

COUNCIL AGENDA

October 2, 2023

Committee and Council Meetings can be viewed by accessing YouTube

Council Chambers

7:00 P.M.

ROLL CALL

INVOCATION – Mr. Labutis

PLEDGE OF ALLEGIANCE

CAUCUS

Invoke Rule 21 for 23-40-B to be amended to:

23-40-C AN ORDINANCE SETTING COMPENSATION AND STATING POLICY WITH RESPECT TO CERTAIN APPOINTED POSITIONS OF THE CITY OF NEWARK, OHIO REPEALING ALL ORDINANCES AND RESOLUTIONS IN CONFLICT HEREWITH

MINUTES of September 18, 2023

APPOINTMENTS

There are none this meeting

REPORTS OF STANDING COMMITTEES

Finance

Street

Service

REPORTS FROM CITY OFFICIALS

There are none this meeting

COMMUNICATIONS

Terrace Gardens , 85 West Church Street, Newark, Oh - Partnership with The Finch Group dba TFG Housing Resources to rehab the project.

Licking County Courthouse Lighting Committee - The Community Lighting Fundraising Campaign will run through Friday, October 20th, contact Spencer Barker for more information.

Chance Patznick, Superintendent Parks and Cemetery - Safe trick or treat on the Square, Thursday October 26th, 5:30-7pm

PRESENTATION - Scott Brown from The Auditor of State's Office - State Auditor's Award of Distinction for the 2022 Audit

PUBLIC HEARING

23-29 AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 74 SOUTH 30TH STREET, CITY OF NEWARK, LICKING COUNTY, OHIO, PARCEL TAX ID#054-221880-00.000 FROM THAT OF LB-LIMITED INTENSITY BUSINESS DISTRICT TO GO- GENERAL OFFICE DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO

Upon consideration of the information presented, the following actions are recommended:

- 1. The zoning classification for the parcel at 74 South 30th Street shall be changed to GO - General Office District. Ordinance 23-29 is recommended for passage and approval by Council.*

COMMENTS FROM CITIZENS

ORDINANCES ON SECOND READING

23-50 AN ORDINANCE MODIFYING THE PAY RANGE FOR THE POSITION OF STREET/TRAFFIC CONTROL OPERATIONS MANAGER IN THE CITY OF NEWARK, DEPARTMENT OF SERVICE DIVISION OF STREET MAINTENANCE AND AMENDING THE DEPARTMENT AUTHORIZATION TABLES OF AND SETTING THE COMPENSATION THEREFOR

ORDINANCES ON FIRST READING

23-51 AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 1725 MT. VERNON ROAD, CITY OF NEWARK, LICKING COUNTY, OHIO, PARCEL TAX ID #058-286716-00.000 AND TAX ID # 058-286554-03.000 FROM THAT OF NEWTON TOWNSHIP (B2) TO GC - GENERAL COMMERCIAL DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO

23-52 AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 1572 LEMAE AVENUE AND 1573 LEMAE AVENUE, CITY OF NEWARK, LICKING COUNTY, OHIO, PARCEL TAX ID #096-288666-00.000 AND PARCEL TAX ID#096-288534-00.000 FROM THAT OF NEWARK TOWNSHIP TO SINGLE-FAMILY RESIDENCE - RM - MEDIUM DENSITY ZONING DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO

RESOLUTIONS ON SECOND READING

23-78 A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF NEWARK TO PREPARE AND SUMIT TO THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) A ONE YEAR USE OF FUNDS/ACTION PLAN ALONG WITH AN APPLICATION FOR FY 2024 FEDERAL COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS (CDBG), AS REQUIRED BY 24 CFR PART 91.220, FOR VARIOUS PROGRAMS RELATED TO HOUSING AND COMMUNITY DEVELOPMENT.

23-80 A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR

23-81 A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE FOR THE CITY OF NEWARK, OHIO, TO ENTER INTO A LEASE-PURCHASE AGREEMENT WITH PARK NATIONAL BANK FOR THE LEASE-PURCHASE OF ONE (1) NON-TRANSPORT MEDIC UNITS FOR THE DIVISION OF FIRE.

RESOLUTIONS ON FIRST READING

23-83 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 2024 BODY WORN CAMERA GRANT FUNDING.

23-84 APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION

23-85 Exp APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION

23-86 A RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO PREPARE AND SUBMIT APPLICATIONS TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENTS PROGRAM AND TO EXECUTE CONTRACTS AS REQUIRED.

COMMENTS FROM CITIZENS

MISCELLANEOUS

ADJOURNMENT

ORDINANCE NO. 23-47AB

BY: _____

**AN ORDINANCE SETTING COMPENSATION AND STATING POLICY WITH
RESPECT TO CERTAIN APPOINTED POSITIONS OF THE CITY OF NEWARK,
OHIO REPEALING ALL ORDINANCES AND RESOLUTIONS IN CONFLICT
HEREWITH**

WHEREAS, by virtue of Newark City Charter Article 3.07 the Newark City Council has the authority, by ordinance or resolution to determine and fix the salaries and compensation of municipal employees and elected officials; and,

WHEREAS, it has become necessary to set the annual salary schedule for certain appointed of the City of Newark, Ohio in order to provide for appropriate compensation for services performed; and,

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

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

SECTION ONE: This legislation affects those individuals and positions as listed in Exhibit A and Exhibit B only and shall include any replacements for those individuals listed, including any new hires.

SECTION TWO: With respect to the employees and positions referred to in Section One, the annual salary table attached hereto and marked Exhibit A and Exhibit B shall apply January 1, 2023 through December 31, 2027 and beyond unless modified or repealed by future legislation.

SECTION THREE: The appointed officials referred to in this ordinance shall be entitled to the same group medical, dental, vision, and other insurance coverage as those employees covered under the Hourly Non-Bargaining Unit Employees Policy Statement adopted by this Council, which coverage shall be available to any appointee or replacement for the current person(s) occupying such position(s).

SECTION FOUR: The appointing authority shall have the authority to set the salary of any newly hired or promoted employees for any position referred to in Exhibit A or Exhibit B up to ten percent (10%) less than the listed salary and shall have the authority to raise that salary up to the listed salary at any time and shall have the authority to grant an additional increase of two percent (2%) annually with a maximum increase of ten percent (10%) above the listed salary to any employee listed in Exhibit A or Exhibit B based upon job performance. This additional

increase can only be revoked or reduced due to disciplinary action and can only be reduced to the listed salary as attached.

SECTION FIVE: This Ordinance shall become effective upon the earliest date permitted by Article 4.07 of the Charter of the City of Newark, Ohio.

ADOPTED this 18TH day September, 2023.



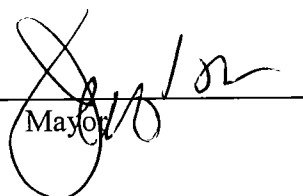
President of Council

ATTEST: 

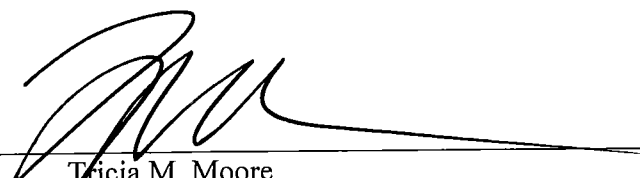
Clerk of Council

Date filed with Mayor: 9-18-2023

Date approved by Mayor: 9.18-2023



Mayor

Approved as to form: 

Tricia M. Moore
Director of Law

2023 - 2025 Wage Scale Appointed Officials					
Position	2023	2024	2025	2026	2027
Director of Public Service	\$82,241.06	\$87,997.93	\$91,517.85	\$95,178.57	\$98,985.71
Director of Public Safety	\$82,241.06	\$87,997.93	\$91,517.85	\$95,178.57	\$98,985.71
Director of Human Resources	\$82,241.06	\$87,997.93	\$91,517.85	\$95,178.57	\$98,985.71
Director of Development	\$82,241.06	\$87,997.93	\$91,517.85	\$95,178.57	\$98,985.71
Asst Law Director	\$69,438.50	\$75,838.50	\$78,872.04	\$82,026.92	\$85,308.00
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Asst Law Director	\$69,438.50	\$75,838.50	\$78,872.04	\$82,026.92	\$85,308.00
Deputy Auditor	\$72,869.02	\$77,969.85	\$81,088.65	\$84,332.19	\$87,705.48
Chief Deputy Clerk of Courts	\$64,882.04	\$69,423.78	\$72,200.73	\$75,088.76	\$78,092.31

ORDINANCE NO. 23-40 C

BY: _____

**AN ORDINANCE SETTING COMPENSATION AND STATING POLICY WITH
RESPECT TO CERTAIN APPOINTED POSITIONS OF THE CITY OF NEWARK,
OHIO REPEALING ALL ORDINANCES AND RESOLUTIONS IN CONFLICT
HEREWITH**

WHEREAS, by virtue of Newark City Charter Article 3.07 the Newark City Council has the authority, by ordinance or resolution to determine and fix the salaries and compensation of municipal employees and elected officials; and,

WHEREAS, it has become necessary to set the annual salary schedule for certain appointed of the City of Newark, Ohio in order to provide for appropriate compensation for services performed; and,

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

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

SECTION ONE: This legislation affects those individuals and positions as listed in Exhibit A only and shall include any replacements for those individuals listed, including any new hires.

SECTION TWO: With respect to the employees and positions referred to in Section One, the annual salary table attached hereto and marked Exhibit A shall apply January 1, 2023 through December 31, 2027 and beyond unless modified or repealed by future legislation.

SECTION THREE: The appointed officials referred to in this ordinance shall be entitled to the same group medical, dental, vision, and other insurance coverage as those employees covered under the Hourly Non-Bargaining Unit Employees Policy Statement adopted by this Council, which coverage shall be available to any appointee or replacement for the current person(s) occupying such position(s).

SECTION FOUR: The appointing authority shall have the authority to set the salary of any newly hired or promoted employees for any position referred to in Exhibit A up to ten percent (10%) less than the listed salary and shall have the authority to raise that salary up to the listed salary at any time and shall have the authority to grant an additional increase of two percent (2%) annually with a maximum increase of sixteen percent (16%) above the listed salary to any employee listed in Exhibit A based upon job performance. This additional increase can

only be revoked or reduced due to disciplinary action and can only be reduced to the listed salary as attached.

SECTION FIVE: This Ordinance shall become effective upon the earliest date permitted by Article 4.07 of the Charter of the City of Newark, Ohio.

ADOPTED this _____ day _____, 2023.

President of Council


ATTEST: _____
Clerk of Council

Date filed with Mayor: _____

Date approved by Mayor: _____

Mayor

Approved as to form:



Tricia M. Moore
Director of Law

2023 - 2025 Wage Scale Appointed Officials					
Position	2023	2024	2025	2026	2027
Director of Public Service	\$82,241.06	\$87,997.93	\$91,517.85	\$95,178.57	\$98,985.71
Director of Public Safety	\$82,241.06	\$87,997.93	\$91,517.85	\$95,178.57	\$98,985.71
Director of Human Resources	\$82,241.06	\$87,997.93	\$91,517.85	\$95,178.57	\$98,985.71
Director of Development	\$82,241.06	\$87,997.93	\$91,517.85	\$95,178.57	\$98,985.71
Asst Law Director	\$69,438.50	\$75,838.50	\$78,872.04	\$82,026.92	\$85,308.00
Asst Law Director	\$69,438.50	\$75,838.50	\$78,872.04	\$82,026.92	\$85,308.00
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Asst Law Director	\$69,438.50	\$75,838.50	\$78,872.04	\$82,026.92	\$85,308.00
Deputy Auditor	\$72,869.02	\$77,969.85	\$81,088.65	\$84,332.19	\$87,705.48
Chief Deputy Clerk of Courts	\$64,882.04	\$69,423.78	\$72,200.73	\$75,088.76	\$78,092.31

ORDINANCE NO. 23-29

BY: _____

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 74 SOUTH 30TH STREET, CITY OF NEWARK, LICKING COUNTY, OHIO, PARCEL TAX ID #054-221880-00.000 FROM THAT OF LB – LIMITED INTENSITY BUSINESS DISTRICT TO GO – GENERAL OFFICE 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 LB – LIMITED INTENSITY BUSINESS DISTRICT TO GO – GENERAL OFFICE DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO.

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__.

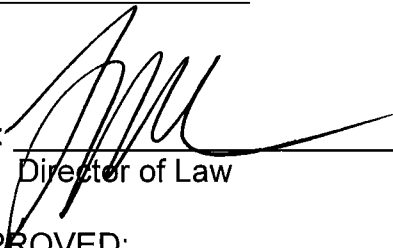
PRESIDENT OF COUNCIL

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

ORDINANCE NO: 23-50

BY: _____

AN ORDINANCE MODIFYING THE PAY RANGE FOR THE POSITION OF Street/Traffic Control Operations Manager 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 Street/Traffic Control Operations Manager 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 September 5, 2023, 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: \$73,444.87 yearly/\$35.31 hourly

SECTION 3: The position of Street/Traffic Control Operations Manager shall receive compensation and benefits as set forth in the current Management and Supervisory Exempt Statement of Policy. This position is in the classified 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*

Position Number	Description	Benefit Group	Current	Proposed	Current Pay Rate	Proposed Pay Rate
2.302.222.01	Superintendent	MGMT EXEMPT	1	1	\$ 42,2602	\$ 42,2602
2.302.211.01	Assistant Superintendent	MGMT EXEMPT	1	1	\$ 39,3177	\$ 39,3177
2.302.212.01	Street/Traffic Control Operations Manager	MGMT EXEMPT	1	1	\$ 28,5793	\$ 35,3100
4.302.662.01	Secretary 1	NON-BARG	1	1	PR-30	PR-30
3.302.813.02	Auto Mechanic/Equipment Operator	AFSCME	1	1	PR-36	TBD - Per CBA
3.302.865.01	Crew Leader	AFSCME	1	1	PR-38	TBD - Per CBA
3.302.865.02	Crew Leader	AFSCME	1	1	PR-38	TBD - Per CBA
3.302.319.01	Data Technician/Sign Fabricator	AFSCME	1	1	PR-36	TBD - Per CBA
3.302.320.01	Equipment Operator	AFSCME	1	1	PR-36	TBD - Per CBA
3.302.320.02	Equipment Operator	AFSCME	1	1	PR-36	TBD - Per CBA
3.302.320.03	Equipment Operator	AFSCME	1	1	PR-36	TBD - Per CBA
3.302.320.04	Equipment Operator	AFSCME	1	1	PR-36	TBD - Per CBA
3.302.321.01	Equipment Operator	AFSCME	1	1	PR-36	TBD - Per CBA
3.302.321.02	Equipment Operator	AFSCME	1	1	PR-36	TBD - Per CBA
3.302.830.03	Equipment Operator	AFSCME	1	1	PR-36	TBD - Per CBA
3.302.830.04	Equipment Operator	AFSCME	1	1	PR-36	TBD - Per CBA
3.302.830.05	Equipment Operator	AFSCME	1	1	PR-36	TBD - Per CBA
3.302.830.06	Equipment Operator	AFSCME	1	1	PR-36	TBD - Per CBA
3.302.830.07	Equipment Operator	AFSCME	1	1	PR-36	TBD - Per CBA
3.302.830.08	Equipment Operator	AFSCME	1	1	PR-36	TBD - Per CBA
3.302.830.09	Equipment Operator	AFSCME	1	1	PR-36	TBD - Per CBA
3.302.830.10	Equipment Operator	AFSCME	1	1	PR-36	TBD - Per CBA
3.302.830.11	Equipment Operator	AFSCME	1	1	PR-36	TBD - Per CBA
3.302.830.12	Equipment Operator	AFSCME	1	1	PR-36	TBD - Per CBA
3.302.830.14	Equipment Operator	AFSCME	1	1	PR-36	TBD - Per CBA
3.302.830.15	Equipment Operator	AFSCME	1	1	PR-36	TBD - Per CBA
3.302.830.16	Equipment Operator	AFSCME	1	1	PR-36	TBD - Per CBA
3.302.830.01	Equipment Operator	AFSCME	1	1	PR-36	TBD - Per CBA
3.302.830.02	Equipment Operator	AFSCME	1	1	PR-36	TBD - Per CBA
3.302.830.13	Equipment Operator	AFSCME	1	1	PR-36	TBD - Per CBA
3.302.812.01	Senior Auto Mechanic/Equip Op	AFSCME	1	1	PR-40	TBD - Per CBA
3.302.864.01	Senior Crew Leader	AFSCME	1	1	PR-40	TBD - Per CBA
3.302.623.01	Sign Fabricator/Impound Clerk	AFSCME	1	1	PR-31	TBD - Per CBA
		Total	33	33		

ORDINANCE NO. 23-51

BY: _____

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 1725 MT. VERNON ROAD, CITY OF NEWARK, LICKING COUNTY, OHIO, PARCEL TAX ID #058-286716-00.000 AND TAX ID#058-286554-03.000 FROM THAT OF NEWTON TOWNSHIP (B2) TO GC – GENERAL COMMERCIAL 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 NEWTON TOWNSHIP (B2) TO GC – GENERAL COMMERCIAL DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO.

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

ORDINANCE NO. 23-52

BY: _____

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 1572 LEMAE AVENUE AND 1573 LEMAE AVENUE, CITY OF NEWARK, LICKING COUNTY, OHIO, PARCEL TAX ID #096-288666-00.000 AND PARCEL TAX ID #096-288534-00.000 FROM THAT OF NEWARK TOWNSHIP TO SINGLE-FAMILY RESIDENCE – RM - MEDIUM DENSITY ZONING 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 NEWARK TOWNSHIP TO SINGLE-FAMILY RESIDENCE – RM – MEDIUM DENSITY ZONING DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO.

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____.

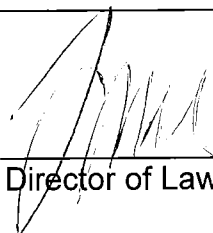
PRESIDENT OF COUNCIL

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 _____

A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF NEWARK TO PREPARE AND SUMIT TO THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) A ONE YEAR USE OF FUNDS/ACTION PLAN ALONG WITH AN APPLICATION FOR FY 2024 FEDERAL COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS (CDBG), AS REQUIRED BY 24 CFR PART 91.220, FOR VARIOUS PROGRAMS RELATED TO HOUSING AND COMMUNITY DEVELOPMENT.

WHEREAS, it is necessary to prepare and submit to the United States Department of Housing and Urban Development (HUD) a one year use of funds/action plan for Federal Fiscal Year 2024 in order to ensure that Newark may participate in housing and related community development funding opportunities.

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 and submit to HUD a One Year Use of Funds/Action Plan for FY 2024 CDBG, and to make in connection therewith, all certifications, understandings, and assurances, contained therein, including, but not limited to, assurances that the City: will a further fair housing opportunities; follow a residential anti-displacement and relocation assistance plan in connection with CDBG or HOME assisted activities; maintain a drug free workplace as required by 24 CFR Part 24, Subpart F; comply with anti-lobbying restrictions as required by 24 CFR Part 87; will follow the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 as amended (42U.S.C. 4601); will comply with Section 3 of the HUD Act of 1968 (12 & U.S.C. 1701 u); that it is in full compliance with a citizen participation plan that satisfies the requirements of 24 CFR 91.105; that it has developed and is following a community development plan which has been developed in accordance with the primary objective of the statute authorizing the CDBG program, as described in 24 CFR Part 570; that it is following a current Consolidated Plan that has been approved by HUD; that its One Year Use of Funds/Action Plan has been developed so as to give the maximum feasible priority to activities that will benefit low and moderate income families or aid in the prevention or elimination of slums and blight; that at least 70% of the aggregate use of its CDBG funds shall be expended for activities that benefit low to moderate income persons; that it has adopted and is enforcing a policy prohibiting the excessive use of force by law enforcement agencies within its jurisdiction against individuals engaged in non-violent civil rights demonstrations; that has adopted and is enforcing laws against physically barring entrance to or exits from facilities or locations that are subject to non-violent civil rights demonstrations; that its grant will be conducted in conformity with Title VI of the Civil Rights Act of 1964 (42 U.S.C. 200 d) and the Fair Housing Act (42 U.S.C. 3601 et seq.); that it will comply with the lead based paint procedures specified in 24 CFR Part 35; and that it will comply with other applicable laws, including 2 CFR part 200.

Section 2: This Council does hereby authorize the Mayor, and his representative to prepare the above mentioned grant application and to make, in connection therewith, all certifications, understandings, and assurances contained therein, so as to ensure the City of Newark will not be disqualified to receive available funding opportunities for Federal FY 2024.

Section 3: In furtherance of the directives established herein, the Mayor is authorized to take whatever action is legally available to attain all necessary certifications and approval of the furtherance of the best interest of the City and its participation in available housing and development funding programs.

Section 4: That the Mayor be and hereby is designated as the authorizing official to enter into an agreement with HUD to administer the CDBG program.

Section 5: The Mayor, at his discretion, may amend the final One Year Use of Funds during the course of the HUD fiscal year in accordance with the laws, regulations, and directives of HUD.

Section 6: 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 _____, 2023

PRESIDENT OF COUNCIL

ATTEST-CLERK OF COUNCIL

DATE FILED WITH THE MAYOR _____

DATE APPROVED BY THE MAYOR _____

MAYOR

FORM APPROVED _____
DIRECTOR OF LAW

(1) **RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE
BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES
AND CERTIFYING THEM TO THE COUNTY AUDITOR**

(CITY COUNCIL)

Revised Code, Secs., 5705.34-5705.35

RESOLUTION NO.
23-80

The Council of the City of **Newark**, **Licking**
County, Ohio, met in REGULAR session on the 2nd day of October,
(Regular or Special)
2023, at the office of Council Chambers with the following members
present:

Mr. _____ moved the adoption of the following Resolution:

for the next succeeding fiscal year commencing January 1, 2024; and

WHEREAS, The Budget Commission of Licking County, Ohio, has certified its action thereon to this
Council together with an estimate by the County Auditor of the rate of each tax necessary to be levied
by this Council, and what part thereof is without, and what part within the ten mill limitation; therefore be it

RESOLVED, By the Council of the City of **Newark**

Licking County, Ohio, that the amounts and rates, as determined by the Budget
Commission in its certification, be and the same are hereby accepted; and be it further

RESOLVED, That there be and is hereby levied on the tax duplicate of said City the rate
of each tax necessary to be levied within and without the ten mill limitation as follows:

and be it further

RESOLVED, That the Clerk of this Council be and is hereby directed to certify a copy of this
Resolution to the County Auditor of Said County,

Mr. _____ seconded the Resolution and the roll being called
upon its adoption the vote resulted as follows:

Mr. _____,

Mr. _____,

Mr. _____,

Mr. _____,

Mr. _____,

Mr. _____,

Mr. _____,

Adopted the _____ day of _____,
Attest:

President of Council

Clerk of Council

CERTIFICATE OF COPY

ORIGINAL ON FILE

The State of Ohio, Licking County, ss.

I, _____, Clerk of the Council of the City of **Newark**

within and for said County, and in whose custody the Files and Records of said Council are required by
Laws of the State of Ohio to be kept, do hereby certify that the foregoing is taken and copied from the
original _____

now on file, that the foregoing has been compared by me with said original document, and that the same
is a true and correct copy thereof,

WITNESS my signature, this _____ day of _____, _____

Clerk of Council

1. A copy of this Resolution must be certified to the County Auditor within the time prescribed by Sec. 5705.34 R.C., or at such later date as may
be approved by the Board of Tax Appeals.

SCHEDULE A

SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY BUDGET
COMMISSION AND COUNTY AUDITOR'S ESTIMATED TAX RATES
2023 TAX YEAR COLLECTED IN 2024

FUND	Amount Approved by Budget Com- mission Inside <u>10m. Limitation</u> Column I	Estimated State Reimbursement	Amount to Be Derived from Levies Outside <u>10M. Limitation</u> Column II	County Auditor's Estimate of Tax Rate to be Levied	
				Inside	Outside
				10M	10M
				<u>Limit</u>	<u>Limit</u>
				III	IV
General Fund					
Dist 54	2,848,316	0		3.100	
Dist 55	26,826	0		2.600	
Dist 56	120,113	0		2.000	
Dist 88	34,761	0		2.700	
Dist 79, 96	8,288	0		1.500	
Dist 81	736	0		1.900	
Fire Pension	302,392	5,121		0.300	
Police Pension	302,392	5,121		0.300	
TOTAL	3,643,824	10,242	0	3.700	0.000
GRAND TOTALS	<u>Taxes</u> 3,643,824	<u>Reimbursement</u> 10,242	<u>Total</u> 3,654,066	<u>Total Rate</u> 3.700	

SCHEDULE B

LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES

FUND	Maximum Rate Authorized to Be Levied	Co. Auditor's Est. of Yield of Levy
TOTALS	0.000	0

BY _____

A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE FOR THE CITY OF NEWARK, OHIO, TO ENTER INTO A LEASE-PURCHASE AGREEMENT WITH PARK NATIONAL BANK FOR THE LEASE-PURCHASE OF ONE (1) NON-TRANSPORT MEDIC UNITS FOR THE DIVISION OF FIRE.

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

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

WHEREAS, a specially outfitted non-transport medic unit is one such piece of specialized equipment; and

WHEREAS, the Newark Division of Fire is requesting one (1) specially outfitted non-transport medic units be purchased utilizing the State of Ohio Cooperative Purchasing Program (State Term) as allowed under Resolution Number 87-22; and

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

WHEREAS, Park National Bank has been identified as a source of funding for lease-purchase of the one (1) non-transport medic units; and

WHEREAS, this matter was addressed in Service Committee on September 5, 2023, which recommended consideration of the same 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 Director of Public Service is hereby authorized and directed to enter into a lease-purchase agreement with Park National Bank for lease-purchase of one (1) specially outfitted non-transport medic units utilizing the Ohio

Cooperative Purchasing Program as allowed under Resolution Number 87-22, thereby waiving any competitive bidding requirements.

SECTION 2: This Resolution shall become effective at the earliest time permitted by Article 4.07 of the Charter of the City of Newark, Ohio.

Passed this _____ day of _____, 2023.

PRESIDENT OF COUNCIL

ATTEST: _____
CLERK OF COUNCIL

DATE FILED WITH MAYOR: _____

DATE APPROVED BY MAYOR: _____

MAYOR

FORM APPROVED: _____
DIRECTOR OF LAW

Prepared by the Office of the Director of Law

RESOLUTION NO. 23-83

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 2024 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; and,

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

- Section 1: This Council does hereby authorize and direct the Mayor, and his representative, to prepare 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 2024, 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 _____, 2023

_____, PRESIDENT OF COUNCIL

ATTEST _____, CLERK OF COUNCIL

DATE FILED WITH MAYOR _____

DATE APPROVED BY MAYOR _____

_____, MAYOR

FORM APPROVED: _____, DIRECTOR OF LAW

Resolution No.23-84

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 621 Water Fund, in the amount of \$270,000.00 (Additional Funding for Water Treatment Chemicals due to increased bid price for 2023)

621.709.5305	Chemicals	270,000.00
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This resolution is a measure providing for an appropriation for current expenses of the municipal corporation; it shall go into effect pursuant to Section 4.07 of the Charter of the City of Newark, Ohio.

Adopted this _____ day of _____, 2023.

President of Council _____

Attest Clerk of Council _____

Date filed with Mayor _____

Date approved by Mayor _____

Mayor _____

Approved as to form Director of Law _____, _____

Resolution No.23-85 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 209 Hotel/Motel Fund, in the amount of \$180,000.00 (Hotel/Motel Bed Tax Disbursements)

209.100.5643	Hotel/Motel Tax Disbursements	180,000.00
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Section 2. There is hereby an appropriation of the unappropriated balance of the 100 General Fund, in the amount of \$129,095.00 (To cover benefits for retention grant)

100.202.5121	Pension	49,140.00
100.202.5126	Medicare	3,654.00
100.202.5127	Workers Comp	3,923.00
100.205.5121	Pension	64,230.00
100.205.5126	Medicare	3,886.00
100.205.5127	Workers Comp	4,172.00

Section 3. There is hereby an appropriation of the unappropriated balance of the 422 Debt Service Fund, in the amount of \$1,400.00 (Annual Paying Agent Fee for Bonds)

422.925.5238	Service General	259.00
422.929.5238	Services General	141.00
422.100.5238	Services General	1,000.00

Section 4. There is hereby an appropriation of the unappropriated balance of the 100 General Fund, in the amount of \$7,806.00 (Change in Life Insurance)

100 101 5124400 Life Insurance 418.00

100 102 5124400 Life Insurance 38.00

100	103	5124400	Life Insurance	78.00
100	104	5124400	Life Insurance	243.00
100	106	5124400	Life Insurance	452.00
100	107	5124400	Life Insurance	725.00
100	112	5124400	Life Insurance	591.00
100	114	5124400	Life Insurance	119.00
100	115	5124400	Life Insurance	75.00
100	116	5124400	Life Insurance	438.00
100	121	5124400	Life Insurance	75.00
100	122	5124400	Life Insurance	284.00
100	127	5124400	Life Insurance	123.00
100	131	5124400	Life Insurance	553.00
100	202	5124400	Life Insurance	2,625.00
100	203	5124400	Life Insurance	515.00
100	204	5124400	Life Insurance	44.00
100	205	5124400	Life Insurance	75.00
100	432	5124400	Life Insurance	335.00

Section 5. There is hereby an appropriation of the unappropriated balance of the 221 Street Fund, in the amount of \$986.00 (Change in Life Insurance)

221	302	5124400	Life Insurance	986.00
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Section 6. There is hereby an appropriation of the unappropriated balance of the 231 AP Fund, in the amount of \$150.00 (Change in Life Insurance)

231	113	5124400	Life Insurance	150.00
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Section 7. There is hereby an appropriation of the unappropriated balance of the 235 SR Judicial Fund, in the amount of \$116.00 (Change in Life Insurance)

235	112	5124400	Life Insurance	116.00
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Section 8. There is hereby an appropriation of the unappropriated balance of the 100 General Fund, in the amount of \$154.00 (Change in Life Insurance)

100	601	5124400	Life Insurance	154.00
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Section 9. There is hereby an appropriation of the unappropriated balance of the 261 Court Computerization Fund, in the amount of \$38.00 (Change in Life Insurance)

261	161	5124400	Life Insurance	8.00
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261	167	5124400	Life Insurance	30.00
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Section 10. There is hereby an appropriation of the unappropriated balance of the 621 Water Fund, in the amount of \$1,728.00 (Change in Life Insurance)

621	706	5124400	Life Insurance	532.00
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621	707	5124400	Life Insurance	88.00
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621	708	5124400	Life Insurance	553.00
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621	709	5124400	Life Insurance	555.00
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Section 11. There is hereby an appropriation of the unappropriated balance of the 661 Sewer Fund, in the amount of \$886.00 (Change in Life Insurance)

661	713	5124400	Life Insurance	546.00
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661	714	5124400	Life Insurance	126.00
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661	715	5124400	Life Insurance	214.00
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Section 12. There is hereby an appropriation of the unappropriated balance of the 669 Storm Fund, in the amount of \$38.00 (Change in Life Insurance)

669	169	5124400	Life Insurance	38.00
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This resolution is a measure providing for an appropriation for current expenses of the municipal corporation; it shall go into effect pursuant to Section 4.07 of the Charter of the City of Newark, Ohio.

Adopted this _____ day of _____, 2023.

President of Council _____

Attest Clerk of Council _____

Date filed with Mayor _____

Date approved by Mayor _____

Mayor _____

Approved as to form Director of Law _____, _____

BY: _____

A RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO PREPARE AND SUBMIT APPLICATIONS TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENTS PROGRAM AND TO EXECUTE CONTRACTS AS REQUIRED.

WHEREAS, the State Capital Improvements Program provides financial assistance to political subdivisions for capital improvements to public infrastructure, and;

WHEREAS, The Ohio Public Works Commission has announced funding in Round 38 that may be offered as a grant or loan for road, bridge and other infrastructure projects, and;

WHEREAS, the City of Newark is considering to make capital improvements requests for construction projects within the City of Newark, namely:

1. Waterworks Road Bridge Repairs, SFN 4560221 over the North Fork of the Licking River

WHEREAS, the infrastructure improvements herein above described are considered to be a priority need for the community and are a qualified project under OPWC program; and,

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

Section 1: The Director of Public Service of the City of Newark is hereby authorized to apply to the OPWC for funds as described above.

Section 2: The Director of Public Service of the City of Newark is further authorized to enter into any agreements as may be necessary and appropriate for obtaining this financial assistance.

Adopted this _____ day of _____, 2023.

President of Council

Attest: _____
Clerk of Council

Date Filed with Mayor: _____

Date Approved by Mayor: _____

Mayor

Form Approved: _____
Law Director