

## **COUNCIL AGENDA**

May 19, 2025

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

Council Chambers

7:00 P.M.

### **ROLL CALL**

**INVOCATION** – Mr. Labutis

**PLEDGE OF ALLEGIANCE** – Aria Piper, 5<sup>th</sup> grade, Carson Elementary

### **CAUCUS**

### **MINUTES of May 5, 2025**

### **APPOINTMENTS**

**Mayor Jeff Hall** - Appointing Carson Combs to the Etna Corporate Park Joint Economic Development Zone 1 Board. His new term begins immediately to fill the term of a past member and will expire September 30, 2025.

**Mayor Jeff Hall** - Appointing Carson Combs to the Etna Corporate Park Joint Economic Development Zone 2 Board. His new term begins immediately to fill the term of a past member and will expire October 19, 2026.

### **REPORTS OF STANDING COMMITTEES**

Finance

Service

Capital Improvement

### **REPORTS FROM CITY OFFICIALS**

**Ryan Bubb, City Auditor** – Operating report for the period ending April 30, 2025

**Jill Frew, Tax Administrator's Office** – Income Tax Revenue Reports for the period ending April 30, 2025

### **COMMUNICATIONS**

**Kyle Lund, Director Licking Park District** – The Licking Park District's Annual Report for 2024

### **COMMENTS FROM CITIZENS**

### **ORDINANCES ON SECOND READING**

There are none this meeting.

### **ORDINANCES ON FIRST READING**

**25-17** AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 170 OBANNON AVENUE, CITY OF NEWARK, LICKING COUNTY, OHIO, PARCEL TAX ID #054-198390-00.000 AND PARCEL TAX ID#054-198396-00.000 FROM THAT OF LC LIMITED

COMMERCIAL ZONING DISTRICT TO LI LIMITED INDUSTRIAL ZONING DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO.

#### **RESOLUTIONS ON SECOND READING**

**25-23** A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF NEWARK TO APPLY FOR FINANCIAL SUPPORT FROM THE STATE OF OHIO 2025 NATUREWORKS GRANT.

**25-24** A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF NEWARK TO SUBMIT AN APPLICATION TO THE OHIO DEPARTMENT OF PUBLIC SAFETY OFFICE FOR FEDERAL FISCAL YEAR 2026 OHIO TRAFFIC SAFETY SUMMER HOLIDAY ENFORCEMENT PROGRAM (SHEP) GRANT

**25-29** A RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO SELL CERTAIN CITY PROPERTY AS DESCRIBED HEREIN BY INTERNET AUCTION

**25-30** A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE OF THE CITY OF NEWARK, OHIO, TO ADVERTISE FOR BIDS AND ENTER INTO CONTRACT, SUBJECT TO THE APPROPRIATION OF FUNDS, FOR THE DESIGN AND CONSTRUCTION OF THE HORNS HILL MOUNTAIN BIKE PARK TRAIL REFRESH.

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

**25-31** A RESOLUTION APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION

**25-32** A RESOLUTION APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION

**25-33 Exp** A RESOLUTION APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION

**25-34** A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO NEGOTIATE AND ENTER INTO CONTRACT WITH LAYTON INC., FOR OFF-SITE ROAD IMPROVEMENTS (ROADWAY WIDENING OF WEST MAIN STREET FROM COFFMAN ROAD TO WEST OF BUILDERS DRIVE) AS A RESULT OF THE PROPOSED TRAILHEAD VISTA APARTMENT DEVELOPMENT AND WAIVING COMPETITIVE BIDDING AND DECLARING AN EMERGENCY

**25-35** A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE OF THE CITY OF NEWARK, OHIO TO NEGOTIATE AND ENTER INTO CONTRACT, SUBJECT TO THE APPROPRIATION OF FUNDS, FOR PROFESSIONAL SERVICES TO REPLACE THE UTILITY BILLING SYSTEM FOR THE WATER DIVISION. PURSUANT TO ARTICLE 10.02 (D) OF THE CHARTER OF THE CITY OF NEWARK, THIS CONTRACT FOR PROFESSIONAL SERVICES DOES NOT REQUIRE COMPETITIVE BIDDING.

#### **COMMENTS FROM CITIZENS**

#### **MISCELLANEOUS**

#### **ADJOURNMENT**

ORDINANCE NO. 25-17

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

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 170 OBANNON AVENUE, CITY OF NEWARK, LICKING COUNTY, OHIO, PARCEL TAX ID #054-198390-00.000 AND PARCEL TAX ID#054-198396-00.000, FROM THAT OF LC LIMITED COMMERCIAL ZONING DISTRICT TO LI LIMITED INDUSTRIAL 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 LC LIMITED COMMERCIAL ZONING DISTRICT TO LI LIMITED INDUSTRIAL 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

DESCRIPTION APPROVED  
WILLIAM C LOZIER  
LICKING COUNTY ENGINEER  
APPROVED BY  
7-14-15 JW

TRANSFERRED  
Date July 14, 2015  
Michael L. Smith  
Licking County Auditor  
SEC. 319.202 COMPLIED WITH  
MICHAEL L. SMITH, AUDITOR  
BY: KW 672



201507140014633  
Pgs: 1 \$28.00 T20150016431  
07/14/2015 4:20PM BXMG8 BOX  
Bryan A Long  
Licking County Recorder

Fiduciary Deed

*Know all Men by these Presents*

That Connie K. Westbrook, fka Connie K. Richard, Executor of the Estate of Donna M. Stack, Deceased, for valuable consideration received, grants with fiduciary covenants to Connie K. Westbrook, whose tax mailing address is 5670 Linnville Road SE, Newark, Ohio 43056, the following described real estate:

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

Being Lot Numbers Four (4) and Five (5) in Bellevista Annex, to the City of Newark, Ohio, a subdivision of land in Licking County, Ohio, according to a Plat of the same recorded in Vol. 3, pages 277 and 278 of the Plat Records in the Recorder's Office, Licking County, Ohio.

\*\*\*SEE BELOW\*\*\*

Except for real estate taxes and special assessments, if any, which shall be prorated to the date of the delivery of the deed after which the Grantor assumes and agrees to pay.

Subject to all legal highways, all limitations of access to public roads or highways, leases and rights of way, zoning regulations, easements of record and restrictive covenants.

Property Address: 170 O'Bannon Avenue, Newark, Ohio 43055  
Permanent Parcel Nos.: 054-198390-00.000 and 054-198396-00.000  
Prior Reference: Volume 387, Page 971, Official Record, Licking County, Ohio  
SEE ESTATE OF DONNA MAE STACK AKA DONNA M STACK, 2006-0389,  
Executed this 7<sup>th</sup> day of October, 2014. LICKING COUNTY PROBATE COURT

Connie K. Westbrook  
Connie K. Westbrook, fka Connie K. Richard, Executor of the Estate of Donna Mae Stack, Deceased

STATE OF OHIO  
COUNTY OF LICKING, ss:

Before me, a Notary Public, in and for said County and State, personally appeared the above named Connie K. Westbrook, fka Connie K. Richard, Executor of the Estate of Donna M. Stack, Deceased, personally known by me to be the person executing the foregoing instrument who acknowledged the signing of the same to be her free and voluntary act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal, at Newark, Licking County, Ohio, this 7<sup>th</sup> day of October, 2014.



James R. Cooper, Attorney At Law  
NOTARY PUBLIC - STATE OF OHIO  
My commission has no expiration date  
Sec. 147.03 R.C.

James R. Cooper  
Notary Public

THIS INSTRUMENT PREPARED BY: MORROW, GORDON & BYRD, Ltd., Attorneys at Law, 33 West Main Street, P.O. Box 4190, Newark Ohio 43058-4190, (740) 345-9611

\*\*\*ALSO ANY AND ALL RIGHT, TITLE AND INTEREST IN THE VACATED ALLEY PER ORDINANCE 47-101 LYING EAST OF THE CAPTION REAL ESTATE.



Description of Property  
 APPROVED  
 By William C. Lozier  
 Div. of Engineering  
 City of Newark, Ohio

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

A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF NEWARK TO APPLY FOR FINANCIAL SUPPORT FROM THE STATE OF OHIO 2025 NATUREWORKS GRANT.

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

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

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

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

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

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

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

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

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

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

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

ADOPTED THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 2025

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

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

\_\_\_\_\_, DATE FILED WITH THE MAYOR

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

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

\_\_\_\_\_, FORM APPROVED BY LAW DIRECTOR

RESOLUTION 25-24

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

A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF NEWARK TO SUBMIT AN APPLICATION TO THE OHIO DEPARTMENT OF PUBLIC SAFETY OFFICE FOR FEDERAL FISCAL YEAR 2026 OHIO TRAFFIC SAFETY SUMMER HOLIDAY ENFORCEMENT PROGRAM (SHEP) GRANT

Whereas, the National Highway Administration and the Federal Highway Administration of the U.S. Department of Transportation provide federal funding for the costs of local law enforcement initiatives designed to improve highway safety; and,

WHEREAS, the City of Newark was notified by the Ohio Department of Public Safety that the City is eligible to submit applications for Fiscal Year 2026 Ohio Traffic Safety Summer Holiday Enforcement Program (SHEP) Grant; and,

WHEREAS, each unit of local government receiving funds must establish special revenue funds into which all payment received by the unit of local government under the Programs are deposited, and it is necessary to establish special revenue accounts for that purpose.

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 authorizes and directs the Mayor, or his representative to prepare applications to the Ohio Department of Public Safety Office of the Governor's Highway Safety Representative, for funding assistance through the for Fiscal Year 2026 Ohio Traffic Safety Summer Holiday Enforcement Program (SHEP) Grant 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 highway safety funding programs.

Section 3: The Mayor is designated as the authorizing official to enter into an agreement with the Ohio Department of Public Safety Office of the Governor's Highway Safety Representative, to administer the grant programs and to accept said funds when they become available.

Section 4: There are hereby established a special revenue funds to be know as the Highway Safety Grant Program funds. The Auditor is authorized and directed to deposit all receipts from the Highway Safety Grant Programs into these funds. Monies deposited into the funds are to be used solely for the purpose of improving highway safety.

Section 5: This Resolution shall become effective upon the earliest date permitted by Article 4.07 of the Charter of the City of Newark, Ohio.

ADOPTED THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 2025

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

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

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

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

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

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



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

**A RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO  
SELL CERTAIN CITY PROPERTY AS DESCRIBED HEREIN BY  
INTERNET AUCTION**

**WHEREAS**, it is necessary from time to time to sell or otherwise dispose of personal property, including motor vehicles, owned by the City of Newark, Ohio which are no longer needed for public use, or are obsolete or unfit for the use which it was acquired; and

**WHEREAS**, it is the desire of the City of Newark to sell or otherwise dispose of such personal property in the most expeditious manner possible with the greatest expectation for maximizing sale proceeds; and,

**WHEREAS**, Ohio Revised Code section 721.15 allows for the sale or disposition of certain personal property owned by a municipality by means of internet auction and this Council hereby declares its intent to dispose of such personal property as defined herein by internet auction during calendar year 2025; and,

**WHEREAS**, this resolution was considered by the Service Committee at the regular scheduled meeting thereof on the April 21, 2025, and passed on for consideration by Newark City Council as a whole.

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

**SECTION ONE:** The Director of Public Service is hereby authorized and directed to sell any and all personal property now owned by the City of Newark, Ohio, including motor vehicles acquired for the use of municipal offices and departments, and road machinery, equipment, tools, or supplies, which are not needed for public use, or are obsolete or unfit for the use for which they were acquired by means of internet auction pursuant to Ohio Revised Code section 721.15 during calendar year 2025.

**SECTION TWO:** The Director of Public Service is further authorized and directed to enter into contract with GovDeals, 5907 Carmichael Place, Montgomery, Alabama to conduct all online internet auctions of the personal property described herein.

**SECTION THREE:** That the sale of such personal property as described herein by internet auction shall be generally according to the terms and conditions as set forth herein.

1. All property is offered for sale “As Is”, “Where Is”. City of Newark makes no warranty, guaranty or representation of any kind, expressed or implied, as to the merchantability or fitness for any purpose of the property offered for sale. The Buyer is not entitled to any payment for loss of profit or any other monetary damages, either special, direct, indirect, or consequential.
2. City of Newark warrants to the Buyer only that the property offered for sale will conform to its description. Any claim for mis-description must be made prior to removal of the property. If City of Newark confirms that the property does not conform to the description, City of Newark will keep the property and refund any money paid. The liability of the City of Newark shall not exceed the actual purchase price of the property. **Upon removal of the property, all sales are final.**
3. Most items offered for sale are used and may contain defects not immediately detectable. Bidders may inspect the property prior to bidding. Bidders must adhere to the inspection dates and times indicated in the item description.
4. City of Newark reserves the right to reject any and all bids and to withdraw from sale any items previously listed.
5. Successful bidders will receive a Buyer’s Certificate by e-mail from GovDeals.
6. Payment is due in full not later than five (5) business days from the time and date of the Buyer’s Certificate. Acceptable forms of payment are: U.S. currency, certified cashier’s check, money order, or company check (with Bank Letter guaranteeing funds).
7. When the purchase price of a single item or the aggregate purchase price of multiple items totals \$5,000.00 or greater, City of Newark may require a down payment from the winning buyer. This non-refundable fee will be 20% of the total purchase price. When the City of Newark exercises this option, the Buyer will have 48 hours from the time of issuance of the Buyer’s Certificate to comply with this requirement. If the Buyer fails to comply with this requirement within the stated time frame, the City of Newark can declare the Buyer in default, bar them from further bidding and have them removed from the GovDeals system. If the Buyer is in default, City of Newark may negotiate with the next closest bidder, re-list at another auction and/or pursue all legal proceedings. All monies collected in escrow will be deducted from total monies due at time of final payment.
8. All items must be removed within ten (10) business days from the time and date of issuance of the Buyer’s Certificate. Purchases will be released only upon receipt of payment as specified. Successful bidders are responsible for loading and removal of any and all property awarded to them from the place where the property is located as indicated on the website and in the Buyer’s Certificate. The Buyer will make all arrangements and perform all work necessary, including packing, loading and transportation of the property.

Under no circumstances will City of Newark assume responsibility for packing, loading or shipping. A daily storage fee of \$10.00 may be charged for any item not removed within the ten (10) business days allowed and stated on the Buyer's Certificate.

9. City of Newark will issue a vehicle title or certificate upon receipt of payment for all vehicle sales. Titles may be subject to any restrictions as indicated in the item description on the website. Open titles cannot be issued. City of Newark will not issue replacement titles.
10. Default shall include (1) failure to observe these terms and conditions, (2) failure to make and timely payment, or (3) failure to remove all items within the specified time. Default may result in termination of the contract and suspension from participation in all future sales until default has been cured. If the Buyer fails in the performance of their obligations, City of Newark reserves the right to reclaim and resell all items not removed by the specified removal date.
11. By submitting a bid, Buyer agrees that they have read, fully understand and accept these terms and conditions for online sales, and agrees to pay for and remove the property, if the bid is accepted, by the dates and times specified. Special instructions appearing on the asset page will override certain sections of these terms and conditions.
12. Buyers may be subject to payment of State and/or local sales and/or use taxes. Buyers are responsible for contacting the appropriate tax office, completing any forms, and paying any taxes that may be imposed.
13. Employees of the City of Newark may bid on the property listed for auction so long as they do not bid while on duty.

**SECTION FOUR:** The Clerk of Council shall advertise in a newspaper of general circulation on two separate occasions, a summary of the information contained herein and that summary shall be published on such dates that the second publication shall be published no less than ten (10) days after but no more than twenty (20) days after the first publication of the notice; and a notice similar to that published in the newspaper of general circulation shall be posted throughout the calendar year 2025 in a conspicuous place in the Office of the City Auditor and said notice shall appear continuously on the City's website indicating that surplus personal property as described herein is available through internet auction.

**SECTION FIVE:** This Resolution shall take effect at the earliest date permitted pursuant to Article 4.07 of the Charter of the City of Newark, Ohio.

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

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PRESIDENT OF COUNCIL

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

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

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

\_\_\_\_\_  
Mayor

Form Approved: \_\_\_\_\_  
Tricia M. Moore  
Director of Law

Resolution Prepared By The Office of The Director of Law

RESOLUTION NO. 25-30

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

**A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE OF THE CITY OF NEWARK, OHIO, TO ADVERTISE FOR BIDS AND ENTER INTO CONTRACT, SUBJECT TO THE APPROPRIATION OF FUNDS, FOR THE DESIGN AND CONSTRUCTION OF THE HORNS HILL MOUNTAIN BIKE PARK TRAIL REFRESH.**

**WHEREAS**, the City of Newark in conjunction with the Central Ohio Mountain Biking Organization (COMBO), run and maintain mountain bike trails at Horns Hill Park; and,

**WHEREAS**, through the partnership with COMBO over the past five years, the Horns Hill bike trails have become a regional destination for mountain bikers; and,

**WHEREAS**, the park sees heavy usage most weekends between May and November and hosts several larger events through the warmer months; and,

**WHEREAS**, based on that success, the City has the opportunity to refresh the trails into a top-tier downhill mountain bike park by way of a grant through the Ohio Department of Natural Resources; and,

**WHEREAS**, detailed plans and specifications for the project are being prepared and will be available for review in or through the Director of Public Service office; and,

**WHEREAS**, the Public Service Committee of the Newark City Council met on April 21, 2025 and approved submission of the legislation to full Council for its further consideration.

**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 contract, subject to the appropriation of funds, for the design and construction of the Horns Hill Mountain Bike Park Trail Refresh.

Section 2: This resolution shall become effective at the earliest time permitted in accordance with Article 4.07 of the Charter of the City of Newark, Ohio.

Passed this \_\_\_\_\_ day of \_\_\_\_\_ 2025.

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

ATTEST: \_\_\_\_\_  
CLERK OF COUNCIL

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

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

\_\_\_\_\_  
MAYOR

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

Resolution No.25-31

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

A RESOLUTION APPROPRIATING MONIES FOR CURRENT EXPENSES OF THE MUNICIPAL CORPORATION

WHEREAS, to properly, efficiently and expeditiously conduct business of the City of Newark in the best interest of its citizens, there is an immediate requirement for a certain financial transaction as indicated.

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

Section 1. There is hereby an appropriation of the unappropriated balance of the 335 Capital Improvement Fund, in the amount of \$65,000.00 (General Building Maintenance Grounds needs)

335.121.5271	Maintenance Buildings/Grounds	65,000.00
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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 \_\_\_\_\_, 2025.

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.25-32

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

A RESOLUTION APPROPRIATING MONIES FOR CURRENT EXPENSES OF THE MUNICIPAL CORPORATION

WHEREAS, to properly, efficiently and expeditiously conduct business of the City of Newark in the best interest of its citizens, there is an immediate requirement for a certain financial transaction as indicated.

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

Section 1. There is hereby an appropriation of the unappropriated balance of the 100 General Fund, in the amount of \$1,400.00 (Grant given to the Parks Dept for a purchase of equipment)

100.432.5331	Machinery/Equipment	1,400.00
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Section 2. There is hereby an appropriation of the unappropriated balance of the 100 General Fund, in the amount of \$23,209.68 (Amount was received as reimbursement for 1<sup>st</sup> quarter 2025 CPT training from the State of Ohio. Money must be kept separate from the General Fund and only used for authorized law enforcement training purposes.)

100.203.5220.2	Continuing Professional Training	23,209.68
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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 \_\_\_\_\_, 2025.

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.25-33 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 930 JEDD Fund, in the amount of \$15,870.00 (Company overpaid and need to refund)

930.134.5611	Refunds	15,870.00
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Section 2. There is hereby an appropriation of the unappropriated balance of the 673 Buckeye Corridor Storm Fund, in the amount of \$373,000.00 (River Road Culvert replacement and drainage work)

673.169.5527	Storm Water Lines	373,000.00
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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 \_\_\_\_\_, 2025.

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 AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO NEGOTIATE AND ENTER INTO CONTRACT WITH LAYTON INC., FOR OFF-SITE ROAD IMPROVEMENTS (ROADWAY WIDENING OF WEST MAIN STREET FROM COFFMAN ROAD TO WEST OF BUILDERS DRIVE) AS A RESULT OF THE PROPOSED TRAILHEAD VISTA APARTMENT DEVELOPMENT AND WAIVING COMPETITIVE BIDDING AND DECLARING AN EMERGENCY**

**WHEREAS**, as a result of the proposed Trailhead Vista Apartment development, the City required Vista Residential Partners, LLC (“developer”) to construct roadway improvements including a turn lane into the development, to accommodate the increased traffic at that location; and,

**WHEREAS**, for many years, the City has planned for improvements to West Main Street, from Coffman Road to Thornwood Drive, to promote better traffic flow to the Thornwood Drive corridor as it develops; and,

**WHEREAS**, the roadway work will improve an existing sight distance issue on West Main Street west of Builders Drive; and,

**WHEREAS**, the opportunity to advance these improvements in this area, in conjunction with the developer’s requirements, have resulted in a Development Management Agreement; and,

**WHEREAS**, it is estimated that the planned developer’s work would be 50% of the entire project, while the remaining 50% would be the City’s responsibility; and,

**WHEREAS**, the developer’s contractor, Layton Inc., is currently working on the apartment site adjacent to this portion of roadway, and is planning to construct the required development roadway improvements; and,

**WHEREAS**, for workflow and consistency purposes it makes sense to engage Layton Inc. to build the City’s desired improvements at the same time, rather than looking for outside bidders; and,

**WHEREAS**, by constructing the roadway improvements now, the City will not have to revisit roadway improvements in this specific area in the near future, and can work west toward Thornwood Drive; and,

**WHEREAS**, the City has other projects in the area that will benefit from coordinated construction scheduling with one contractor in this specific project area, in

order to keep main routes and detour routes from being under construction at the same time; and,

**WHEREAS**, based upon the benefits incurred from coordinated construction scheduling with one contractor on the project, it is in the best interest of the City to directly enter into contract with Layton Inc., without competitive bidding, for Off-Site Road Improvements as a result of the proposed Trailhead Vista Apartment development; and,

**WHEREAS**, an emergency exists in that to preserve the public peace, health, safety, or welfare, of the residents of the City of Newark, the Director of Public service must be authorized to negotiate and enter directly into contract with Layton Inc. and that competitive bidding be waived to minimize the delay of the project, to promote better traffic flow, and to reduce the impact to traffic flow during construction in the project area.

**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 to negotiate and enter directly into contract with Layton Inc., for Off-Site Road Improvements as a result of the proposed Trailhead Vista Apartment development, subject to the appropriation of funds.

**Section 2:** It is in the best interest of the City and its residents that competitive bidding not be required in this matter and the same is hereby waived pursuant to Article 10.02 of the Charter of the City of Newark, Ohio.

**Section 3:** This Resolution shall become immediate upon approval as an emergency for the reasons as stated herein pursuant to Article 4.07 of the Charter of the City of Newark, Ohio.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2025

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

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

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

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

\_\_\_\_\_  
Mayor

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

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

**A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE OF THE CITY OF NEWARK, OHIO TO NEGOTIATE AND ENTER INTO CONTRACT, SUBJECT TO THE APPROPRIATION OF FUNDS, FOR PROFESSIONAL SERVICES TO REPLACE THE UTILITY BILLING SYSTEM FOR THE WATER DIVISION. PURSUANT TO ARTICLE 10.02 (D) OF THE CHARTER OF THE CITY OF NEWARK, THIS CONTRACT FOR PROFESSIONAL SERVICES DOES NOT REQUIRE COMPETITIVE BIDDING.**

**WHEREAS**, the City of Newark operates a water, wastewater and storm utility that requires customer billing for services rendered; and,

**WHEREAS**, the City’s current Utility Billing System will no longer be supported in 2027 and needs replacement; and,

**WHEREAS**, due to the highly specialized and technical nature of the work needed, the Division of Water and Wastewater is requesting that the Service Director be authorized and directed to negotiate and enter into contract, subject to the appropriations of funds, with a firm to provide professional services to the City in order to implement the project; and,

**WHEREAS**, Section 10.02(D) of the City Charter explicitly exempts contracts for professional services from the competitive bidding process; and,

**WHEREAS**, the Service Committee of the Newark City Council met on the 5<sup>th</sup> day of May, 2025 and voted to forward this legislation to full Council for its further consideration.

**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 negotiate and enter into contract, subject to the appropriation of funds, for consultation services relative to the replacement of the Utility Billing System.

Section 2: This resolution shall become effective at the earliest time permitted in accordance with Article 4.07 of the Charter of the City of Newark, Ohio.

Passed this \_\_\_\_\_ day of \_\_\_\_\_ 2025.

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

ATTEST: \_\_\_\_\_  
CLERK OF COUNCIL

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

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

\_\_\_\_\_  
MAYOR

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