\_

\_\_\_\_\_, MAYOR

FORM APPROVED: \_\_\_\_\_, DIRECTOR OF LAW

Resolution No.24-96

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 a **disappropriation** of the appropriated balance of the 100 General Fund, in the amount of \$68,906.25 (911 waiving 4<sup>th</sup> qtr invoice for donation towards Horns Hill Tower)

100.115.5289	Inter/Intra Governmental	68,906.25
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Section 2. There is hereby an **appropriation** of the unappropriated balance of the 100 General Fund, in the amount of \$68,906.25

100.111.5901335	OPT CI	68,906.25
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Section 3. There is hereby a **disappropriation** of the appropriated balance of the 100 General Fund, in the amount of \$75,000.00

100.121.5289300	Other/Intra-Inter Governmental	75,000.00
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Section 4. There is hereby an **appropriation** of the unappropriated balance of the 100 General Fund, in the amount of \$75,000.00 (Horns Hill Tower)

100.111.5901335	OPT	75,000.00
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Section 5. There is hereby an **appropriation** of the unappropriated balance of the 100 General Fund, in the amount of \$200,000.00 (Horns Hill Tower)

100.111.5901335	OPT CI	200,000.00
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Section 6. There is hereby an **appropriation** of the unappropriated balance of the 152 Budget Stabilization Fund, in the amount of \$46,160.00 (Horns Hill Tower)

152.111.5901335	OPT CI	46,160.00
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Section 7. There is hereby an **appropriation** of the unappropriated balance of the 258 One Ohio Fund, in the amount of \$120,332.23 (3<sup>rd</sup> Qtr 2024 Opioid Collections)

258.100.5268	One Ohio Disbursements	120,332.23
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Section 8. There is hereby an **appropriation** of the unappropriated balance of the 100 General Fund, in the amount of \$11,000.00 (Legal Fees)

100.103.5238	Services General	11,000.00
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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 \_\_\_\_\_, 2024.

President of Council \_\_\_\_\_

Attest Clerk of Council \_\_\_\_\_

Date filed with Mayor \_\_\_\_\_

Date approved by Mayor \_\_\_\_\_

Mayor \_\_\_\_\_,

Approved as to form Director of Law \_\_\_\_\_

RESOLUTION 24-97

BY: \_\_\_\_\_

**A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT FOR PARTICIPATION IN THE ODOT COOPERATIVE PURCHASING PROGRAM THROUGH OHIOBUYS FOR THE YEARS 2024 THROUGH 2029.**

**WHEREAS**, the Service Committee of Newark City Council, during its regular meeting, discussed the advantages of this program; and,

**WHEREAS**, Section 5513.01(B) provides the opportunity for Counties, Townships, Municipal Corporations, Conservancy Districts, and other entities to participate in cooperative purchasing contracts of the Ohio Department of Transportation through OhioBuys for the purchase of machinery, materials, supplies or other articles and services.

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

**Section 1:** That the Service Director hereby requests authority in the name of the City of Newark to participate in the Ohio Department of Transportation cooperative purchasing contracts through OhioBuys for the purchase of machinery, materials, supplies, or other articles and services which the Department has entered into pursuant to Ohio Revised Code Section 5513.01(B).

**Section 2:** That the Service Director is hereby authorized to agree in the name of the City of Newark to be bound by all terms and conditions as the Director of Transportation prescribes.

**Section 3:** That the Service Director is hereby authorized to agree in the name of the City of Newark to directly pay vendors, under each such contract of the Ohio Department of Transportation in which the City of Newark participates, for items it receives pursuant to the contract.

**Section 4:** That the City of Newark agrees to be responsible for resolving all claims or disputes arising out of its participation in the cooperative purchasing program under Section 5513.01(B) of the Ohio Revised Code. The City of Newark agrees to waive any claims, actions, expenses, or other damages arising out of its participation in the cooperative purchasing program which the City of Newark may have or claim to have against ODOT or its employees, unless such liability is the result of negligence on the part of ODOT or its employees.

Adopted this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
President of Council

Attest: \_\_\_\_\_  
Clerk of Council

Date Filed with Mayor: \_\_\_\_\_

Date Approved by Mayor: \_\_\_\_\_

\_\_\_\_\_  
Mayor

Form Approved: \_\_\_\_\_  
Law Director

Prepared by the Division of Engineering.

Approved: \_\_\_\_\_  
City of Newark Service Director

Date Approved by Service Director: \_\_\_\_\_

Resolution No.24-98 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 100 General Fund, in the amount of \$50,000.00 (Request appropriation to put funds into vehicle maintenance to cover expenses through the remainder of 2024)

100.204.5274	Vehicle maintenance	50,000.00
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Section 2. There is hereby an appropriation of the unappropriated balance of the 100 General Fund, in the amount of \$6,000.00 (New Lead Hazard Control Grant bailout – funds will be reimbursed in 2025)

100.111.5992264	OPT Advance	6,000.00
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Section 3. There is hereby an appropriation of the unappropriated balance of the 264 Lead Hazard Control Fund, in the amount of \$6,000.00 (To cover expenses for New Grantee Orientation Training with HUD for new Lead Hazard Control Grant)

264.162.5220000	Travel and Training	6,000.00
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Section 4. There is hereby an appropriation of the unappropriated balance of the 264 Lead Revolving Loan Fund, in the amount of \$5,000.00 (To cover the costs of lead hazard control projects for homeowners in the city of Newark)

264.164.5238000	General Services	5,000.00
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Section 5. There is hereby an appropriation of the unappropriated balance of the 260 CD Revolving Loan Fund, in the amount of \$25,000.00 (To cover the costs of minor home repair work for low-moderate income homeowners in the city of Newark)

260.601.5238000	General Services	25,000.00
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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 \_\_\_\_\_, 2024.

President of Council \_\_\_\_\_

Attest Clerk of Council \_\_\_\_\_

Date filed with Mayor \_\_\_\_\_

Date approved by Mayor \_\_\_\_\_

Mayor \_\_\_\_\_,

Approved as to form Director of Law \_\_\_\_\_