

COUNCIL AGENDA

October 19, 2026

Committee and Council Meetings can be viewed by accessing YouTube

Council Chambers

7:00 P.M.

ROLL CALL

INVOCATION – Ms. Ingold

PLEDGE OF ALLEGIANCE – Adelyn Hunter, 4th Grade, McGuffey Elementary

CAUCUS

MINUTES of October 5, 2026

APPOINTMENTS

REPORTS OF STANDING COMMITTEES

Finance

Service

REPORTS FROM CITY OFFICIALS

Ryan Bubb, City Auditor – Operating report for the period ending September 30, 2026

Brenda Cooper, Tax Administrator – Income Tax Revenue Reports for the period ending September 30, 2026

COMMUNICATIONS

COMMENTS FROM CITIZENS

ORDINANCES ON SECOND READING

26-28 An ordinance amending Section 1062.08 False Alarms and Section 1610.03 Enforcement of the codified ordinances of the City of Newark, Ohio

ORDINANCES ON FIRST READING

There are none this meeting.

RESOLUTIONS ON SECOND READING

26-53 A RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION - STATE CAPITAL IMPROVEMENTS PROGRAM AND TO EXECUTE CONTRACTS AS REQUIRED.

26-54 A RESOLUTION APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION. (Disappropriate \$20,000.00 - Money is needed to supplement the 155 Services General account for 2026.)(\$20,000.00 - Amount is needed to pay anticipated costs associated with the operation of the Impound Lot for the remainder of 2026.)(\$23,508.49 - Amount was received from the insurance company as a payout for a totaled cruiser. Money will be used to fix that cruiser and others.)

RESOLUTIONS ON FIRST READING

26-56 A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF NEWARK TO APPLY FOR FUNDING FROM THE UNITED STATES DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE UNDER THE BULLETPROOF VEST PARTNERSHIP GRANT PROGRAM.

26-57 Exp A RESOLUTION APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION. (\$11,000.00 - Donation from the Licking County Foundation for cameras)(\$200,000.00 - Overcollection)(\$1,200,000.00 - Overcollection)(\$200,000.00 - Overcollection)

26-58 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 2027 FEDERAL COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS (CDBG), AS REQUIRED BY 24 CFR PART 91.220, FOR VARIOUS PROGRAMS RELATED TO HOUSING AND COMMUNITY DEVELOPMENT.

26-59 Bridge work on various structures in District 5.

26-60 Rehabilitation of LIC SR 13 10.15 structure carrying SR 13 over Log Pond Run.

26-61 Minor rehabilitation of pavement within project limits. Bridge work to be completed within project area.

26-62 A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE FOR THE CITY OF NEWARK, OHIO, TO ENTER INTO A LEASE-PURCHASE AGREEMENT WITH PARK NATIONAL BANK FOR THE LEASE-PURCHASE OF FIVE (5) POLICE CRUISERS FOR THE DIVISION OF POLICE

26-63 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; AND DECLARING AN EMERGENCY.

COMMENTS FROM CITIZENS

MISCELLANEOUS

ADJOURNMENT

Ordinance No. 26-28

BY _____

AN ORDINANCE AMENDING SECTION 1062.08 FALSE ALARMS AND SECTION 1610.03 ENFORCEMENT OF THE CODIFIED ORDINANCES OF THE CITY OF NEWARK, OHIO

WHEREAS, the City of Newark, Ohio, Divisions of Fire and Police, by duty, monitor alarm systems throughout the City; and

WHEREAS, Section 1062.08, False Alarms, was enacted in 1976 and it is now necessary to make modifications to this portion of the Codified Ordinances of the City of Newark so the Divisions of Fire and Police may continue to effectively conduct their duties; and

WHEREAS, the City of Newark, Ohio, Division of Fire, pursuant to Chapter 1610 of the Codified Ordinances of the City of Newark, enforces the Ohio Fire Code; and

WHEREAS, expansion of enforcement powers with regard to premises inspections and food trucks are necessary to effectuate enforcement of the Ohio Fire Code; and

WHEREAS, this matter was considered by the Safety Committee of Council who referred this legislation to the full Council for consideration.

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

SECTION 1: Section 1062.08, False Alarms, implemented by Ordinance 76-79, is hereby amended by repeal of Ordinance 76-79 and the enactment of the new Section 1062.08, False Alarms as attached hereto as Exhibit "A" and incorporated herein by reference.

SECTION 2: Section 1610.03, Enforcement, implemented by Ordinance 13-16, is hereby amended by repeal of Ordinance 13-16 and the enactment of the new Section 1610.03, Enforcement as attached hereto as Exhibit "B" and incorporated herein by reference.

SECTION 3: This Ordinance shall be effective at the earliest time permitted by 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

APPROVED AS TO FORM:

DIRECTOR OF LAW

Prepared by the Office of the Director of Law

EXHIBIT A

1062.01 AUTHORITY OF SAFETY DIRECTOR; LICENSE AGREEMENTS.

The Director of Public Safety is hereby authorized to provide, to those making application for the same, an alarm utility monitoring service and to enter into license agreements relating thereto in accordance with the provisions of this chapter.

(Ord. 76-79. Passed 12-20-76.)

1062.02 RULES AND REGULATIONS.

The Director of Public Safety shall establish rules and regulations which may be necessary to regulate the type and manner of installation and/or connection of intrusion and fire alarm systems with City owned communication systems, the location thereof and the method of monitoring the same.

(Ord. 76-79. Passed 12-20-76.)

1062.03 LIMITATION ON LICENSING.

The Director of Public Safety shall not enter into any license agreement when the installation and/or connection for which application is made will impair or interfere with the primary function of the City owned communication system to which connection is to be made, nor shall he enter into any such agreement when the application, if granted, would require modification, enlargement or extension of the City communication system not authorized by Council.

(Ord. 76-79. Passed 12-20-76.)

1062.04 INSTALLATION AND/OR CONNECTION, REPAIR, ETC. OF PRIVATE ALARM SYSTEMS.

The installation and/or connection, modification, alteration, repair, relocation and removal of private alarm systems shall be made at the discretion of and under the inspection of the Director of Public Safety, or his designated representative, and in each instance shall be at the sole cost and expense of the owner of such system.

(Ord. 76-79. Passed 12-20-76.)

1062.05 LIMITATION OF INSTALLATION AND/OR CONNECTIONS; DISCONTINUANCE AND DISCONNECTION.

The Director of Public Safety shall have the initial authority to limit the total number of installations and/or connections or to cause discontinuance and disconnection of any private alarm system when this is deemed necessary for the health, safety and welfare of the community and in accordance with the provisions of this chapter and the rules and regulations promulgated pursuant thereto.

(Ord. 76-79. Passed 12-20-76.)

1062.06 RESPONSIBILITY OF CITY.

(a) The City shall assume no responsibility or liability nor shall it be liable or responsible in any manner or form to any licensee or permittee for any reason arising by

virtue of permitting an installation and/or connection of a private alarm system to City owned communication systems.

(b) The City shall assume no responsibility or liability nor shall it be responsible or liable to any consumer user of a private alarm system when the same is provided such consumer user through the intermediary of any commercial alarm system service company or organization, nor shall any such company or organization represent to its clients that the City has any obligation, responsibility, liability or duty arising on its part by reason of the granting of any license under the provisions of this chapter.

(Ord. 76-79. Passed 12-20-76.)

1062.07 LICENSE FEE.

The license fee for each separate private alarm system which is installed and/or connected to a City communication system for monitoring shall be sixty dollars (\$60. 00) per year for private alarm systems located within the City and one hundred dollars (\$100. 00) per year for private alarm systems located outside the City. The license period shall extend from January 1 to December 31 of each year, or for any portion thereof with prorated fee consideration. Such fee shall be payable in advance and no portion thereof shall be refundable.

(Ord. 76-79. Passed 12-20-76.)

1062.08 FALSE ALARMS.

~~—(a) Penalty Assessed. A penalty of twenty five dollars (\$25.00) shall be assessed for each false alarm to which the Divisions of Police and/or Fire respond. Such penalty shall be assessed against the holder of the permit or license for the alarm with which the false alarm is associated, or, in the event no such permit or license has been issued, the assessment shall be made against the owner of the premises upon which the alarm is located. Such penalty is applicable to all alarm systems, whether connected to City communication systems or not, except as follows:~~

~~—(1) Notwithstanding the provisions assessing such penalty, no charge shall be made for the first three false alarms which may occur during any calendar year in an alarm system, either intrusion or fire, installed in a residential premises. As used in this chapter, "residential premises" mean only those premises that are used exclusively as a dwelling establishment. Premises that are a combination of both business and/or commercial premises together with a residential premises shall not qualify as residential premises under this paragraph, except in the case where the alarm system is installed in the residential portion of the premises that is occupied by a person who is unassociated with the business or commercial enterprise. In addition, alarm systems installed in individual units in apartments or condominium complexes shall qualify for this exemption, but alarm systems that are for the entire apartment or condominium complex shall not qualify for such exemption.~~

~~—(2) Notwithstanding the provisions assessing such penalty, no charge shall be made for the first false alarm of any calendar year for any alarm system installed in a commercial, business or other nonresidential premises.~~

~~—(3) There shall be no charge or penalty for a false alarm to which there is no response by the Division of Police or the Division of Fire, nor when the cause of the false alarm has been demonstrated to be lightning, windstorm or other such acts of God.~~

~~—(b) Determination Procedure. The responding units of the Divisions of Police and/or Fire shall determine whether the activation of an alarm system constitutes a false alarm or an alarm activated by an intruder, fire or fire-related problem. In making such a determination, the appropriate Division shall consider a false alarm to be the activation of an alarm system caused by the negligence of the owner or other person authorized to be on the premises, by the faulty installation or repair of or the failure to maintain the alarm system, or by any other malfunction of such alarm system not specifically excepted here from.~~

~~—(c) Appeal. Any person aggrieved by the determination of a Division that a false alarm has occurred, may, within thirty days from the assessment of the penalty therefor, appeal, in writing, to the Director of Public Safety. Within thirty days of the receipt of such a written appeal, the Director shall afford the appellant the opportunity to present evidence to indicate that such alarm was not a false alarm. The decision of the Director shall be final.~~

~~—(d) Payment and Effect of Nonpayment of Penalty. Any penalty for a false alarm as provided for in this section, which remains unpaid for thirty days after the date of issuance of an invoice for such charge, shall constitute reason for and result in the cancellation of the license for or the removal of the appropriate alarm system, unless during such thirty-day period the owner of the premises or other person who is responsible for the alarm system appeals as provided for in subsection (c) hereof. If, at the conclusion of any appeal proceeding, it is determined that the penalty for a false alarm is to be upheld, the appellant shall have thirty days from such decision in which to make payment for such penalty.~~

~~(Ord. 76-79. Passed 12-20-76.)~~

1. DEFINITIONS.

- a. **RESPONSIBLE PARTY** MEANS ANY OF THE FOLLOWING: (1) THE HOLDER OF A PERMIT OR LICENSE WITH WHICH A FALSE ALARM IS ASSOCIATED; (2) IN THE EVENT NO SUCH PERMIT OR LICENSE HAS BEEN ISSUED THE OWNER OF THE PREMISES UPON WHICH THE ALARM IS LOCATED OR THEIR AGENT; AND/OR (3) THE OWNER OF THE BUSINESS WITH WHICH A FALSE ALARM IS ASSOCIATED OR THEIR AGENT.

- b. **PREMISES** MEANS ANY OF THE FOLLOWING: (1) LOCATIONS THAT ARE USED EXCLUSIVELY AS A DWELLING ESTABLISHMENT; (2) LOCATIONS USED EXCLUSIVELY AS COMMERCIAL ESTABLISHMENTS; (3) A LOCATION THAT IS A COMBINATION OF RESIDENTIAL, BUSINESS, AND/OR COMMERCIAL PREMISES WHERE THE ALARM SYSTEM IS INSTALLED IN THE RESIDENTIAL PORTION OF THE PREMISES THAT IS OCCUPIED BY A PERSON WHO IS UNASSOCIATED WITH THE BUSINESS OR COMMERCIAL ENTERPRISE; AND/OR (4) ALARM SYSTEMS INSTALLED IN INDIVIDUAL UNITS IN APARTMENTS OR CONDOMINIUM COMPLEXES.
- c. **FALSE ALARM** MEANS THE ACTIVATION OF AN ALARM SYSTEM CAUSED BY THE NEGLIGENCE OF THE OWNER OR OTHER PERSON AUTHORIZED TO BE ON THE PREMISES, BY THE FAULTY INSTALLATION OR REPAIR OF OR THE FAILURE TO MAINTAIN THE ALARM SYSTEM, OR BY ANY OTHER MALFUNCTION OF SUCH ALARM SYSTEM NOT SPECIFICALLY EXCEPTED HERE FROM.

2. FALSE ALARMS PROHIBITED.

- a. NO RESPONSIBLE PARTY SHALL PERMIT A FALSE ALARM TO WHICH THE DIVISIONS OF POLICE AND/OR FIRE ("DIVISIONS") RESPOND, WHETHER OR NOT SUCH ALARM SYSTEM IS CONNECTED TO CITY COMMUNICATIONS SYSTEMS.

3. PROHIBITIONS.

- a. UNLESS OTHERWISE STATED HEREIN, THE RESPONSIBLE PARTY SHALL BE CIVILLY FINED FOR FALSE ALARMS EXCEPT THAT NO CIVIL FINE SHALL BE LEVIED FOR THE FIRST THREE FALSE ALARMS WHICH MAY OCCUR DURING ANY CALENDAR YEAR IN AN ALARM SYSTEM, EITHER INTRUSION OR FIRE, INSTALLED IN A PREMISES. ALARM SYSTEMS THAT ARE FOR THE ENTIRE APARTMENT OR CONDOMINIUM COMPLEXES SHALL NOT QUALIFY FOR SUCH EXEMPTION.
- b. A VIOLATION OF SECTION 2(A) OF THIS DIVISION THREE OR MORE TIMES IN ANY CALENDAR YEAR SHALL RESULT IN A CIVIL FINE AS FOLLOWS:
 - i. A FOURTH FALSE ALARM IN A CALENDAR YEAR, \$150.00;
 - ii. A FIFTH FALSE ALARM IN A CALENDAR YEAR, \$250.00;
 - iii. AFTER A SIXTH FALSE ALARM IN A CALENDAR YEAR, \$500.00.
- c. UPON A TENTH FALSE ALARM IN ONE CALENDAR YEAR, THE DIVISION, IN ITS DISCRETION, MAY REFER THE MATTER TO THE CITY LAW DIRECTOR FOR CRIMINAL PROSECUTION. A TENTH FALSE ALARM IN ANY CALENDAR YEAR IN VIOLATION OF SECTION

2(A) OF THIS DIVISION IS A MISDEMEANOR OF THE FIRST DEGREE PUNISHABLE PURSUANT TO SECTION 698.02 OF THE NEWARK CODIFIED ORDINANCES. EACH SUBSEQUENT FALSE ALARM FOLLOWING A TENTH FALSE ALARM IN ANY CALENDAR YEAR MAY BE TREATED AS A SEPARATE FIRST-DEGREE MISDEMEANOR OFFENSE. STRICT LIABILITY IS INTENDED TO BE IMPOSED FOR A VIOLATION OF THIS SECTION.

- d. THE APPLICABLE DIVISION CHIEF OR THEIR DESIGNEE MAY, IN THEIR DISCRETION WHEN CONSIDERING THE TOTALITY OF THE CIRCUMSTANCES, WAIVE THE CIVIL FINE ASSESSED FOR A FOURTH THROUGH NINTH FALSE ALARM DURING ANY CALENDAR YEAR.
 - e. THERE SHALL BE NO CIVIL FINE FOR A FALSE ALARM TO WHICH THERE IS NO RESPONSE BY THE DIVISIONS, NOR WHEN THE CAUSE OF THE FALSE ALARM HAS BEEN DEMONSTRATED TO BE LIGHTNING, WINDSTORM OR OTHER SUCH ACTS OF GOD.
4. **APPEAL.** REGARDING THE FIRST THROUGH NINTH FALSE ALARM IN ONE CALENDAR YEAR, ANY RESPONSIBLE PARTY CIVILLY FINED BY THE DETERMINATION OF A DIVISIONS THAT A FALSE ALARM HAS OCCURRED, MAY, WITHIN THIRTY (30) DAYS FROM THE ASSESSMENT OF THE CIVIL FINE THEREFOR, APPEAL, IN WRITING, TO THE APPLICABLE DIVISION CHIEF. WITHIN THIRTY DAYS OF THE RECEIPT OF SUCH A WRITTEN APPEAL, THE APPLICABLE DIVISION CHIEF SHALL AFFORD THE APPELLANT THE OPPORTUNITY TO PRESENT EVIDENCE TO INDICATE THAT SUCH ALARM WAS NOT A FALSE ALARM. THE DECISION OF THE DIVISION CHIEF SHALL BE FINAL.
5. **PAYMENT AND EFFECT OF NONPAYMENT OF CIVIL FINE.**
- a. ANY CIVIL FINE FOR A FALSE ALARM AS PROVIDED FOR IN THIS SECTION, SHALL BE PAID IN FULL NO MORE THAN THIRTY (30) DAYS AFTER THE DATE OF ISSUANCE OF AN INVOICE FOR SUCH CHARGE UNLESS DURING SUCH THIRTY (30) DAY PERIOD THE RESPONSIBLE PARTY APPEALS. IF, AT THE CONCLUSION OF ANY APPEAL PROCEEDING, IT IS DETERMINED THAT THE CIVIL FINE FOR A FALSE ALARM IS UPHELD, THE APPELLANT SHALL HAVE AN ADDITIONAL THIRTY (30) DAYS FROM SUCH DECISION IN WHICH TO MAKE PAYMENT OF CIVIL FINE IN FULL UNLESS ADDITIONAL TIME IS PERMITTED BY THE APPLICABLE CHIEF IN THEIR DISCRETION.
 - b. UPON EXPIRATION OF THE TIME TO FILE AN APPEAL OR EXPIRATION OF THE TIME TO PAY A CIVIL FINE UPHELD FOLLOWING APPEAL, EACH CIVIL FINE CHARGED UNDER THIS SECTION AND LEFT UNPAID MAY BE REDUCED TO A LIEN UPON THE

CORRESPONDING LOT, PARCEL OF LAND, BUILDING OR PREMISES SERVED BY THE ALARM SYSTEM.

- c. THE DIVISIONS, THROUGH THE DIRECTOR OF SAFETY, SHALL CERTIFY TO THE LICKING COUNTY AUDITOR FOR PLACEMENT AS A LIEN UPON THE REAL PROPERTY TAX LIST REFLECTING THE CIVIL FINE PURSUANT TO THIS CHAPTER AND IF NOT PAID SHALL BECOME DUE AND PAYABLE WITH THE INTEREST AND PENALTIES ALLOWED BY LAW AND BE COLLECTED AS OTHER TAXES.

1062.09 DEPOSIT OF MONEYS.

All moneys accruing to the City by reason of the fees and penalties assessed and collected under the provisions of this chapter shall be deposited into a separate account in the General Fund.

(Ord. 76-79. Passed 12-.20-76.)

EXHIBIT B

1610.01 2011 EDITION ADOPTED; PURPOSE.

There is hereby adopted by the City, for the purpose of prescribing regulations governing conditions hazardous to life and property from fire or explosion, that certain code known as the Ohio Fire Code, recommended by the State of Ohio, Department of Commerce, Division of State Fire Marshal, being particularly the 2011 edition and the whole thereof, save and except such portions as are hereinafter deleted, modified, or amended. It is further ordained that the City of Newark, Ohio does hereby accept and incorporate into the Codified Ordinances of the City of Newark, Ohio any and all future Fire Prevention and Inspection Code as adopted by the Ohio Fire Marshal's Office unless otherwise repudiated or amended.

(Ord. 08-3. Passed 2-4-08; Ord. 13-16. Passed 7-1-13.)

1610.02 FILE AND DISTRIBUTION COPIES.

One copy of the Ohio Fire Code adopted in Section [1610.01](#) is on file with the Clerk of Council for inspection by the public and one copy is also on file in the County Law Library. In addition, the Clerk of Council has copies available for distribution to the public, at cost.

1610.03 ENFORCEMENT.

~~—(a) The Ohio Fire Code shall be enforced by the Bureau of Fire Prevention within the Fire Division of the City, which is hereby established and which shall be operated under the supervision of the Chief of the Fire Division.~~

~~—(b) The Chief of the Fire Division may detail such members of the Fire Division as inspectors as shall from time to time be necessary. The Chief of the Fire Division shall recommend to the Director of Public Safety the employment of technical inspectors, who, when such authorization is made, shall be selected through an examination to determine their fitness for the position. The examination shall be open to members and nonmembers of the Fire Division and appointments made after such examination shall be for an indefinite term with removal only for cause.~~

~~—(c) A report of the Bureau of Fire Prevention shall be made annually and transmitted to the Mayor. It shall contain all the proceedings required under this Code, with such statistics as the Chief of the Fire Division may wish to include therein. The Chief of the Fire Division shall also recommend any amendments to the Code which, in his judgment, are desirable.~~

1. THE OHIO FIRE CODE SHALL BE ENFORCED BY THE BUREAU OF FIRE PREVENTION WITHIN THE DIVISION OF THE CITY ("DIVISION"), WHICH IS HEREBY ESTABLISHED AND WHICH SHALL BE OPERATED UNDER THE SUPERVISION OF THE DIVISION CHIEF.

2. THE DIVISION CHIEF MAY DETAIL SUCH MEMBERS OF THE DIVISION AS INSPECTORS AS SHALL FROM TIME TO TIME BE NECESSARY. THE DIVISION CHIEF SHALL RECOMMEND TO THE DIRECTOR OF PUBLIC SAFETY THE EMPLOYMENT OF TECHNICAL INSPECTORS, WHO, WHEN SUCH AUTHORIZATION IS MADE, SHALL BE SELECTED THROUGH AN EXAMINATION TO DETERMINE THEIR FITNESS FOR THE POSITION. THE EXAMINATION SHALL BE OPEN TO MEMBERS AND NONMEMBERS OF THE DIVISION AND APPOINTMENTS MADE AFTER SUCH EXAMINATION SHALL BE FOR AN INDEFINITE TERM WITH REMOVAL ONLY FOR CAUSE.
3. A REPORT OF THE BUREAU OF FIRE PREVENTION SHALL BE MADE ANNUALLY AND TRANSMITTED TO THE MAYOR. IT SHALL CONTAIN ALL THE PROCEEDINGS REQUIRED UNDER THIS CODE, WITH SUCH STATISTICS AS THE DIVISION CHIEF MAY WISH TO INCLUDE THEREIN. THE DIVISION CHIEF SHALL ALSO RECOMMEND ANY AMENDMENTS TO THE CODE WHICH, IN HIS JUDGMENT, ARE DESIRABLE.
4. **FEE SCHEDULE ESTABLISHED.** THE DIVISION SHALL ESTABLISH A SCHEDULE OF FEES FOR THE REASONABLE COSTS ASSOCIATED WITH ENFORCEMENT ACTION PURSUANT TO THIS CHAPTER, WHICH SHALL BE AVAILABLE FOR PUBLIC INSPECTION UPON REQUEST, AT COST. SUCH FEE SCHEDULE MAY BE UPDATED FROM TIME-TO-TIME, AS REASONABLY NECESSARY, TO REFLECT INCREASES TO THE REASONABLE COSTS OF ENFORCEMENT ACTION.
 - a. THE FEES AND CIVIL FINES ESTABLISHED HEREIN SHALL BE LEVIED AGAINST THE RESPONSIBLE PARTY. THE RESPONSIBLE PARTY MEANS: (1) THE OWNER OF THE PREMISES OR THEIR AGENT; (2) THE OWNER OF THE BUSINESS LOCATED ON THE PREMISES OR THEIR AGENT; AND (3) THE HOLDER OF A PERMIT, LICENSE, OR CERTIFICATION SUBJECT TO THE OHIO FIRE CODE.
 - b. FEES ESTABLISHED SHALL BE ACCRUED ON A PER INSPECTION RATHER THAN A PER VIOLATION BASIS. NOTWITHSTANDING THE FEE SCHEDULE, NO FEE SHALL BE CHARGED FOR THE FIRST TWO (2) INSPECTIONS IN ANY CALENDAR YEAR. A SUBSEQUENT INSPECTION SHALL BE LEFT UP TO THE BUREAU OF FIRE PREVENTION BASED ON INSPECTION FINDINGS THAT COULD INCLUDE SIGNIFICANT FIRE CODE VIOLATION OR LIFE THREAT.
5. **PROHIBITIONS CONCERNING PREMISES INSPECTIONS.**
 - a. NO RESPONSIBLE PARTY SHALL FAIL TO CURE AN INSPECTION VIOLATION WITHIN A REASONABLE TIME AS DETERMINED BY THE DIVISION. THIS INSPECTION IS INDEPENDENT OF ANY OTHER INSPECTION PROMULGATED BY THE CITY OF NEWARK LOCAL ORDINANCES, INCLUDING TITLE TWO – BUSINESS REGULATION.
 - b. IF THE DIVISION DETERMINES AN INSPECTION VIOLATION AND THE RESPONSIBLE PARTY DOES NOT CURE IT WITHIN THE DESIGNATED

TIME RESULTING IN A SUBSEQUENT INSPECTION A CIVIL FINE SHALL BE IMPOSED, IN ADDITION TO FEES, AS FOLLOWS:

- i. A THIRD INSPECTION IN ANY CALENDAR YEAR, \$150.00;
- ii. A FOURTH INSPECTION IN ANY CALENDAR YEAR, \$250.00;
AND
- iii. AFTER A FOURTH INSPECTION IN ANY CALENDAR YEAR THE RESPONSIBLE PARTY SHALL BE CIVILLY FINED \$500.00 PER INSPECTION.
- iv. THE DIVISION CHIEF OR THEIR DESIGNEE MAY, IN THEIR DISCRETION WHEN CONSIDERING THE TOTALITY OF THE CIRCUMSTANCES, WAIVE THE CIVIL FINE ASSESSED FOR A THIRD THROUGH SIXTH INSPECTION DURING ANY CALENDAR YEAR.
- v. UPON THE RESPONSIBLE PARTY'S FAILURE TO CURE THE VIOLATION WITHIN THE DESIGNATED TIME RESULTING IN A SIXTH INSPECTION IN ONE CALENDAR YEAR IN VIOLATION OF SECTION 5 OF THIS SUBCHAPTER, THE DIVISION, IN ITS DISCRETION, MAY REFER THE MATTER TO THE CITY LAW DIRECTOR FOR CRIMINAL PROSECUTION, WHICH IS A MISDEMEANOR OF THE FIRST DEGREE PUNISHABLE PURSUANT TO SECTION 698.02 OF THE NEWARK CODIFIED ORDINANCES. STRICT LIABILITY IS INTENDED TO BE IMPOSED FOR A VIOLATION OF THIS SECTION.
- vi. FAILURE TO CURE AN INSPECTION VIOLATION IN THE TIME ALLOTTED BY THE DIVISION FOLLOWING A TENTH INSPECTION SHALL RESULT IN A SEPARATE FIRST-DEGREE MISDEMEANOR OFFENSE PER SUBSEQUENT INSPECTION.

6. **FOOD TRUCK AND MOBILE FOOD VENDING UNIT INSPECTIONS.** THE DIVISION SHALL ESTABLISH CRITERIA FOR INSPECTION OF FOOD TRUCKS AND/OR MOBILE FOOD VENDING UNITS PURSUANT TO THE OHIO FIRE CODE, LOCAL ORDINANCES, AND WHERE APPLICABLE THE LAWS OF THE STATE OF OHIO. SUCH INSPECTIONS MAY BE SCHEDULED WITH THE DIVISION'S PREVENTION BUREAU DURING REGULAR BUSINESS HOURS, MONDAY THROUGH FRIDAY, AND SHALL OCCUR AT THE DIVISION PREMISES BEFORE MARCH 1ST OF EACH YEAR. FEES AUTHORIZED BY SECTION 4 OF THIS SUBCHAPTER MAY INCLUDE A SPECIAL DUTY FEE FOR INSPECTIONS OCCURRING OUTSIDE OF REGULAR BUSINESS HOURS, WEEKENDS, OR HOLIDAYS. THE DIVISION SHALL ESTABLISH AN INSPECTION LOG CONCERNING INSPECTION OF FOOD TRUCKS AND/OR MOBILE FOOD VENDING UNITS, SPECIFICALLY INCLUDING AT A MINIMUM: CONTACT INFORMATION FOR THE RESPONSIBLE PARTY, DATE OF INSPECTION, INSURANCE INFORMATION, DATE OF INSPECTION, AND DATE THE INSPECTION FEE IS PAID.

- a. "FOOD" SHALL MEAN A RAW, COOKED OR PROCESSED EDIBLE SUBSTANCE, ICE, BEVERAGE, OR INGREDIENT USED OR INTENDED FOR USE OR FOR SALE IN WHOLE OR IN PART FOR HUMAN CONSUMPTION.
- b. "FOOD TRUCK" MEANS A LICENSED, MOTORIZED VEHICLE OR MOBILE FOOD VENDING UNIT WHICH IS TEMPORARILY LOCATED ON A PREMISES TO SELL FOOD ITEMS TO THE GENERAL PUBLIC.
- c. "MOBILE FOOD VENDING UNIT" MEANS A FOOD SERVICE OPERATION OR RETAIL FOOD ESTABLISHMENT THAT IS OPERATED FROM A FOOD TRUCK. FOR THE PURPOSE OF A MOBILE FOOD VENDING PERMIT, "MOBILE FOOD VENDING UNIT" EXCLUDES FOOD DELIVERY OPERATIONS AND VENDING MACHINES, AS DEFINED IN OHIO REVERSE CODE 3717.01(L).
- d. "RESPONSIBLE PARTY" AS USED IN SUBSECTIONS 6, 7, 8, AND 9 OF THIS CHAPTER SHALL ALSO MEAN THE OWNER OR OPERATOR OF A FOOD TRUCK OR MOBILE FOOD VENDING UNIT OR THEIR AGENT.

7. PROHIBITIONS CONCERNING FOOD TRUCKS AND MOBILE FOOD VENDING UNITS.

- a. NO RESPONSIBLE PARTY OPERATING A FOOD TRUCK OR MOBILE FOOD VENDING UNIT WITHIN THE CITY SHALL FAIL TO SCHEDULE AN ANNUAL INSPECTION, PASS SAID INSPECTION BY THE DIVISION, AND DISPLAY A DIVISION INSPECTION STICKER AS DESCRIBED BY SUBSECTION 6 OF THIS CHAPTER.
 - i. EACH PERMIT ISSUED UNDER THIS CHAPTER SHALL EXPIRE ON THE TWENTY-EIGHTH (28TH) DAY OF FEBRUARY FOLLOWING THE DATE OF ISSUE.
 - ii. EACH INSPECTION SHALL COST \$100.00 PER FOOD TRUCK OR MOBILE FOOD VENDING UNIT INSPECTED.
 - iii. FOOD TRUCKS AND MOBILE FOOD VENDING UNIT SHALL OBTAIN ALL APPLICABLE APPROVALS AND PERMITS, AND SHALL FOLLOW ALL APPLICABLE PROCESSES AS REQUIRED BY THE CITY.
 - iv. FOOD TRUCKS AND MOBILE FOOD VENDING UNIT SHALL COMPLY WITH ALL LOCAL, STATE, AND FEDERAL LAWS, REGULATIONS AND ORDINANCES.
- b. UPON DETERMINATION OF A VIOLATION OF SECTION 7(A), THE DIVISION MAY REQUIRE IMMEDIATE CESSATION OF OPERATION AND FOOD DISTRIBUTION, REMOVAL OF THE FOOD TRUCK OR

MOBILE FOOD VENDING UNIT FROM EVENT AND/LOCATION, AND A CIVIL FINE SHALL BE IMPOSED AS FOLLOWS:

- i. A FIRST VIOLATION IN ANY CALENDAR YEAR, \$150.00;
- ii. A SECOND VIOLATION IN ANY CALENDAR YEAR, \$500.00; AND
- iii. AFTER A SECOND VIOLATION IN ANY CALENDAR YEAR THE RESPONSIBLE PARTY SHALL BE CIVILLY FINED \$500.00 AND THE DIVISION, IN ITS DISCRETION, MAY REFER THE MATTER TO THE CITY LAW DIRECTOR FOR CRIMINAL PROSECUTION, WHICH IS A MISDEMEANOR OF THE 1ST DEGREE PUNISHABLE PURSUANT TO SECTION 698.02 OF THE NEWARK CODIFIED ORDINANCES. STRICT LIABILITY IS INTENDED TO BE IMPOSED FOR A VIOLATION OF THIS SECTION.
- iv. THE DIVISION CHIEF OR THEIR DESIGNEE MAY, IN THEIR DISCRETION WHEN CONSIDERING THE TOTALITY OF THE CIRCUMSTANCES, WAIVE THE CIVIL FINE ASSESSED FOR A FIRST THROUGH SECOND VIOLATION DURING ANY CALENDAR YEAR.

8. TRANSFER OF INSPECTION STICKER PROHIBITED.

- a. NO INSPECTION STICKER ISSUED UNDER THIS CHAPTER SHALL BE TRANSFERRED OR ASSIGNED BY THE RESPONSIBLE PARTY TO ANY OTHER INDIVIDUAL OR ORGANIZATION, OR TO ANY OTHER FOOD TRUCK OR MOBILE FOOD VENDING UNIT. SHOULD A CHANGE IN OWNERSHIP OF A FOOD TRUCK OR MOBILE FOOD VENDING UNIT OCCUR AT ANY TIME, THE SUCCEEDING OWNER MUST COMPLY WITH THE INSPECTION AND FEE REQUIREMENTS OF THIS CHAPTER.

9. INSPECTION SUSPENSION, REVOCATION

- a. INSPECTION STICKERS ISSUED TO FOOD TRUCKS OR MOBILE FOOD VENDING UNITS UNDER THIS CHAPTER MAY BE SUSPENDED OR REVOKED BY THE DIVISION FOR ONE OR MORE OF THE FOLLOWING REASONS:
 - i. FRAUD, MISREPRESENTATION OR BRIBERY IN SECURING THE INSPECTION STICKER OR DURING THE COURSE OF BUSINESS;
 - ii. VIOLATION OF ANY PROVISION OF THIS CHAPTER;
 - iii. FAILURE TO DISPLAY THE INSPECTION STICKER AS ISSUED;
 - iv. FAILURE TO HAVE VALID PERMITS OR LICENSES REQUIRED BY THE LICKING COUNTY HEALTH DEPARTMENT OR ANY OTHER CITY, STATE, OR FEDERAL AGENCY AS APPLICABLE;
 - v. CONVICTION OF ANY CRIMINAL OR TRAFFIC OFFENSE WHILE USING A FOOD TRUCK OR MOBILE FOOD VENDING UNIT;

- vi. CONVICTION OF ANY CRIMINAL OFFENSE INVOLVING THEFT OR FRAUD;
- vii. FOR ANY OF THE REASONS WHICH COULD HAVE BEEN GROUNDS FOR REFUSING TO ISSUE THE ORIGINAL INSPECTION STICKER;
- viii. KNOWINGLY ALLOWING ANOTHER PERSON TO USE A FOOD TRUCK OR MOBILE FOOD VENDING UNIT IN VIOLATION OF ANY PROVISION OF THIS CHAPTER; AND/OR
- ix. FOR OTHER GOOD CAUSE AT THE DISCRETION OF THE DIVISION.

10. **APPEAL.** ANY RESPONSIBLE PARTY CIVILLY FINED FOLLOWING INSPECTION DUE TO FAILURE TO CURE A VIOLATION, MAY, WITHIN THIRTY (30) DAYS FROM THE ASSESSMENT OF THE CIVIL FINE THEREFOR, APPEAL, IN WRITING, TO THE DIVISION CHIEF. WITHIN THIRTY (30) DAYS OF THE RECEIPT OF SUCH A WRITTEN APPEAL, THE DIVISION CHIEF SHALL AFFORD THE APPELLANT THE OPPORTUNITY TO PRESENT EVIDENCE TO INDICATE THAT: (1) THE TIMEFRAME TO CURE THE CITED VIOLATION WAS INSUFFICIENT AND/OR (2) THE CIVIL FINE WAS ISSUED WITHOUT CAUSE. THE DECISION OF THE DIVISION CHIEF SHALL BE FINAL.

11. **PAYMENT AND EFFECT OF NONPAYMENT OF CIVIL FINE.**

- a. ANY CIVIL FINE AS PROVIDED FOR IN THIS SECTION, SHALL BE PAID IN FULL NO MORE THAN THIRTY (30) DAYS AFTER THE DATE OF ISSUANCE OF AN INVOICE FOR SUCH CHARGE UNLESS DURING SUCH THIRTY (30) DAY PERIOD THE RESPONSIBLE PARTY APPEALS. IF, AT THE CONCLUSION OF ANY APPEAL PROCEEDING, IT IS DETERMINED THAT THE CIVIL FINE IS UPHELD, THE APPELLANT SHALL HAVE AN ADDITIONAL THIRTY (30) DAYS FROM SUCH DECISION IN WHICH TO MAKE PAYMENT OF CIVIL FINE IN FULL UNLESS ADDITIONAL TIME IS PERMITTED BY THE DIVISION CHIEF IN THEIR DISCRETION.
- b. UPON EXPIRATION OF THE TIME TO FILE AN APPEAL OR EXPIRATION OF THE TIME TO PAY A CIVIL FINE UPHELD FOLLOWING APPEAL, EACH CIVIL FINE CHARGED UNDER THIS SECTION AND LEFT UNPAID MAY BE REDUCED TO A LIEN UPON THE CORRESPONDING LOT, PARCEL OF LAND, BUILDING OR PREMISES INSPECTED.
- c. THE DIVISION, THROUGH THE DIRECTOR OF SAFETY, SHALL CERTIFY TO THE LICKING COUNTY AUDITOR FOR PLACEMENT AS A LIEN UPON THE REAL PROPERTY TAX LIST REFLECTING THE CIVIL FINE PURSUANT TO THIS CHAPTER AND IF NOT PAID SHALL BECOME DUE AND PAYABLE WITH THE INTEREST AND PENALTIES ALLOWED BY LAW AND BE COLLECTED AS OTHER TAXES.

1610.04 DISTRICTS IN WHICH STORAGE OF EXPLOSIVES AND BLASTING AGENTS IS PROHIBITED. (REPEALED)

(EDITOR'S NOTE: Section [1610.04](#) was repealed as part of the 1980 revision and updating of these Codified Ordinances.)

1610.05 DISTRICTS IN WHICH STORAGE OF FLAMMABLE LIQUIDS IN OUTSIDE ABOVE GROUND TANKS IS PROHIBITED. (REPEALED)

(EDITOR'S NOTE: Section [1610.05](#) was repealed as part of the 1980 revision and updating of these Codified Ordinances.)

1610.06 ROUTES FOR VEHICLES TRANSPORTING EXPLOSIVES, DANGEROUS ARTICLES. (REPEALED)

(EDITOR'S NOTE: Section [1610.06](#) was repealed as part of the 1980 revision and updating of these Codified Ordinances.)

1610.07 MODIFICATIONS. (REPEALED)

(EDITOR'S NOTE: Section [1610.07](#) was repealed as part of the 1980 revision and updating of these Codified Ordinances.)

1610.08 APPEALS. (REPEALED)

(EDITOR'S NOTE: Section [1610.08](#) was repealed as part of the 1980 revision and updating of these Codified Ordinances.)

1610.09 NEW MATERIALS, PROCESSES OR OCCUPANCIES. (REPEALED)

(EDITOR'S NOTE: Section [1610.09](#) was repealed as part of the 1980 revision and updating of these Codified Ordinances.)

1610.10 CONFLICT OF LAWS.

In the event of any conflict between any of the provisions of the Ohio Fire Code adopted herein and a provision of this Part Sixteen - Fire Prevention Code or any other local ordinance or provision, the stricter standard shall control.

1610.99 GENERAL CODE PENALTY.

(a) EXCEPT AS OTHERWISE PROVIDED BY THIS CHAPTER, ~~W~~whoever violates any of the provisions of this chapter, including the provisions of the Ohio Fire Code, or fails to comply therewith, or violates or fails to comply with any order made thereunder, or builds in violation of any detailed statement of specifications or plans submitted and approved thereunder, or any certificate or permit issued thereunder, and from which no appeal has been taken, or fails to comply with such an order as affirmed or modified by the Director of Public Safety or by a court of competent jurisdiction, within the time fixed therein, is severally for each and every such violation and noncompliance respectively, guilty of a minor misdemeanor and shall be fined not more than one hundred dollars (\$100.00). The imposition of one penalty for any violation shall not excuse the violation

or permit it to continue, and all such persons shall be required to correct or remedy such violations or defects within a reasonable time. When not otherwise specified, a separate offense shall be deemed committed each ten days that prohibited conditions are maintained.

(b) The application of the above penalty shall not be held to prevent the enforced removal of prohibited conditions.

BY: _____

A RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO PREPARE AND SUBMIT AN APPLICATION 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 41 that may be offered as a grant or loan for road, bridge and other infrastructure projects, and;

WHEREAS, the City of Newark is proposing to make a capital improvements funding application for construction projects within the City of Newark, namely:

1. Resurfacing and related roadway work on various minor arterial and major collector streets in Newark.

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,

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

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.

Section 3: This ordinance shall take effect at the earliest time permitted by Article 4.07 of the Charter of the City of Newark, Ohio.

Adopted this _____ day of _____, 2026.

President of Council

Attest: _____
Clerk of Council

Date Filed with Mayor: _____

Date Approved by Mayor: _____

Mayor

Form Approved: _____
Law Director

Prepared by the Division of Engineering

Resolution No.26-54

BY: _____

A RESOLUTION APPROPRIATING MONIES FOR CURRENT EXPENSES OF THE MUNICIPAL CORPORATION

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

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

Section 1. There is hereby a disappropriation of the appropriated balance of the 100 General Fund, in the amount of \$20,000.00 (Money is needed to supplement the 155 Services General account for 2026.)

100.203.5220	Training and Travel	20,000.00
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Section 2. There is hereby an appropriation of the unappropriated balance of the 100 General Fund, in the amount of \$20,000.00 (Amount is needed to pay anticipated costs associated with the operation of the Impound Lot for the remainder of 2026.)

100.155.5238	Services General	20,000.00
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Section 3. There is hereby an appropriation of the unappropriated balance of the 100 General Fund, in the amount of \$23,508.49 (Amount was received from the insurance company as a payout for a totaled cruiser. Money will be used to fix that cruiser and others.)

100.203.5274	Maintenance of Vehicles	23,508.49
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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 _____, 2026.

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. 26-56

BY _____

A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF NEWARK TO APPLY FOR FUNDING FROM THE UNITED STATES DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE UNDER THE BULLETPROOF VEST PARTNERSHIP GRANT PROGRAM.

WHEREAS, the Bulletproof Vest Partnership Grant Act of 1998 was signed as law (Public Law 105-181). The purpose of the Act is to save the lives of law enforcement officers by helping States and local units of government and tribal governments equip their law enforcement officers with armor vests.

WHEREAS, The City of Newark was informed by the United States Department of Justice, Bureau of Justice Assistance that it is eligible to receive reimbursement for 50% of the total cost for the purchase of bulletproof vests for law enforcement personnel.

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 crime reduction and improvement of public safety funding programs
- Section 2: The Mayor is designated as the authorizing official to enter into a reimbursement agreement with the United States Department of Justice, Bureau of Justice Assistance, to administer the Bulletproof Vest Partnership Grant Program and accept said fund
- 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 THIS _____ DAY OF _____, 2026

PRESIDENT OF COUNCIL

ATTEST, CLERK OF COUNCIL

DATE FILED WITH THE MAYOR

DATE APPROVED BY MAYOR

MAYOR

FORM APPROVED BY DIRECTOR OF LAW

Resolution No.26-57 Exp

BY: _____

A RESOLUTION APPROPRIATING MONIES FOR CURRENT EXPENSES OF THE MUNICIPAL CORPORATION

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

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

Section 1. There is hereby an appropriation of the unappropriated balance of the 100 General Fund, in the amount of \$11,000.00 (Donation from the Licking County Foundation for cameras.)

100.204.5331	Machinery & Equip Supplies	11,000.00
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Section 2. There is hereby an appropriation of the unappropriated balance of the 929 JEDZ-1 Fund, in the amount of \$200,000.00 (Overcollection)

929.132.5289	Inter/Intra Governmental	200,000.00
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Section 3. There is hereby an appropriation of the unappropriated balance of the 930 JEDD Fund, in the amount of \$1,200,000.00 (Overcollection)

930.134.5289	Inter/Intra Governmental	1,200,000.00
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Section 4. There is hereby an appropriation of the unappropriated balance of the 931 JEDZ-2 Fund, in the amount of \$200,000.00 (Overcollection)

931.136.5289	Inter/Intra Governmental	200,000.00
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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 _____, 2026.

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 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 2027 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 2027 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 2027 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 2027.

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 _____, 2026

PRESIDENT OF COUNCIL

ATTEST-CLERK OF COUNCIL

DATE FILED WITH THE MAYOR _____

DATE APPROVED BY THE MAYOR _____

MAYOR

FORM APPROVED _____
DIRECTOR OF LAW

BY: _____

PRELIMINARY LEGISLATION

Consent

Rev. 6/26/00

Resolution #: 26-59

County/Route/Section: D05 FY2028 Bridge Rehab

The following is a/an Resolution enacted by the City of Newark of Licking County, Ohio hereinafter referred to as the Local Public Agency (LPA).

SECTION I – Project Description

WHEREAS, the Ohio Department of Transportation (ODOT) has determined the need for the described project:

Bridge work on various structures in District 5.

NOW THEREFORE, be it ordained by the City of Newark of Licking County, Ohio.

SECTION II – Consent Statement

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project.

SECTION III – Cooperation Statement

The LPA shall cooperate with the Director of Transportation in the development and construction of the above described project as follows:

1. The LPA gives consent for the above improvement, and
2. The LPA further agrees to pay 100% of the cost of those features requested by the LPA which are determined by the State and Federal Highway Administration to be unnecessary for the Project.

SECTION IV – Utilities and Right-of-Way Statement

If city owned utilities, within a corporation limit or in a private easement outside corporation limits, need to be relocated due to this ODOT project, the city will be reimbursed for any relocation work; ODOT will perform the coordination, relocation, and reimbursement which shall comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

If other public and private utilities need to be relocated due to this ODOT project they will not be reimbursed for relocation; with exceptions due to an easement, etc.

SECTION V – Maintenance

Upon completion of the Project, and unless otherwise agreed, the LPA shall: (1) provide adequate maintenance for the Project in accordance with all applicable State and Federal law, including, but not limited to, Title 23, U.S.C., Section 116; (2) provide ample financial provisions, as necessary, for the maintenance of the Project; (3) maintain

the right-of-way, keeping it free of obstructions; and (4) hold said right-of-way inviolate for public highway purposes.

SECTION VI Authority to Sign

The LPA hereby authorizes, _____ of the City of Newark is hereby empowered on behalf of the City of Newark to enter into agreements with the Director of Transportation which are necessary to complete the above described project.

Passed: _____, 20____.
(Date)

President of Council: _____

Attested: _____
(Clerk of Council)

Date filed with Mayor: _____

Date Approved by Mayor: _____

Mayor: _____

Approved as to form – Director of Law: _____

Contracting Agent – Service Director: _____

**CERTIFICATE OF COPY
STATE OF OHIO**

City of Newark of Licking County, Ohio

I, _____, as Clerk of the City of Newark of Licking County, Ohio do hereby
certify that the foregoing is a true and correct copy of Resolution _____ adopted by the legislative
Authority of the said City of Newark on the _____ day of _____, ____.

That the publication of such Resolution has been made and certified of record according to Law; that no proceedings
looking to a referendum upon such Resolution have been taken; and that such Resolution and certificate of
publication thereof are of record in _____, Page _____.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable,
this _____ day of _____ 2_____.

(Clerk)

(SEAL)

City of Newark of Licking County, Ohio

The foregoing is accepted as a basis for proceeding with the project herein described.
For the City of Newark of Licking County, Ohio.

Attested: _____ Date _____

.....

For the State of Ohio

Attested: _____ Date _____
(Director, Ohio Department of Transportation)

BY: _____

PRELIMINARY LEGISLATION

Consent

Rev. 6/26/00

Resolution #: 26-60

County/Route/Section: LIC SR 13 10.15

The following is a/an Resolution enacted by the City of Newark of Licking County, Ohio hereinafter referred to as the Local Public Agency (LPA).

SECTION I – Project Description

WHEREAS, the Ohio Department of Transportation (ODOT) has determined the need for the described project:

Rehabilitation of LIC SR 13 10.15 structure carrying SR 13 over Log Pond Run.

NOW THEREFORE, be it ordained by the City of Newark of Licking County, Ohio.

SECTION II – Consent Statement

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project.

SECTION III – Cooperation Statement

The LPA shall cooperate with the Director of Transportation in the development and construction of the above described project as follows:

1. The LPA gives consent for the above improvement, and
2. The LPA further agrees to pay 100% of the cost of those features requested by the LPA which are determined by the State and Federal Highway Administration to be unnecessary for the Project.

SECTION IV – Utilities and Right-of-Way Statement

If city owned utilities, within a corporation limit or in a private easement outside corporation limits, need to be relocated due to this ODOT project, the city will be reimbursed for any relocation work; ODOT will perform the coordination, relocation, and reimbursement which shall comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

If other public and private utilities need to be relocated due to this ODOT project they will not be reimbursed for relocation; with exceptions due to an easement, etc.

SECTION V – Maintenance

Upon completion of the Project, and unless otherwise agreed, the LPA shall: (1) provide adequate maintenance for the Project in accordance with all applicable State and Federal law, including, but not limited to, Title 23, U.S.C., Section 116; (2) provide ample financial provisions, as necessary, for the maintenance of the Project; (3) maintain

the right-of-way, keeping it free of obstructions; and (4) hold said right-of-way inviolate for public highway purposes.

SECTION VI Authority to Sign

The LPA hereby authorizes, _____ of the City of Newark is hereby empowered on behalf of the City of Newark to enter into agreements with the Director of Transportation which are necessary to complete the above described project.

Passed: _____, 20____.
(Date)

President of Council: _____

Attested: _____
(Clerk of Council)

Date filed with Mayor: _____

Date Approved by Mayor: _____

Mayor: _____

Approved as to form – Director of Law: _____

Contracting Agent – Service Director: _____

**CERTIFICATE OF COPY
STATE OF OHIO**

City of Newark of Licking County, Ohio

I, _____, as Clerk of the City of Newark of Licking County, Ohio do hereby
certify that the foregoing is a true and correct copy of Resolution _____ adopted by the legislative
Authority of the said City of Newark on the _____ day of _____, ____.

That the publication of such Resolution has been made and certified of record according to Law; that no proceedings
looking to a referendum upon such Resolution have been taken; and that such Resolution and certificate of
publication thereof are of record in _____, Page _____.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable,
this _____ day of _____ 2_____.

(Clerk)

(SEAL)

City of Newark of Licking County, Ohio

The foregoing is accepted as a basis for proceeding with the project herein described.
For the City of Newark of Licking County, Ohio.

Attested: _____ Date _____

.....

For the State of Ohio

Attested: _____ Date _____
(Director, Ohio Department of Transportation)

BY: _____

PRELIMINARY LEGISLATION

Consent

Rev. 6/26/00

Resolution #: 26-61

County/Route/Section: LIC SR 16 17.42

The following is a/an Resolution enacted by the City of Newark of Licking County, Ohio hereinafter referred to as the Local Public Agency (LPA).

SECTION I – Project Description

WHEREAS, the Ohio Department of Transportation (ODOT) has determined the need for the described project:

Minor rehabilitation of pavement within project limits. Bridge work to be completed within project area.

NOW THEREFORE, be it ordained by the City of Newark of Licking County, Ohio.

SECTION II – Consent Statement

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project.

SECTION III – Cooperation Statement

The LPA shall cooperate with the Director of Transportation in the development and construction of the above described project as follows:

1. The LPA gives consent for the above improvement, and
2. The LPA further agrees to pay 100% of the cost of those features requested by the LPA which are determined by the State and Federal Highway Administration to be unnecessary for the Project.

SECTION IV – Utilities and Right-of-Way Statement

If city owned utilities, within a corporation limit or in a private easement outside corporation limits, need to be relocated due to this ODOT project, the city will be reimbursed for any relocation work; ODOT will perform the coordination, relocation, and reimbursement which shall comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

If other public and private utilities need to be relocated due to this ODOT project they will not be reimbursed for relocation; with exceptions due to an easement, etc.

SECTION V – Maintenance

Upon completion of the Project, and unless otherwise agreed, the LPA shall: (1) provide adequate maintenance for the Project in accordance with all applicable State and Federal law, including, but not limited to, Title 23, U.S.C., Section 116; (2) provide ample financial provisions, as necessary, for the maintenance of the Project; (3) maintain

the right-of-way, keeping it free of obstructions; and (4) hold said right-of-way inviolate for public highway purposes.

SECTION VI Authority to Sign

The LPA hereby authorizes, _____ of the City of Newark is hereby empowered on behalf of the City of Newark to enter into agreements with the Director of Transportation which are necessary to complete the above described project.

Passed: _____, 20____.
(Date)

President of Council: _____

Attested: _____
(Clerk of Council)

Date filed with Mayor: _____

Date Approved by Mayor: _____

Mayor: _____

Approved as to form – Director of Law: _____

Contracting Agent – Service Director: _____

**CERTIFICATE OF COPY
STATE OF OHIO**

City of Newark of Licking County, Ohio

I, _____, as Clerk of the City of Newark of Licking County, Ohio do hereby
certify that the foregoing is a true and correct copy of Resolution _____ adopted by the legislative
Authority of the said City of Newark on the _____ day of _____, ____.

That the publication of such Resolution has been made and certified of record according to Law; that no proceedings
looking to a referendum upon such Resolution have been taken; and that such Resolution and certificate of
publication thereof are of record in _____, Page _____.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable,
this _____ day of _____ 2_____.

(Clerk)

(SEAL)

City of Newark of Licking County, Ohio

The foregoing is accepted as a basis for proceeding with the project herein described.
For the City of Newark of Licking County, Ohio.

Attested: _____ Date _____

.....

For the State of Ohio

Attested: _____ Date _____
(Director, Ohio Department of Transportation)

BY: _____

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

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

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

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

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

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

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

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

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

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

SECTION TWO: 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 _____, 2026.

PRESIDENT OF COUNCIL

ATTEST: _____
CLERK OF COUNCIL

DATE FILED WITH MAYOR: _____

DATE APPROVED BY MAYOR: _____

MAYOR

FORM APPROVED: _____
DIRECTOR OF LAW

RESOLUTION NO. 26-63

BY: _____

**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; AND DECLARING AN EMERGENCY**

(CITY COUNCIL)
Revised Code, Secs. 5705.34-5705.35

The Council of the City of Newark, Licking County, Ohio, met in _____ (regular or
special) session on the _____ day of _____, 20____, at the office of
_____ with the following members present:

Mr./Ms. _____ moved the adoption of the following Resolution: for the
next succeeding fiscal year commencing January 1, 2027; 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; and

WHEREAS, this Resolution is hereby deemed an emergency pursuant to Charter Article 4.06 in that it is
necessary for the immediate preservation of the public peace, health, safety, or welfare of the citizens of
the City of Newark, Ohio, to meet the October 31, 2026 deadline.

NOW, 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:

SEE ATTACHED SCHEDULE A AND B

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; and

Be it further RESOLVED, that this Resolution shall take effect immediately as an emergency for the reasons as stated herein pursuant to Newark City Charter Article 4.07 and remain in full force and effect thereafter.

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

Mr. _____

Mr. _____

Mr. _____

Mr. _____

Mr. _____

Mr. _____

Mr. _____

Mr. _____

Ms. _____

Ms. _____

Adopted this _____ day of _____, 2026.

PRESIDENT OF COUNCIL

ATTEST: _____
CLERK OF COUNCIL

DATE FILED WITH MAYOR: _____

DATE APPROVED BY MAYOR: _____

MAYOR

FORM APPROVED: _____
DIRECTOR OF LAW

A handwritten signature in black ink, appearing to be a stylized 'M' or 'J' followed by a long horizontal stroke, is written over the line for the Director of Law.

Prepared by the Office of the Director of Law

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.

NEWARK CITY

SCHEDULE A

**SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY BUDGET
COMMISSION AND COUNTY AUDITOR'S ESTIMATED TAX RATES
2026 TAX YEAR COLLECTED IN 2027**

FUND	Amount Approved by Budget Com- mission Inside 10m. Limitation Column I	Amount to Be Derived from Levies Outside 10M. Limitation Column II	County Auditor's Estimate of Tax Rate to be Levied	
			Inside 10M Limit III	Outside 10M Limit IV
General Fund				
Dist 54	3,944,648		3.100	
Dist 55	39,661		2.600	
Dist 56	162,708		2.000	
Dist 88	65,555		2.700	
Dist 79, 96	37,133		1.500	
Dist 81	876		1.900	
Fire Pension	425,571		0.300	
Police Pension	425,571		0.300	
TOTAL	5,101,723	0	3.700	0.000

	<u>Taxes</u>	<u>Total Rate</u>
GRAND TOTALS	5,101,723	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