

March 30, 2023

SERVICE COMMITTEE

April 3, 2023

*Committee and Council Meetings can be viewed by accessing YouTube or Facebook
Following Finance Committee*

Council Chambers

AGENDA

1. Consider **Ordinance No. 23-09** AN ORDINANCE CONSENTING TO THE ANNEXATION OF CERTAIN TERRITORY, GENERALLY DESCRIBED AS BEING APPROXIMATELY 0.871 ACRES, MORE OR LESS, LOCATED IN NEWARK TOWNSHIP, TO THE CITY OF NEWARK, OHIO, AND DECLARING AN EMERGENCY **Invoking Rule 11**
2. Consider **Ordinance No. 23-10** AN ORDINANCE OBJECTING TO THE ANNEXATION OF CERTAIN TERRITORY, GENERALLY DESCRIBED AS BEING 0.871 ACRES, MORE OR LESS, LOCATED IN NEWARK TOWNSHIP, TO THE CITY OF NEWARK, OHIO, AND DECLARING AN EMERGENCY.
Invoking Rule 11
3. Consider **Resolution No. 23-35** A RESOLUTION ADOPTING A STATEMENT INDICATING WHAT SERVICES, IF ANY, THE CITY OF NEWARK, OHIO, WILL PROVIDE FOR APPROXIMATELY 0.871 ACRES, MORE OR LESS, LOCATED IN NEWARK TOWNSHIP, A TERRITORY PROPOSED FOR EXPEDITED II ANNEXATION, AND DECLARING AN EMERGENCY **Invoking Rule 11**
4. Consider **Resolution No. 23-36** A RESOLUTION REGARDING A BUFFER ZONE FOR THE ANNEXATION OF APPROXIMATELY 0.871 ACRES, MORE OR LESS, LOCATED IN NEWARK TOWNSHIP; AND DECLARING AN EMERGENCY **Invoking Rule 11**
5. Consider **Ordinance No. 23-11** AN ORDINANCE CONSENTING TO THE ANNEXATION OF CERTAIN TERRITORY, GENERALL DESCRIBED AS BEING APPROXIMATELY 2.035 ACRES,

MORE OR LESS, LOCATED IN NEWARK TOWNSHIP, TO THE CITY OF NEWARK, OHIO, AND DECLARING AN EMERGENCY [Invoking Rule 11](#)

6. Consider **Ordinance No. 23-12** AN ORDINANCE OBJECTING TO THE ANNEXATION OF CERTAIN TERRITORY, GENERALLY DESCRIBED AS BEING 2.035 ACRES, MORE OR LESS, LOCATED IN NEWARK TOWNSHIP, TO THE CITY OF NEWARK, OHIO, AND DECLARING AN EMERGENCY [Invoking Rule 11](#)
7. Consider **Resolution No. 23-37** A RESOLUTION ADOPTING A STATEMENT INDICATING WHAT SERVICES, IF ANY, THE CITY OF NEWARK, OHIO, WILL PROVIDE FOR APPROXIMATELY 2.035 ACRES, MORE OR LESS, LOCATED IN NEWARK TOWNSHIP, A TERRITORY PROPOSED FOR EXPEDITED II ANNEXATION, AND DECLARING AN EMERGENCY [Invoking Rule 11](#)
8. Consider **Resolution No. 23-38** A RESOLUTION REGARDING A BUFFER ZONE FOR THE ANNEXATION OF APPROXIMATELY 2.035 ACRES, MORE OR LESS, LOCATED IN NEWARK TOWNSHIP; AND DECLARING AN EMERGENCY [Invoking Rule 11](#)
9. Consider **Resolution No. 23-40** A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO PARTICIPATE IN THE ODOT WINTER CONTRACT (018-24) FOR ROAD SALT AND DECLARING AN EMERGENCY.
10. Consider **Resolution No. 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.
11. Other items at the discretion of the Chair

ORDINANCE NO. 23-09

BY: _____

AN ORDINANCE CONSENTING TO THE ANNEXATION OF CERTAIN TERRITORY, GENERALLY DESCRIBED AS BEING APPROXIMATELY 0.871 ACRES, MORE OR LESS, LOCATED IN NEWARK TOWNSHIP, TO THE CITY OF NEWARK, OHIO, AND DECLARING AN EMERGENCY.

WHEREAS, a petition for annexation of certain territory in Newark Township and generally described as being 0.871 acres, more or less, in Newark Township, Licking County, Ohio, adjacent and contiguous to the City of Newark, (**Exhibit "A" attached hereto**) was duly filed with the Board of County Commissioners and approved for annexation to the City of Newark; and

WHEREAS, not more than twenty-five (25) days from the date of filing of said petition with the Clerk of the Board of County Commissioners have elapsed; the application may now be considered by this Council; and must be considered prior to the expiration of twenty-five (25) days from the date of filing of said petition.

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

SECTION 1: The Council of the City of Newark, Ohio, hereby consents to the annexation of that real property as applied for in the petition of Connie J. Klema, Attorney at Law, P.O. Box 991, Pataskala, Ohio 43062, as agent for the owners, Plaza Financial Group, Ltd., 1573 Lemae Avenue, Newark, Ohio 43055, and Gary Lee Moffitt, Sr., and Mary Moffitt, 1572 Lemae Avenue, Newark, Ohio 43055, of the real estate sought to be annexed and hereby described as follows:

See Exhibit "A" for legal description

SECTION 2: An emergency is declared to exist for the reason that action must be taken immediately to meet notification requirements to the Licking County Commissioners pursuant to the Ohio Revised Code. Therefore, this Ordinance shall be immediately effective as provided in the City of Newark Charter, Article 4.07.

Passed this _____ day of _____, _____.

President of Council

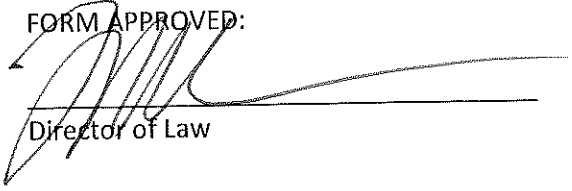
ATTEST: _____
Clerk of Council

DATE FILED WITH MAYOR: _____

DATE APPROVED BY MAYOR: _____

MAYOR

FORM APPROVED:



Director of Law

DESCRIPTION APPROVED:

Newark City Engineer

Prepared by the Office of the Director of Law

A



DESCRIPTION OF 0.871 ACRE
FOR ANNEXATION FROM THE TOWNSHIP OF NEWARK
INTO THE CITY OF NEWARK
02/22/2023
Page 1 of 2

Situated in the State of Ohio, County of Licking, Township of Newark, Quarter Township 2, Township 2, Range 12, United State Military Lands, and in Sines Addition as recorded in Plat Book 6, Page 170, being all of Lot 4, of said subdivision, conveyed to Plaza Financial Group Ltd. by Instrument Number 201103150005062 (Auditor's Parcel No. 058-288534-00.000), all of Lot 5, of said subdivision, conveyed to Gary Lee, Sr. and Mary Moffitt by Instrument Number 201507080014012 (Auditor's Parcel No. 058-288666-00.000), and part of Lemae Avenue (30' Wide) of said subdivision, references being of the Licking County Recorder's Office, and described as follows:

Beginning at the northwest corner of said Lot 4, the same being the southwest corner of Parma Allotment as recorded in Plat Book 4, Page 155, in the east line of Lot 7945 of Lyndenwald Acres Subdivision as recorded in Plat Book 5, Page 73 and in an existing corporation for the City of Newark as recorded in Instrument Number 195509109000001 (Ord. #65-103);

Thence, along the north line of said Lots 4 and 5, the same being the south line of said Parma Allotment, South 85 degrees 00 minutes 00 seconds East, 246.10 feet to the northeast corner of said Lot 5, the same being the northwest corner of Lot 11 of Buchman Addition as recorded in Plat Book 6, Page 139, in the south line of Lot 19 of said Parma Allotment;

Thence, along the east line of said Lot 5, the same being the west line of said Buchman Addition, South 05 degrees 00 minutes 00 seconds West, 123.00 feet to the southeast corner of said Lot 5, the same being the northeast corner of Lot 6 of said Sines Addition, in the west line of Lot 10 of said Buchman Addition;

Thence, along the south line of said Lot 5, the same being the north line of said Lot 6, North 85 degrees 00 minutes 00 seconds West, 128.05 feet to a common corner thereof, in the east right-of-way line for Lemae Avenue of said Sines Addition;

Thence, along said east right-of-way line, South 05 degrees 00 minutes 00 seconds West, 177.00 feet to the existing City of Newark corporation line as recorded in Instrument Number 198806239007787 (Ord. #88-27), in the west line of Lot 7 of said Sines Addition;

Thence, along said existing corporation line and across said Lemae Avenue, North 85 degrees 00 minutes 00 seconds West, 30.00 feet to the southeast corner of Lot 3 of said Sines Addition, in the west right-of-way line for said Lemae Avenue;

Thence, along an existing City of Newark corporation line as recorded in Instrument Number 200502240005393 (Ord. #91-7) and said west right-of-way line, North 05 degrees 00 minutes 00 seconds East, 150.00 feet to the southeast corner of said Lot 4, the same being the northeast corner of said Lot 3;

Thence, along said existing corporation line and the south line of said Lot 4, the same being the north line of said Lot 3, North 85 degrees 00 minutes 00 seconds West, 88.05 feet to a common corner thereof, in the east line of Lot 7943 of said Lyndenwald Acres Subdivision;

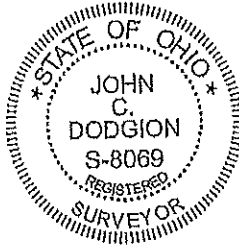
DESCRIPTION OF 0.871 ACRE
FOR ANNEXATION FROM THE TOWNSHIP OF NEWARK
INTO THE CITY OF NEWARK

02/22/2023

Page 2 of 2

Thence, along said existing corporation line (Ord. #88-27) and the west line of said Lot 4, the same being the east line of said Lyndenwald Acres Subdivision, **North 05 degrees 00 minutes 00 seconds East, 150.00 feet to the Point of Beginning**, containing 0.871 acre, more or less.

Subject to all, legal, easements, right-of-ways, conditions and restrictions. This description is based on existing Auditor's and Recorder's, Licking County, Ohio, record information and is to be used for annexation purposes only.

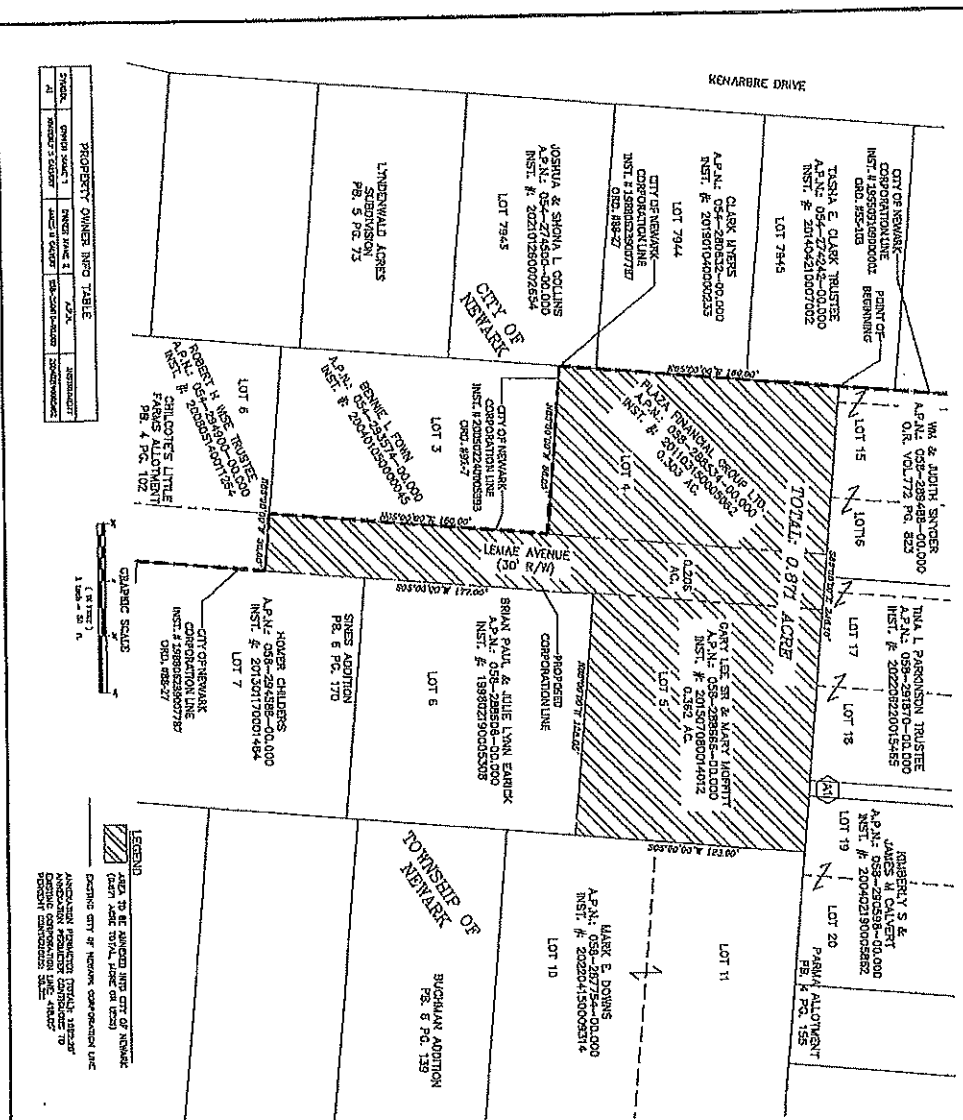


John C. Dodgion

John C. Dodgion, P.S. 8069

PLAT OF TERRITORY TO BE ANNEXED FROM THE TOWNSHIP OF NEWARK TO THE CITY OF NEWARK
 EXHIBIT "A"

B



PROPERTY OWNER MAP TABLE

TRACT	OWNER	TRACER	DATE	REVISION
AT	NEWARK	PLAT	02/22/2023	1

GRAPHIC SCALE
 1 inch = 50 ft.

LEGEND
 Area to be annexed into City of Newark
 Existing City of Newark Corporation Line
 Proposed City of Newark Corporation Line
 Proposed City of Newark Corporation Line
 Proposed City of Newark Corporation Line

APPROVED FOR THE CITY OF NEWARK

John C. Dodgson
 JOHN C. DODGSON
 CITY CLERK

APPROVED FOR THE TOWNSHIP OF NEWARK

John C. Dodgson
 JOHN C. DODGSON
 TOWNSHIP CLERK

APPROVED FOR THE STATE OF NEW JERSEY

John C. Dodgson
 JOHN C. DODGSON
 COUNTY CLERK



CERTIFICATION
 I, the undersigned, being duly sworn, depose and say that the foregoing is a true and correct copy of the original plat of territory to be annexed from the Township of Newark to the City of Newark, as the same appears from the records of the County of Essex, New Jersey.

APPROVED FOR THE CITY OF NEWARK
 APPROVED FOR THE TOWNSHIP OF NEWARK
 APPROVED FOR THE STATE OF NEW JERSEY

APPROVED FOR THE CITY OF NEWARK
 APPROVED FOR THE TOWNSHIP OF NEWARK
 APPROVED FOR THE STATE OF NEW JERSEY

APPROVED FOR THE CITY OF NEWARK
 APPROVED FOR THE TOWNSHIP OF NEWARK
 APPROVED FOR THE STATE OF NEW JERSEY

ORDINANCE NO. 23-10

BY: _____

AN ORDINANCE OBJECTING TO THE ANNEXATION OF CERTAIN TERRITORY, GENERALLY DESCRIBED AS BEING 0.871 ACRES, MORE OR LESS, LOCATED IN NEWARK TOWNSHIP, TO THE CITY OF NEWARK, OHIO, AND DECLARING AN EMERGENCY.

WHEREAS, a petition for annexation of certain territory in Newark Township and generally described as being 0.871 acres, more or less, in Newark Township, Licking County, Ohio, adjacent and contiguous to the City of Newark, was duly filed with the Board of County Commissioners and approved for annexation to the City of Newark; and

WHEREAS, not more than twenty-five (25) days from the date of filing of said petition with the Clerk of the Board of County Commissioners have elapsed; the application may now be considered by this Council; and must be considered prior to the expiration of twenty-five (25) days from the date of filing of said petition.

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

SECTION 1: The Council of the City of Newark, Ohio, hereby objects to the annexation of that real property as applied for in the petition of Connie J. Klema, Attorney at Law, P.O. Box 991, Pataskala, Ohio 43062, as agent for the owners, Plaza Financial Group, Ltd., 1573 Lemae Avenue, Newark, Ohio 43055, and Gary Lee Moffitt, Sr., and Mary Moffitt, 1572 Lemae Avenue, Newark, Ohio 43055, of the real estate sought to be annexed and hereby described as follows:

See Exhibit "A" for legal description

SECTION 2: An emergency is declared to exist for the reason that action must be taken immediately to meet notification requirements to the Licking County Commissioners pursuant to the Ohio Revised Code. Therefore, this Ordinance shall be immediately effective as provided in the City of Newark Charter, Article 4.07.

Passed this _____ day of _____, _____.

President of Council

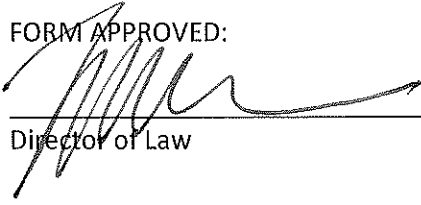
ATTEST: _____
Clerk of Council

DATE FILED WITH MAYOR: _____

DATE APPROVED BY MAYOR: _____

MAYOR

FORM APPROVED:

A handwritten signature in black ink, consisting of several loops and a long horizontal stroke at the end, positioned above a horizontal line.

Director of Law

DESCRIPTION APPROVED:

Newark City Engineer

Prepared by the Office of the Director of Law

A



DESCRIPTION OF 0.871 ACRE
FOR ANNEXATION FROM THE TOWNSHIP OF NEWARK
INTO THE CITY OF NEWARK

02/22/2023

Page 1 of 2

Situated in the State of Ohio, County of Licking, Township of Newark, Quarter Township 2, Township 2, Range 12, United State Military Lands, and in Sines Addition as recorded in Plat Book 6, Page 170, being all of Lot 4, of said subdivision, conveyed to Plaza Financial Group Ltd. by Instrument Number 201103150005062 (Auditor's Parcel No. 058-288534-00,000), all of Lot 5, of said subdivision, conveyed to Gary Lee, Sr. and Mary Moffitt by Instrument Number 201507080014012 (Auditor's Parcel No. 058-288666-00,000), and part of Lemae Avenue (30' Wide) of said subdivision, references being of the Licking County Recorder's Office, and described as follows:

Beginning at the northwest corner of said Lot 4, the same being the southwest corner of Parma Allotment as recorded in Plat Book 4, Page 155, in the east line of Lot 7945 of Lyndenwald Acres Subdivision as recorded in Plat Book 5, Page 73 and in an existing corporation for the City of Newark as recorded in Instrument Number 195509109000001 (Ord. #55-103);

Thence, along the north line of said Lots 4 and 5, the same being the south line of said Parma Allotment, South 85 degrees 00 minutes 00 seconds East, 246.10 feet to the northeast corner of said Lot 5, the same being the northwest corner of Lot 11 of Buchman Addition as recorded in Plat Book 6, Page 139, in the south line of Lot 19 of said Parma Allotment;

Thence, along the east line of said Lot 5, the same being the west line of said Buchman Addition, South 05 degrees 00 minutes 00 seconds West, 123.00 feet to the southeast corner of said Lot 5, the same being the northeast corner of Lot 6 of said Sines Addition, in the west line of Lot 10 of said Buchman Addition;

Thence, along the south line of said Lot 5, the same being the north line of said Lot 6, North 85 degrees 00 minutes 00 seconds West, 128.05 feet to a common corner thereof, in the east right-of-way line for Lemae Avenue of said Sines Addition;

Thence, along said east right-of-way line, South 05 degrees 00 minutes 00 seconds West, 177.00 feet to the existing City of Newark corporation line as recorded in Instrument Number 198806239007787 (Ord. #88-27), in the west line of Lot 7 of said Sines Addition;

Thence, along said existing corporation line and across said Lemae Avenue, North 85 degrees 00 minutes 00 seconds West, 30.00 feet to the southeast corner of Lot 3 of said Sines Addition, in the west right-of-way line for said Lemae Avenue;

Thence, along an existing City of Newark corporation line as recorded in Instrument Number 200502240005393 (Ord. #91-7) and said west right-of-way line, North 05 degrees 00 minutes 00 seconds East, 150.00 feet to the southeast corner of said Lot 4, the same being the northeast corner of said Lot 3;

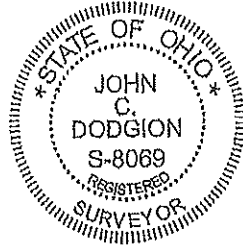
Thence, along said existing corporation line and the south line of said Lot 4, the same being the north line of said Lot 3, North 85 degrees 00 minutes 00 seconds West, 88.05 feet to a common corner thereof, in the east line of Lot 7943 of said Lyndenwald Acres Subdivision;

DESCRIPTION OF 0.871 ACRE
FOR ANNEXATION FROM THE TOWNSHIP OF NEWARK
INTO THE CITY OF NEWARK
02/22/2023
Page 2 of 2

Thence, along said existing corporation line (Ord. #88-27) and the west line of said Lot 4, the same being the east line of said Lyndenwald Acres Subdivision, North 05 degrees 00 minutes 00 seconds East, 150.00 feet to the Point of Beginning, containing 0.871 acre, more or less.

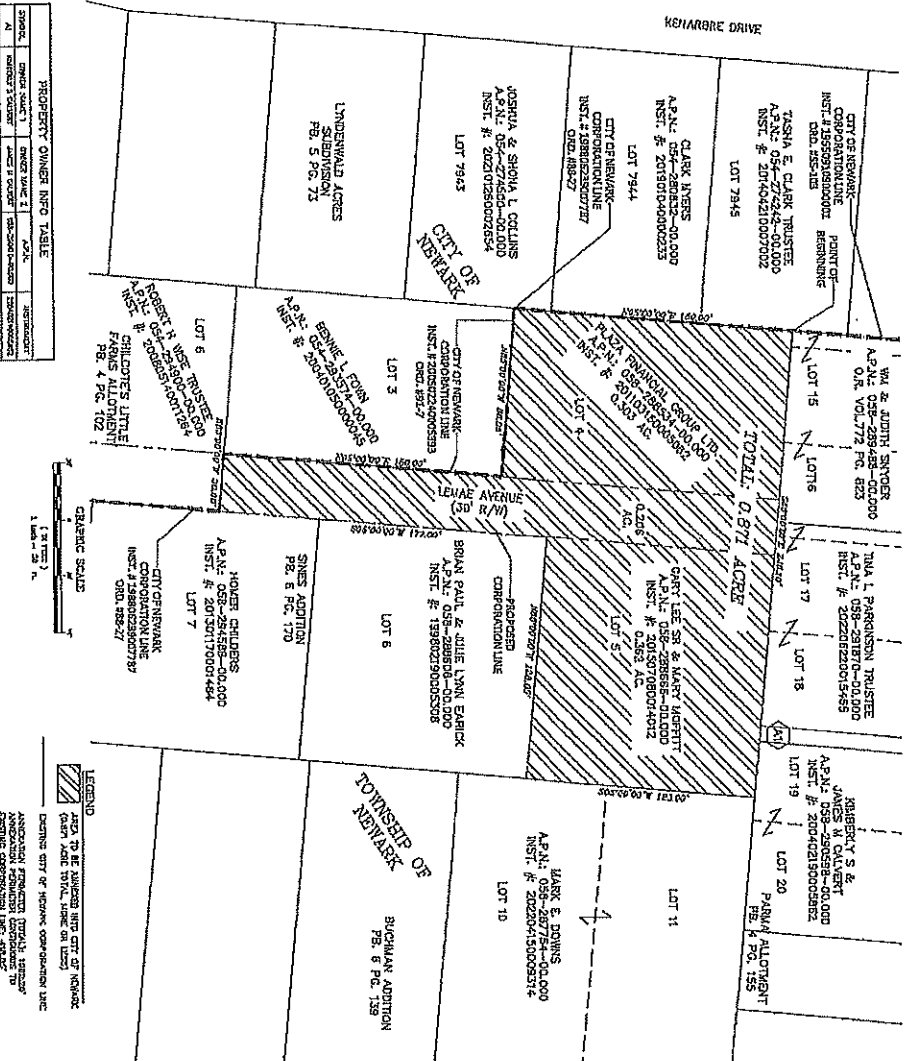
Subject to all, legal, easements, right-of-ways, conditions and restrictions. This description is based on existing Auditor's and Recorder's, Licking County, Ohio, record information and is to be used for annexation purposes only.

John C. Dodgion
John C. Dodgion, P.S. 8069



PLAT OF TERRITORY TO BE ANNEXED FROM THE TOWNSHIP OF NEWARK
TO THE CITY OF NEWARK
EXHIBIT "A"

B



PROPERTY OWNER INFO TABLE

OWNER	OWNER CONTACT	OWNER UNIT	APPLICANT
1	Clark Invers	Lot 1	City of Newark
2	Tasha E. Clark Trustee	Lot 2	City of Newark
3	Robert H. Rose Trustee	Lot 3	City of Newark
4	Chilcotes Little Farms Allotment	Lot 4	City of Newark
5	Bank E. Downs	Lot 5	City of Newark
6	Brian Paul & Julie Lynn Ebarick	Lot 6	City of Newark
7	Homey Childrens Corporation	Lot 7	City of Newark
8	Shes Addition	Lot 8	City of Newark
9	Bank E. Downs	Lot 9	City of Newark
10	Bank E. Downs	Lot 10	City of Newark
11	Bank E. Downs	Lot 11	City of Newark
12	Bank E. Downs	Lot 12	City of Newark
13	Bank E. Downs	Lot 13	City of Newark
14	Bank E. Downs	Lot 14	City of Newark
15	Bank E. Downs	Lot 15	City of Newark
16	Bank E. Downs	Lot 16	City of Newark
17	Bank E. Downs	Lot 17	City of Newark
18	Bank E. Downs	Lot 18	City of Newark
19	Bank E. Downs	Lot 19	City of Newark
20	Bank E. Downs	Lot 20	City of Newark

LEGEND
 AREA TO BE ANNEXED INTO CITY OF NEWARK
 (SHOWN AS Hatched Area on Map)
 AREA TO BE ANNEXED INTO TOWNSHIP OF NEWARK
 (SHOWN AS Unshaded Area on Map)
 BOUNDARY BETWEEN CITY OF NEWARK AND TOWNSHIP OF NEWARK
 (SHOWN AS Dashed Line on Map)

APPLICANT'S CERTIFICATE OF TITLE
 I, the undersigned, being duly sworn, depose and say that I am the owner of the above described property and that I have no other interest therein, and that I have no knowledge of any other person claiming an interest therein.

STATE OF NEWARK
 COUNTY OF ESSEX
 JOHN A. DODSON
 5-2008
 Notary Public

APPLICANT'S CERTIFICATE OF TITLE
 I, the undersigned, being duly sworn, depose and say that I am the owner of the above described property and that I have no other interest therein, and that I have no knowledge of any other person claiming an interest therein.

STATE OF NEWARK
 COUNTY OF ESSEX
 JOHN A. DODSON
 5-2008
 Notary Public

STATE OF NEWARK
 COUNTY OF ESSEX
 JOHN A. DODSON
 5-2008
 Notary Public

STATE OF NEWARK
 COUNTY OF ESSEX
 JOHN A. DODSON
 5-2008
 Notary Public

STATE OF NEWARK
 COUNTY OF ESSEX
 JOHN A. DODSON
 5-2008
 Notary Public

STATE OF NEWARK
 COUNTY OF ESSEX
 JOHN A. DODSON
 5-2008
 Notary Public

STATE OF NEWARK
 COUNTY OF ESSEX
 JOHN A. DODSON
 5-2008
 Notary Public

STATE OF NEWARK
 COUNTY OF ESSEX
 JOHN A. DODSON
 5-2008
 Notary Public

STATE OF NEWARK
 COUNTY OF ESSEX
 JOHN A. DODSON
 5-2008
 Notary Public

STATE OF NEWARK
 COUNTY OF ESSEX
 JOHN A. DODSON
 5-2008
 Notary Public

STATE OF NEWARK
 COUNTY OF ESSEX
 JOHN A. DODSON
 5-2008
 Notary Public

STATE OF NEWARK
 COUNTY OF ESSEX
 JOHN A. DODSON
 5-2008
 Notary Public

STATE OF NEWARK
 COUNTY OF ESSEX
 JOHN A. DODSON
 5-2008
 Notary Public

STATE OF NEWARK
 COUNTY OF ESSEX
 JOHN A. DODSON
 5-2008
 Notary Public

STATE OF NEWARK
 COUNTY OF ESSEX
 JOHN A. DODSON
 5-2008
 Notary Public

STATE OF NEWARK
 COUNTY OF ESSEX
 JOHN A. DODSON
 5-2008
 Notary Public

STATE OF NEWARK
 COUNTY OF ESSEX
 JOHN A. DODSON
 5-2008
 Notary Public

STATE OF NEWARK
 COUNTY OF ESSEX
 JOHN A. DODSON
 5-2008
 Notary Public

STATE OF NEWARK
 COUNTY OF ESSEX
 JOHN A. DODSON
 5-2008
 Notary Public

STATE OF NEWARK
 COUNTY OF ESSEX
 JOHN A. DODSON
 5-2008
 Notary Public

STATE OF NEWARK
 COUNTY OF ESSEX
 JOHN A. DODSON
 5-2008
 Notary Public

BY _____

A RESOLUTION ADOPTING A STATEMENT INDICATING WHAT SERVICES, IF ANY, THE CITY OF NEWARK, OHIO, WILL PROVIDE FOR APPROXIMATELY 0.871 ACRES, MORE OR LESS, LOCATED IN NEWARK TOWNSHIP, A TERRITORY PROPOSED FOR EXPEDITED II ANNEXATION, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Newark has received notice of a Petition for Expedited Type II Annexation filed with the Licking County Commissioners by Connie J. Klema, Attorney at Law, P.O. Box 991, Pataskala, Ohio 43062, Agent for Petitioner, Plaza Financial Group, Ltd., 1573 Lemae Avenue, Newark, Ohio 43055, and Gary Lee Moffitt, Sr., and Mary Moffitt, 1572 Lemae Avenue, Newark, Ohio 43055, indicating the substance of a petition for an expedited II annexation to the City of Newark; and,

WHEREAS, Section 709.023 (C) R.C. requires that upon receiving this notice, the legislative authority shall by ordinance or resolution adopt a statement indicating what services, if any, the municipal corporation will provide for the territory proposed for annexation upon an expedited II annexation; and,

WHEREAS, an emergency exists due to statutory deadlines imposed upon the City in this annexation case. Therefore, it is necessary for this Resolution to be effective immediately to preserve the health, safety and welfare of the citizens of the City of Newark.

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 hereby indicates by the adoption of legislation the services the City of Newark will provide to the territory proposed to be annexed upon the acceptance of such expedited II annexation to the City.

A. POLICE PROTECTION

The Department of Public Safety, Division of Police provides the City and its residents with adequately staffed and equipped 24-hour police protection. The City is contractually served by an emergency mutual aid pact with surrounding law enforcement agencies in the event that additional police services are needed. The proposed area for annexation would be primarily served by patrol units with an average emergency response time of 3 minutes. The City of Newark is a member of the Licking County 911 Emergency Service, which provides a direct link for emergency information to police dispatchers. This system provides a quick response to emergency situations.

This service will be immediately available upon the legal enactment of the annexation legislation.

B. FIRE

Fire protection is provided by the City of Newark Fire Department. The Department operates twenty-four (24) hours per day, seven (7) days a week, and three hundred & sixty-five (365) days a year. Response is from Station No. 2 (1140 Hollander Street), Station No. 1 (75 S. 4th Street), Station No. 3 (1800 West Main Street) or from Station No. 5 (950 Sharon Valley Road)

This service will be available immediately upon annexation to the City of Newark.

C. EMERGENCY MEDICAL PROTECTION

Emergency medical protection is provided by the City of Newark Fire Department. The Department has multiple firefighters trained as emergency medical technicians and paramedics. The Newark Fire Department operates twenty-four (24) hours per day, seven (7) days per week and three hundred & sixty-five (365) days per year.

This service will be available immediately upon annexation to the City of Newark.

D. SANITARY SEWER

Sanitary sewer is not available to this property at this time.

E. WATER

Water service is available to this property at this time.

F. STREET MAINTENANCE

Street maintenance includes repair, reconstruction and widening, if necessary, and snow plowing. These services would be provided by the City of Newark Street Department.

This service will be available immediately upon annexation to the City of Newark.

G. HIGHWAY RESPONSIBILITY ORDINANCE

The territory to be annexed herein is described by the attached **Exhibit "A"**.

This annexation does not create a segmented roadway and would not require a Highway Maintenance Ordinance.

H. STREET LIGHTING

Street lighting would not be installed within the property to be annexed.

I. ANIMAL CONTROL

Animal control for the property sought to be annexed will be provided by the City of Newark through the Newark Police Department.

This service will be available immediately upon annexation to the City of Newark.

SECTION 2: An emergency is hereby declared to exist for the reason that action must be taken immediately so as to meet notification requirements to the Licking County Commissioners before any meeting which may be set regarding the above request for expedited II annexation; therefore, this Resolution shall become effective immediately in accordance with Article 4.07 of the Charter of the City of Newark, Ohio.

Adopted this _____ day of _____, _____.

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

A



DESCRIPTION OF 0.871 ACRE
FOR ANNEXATION FROM THE TOWNSHIP OF NEWARK
INTO THE CITY OF NEWARK

02/22/2023

Page 1 of 2

Situated in the State of Ohio, County of Licking, Township of Newark, Quarter Township 2, Township 2, Range 12, United State Military Lands, and in Sines Addition as recorded in Plat Book 6, Page 170, being all of Lot 4, of said subdivision, conveyed to Plaza Financial Group Ltd. by Instrument Number 201103150005062 (Auditor's Parcel No. 058-288534-00.000), all of Lot 5, of said subdivision, conveyed to Gary Lee, Sr. and Mary Moffitt by Instrument Number 201507080014012 (Auditor's Parcel No. 058-288666-00.000), and part of Lemae Avenue (30' Wide) of said subdivision, references being of the Licking County Recorder's Office, and described as follows:

Beginning at the northwest corner of said Lot 4, the same being the southwest corner of Parma Allotment as recorded in Plat Book 4, Page 155, in the east line of Lot 7945 of Lyndenwald Acres Subdivision as recorded in Plat Book 5, Page 73 and in an existing corporation for the City of Newark as recorded in Instrument Number 195509109000001 (Ord. #85-103);

Thence, along the north line of said Lots 4 and 5, the same being the south line of said Parma Allotment, **South 85 degrees 00 minutes 00 seconds East, 246.10 feet** to the northeast corner of said Lot 5, the same being the northwest corner of Lot 11 of Buchman Addition as recorded in Plat Book 6, Page 139, in the south line of Lot 19 of said Parma Allotment;

Thence, along the east line of said Lot 5, the same being the west line of said Buchman Addition, **South 05 degrees 00 minutes 00 seconds West, 123.00 feet** to the southeast corner of said Lot 5, the same being the northeast corner of Lot 6 of said Sines Addition, in the west line of Lot 10 of said Buchman Addition;

Thence, along the south line of said Lot 5, the same being the north line of said Lot 6, **North 85 degrees 00 minutes 00 seconds West, 128.05 feet** to a common corner thereof, in the east right-of-way line for Lemae Avenue of said Sines Addition;

Thence, along said east right-of-way line, **South 05 degrees 00 minutes 00 seconds West, 177.00 feet** to the existing City of Newark corporation line as recorded in Instrument Number 198806239007787 (Ord. #88-27), in the west line of Lot 7 of said Sines Addition;

Thence, along said existing corporation line and across said Lemae Avenue, **North 85 degrees 00 minutes 00 seconds West, 30.00 feet** to the southeast corner of Lot 3 of said Sines Addition, in the west right-of-way line for said Lemae Avenue;

Thence, along an existing City of Newark corporation line as recorded in Instrument Number 200502240005393 (Ord. #91-7) and said west right-of-way line, **North 05 degrees 00 minutes 00 seconds East, 150.00 feet** to the southeast corner of said Lot 4, the same being the northeast corner of said Lot 3;

Thence, along said existing corporation line and the south line of said Lot 4, the same being the north line of said Lot 3, **North 85 degrees 00 minutes 00 seconds West, 88.05 feet** to a common corner thereof, in the east line of Lot 7943 of said Lyndenwald Acres Subdivision;

DESCRIPTION OF 0.871 ACRE
FOR ANNEXATION FROM THE TOWNSHIP OF NEWARK
INTO THE CITY OF NEWARK
02/22/2023
Page 2 of 2

Thence, along said existing corporation line (Ord. #88-27) and the west line of said Lot 4, the same being the east line of said Lyndenwald Acres Subdivision, North 05 degrees 00 minutes 00 seconds East, 150.00 feet to the Point of Beginning, containing 0.871 acre, more or less.

Subject to all, legal, easements, right-of-ways, conditions and restrictions. This description is based on existing Auditor's and Recorder's, Licking County, Ohio, record information and is to be used for annexation purposes only.

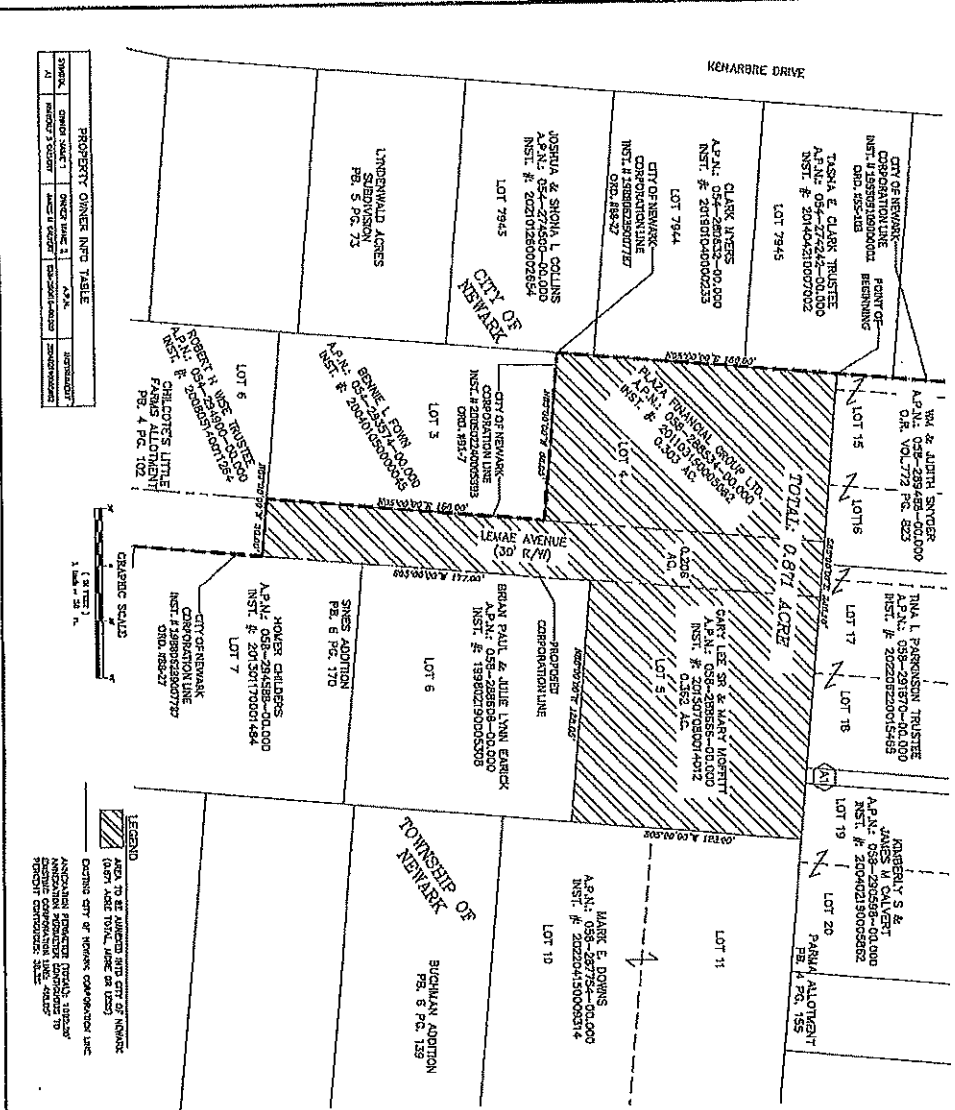
John C. Dodgion

John C. Dodgion, P.S. 8069



PLAT OF TERRITORY TO BE ANNEXED FROM THE TOWNSHIP OF NEWARK TO THE CITY OF NEWARK
EXHIBIT "A"

B



PROPERTY OWNER INFO TABLE

OWNER	OWNER'S ADDRESS	OWNER'S PHONE	OWNER'S FAX
CLARK MYERS	10000 W. 10th St. #100	(303) 441-1000	(303) 441-1000
JOSHUA & SHONA L COLLINS	10000 W. 10th St. #100	(303) 441-1000	(303) 441-1000
CITY OF NEWARK	10000 W. 10th St. #100	(303) 441-1000	(303) 441-1000



LEGEND
AREA TO BE ANNEXED INTO CITY OF NEWARK
(Color Area Only, Line as Shown)

APPLICANT	JOHN C. BORDEN
DATE	02/22/2005
PROJECT	ANNEXATION OF TERRITORY FROM THE TOWNSHIP OF NEWARK TO THE CITY OF NEWARK
MAP	1



CERTIFICATION
I, JOHN C. BORDEN, Mayor of the City of Newark, New Jersey, do hereby certify that the foregoing is a true and correct copy of the original plat of territory to be annexed from the Township of Newark to the City of Newark, New Jersey, as shown on the attached map.

WITNESSED my hand and the seal of the City of Newark, New Jersey, this 22nd day of February, 2005.

JOHN C. BORDEN
MAYOR

APPLICANT'S AFFIDAVIT
I, JOHN C. BORDEN, do hereby certify that the foregoing is a true and correct copy of the original plat of territory to be annexed from the Township of Newark to the City of Newark, New Jersey, as shown on the attached map.

NOTARIAL CERTIFICATE
I, JOHN C. BORDEN, do hereby certify that the foregoing is a true and correct copy of the original plat of territory to be annexed from the Township of Newark to the City of Newark, New Jersey, as shown on the attached map.

NOTARIAL CERTIFICATE
I, JOHN C. BORDEN, do hereby certify that the foregoing is a true and correct copy of the original plat of territory to be annexed from the Township of Newark to the City of Newark, New Jersey, as shown on the attached map.

NOTARIAL CERTIFICATE
I, JOHN C. BORDEN, do hereby certify that the foregoing is a true and correct copy of the original plat of territory to be annexed from the Township of Newark to the City of Newark, New Jersey, as shown on the attached map.

NOTARIAL CERTIFICATE
I, JOHN C. BORDEN, do hereby certify that the foregoing is a true and correct copy of the original plat of territory to be annexed from the Township of Newark to the City of Newark, New Jersey, as shown on the attached map.

RESOLUTION NO. 23-36

BY _____

A RESOLUTION REGARDING A BUFFER ZONE FOR THE ANNEXATION OF APPROXIMATELY 0.871 ACRES, MORE OR LESS, LOCATED IN NEWARK TOWNSHIP; AND DECLARING AN EMERGENCY.

WHEREAS, an application for annexation of approximately 0.871 acres, more or less, located in Newark Township, has been filed with the Licking County Commissioners; and

WHEREAS, the City of Newark has determined that the zoning established by the City for the area to be annexed may be incompatible with the zoning regulations in effect for the land adjacent thereto; and

WHEREAS, due to such incompatibility, the property to be annexed may require establishment of a buffer zone as defined in Ohio Revised Code Section 709.023.

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

SECTION 1: The City of Newark hereby resolves that in the event the City of Newark determines that the zoning established for this annexation is incompatible with the zoning regulations in effect for the land adjacent to the annexation, it will require buffering as defined in Ohio Revised Code Section 709.023.

SECTION 2: An emergency is hereby declared to exist for the reason that action must be taken immediately to meet notification requirements to the Licking County Commissioners pursuant to the Ohio Revised Code. Therefore, this resolution shall become effective immediately in accordance with Article 4.07 of the Charter of the City of Newark, Ohio.

Adopted this _____ day of _____, _____.

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

A



DESCRIPTION OF 0.871 ACRE
FOR ANNEXATION FROM THE TOWNSHIP OF NEWARK
INTO THE CITY OF NEWARK

02/22/2023
Page 1 of 2

Situated in the State of Ohio, County of Licking, Township of Newark, Quarter Township 2, Township 2, Range 12, United State Military Lands, and in Sines Addition as recorded in Plat Book 6, Page 170, being all of Lot 4, of said subdivision, conveyed to Plaza Financial Group Ltd. by Instrument Number 201103150005062 (Auditor's Parcel No. 058-288534-00,000), all of Lot 5, of said subdivision, conveyed to Gary Lee, Sr. and Mary Moffitt by Instrument Number 201507080014012 (Auditor's Parcel No. 058-288666-00,000), and part of Lemae Avenue (30' Wide) of said subdivision, references being of the Licking County Recorder's Office, and described as follows:

Beginning at the northwest corner of said Lot 4, the same being the southwest corner of Parma Allotment as recorded in Plat Book 4, Page 155, in the east line of Lot 7945 of Lyndenwald Acres Subdivision as recorded in Plat Book 5, Page 73 and in an existing corporation for the City of Newark as recorded in Instrument Number 195509109000001 (Ord. #55-103);

Thence, along the north line of said Lots 4 and 5, the same being the south line of said Parma Allotment, South 85 degrees 00 minutes 00 seconds East, 246.10 feet to the northeast corner of said Lot 5, the same being the northwest corner of Lot 11 of Buchman Addition as recorded in Plat Book 6, Page 139, in the south line of Lot 19 of said Parma Allotment;

Thence, along the east line of said Lot 5, the same being the west line of said Buchman Addition, South 05 degrees 00 minutes 00 seconds West, 123.00 feet to the southeast corner of said Lot 5, the same being the northeast corner of Lot 6 of said Sines Addition, in the west line of Lot 10 of said Buchman Addition;

Thence, along the south line of said Lot 5, the same being the north line of said Lot 6, North 85 degrees 00 minutes 00 seconds West, 128.05 feet to a common corner thereof, in the east right-of-way line for Lemae Avenue of said Sines Addition;

Thence, along said east right-of-way line, South 05 degrees 00 minutes 00 seconds West, 177.00 feet to the existing City of Newark corporation line as recorded in Instrument Number 198806239007787 (Ord. #88-27), in the west line of Lot 7 of said Sines Addition;

Thence, along said existing corporation line and across said Lemae Avenue, North 85 degrees 00 minutes 00 seconds West, 30.00 feet to the southeast corner of Lot 3 of said Sines Addition, in the west right-of-way line for said Lemae Avenue;

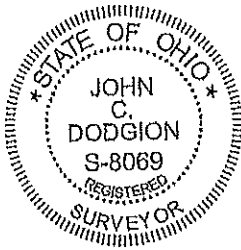
Thence, along an existing City of Newark corporation line as recorded in Instrument Number 200502240005393 (Ord. #91-7) and said west right-of-way line, North 05 degrees 00 minutes 00 seconds East, 150.00 feet to the southeast corner of said Lot 4, the same being the northeast corner of said Lot 3;

Thence, along said existing corporation line and the south line of said Lot 4, the same being the north line of said Lot 3, North 85 degrees 00 minutes 00 seconds West, 88.05 feet to a common corner thereof, in the east line of Lot 7943 of said Lyndenwald Acres Subdivision;

DESCRIPTION OF 0.871 ACRE
FOR ANNEXATION FROM THE TOWNSHIP OF NEWARK
INTO THE CITY OF NEWARK
02/22/2023
Page 2 of 2

Thence, along said existing corporation line (Ord. #88-27) and the west line of said Lot 4, the same being the east line of said Lyndenwald Acres Subdivision, **North 05 degrees 00 minutes 00 seconds East, 150.00 feet to the Point of Beginning**, containing 0.871 acre, more or less.

Subject to all, legal, easements, right-of-ways, conditions and restrictions. This description is based on existing Auditor's and Recorder's, Licking County, Ohio, record information and is to be used for annexation purposes only.

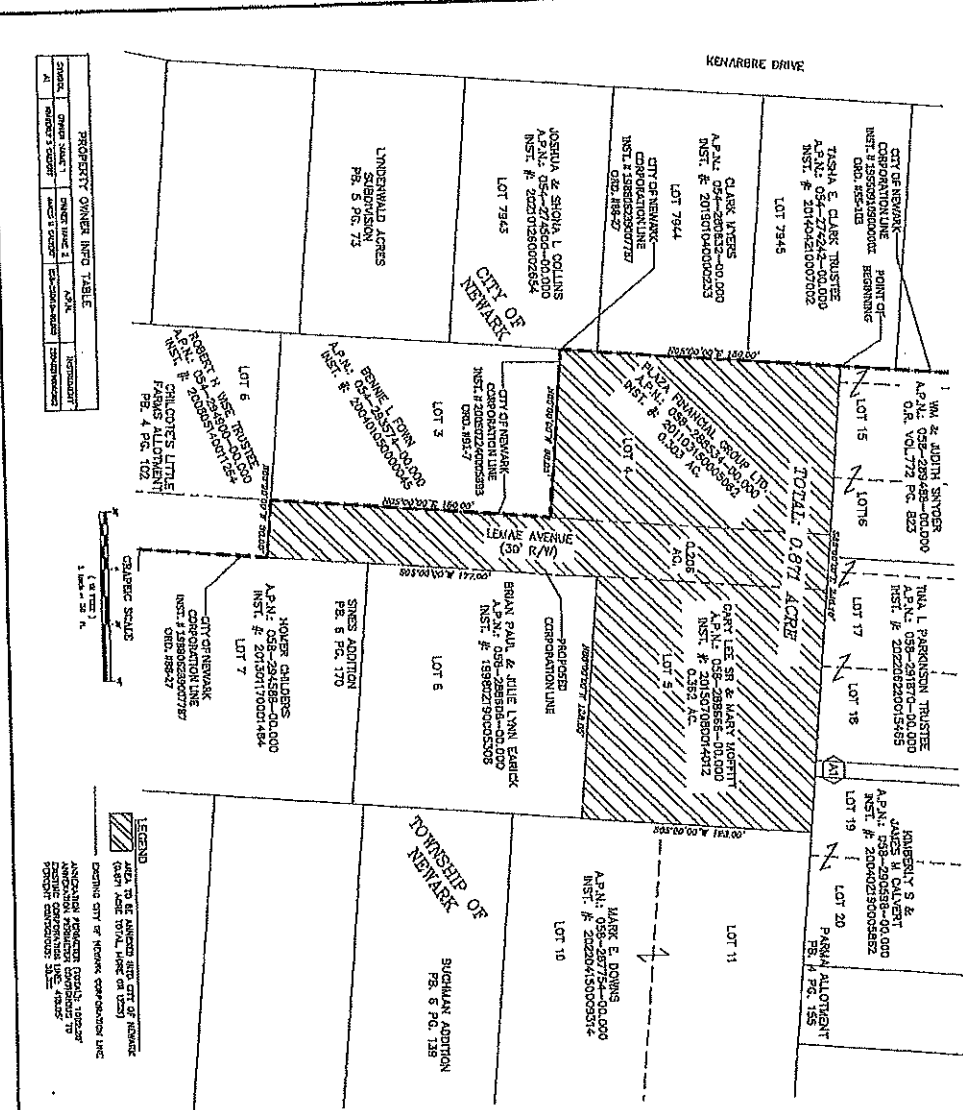


John C. Dodgion

John C. Dodgion, P.S. 8069

B

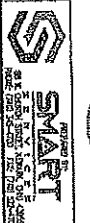
PLAT OF TERRITORY TO BE ANNEXED FROM THE TOWNSHIP OF NEWARK TO THE CITY OF NEWARK EXHIBIT "A"



PROPERTY OWNER INFO TABLE. Columns: Owner Name, Parcel ID, Parcel Area, Parcel Status, Assessed Value, Taxable Value, Property Class.

LEGEND. AREA TO BE ANNEXED INTO CITY OF NEWARK (SHOWN AS HATCHED). AREA NOT TO BE ANNEXED INTO CITY OF NEWARK (SHOWN AS UNHATCHED).

John C. Dodson, REC. STRUCKER INC. 2000. Date: 02/22/2023.



CERTIFICATION. THIS PLAT IS MADE IN ACCORDANCE WITH THE PROVISIONS OF THE ACT OF APRIL 22, 1952 (PUBLIC LAW 46-413) AND THE ACT OF APRIL 22, 1952 (PUBLIC LAW 46-413) AS AMENDED.

NOTICE TO THE PROPERTY OWNERS. THE BOARD OF PUBLIC WORKS HAS REVIEWED THIS PLAT AND HAS DETERMINED THAT IT CONFORMS WITH THE PROVISIONS OF THE ACT OF APRIL 22, 1952 (PUBLIC LAW 46-413) AS AMENDED.

THE BOARD OF PUBLIC WORKS HAS REVIEWED THIS PLAT AND HAS DETERMINED THAT IT CONFORMS WITH THE PROVISIONS OF THE ACT OF APRIL 22, 1952 (PUBLIC LAW 46-413) AS AMENDED.

THE BOARD OF PUBLIC WORKS HAS REVIEWED THIS PLAT AND HAS DETERMINED THAT IT CONFORMS WITH THE PROVISIONS OF THE ACT OF APRIL 22, 1952 (PUBLIC LAW 46-413) AS AMENDED.

THE BOARD OF PUBLIC WORKS HAS REVIEWED THIS PLAT AND HAS DETERMINED THAT IT CONFORMS WITH THE PROVISIONS OF THE ACT OF APRIL 22, 1952 (PUBLIC LAW 46-413) AS AMENDED.

ORDINANCE NO. 23-11

BY: _____

AN ORDINANCE CONSENTING TO THE ANNEXATION OF CERTAIN TERRITORY, GENERALLY DESCRIBED AS BEING APPROXIMATELY 2.035 ACRES, MORE OR LESS, LOCATED IN NEWARK TOWNSHIP, TO THE CITY OF NEWARK, OHIO, AND DECLARING AN EMERGENCY.

WHEREAS, a petition for annexation of certain territory in Newark Township and generally described as being 2.035 acres, more or less, in Newark Township, Licking County, Ohio, adjacent and contiguous to the City of Newark, (**Exhibit "A" attached hereto**) was duly filed with the Board of County Commissioners and approved for annexation to the City of Newark; and

WHEREAS, not more than twenty-five (25) days from the date of filing of said petition with the Clerk of the Board of County Commissioners have elapsed; the application may now be considered by this Council; and must be considered prior to the expiration of twenty-five (25) days from the date of filing of said petition.

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

SECTION 1: The Council of the City of Newark, Ohio, hereby consents to the annexation of that real property as applied for in the petition of Jeremy R. Abrams, Attorney at Law, Kidwell & Cunningham, Ltd., 112 North Main Street, Mount Vernon, Ohio 43050, as agent for the owners, Cardinal Electric Newark, LLC, 1725 Mount Vernon Road, Newark, Ohio 43055, of the real estate sought to be annexed and hereby described as follows:

See Exhibit "A" for legal description

SECTION 2: An emergency is declared to exist for the reason that action must be taken immediately to meet notification requirements to the Licking County Commissioners pursuant to the Ohio Revised Code. Therefore, this Ordinance shall be immediately effective as provided in the City of Newark Charter, Article 4.07.

Passed this _____ day of _____, _____.

President of Council

ATTEST: _____
Clerk of Council

DATE FILED WITH MAYOR: _____

DATE APPROVED BY MAYOR: _____

MAYOR

FORM APPROVED:



Director of Law

DESCRIPTION APPROVED:

Newark City Engineer

Prepared by the Office of the Director of Law

**PETITION FOR ANNEXATION
TO THE CITY OF NEWARK, OHIO
WITH THE CONSENT OF ALL PARTIES
R.C. 709.02, R.C. 709.021, and R.C. 709.22**

Total of 2.035 Acres, Newark Township

To: Board of County Commissioners of Licking County, Ohio

The undersigned petitioners hereby petition for annexation, and respectfully represent unto the Licking County, Ohio Board of Commissioners as follows:

1. That the petitioner, Cardinal Electric Newark, LLC, is the owner in fee simple title to the territory legally described herein as Parcels One and Two.
2. The territory described herein is located in the County of Licking in the State of Ohio, and is not now within the corporate limits of any other municipality, and is contiguous and adjacent to the corporate limits of the City of Newark.
3. The undersigned, being a duly authorized representative of the petitioners, hereby petitions for annexation of the following territory to the City of Newark, Licking County, Ohio:

Situated in the State of Ohio, County of Licking, Township of Newark and bounded and described as follows:

Being a part of the 1st and 2nd Quarters of Township 2, Range 12, United States Military Lands and situated in Newark Township, Licking County, Ohio and described as follows:

Parcel One:

Commencing at a point marked by an iron pin in the Southeast corner of Gregory Park Addition as the same is recorded in Vol. 8,, pages 74, 75 and 76 of the Plat Records of Licking County, Ohio; thence South 85 degrees 21' East, along said Gregory Park Addition South line a distance of 32.00 feet to a point in the centerline of State Route 13; thence South 15 degrees 38' 30" East, along the centerline of State Route 13 a distance of 213.22 feet to a point, which point is the true place of beginning of the tract of land described herein; thence South 15 degrees 38' 30" East, along the centerline of State Route 13 a distance of 106.61 feet to a point; thence North 85 degrees 21' West, parallel with said Gregory Park Addition South line a distance of 319.66 feet to a point marked by an iron pin, passing an iron pin at 32.00 feet; thence North 4 degrees 39' East, a distance of 100.00 feet to a point marked by an iron pin; thence South 85 degrees 21' East, a distance of 282.68 feet, passing an iron pin at 250.68 feet, to the place of beginning, containing 0.655 acres, more or less.

Parcel Two:

Commencing at a point marked by an iron pin in the Southeast corner of Gregory Park Addition as the same is recorded in Vol. 8, pages 74, 75 and 76 of the Plat Records of Licking County, Ohio; thence North 85 degrees 21' West, along said Gregory Park South

line a distance of 476.49 feet to a point in said Gregory Park South line marked by an iron pin; thence South 4 degrees 39' West, a distance of 100.00 feet to a point marked by an iron pin, which point is the true place of beginning of the tract of land described herein; thence South 85 degrees 21' East, a distance of 299.77 feet to a point marked by an iron pin; thence South 4 degrees 39' West, a distance of 200.00 feet to a point marked by an iron pin, passing an iron pin at 100.00 feet; thence North 85 degrees 21' West, a distance of 299.77 feet to a point; thence North 4 degrees 39' East, a distance of 200.00 feet, to the place of beginning, containing 1.38 acres, more or less.

Parcel Numbers: 058-286554-03.000 & 058-286716-00.000

Prior Instrument of Record: Instrument Number 202201040000169, Licking County, Ohio, Official Records.

Address: 1725 Mount Vernon Road, Newark, Ohio 43055

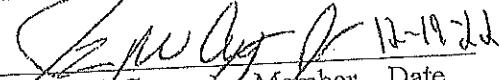
Jeremy R. Abrams, Attorney at Law, Kidwell & Cunningham, Ltd., 112 North Main Street, Mount Vernon, Ohio 43050, is appointed agent for the petitioner as required by R.C. 709.02, with full power to amend, increase or decrease the area, to do any and all things essential thereto, and to take any action necessary for obtaining the granting of this petition, without further expressed consent of the petitioners.

Please take notice that, simultaneously with the filing of this petition, our agent, Jeremy R. Abrams, Attorney at Law, is also filing a list of all tracts, lots, or parcels in the territory proposed for annexation, and all tracts, lots, or parcels located adjacent to that territory, as required by R.C. 709.02.

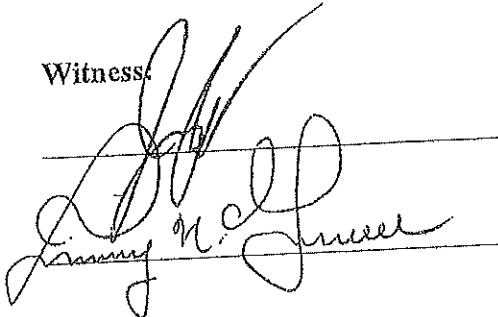
NOTICE: WHOEVER SIGNS THIS PETITION EXPRESSLY WAIVES THEIR RIGHT TO APPEAL ANY ACTION ON THE PETITION TAKEN BY THE BOARD OF COUNTY COMMISSIONERS. THERE ALSO IS NO APPEAL FROM THE BOARD'S DECISION IN THIS MATTER IN LAW OR IN EQUITY.

In Witness Whereof, the undersigned property owners hereby affix their signature on the date so indicated.

Petitioner: Cardinal Electric Newark, LLC

By:  12-19-22
Joseph M. Curry, Jr., Member Date

Witness:



ORDINANCE NO. 23-12

BY: _____

AN ORDINANCE OBJECTING TO THE ANNEXATION OF CERTAIN TERRITORY, GENERALLY DESCRIBED AS BEING 2.035 ACRES, MORE OR LESS, LOCATED IN NEWARK TOWNSHIP, TO THE CITY OF NEWARK, OHIO, AND DECLARING AN EMERGENCY.

WHEREAS, a petition for annexation of certain territory in Newark Township and generally described as being 2.035 acres, more or less, in Newark Township, Licking County, Ohio, adjacent and contiguous to the City of Newark, was duly filed with the Board of County Commissioners and approved for annexation to the City of Newark; and

WHEREAS, not more than twenty-five (25) days from the date of filing of said petition with the Clerk of the Board of County Commissioners have elapsed; the application may now be considered by this Council; and must be considered prior to the expiration of twenty-five (25) days from the date of filing of said petition.

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

SECTION 1: The Council of the City of Newark, Ohio, hereby objects to the annexation of that real property as applied for in the petition of Jeremy R. Abrams, Attorney at Law, Kidwell & Cunningham, Ltd., 112 North Main Street, Mount Vernon, Ohio 43050, as agent for the owners, Cardinal Electric Newark, LLC, 1725 Mount Vernon Road, Newark, Ohio 43055, of the real estate sought to be annexed and hereby described as follows:

See Exhibit "A" for legal description

SECTION 2: An emergency is declared to exist for the reason that action must be taken immediately to meet notification requirements to the Licking County Commissioners pursuant to the Ohio Revised Code. Therefore, this Ordinance shall be immediately effective as provided in the City of Newark Charter, Article 4.07.

Passed this _____ day of _____, _____.

President of Council

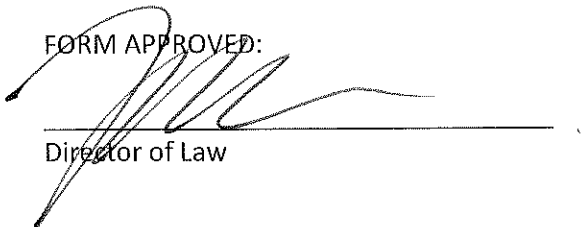
ATTEST: _____
Clerk of Council

DATE FILED WITH MAYOR: _____

DATE APPROVED BY MAYOR: _____

MAYOR

FORM APPROVED:

A handwritten signature in black ink, consisting of several loops and a long horizontal stroke, positioned above a solid horizontal line.

Director of Law

DESCRIPTION APPROVED:

Newark City Engineer

Prepared by the Office of the Director of Law

**PETITION FOR ANNEXATION
TO THE CITY OF NEWARK, OHIO
WITH THE CONSENT OF ALL PARTIES
R.C. 709.02, R.C. 709.021, and R.C. 709.22**

Total of 2.035 Acres, Newark Township

To: Board of County Commissioners of Licking County, Ohio

The undersigned petitioners hereby petition for annexation, and respectfully represent unto the Licking County, Ohio Board of Commissioners as follows:

1. That the petitioner, Cardinal Electric Newark, LLC, is the owner in fee simple title to the territory legally described herein as Parcels One and Two.
2. The territory described herein is located in the County of Licking in the State of Ohio, and is not now within the corporate limits of any other municipality, and is contiguous and adjacent to the corporate limits of the City of Newark.
3. The undersigned, being a duly authorized representative of the petitioners, hereby petitions for annexation of the following territory to the City of Newark, Licking County, Ohio:

Situated in the State of Ohio, County of Licking, Township of Newark and bounded and described as follows:

Being a part of the 1st and 2nd Quarters of Township 2, Range 12, United States Military Lands and situated in Newark Township, Licking County, Ohio and described as follows:

Parcel One:

Commencing at a point marked by an iron pin in the Southeast corner of Gregory Park Addition as the same is recorded in Vol. 8,, pages 74, 75 and 76 of the Plat Records of Licking County, Ohio; thence South 85 degrees 21' East, along said Gregory Park Addition South line a distance of 32.00 feet to a point in the centerline of State Route 13; thence South 15 degrees 38' 30" East, along the centerline of State Route 13 a distance of 213.22 feet to a point, which point is the true place of beginning of the tract of land described herein; thence South 15 degrees 38' 30" East, along the centerline of State Route 13 a distance of 106.61 feet to a point; thence North 85 degrees 21' West, parallel with said Gregory Park Addition South line a distance of 319.66 feet to a point marked by an iron pin, passing an iron pin at 32.00 feet; thence North 4 degrees 39' East, a distance of 100.00 feet to a point marked by an iron pin; thence South 85 degrees 21' East, a distance of 282.68 feet, passing an iron pin at 250.68 feet, to the place of beginning, containing 0.655 acres, more or less.

Parcel Two:

Commencing at a point marked by an iron pin in the Southeast corner of Gregory Park Addition as the same is recorded in Vol. 8, pages 74, 75 and 76 of the Plat Records of Licking County, Ohio; thence North 85 degrees 21' West, along said Gregory Park South

line a distance of 476.49 feet to a point in said Gregory Park South line marked by an iron pin; thence South 4 degrees 39' West, a distance of 100.00 feet to a point marked by an iron pin, which point is the true place of beginning of the tract of land described herein; thence South 85 degrees 21' East, a distance of 299.77 feet to a point marked by an iron pin; thence South 4 degrees 39' West, a distance of 200.00 feet to a point marked by an iron pin, passing an iron pin at 100.00 feet; thence North 85 degrees 21' West, a distance of 299.77 feet to a point; thence North 4 degrees 39' East, a distance of 200.00 feet, to the place of beginning, containing 1.38 acres, more or less.

Parcel Numbers: 058-286554-03.000 & 058-286716-00.000

Prior Instrument of Record: Instrument Number 202201040000169, Licking County, Ohio, Official Records.

Address: 1725 Mount Vernon Road, Newark, Ohio 43055

Jeremy R. Abrams, Attorney at Law, Kidwell & Cunningham, Ltd., 112 North Main Street, Mount Vernon, Ohio 43050, is appointed agent for the petitioner as required by R.C. 709.02, with full power to amend, increase or decrease the area, to do any and all things essential thereto, and to take any action necessary for obtaining the granting of this petition, without further expressed consent of the petitioners.

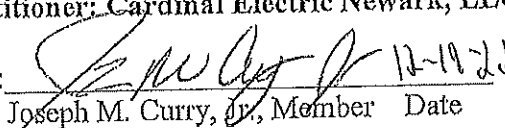
Please take notice that, simultaneously with the filing of this petition, our agent, Jeremy R. Abrams, Attorney at Law, is also filing a list of all tracts, lots, or parcels in the territory proposed for annexation, and all tracts, lots, or parcels located adjacent to that territory, as required by R.C. 709.02.

NOTICE: WHOEVER SIGNS THIS PETITION EXPRESSLY WAIVES THEIR RIGHT TO APPEAL ANY ACTION ON THE PETITION TAKEN BY THE BOARD OF COUNTY COMMISSIONERS. THERE ALSO IS NO APPEAL FROM THE BOARD'S DECISION IN THIS MATTER IN LAW OR IN EQUITY.

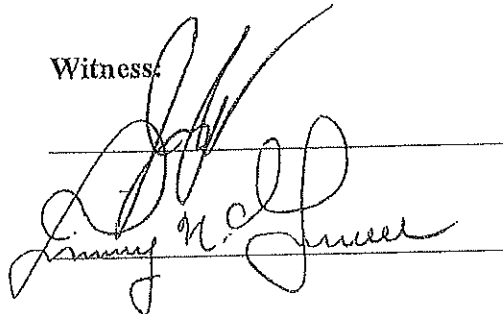
In Witness Whereof, the undersigned property owners hereby affix their signature on the date so indicated.

Petitioner: Cardinal Electric Newark, LLC

By:

 12-19-22
Joseph M. Curry, Jr., Member Date

Witness:


Jimmy N. Jones

RESOLUTION NO. 28-37

BY _____

A RESOLUTION ADOPTING A STATEMENT INDICATING WHAT SERVICES, IF ANY, THE CITY OF NEWARK, OHIO, WILL PROVIDE FOR APPROXIMATELY 2.035 ACRES, MORE OR LESS, LOCATED IN NEWARK TOWNSHIP, A TERRITORY PROPOSED FOR EXPEDITED II ANNEXATION, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Newark has received notice of a Petition for Expedited Type II Annexation filed with the Licking County Commissioners by Jeremy R. Abrams, Attorney at Law, Kidwell & Cunningham, Ltd., 112 North Main Street, Mount Vernon, Ohio 43050, Agent for Petitioner, Cardinal Electric Newark, LLC, 1725 Mount Vernon Road, Newark, Ohio 43055, indicating the substance of a petition for an expedited II annexation to the City of Newark; and,

WHEREAS, Section 709.023 (C) R.C. requires that upon receiving this notice, the legislative authority shall by ordinance or resolution adopt a statement indicating what services, if any, the municipal corporation will provide for the territory proposed for annexation upon an expedited II annexation; and,

WHEREAS, an emergency exists due to statutory deadlines imposed upon the City in this annexation case. Therefore, it is necessary for this Resolution to be effective immediately to preserve the health, safety and welfare of the citizens of the City of Newark.

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 hereby indicates by the adoption of legislation the services the City of Newark will provide to the territory proposed to be annexed upon the acceptance of such expedited II annexation to the City.

A. POLICE PROTECTION

The Department of Public Safety, Division of Police provides the City and its residents with adequately staffed and equipped 24-hour police protection. The City is contractually served by an emergency mutual aid pact with surrounding law enforcement agencies in the event that additional police services are needed. The proposed area for annexation would be primarily served by patrol units with an average emergency response time of 3 minutes. The City of Newark is a member of the Licking County 911 Emergency Service, which provides a direct link for emergency information to police dispatchers. This system provides a quick response to emergency situations.

This service will be immediately available upon the legal enactment of the annexation legislation.

B. FIRE

Fire protection is provided by the City of Newark Fire Department. The Department operates twenty-four (24) hours per day, seven (7) days a week, and three hundred & sixty-five (365) days a year. Response is from Station No. 2 (1140 Hollander Street), Station No. 1 (75 S. 4th Street), Station No. 3 (1800 West Main Street) or from Station No. 5 (950 Sharon Valley Road)

This service will be available immediately upon annexation to the City of Newark.

C. EMERGENCY MEDICAL PROTECTION

Emergency medical protection is provided by the City of Newark Fire Department. The Department has multiple firefighters trained as emergency medical technicians and paramedics. The Newark Fire Department operates twenty-four (24) hours per day, seven (7) days per week and three hundred & sixty-five (365) days per year.

This service will be available immediately upon annexation to the City of Newark.

D. SANITARY SEWER

Sanitary sewer is available to this property at this time; located approximately 40' of the South property line by connecting to either a 12" or 18" line.

E. WATER

Water service is available to this property at this time.

F. STREET MAINTENANCE

Street maintenance includes repair, reconstruction and widening, if necessary, and snow plowing. These services would be provided by the City of Newark Street Department.

This service will be available immediately upon annexation to the City of Newark.

G. HIGHWAY RESPONSIBILITY ORDINANCE

The territory to be annexed herein is described by the attached **Exhibit "A"**.

This annexation does not create a segmented roadway and would not require a Highway Maintenance Ordinance.

H. STREET LIGHTING

Street lighting would not be installed within the property to be annexed.

I. ANIMAL CONTROL

Animal control for the property sought to be annexed will be provided by the City of Newark through the Newark Police Department.

This service will be available immediately upon annexation to the City of Newark.

SECTION 2: An emergency is hereby declared to exist for the reason that action must be taken immediately so as to meet notification requirements to the Licking County Commissioners before any meeting which may be set regarding the above request for expedited II annexation; therefore, this Resolution shall become effective immediately in accordance with Article 4.07 of the Charter of the City of Newark, Ohio.

Adopted this _____ day of _____, _____.

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

**PETITION FOR ANNEXATION
TO THE CITY OF NEWARK, OHIO
WITH THE CONSENT OF ALL PARTIES
R.C. 709.02, R.C. 709.021, and R.C. 709.22**

Total of 2.035 Acres, Newark Township

To: Board of County Commissioners of Licking County, Ohio

The undersigned petitioners hereby petition for annexation, and respectfully represent unto the Licking County, Ohio Board of Commissioners as follows:

1. That the petitioner, Cardinal Electric Newark, LLC, is the owner in fee simple title to the territory legally described herein as Parcels One and Two.
2. The territory described herein is located in the County of Licking in the State of Ohio, and is not now within the corporate limits of any other municipality, and is contiguous and adjacent to the corporate limits of the City of Newark.
3. The undersigned, being a duly authorized representative of the petitioners, hereby petitions for annexation of the following territory to the City of Newark, Licking County, Ohio:

Situated in the State of Ohio, County of Licking, Township of Newark and bounded and described as follows:

Being a part of the 1st and 2nd Quarters of Township 2, Range 12, United States Military Lands and situated in Newark Township, Licking County, Ohio and described as follows:

Parcel One:

Commencing at a point marked by an iron pin in the Southeast corner of Gregory Park Addition as the same is recorded in Vol. 8,, pages 74, 75 and 76 of the Plat Records of Licking County, Ohio; thence South 85 degrees 21' East, along said Gregory Park Addition South line a distance of 32.00 feet to a point in the centerline of State Route 13; thence South 15 degrees 38' 30" East, along the centerline of State Route 13 a distance of 213.22 feet to a point, which point is the true place of beginning of the tract of land described herein; thence South 15 degrees 38' 30" East, along the centerline of State Route 13 a distance of 106.61 feet to a point; thence North 85 degrees 21' West, parallel with said Gregory Park Addition South line a distance of 319.66 feet to a point marked by an iron pin, passing an iron pin at 32.00 feet; thence North 4 degrees 39' East, a distance of 100.00 feet to a point marked by an iron pin; thence South 85 degrees 21' East, a distance of 282.68 feet, passing an iron pin at 250.68 feet, to the place of beginning, containing 0.655 acres, more or less.

Parcel Two:

Commencing at a point marked by an iron pin in the Southeast corner of Gregory Park Addition as the same is recorded in Vol. 8, pages 74, 75 and 76 of the Plat Records of Licking County, Ohio; thence North 85 degrees 21' West, along said Gregory Park South

line a distance of 476.49 feet to a point in said Gregory Park South line marked by an iron pin; thence South 4 degrees 39' West, a distance of 100.00 feet to a point marked by an iron pin, which point is the true place of beginning of the tract of land described herein; thence South 85 degrees 21' East, a distance of 299.77 feet to a point marked by an iron pin; thence South 4 degrees 39' West, a distance of 200.00 feet to a point marked by an iron pin, passing an iron pin at 100.00 feet; thence North 85 degrees 21' West, a distance of 299.77 feet to a point; thence North 4 degrees 39' East, a distance of 200.00 feet, to the place of beginning, containing 1.38 acres, more or less.

Parcel Numbers: 058-286554-03.000 & 058-286716-00.000

Prior Instrument of Record: Instrument Number 202201040000169, Licking County, Ohio, Official Records.

Address: 1725 Mount Vernon Road, Newark, Ohio 43055

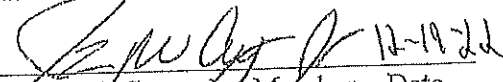
Jeremy R. Abrams, Attorney at Law, Kidwell & Cunningham, Ltd., 112 North Main Street, Mount Vernon, Ohio 43050, is appointed agent for the petitioner as required by R.C. 709.02, with full power to amend, increase or decrease the area, to do any and all things essential thereto, and to take any action necessary for obtaining the granting of this petition, without further expressed consent of the petitioners.

Please take notice that, simultaneously with the filing of this petition, our agent, Jeremy R. Abrams, Attorney at Law, is also filing a list of all tracts, lots, or parcels in the territory proposed for annexation, and all tracts, lots, or parcels located adjacent to that territory, as required by R.C. 709.02.

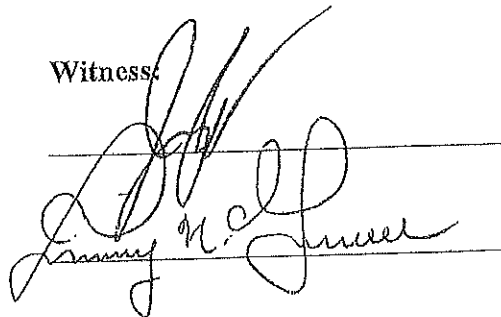
NOTICE: WHOEVER SIGNS THIS PETITION EXPRESSLY WAIVES THEIR RIGHT TO APPEAL ANY ACTION ON THE PETITION TAKEN BY THE BOARD OF COUNTY COMMISSIONERS. THERE ALSO IS NO APPEAL FROM THE BOARD'S DECISION IN THIS MATTER IN LAW OR IN EQUITY.

In Witness Whereof, the undersigned property owners hereby affix their signature on the date so indicated.

Petitioner: Cardinal Electric Newark, LLC

By:  12-19-22
Joseph M. Curry, Jr., Member Date

Witness:


Jeremy R. Abrams

RESOLUTION NO. 23-38

BY _____

A RESOLUTION REGARDING A BUFFER ZONE FOR THE ANNEXATION OF APPROXIMATELY 2.035 ACRES, MORE OR LESS, LOCATED IN NEWARK TOWNSHIP; AND DECLARING AN EMERGENCY.

WHEREAS, an application for annexation of approximately 2.035 acres, more or less, located in Newark Township, has been filed with the Licking County Commissioners; and

WHEREAS, the City of Newark has determined that the zoning established by the City for the area to be annexed may be incompatible with the zoning regulations in effect for the land adjacent thereto; and

WHEREAS, due to such incompatibility, the property to be annexed may require establishment of a buffer zone as defined in Ohio Revised Code Section 709.023.

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

SECTION 1: The City of Newark hereby resolves that in the event the City of Newark determines that the zoning established for this annexation is incompatible with the zoning regulations in effect for the land adjacent to the annexation, it will require buffering as defined in Ohio Revised Code Section 709.023.

SECTION 2: An emergency is hereby declared to exist for the reason that action must be taken immediately to meet notification requirements to the Licking County Commissioners pursuant to the Ohio Revised Code. Therefore, this resolution shall become effective immediately in accordance with Article 4.07 of the Charter of the City of Newark, Ohio.

Adopted this _____ day of _____, _____.

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

**PETITION FOR ANNEXATION
TO THE CITY OF NEWARK, OHIO
WITH THE CONSENT OF ALL PARTIES
R.C. 709.02, R.C. 709.021, and R.C. 709.22**

Total of 2.035 Acres, Newark Township

To: Board of County Commissioners of Licking County, Ohio

The undersigned petitioners hereby petition for annexation, and respectfully represent unto the Licking County, Ohio Board of Commissioners as follows:

1. That the petitioner, Cardinal Electric Newark, LLC, is the owner in fee simple title to the territory legally described herein as Parcels One and Two.
2. The territory described herein is located in the County of Licking in the State of Ohio, and is not now within the corporate limits of any other municipality, and is contiguous and adjacent to the corporate limits of the City of Newark.
3. The undersigned, being a duly authorized representative of the petitioners, hereby petitions for annexation of the following territory to the City of Newark, Licking County, Ohio:

Situated in the State of Ohio, County of Licking, Township of Newark and bounded and described as follows:

Being a part of the 1st and 2nd Quarters of Township 2, Range 12, United States Military Lands and situated in Newark Township, Licking County, Ohio and described as follows:

Parcel One:

Commencing at a point marked by an iron pin in the Southeast corner of Gregory Park Addition as the same is recorded in Vol. 8., pages 74, 75 and 76 of the Plat Records of Licking County, Ohio; thence South 85 degrees 21' East, along said Gregory Park Addition South line a distance of 32.00 feet to a point in the centerline of State Route 13; thence South 15 degrees 38' 30" East, along the centerline of State Route 13 a distance of 213.22 feet to a point, which point is the true place of beginning of the tract of land described herein; thence South 15 degrees 38' 30" East, along the centerline of State Route 13 a distance of 106.61 feet to a point; thence North 85 degrees 21' West, parallel with said Gregory Park Addition South line a distance of 319.66 feet to a point marked by an iron pin, passing an iron pin at 32.00 feet; thence North 4 degrees 39' East, a distance of 100.00 feet to a point marked by an iron pin; thence South 85 degrees 21' East, a distance of 282.68 feet, passing an iron pin at 250.68 feet, to the place of beginning, containing 0.655 acres, more or less.

Parcel Two:

Commencing at a point marked by an iron pin in the Southeast corner of Gregory Park Addition as the same is recorded in Vol. 8, pages 74, 75 and 76 of the Plat Records of Licking County, Ohio; thence North 85 degrees 21' West, along said Gregory Park South

line a distance of 476.49 feet to a point in said Gregory Park South line marked by an iron pin; thence South 4 degrees 39' West, a distance of 100.00 feet to a point marked by an iron pin, which point is the true place of beginning of the tract of land described herein; thence South 85 degrees 21' East, a distance of 299.77 feet to a point marked by an iron pin; thence South 4 degrees 39' West, a distance of 200.00 feet to a point marked by an iron pin, passing an iron pin at 100.00 feet; thence North 85 degrees 21' West, a distance of 299.77 feet to a point; thence North 4 degrees 39' East, a distance of 200.00 feet, to the place of beginning, containing 1.38 acres, more or less.

Parcel Numbers: 058-286554-03.000 & 058-286716-00.000

Prior Instrument of Record: Instrument Number 202201040000169, Licking County, Ohio, Official Records.

Address: 1725 Mount Vernon Road, Newark, Ohio 43055

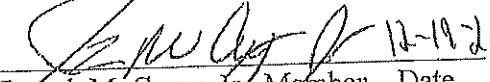
Jeremy R. Abrams, Attorney at Law, Kidwell & Cunningham, Ltd., 112 North Main Street, Mount Vernon, Ohio 43050, is appointed agent for the petitioner as required by R.C. 709.02, with full power to amend, increase or decrease the area, to do any and all things essential thereto, and to take any action necessary for obtaining the granting of this petition, without further expressed consent of the petitioners.

Please take notice that, simultaneously with the filing of this petition, our agent, Jeremy R. Abrams, Attorney at Law, is also filing a list of all tracts, lots, or parcels in the territory proposed for annexation, and all tracts, lots, or parcels located adjacent to that territory, as required by R.C. 709.02.

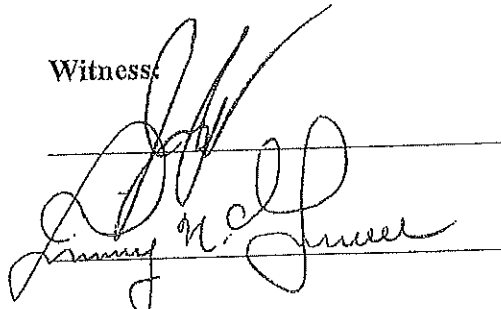
NOTICE: WHOEVER SIGNS THIS PETITION EXPRESSLY WAIVES THEIR RIGHT TO APPEAL ANY ACTION ON THE PETITION TAKEN BY THE BOARD OF COUNTY COMMISSIONERS. THERE ALSO IS NO APPEAL FROM THE BOARD'S DECISION IN THIS MATTER IN LAW OR IN EQUITY.

In Witness Whereof, the undersigned property owners hereby affix their signature on the date so indicated.

Petitioner: Cardinal Electric Newark, LLC

By:  12-19-22
Joseph M. Curry, Jr., Member Date

Witness:



City of Newark
Division of Engineering

MEMORANDUM

TO : Service Committee
FROM : Brian Morehead, City Engineer
DATE : 28 March 2023
RE : Committee Agenda for 4/3/2023

Please allow time on your next agenda to discuss submitting legislation to Council for the following items:

- 1) Legislation to authorize and direct the Director of Public Service to participate in the ODOT Winter Salt Contract (018-24) and declaring an emergency. The emergency measure is necessary because ODOT requires the executed legislation to be delivered to them by Monday, May 1, 2023 (or as soon as possible afterward) to be included in the program.
- 2) Legislation to permit bidding and enter into contract for the following projects:
 - a) 2023 Street Maintenance Projects, funded with State Gas Tax funds, License Plate Permissive Tax funds and Capital Improvement funds. The project is planned to begin in Summer 2023 with completion by Fall 2023.
 - b) 2023 Concrete Maintenance – Curb Ramps & Sidewalks, using CDBG and Capital Improvements funds. The project will be planned to begin in Fall 2023 with completion by Spring 2024.
 - c) Waterworks Road – Horns Hill Road Roundabout & Waterworks Dam Spillway. These projects are being designed now to be built in conjunction with each other. We expect bidding in Fall 2023 with completion by Summer 2024.
 - d) Waterworks Road Bridge Repairs over North Fork Licking River - This project is starting design soon, and we expect bidding in late Fall 2023 with completion by Summer 2024.
 - e) Stormwater Utility - Small Drainage Projects – projects in various neighborhoods that have identified drainage or erosion issues, mostly extensions of piping or grading to correct the problems, planning for the next projects are underway.
 - f) Berwyn Lane Waterline Replacement - This project is being designed now, and we expect bidding in Fall 2023 with completion by Summer 2024.

Please let me know if you have any further questions before the meeting.

cc: David Rhodes, Service Director
Roger Loomis – Brandon Fox, Utilities Administrator
Lindsey Brighton, Storm Water Utility
City Engineer

Files 202301, 202302, 202303, 202220, 202230

BY: _____

A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO PARTICIPATE IN THE ODOT WINTER CONTRACT (018-24) FOR ROAD SALT AND DECLARING AN EMERGENCY.

WHEREAS, the City of Newark in Licking County (hereinafter referred to as the “Political Subdivision”) hereby submits this written agreement to participate in the Ohio Department of Transportation’s (ODOT) annual winter road salt bid (018-24) in accordance with Ohio Revised Code 5513.01 (B) and hereby agrees to all of the following terms and conditions in its participation of the ODOT winter road salt contract:

- a. The Political Subdivision hereby agrees to be bound by all terms and conditions established by ODOT in the winter road salt contract and acknowledges that upon award of the contract by the Director of ODOT it shall be bound by all such terms and conditions included in the contract; and
- b. The Political Subdivision hereby acknowledges that upon the Director of ODOT’s signing of the winter road salt contract, it shall effectively form a contract between the awarded salt supplier and the Political Subdivision; and
- c. The Political Subdivision agrees to be solely responsible for resolving all claims or disputes arising out of its participation in the ODOT winter road salt contract and agrees to hold the Department of Transportation harmless of any claims, actions, expenses, or other damages arising out of the Political Subdivision’s participation in the winter road salt contract; and
- d. The Political Subdivision’s electronic order for Sodium Chloride (Road Salt) will be in the amount of **1000 tons**, of which the Political Subdivision agrees to purchase from its awarded salt supplier at the delivered bid price per ton awarded by the Director of ODOT; and
- e. The Political Subdivision hereby agrees to purchase a minimum of 90% of its electronically submitted salt quantities from its awarded salt supplier during the contract’s effective period; and
- f. The Political Subdivision hereby agrees to place orders with and directly pay the awarded salt supplier on a net 30 basis for all road salt it receives pursuant to ODOT winter salt contract; and
- g. The Political Subdivision acknowledges that should it wish to rescind this participation agreement it will do so by written, emailed request no later than Monday, May 1, 2023 by 5:00pm. The written, emailed request to rescind this participation agreement must be received by the ODOT Office of Contract Sales, Purchasing Section email: Contracts.Purchasing@dot.ohio.gov by the deadline. The Department, upon receipt, will respond that it has received the request and that it has effectively removed the Political Subdivision’s participation request. Furthermore, it is the sole responsibility of the Political

Subdivision to ensure ODOT has received this participation agreement as well and the receipt of any request to rescind this participation agreement. The Department shall not be held responsible or liable for failure to receive a Political Subdivision's participation agreement and/or a Political Subdivision's request to rescind its participation agreement.

WHEREAS, The emergency measure is necessary for the immediate preservation of the public, peace, health, safety, and welfare due to the program deadline set by ODOT.

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

Section 1: That this participation agreement for the ODOT winter road salt contract is hereby approved, funding has been authorized, and the Political Subdivision agrees to the above terms and conditions regarding participation on the ODOT winter salt contract.

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: This Resolution shall become effective immediately as an emergency pursuant to Article 4.07 of the Charter of the City of Newark, Ohio for the immediate preservation of the public peace, health, safety, and welfare

Adopted this _____ day of _____, 2023.

President of Council

Attest: _____
Clerk of Council

Date Filed with Mayor: _____

Date Approved by Mayor: _____

Mayor

Service Director

Form Approved: _____
Law Director

Prepared by the Division of Engineering.

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.