



# CITY COUNCIL REGULAR MEETING PACKET

February 7, 2022 @ 6:30pm  
Smith Park Shelter House

1. Call to Order: Mayor Mike Lowrey
2. Roll Call: Clerk of Council
3. Invocation: New Carlisle City Resident Cindy Conley
4. Pledge of Allegiance: All Welcome to Participate
5. Action on Minutes: **01/18/22** Regular Session
6. Communications:
  - Announcement of vacant City Council seat
7. City Manager's Report: Attached
8. Comments from Members of the Public: \*Comments limited to 5 minutes or less
9. Committee Reports: Charter Review (If applicable) and Parks & Recreation Board (If applicable)

## 10. RESOLUTIONS: (1 - Intro; 1 - Action\*)

### **\*A. Resolution 2022-02R (Introduction, Public Hearing & Action Tonight)**

A RESOLUTION AMENDING AND ADOPTING THE NEW CARLISLE CITY COUNCIL RULES OF COUNCIL

## 11. ORDINANCES: (5 - Intro; 1 - Action\*)

### **\*A. Ordinance 2022-03 (Public Hearing & Action Tonight)**

AN ORDINANCE AMENDING ORDINANCE 2021-36 THAT ESTABLISHED A SCHEDULE OF FINES AND COSTS, AND A BAIL BOND SCHEDULE FOR THE CITY'S MAYOR'S COURT

### **B. Ordinance 2022-04 (Introduction Tonight. Public Hearing & Action on 02/21/2022)**

AN ORDINANCE AUTHORIZING THE EXPENDITURE OF FUNDS OF OVER TWENTY THOUSAND DOLLARS (\$20,000) FOR THE PURPOSE OF PURCHASING A NEWER VEHICLE FOR THE DIRECTOR OF PUBLIC SERVICE

### **C. Ordinance 2022-05 (Introduction Tonight. Public Hearing & Action on 02/21/2022)**

AN ORDINANCE AUTHORIZING THE EXPENDITURE OF FUNDS OF OVER TWENTY THOUSAND DOLLARS (\$20,000) FOR THE PURPOSE OF PURCHASING A NEW UTILITY TRUCK FOR THE WATER DEPARTMENT

### **D. Ordinance 2022-06 (Introduction Tonight. Public Hearing & Action on 02/21/2022)**

AN ORDINANCE AUTHORIZING THE EXPENDITURE OF FUNDS OF OVER TWENTY THOUSAND DOLLARS (\$20,000) FOR THE PURPOSE OF PURCHASING A NEWER AERIAL PLATFORM BUCKET TRUCK FOR THE PUBLIC WORKS AND PARKS DEPARTMENT

### **E. Ordinance 2022-07 Introduction Tonight. Public Hearing & Action on 02/21/2022)**

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF NEW CARLISLE, OHIO, TO REZONE A PARCEL OF LAND FROM OA - OFFICE APARTMENT TO CB - CENTRAL BUSINESS

### **F. Ordinance 2022-08 (Introduction Tonight. Public Hearing & Action on 02/21/2022)**

AN ORDINANCE AMENDING AND REPLACING A CERTAIN SECTION OF CHAPTER 278 OF THE CODIFIED ORDINANCES OF THE CITY OF NEW CARLISLE REGARDING THE PARKS AND RECREATION BOARD BY LAWS

## 12. OTHER BUSINESS:

- Additional City Business
  - City Council Special Meeting with Charter Review: February 9, 2022 @ Smith Park Shelter House 6:30PM
  - City Offices Closed: Monday, February 21, 2022, to observe President's Day
  - Open Discussion for City Related Matters

13. Executive Session: None

14. Return to Regular Session: N/A

15. Adjournment

Next **Special Meeting** of the Council will be held on Wednesday, February 9, 2022, at 6:30pm at the Shelter House.

Next **Regular Meeting** of the Council will be held on Tuesday, February 22, 2022, at 6:30pm at the Shelter House.

**RECORD OF PROCEEDING**

MINUTES: CITY OF NEW CARLISLE, OHIO REGULAR SESSION MEETING @ Smith Park Shelter HELD: Tuesday, January 18, 2022 @ 6:30PM

1. **Call to Order:** Mayor Lowrey calls the meeting to order.
2. **Roll Call:** Berner calls the roll- 5 members present Lowrey, Grimm, Nowakowski, Lindsey, Rodewald  
Staff present: City Manager Bridge, Law Director: Jake Jeffries, Finance Director Harris, Deputy Harris, Chief Trusty
3. **Invocation:** CM Lindsey
4. **Pledge of Allegiance:** All Welcome to Participate
5. **Action on Minutes:**  
1/3/22- Regular meeting  
1st- Rodewald  
2nd- Lindsey  
YES Lowrey, Grimm, Nowakowski, Lindsey, Rodewald NAY: 0 Accepted 5-0
6. **Communications:** None
7. **City Manager's Report:**

**A. DEPARTMENTAL REPORTS-**

**Police Report:**

**Patrol Division:**

The New Carlisle Deputies were dispatched to 172 calls for service during the month of December.

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Miles Patrolled: 5276

Calls Taken: 172

Reports: 32

Assists: 51

Criminal Arrest: 8

Felony Arrest: 5

Misdemeanor Arrest: 3

Warrants: 6

Traffic Stops: 79

Traffic Warnings: 58

Moving Citations: 21

Business checks: 292

Citizen Contacts: 310

December								
Dep. Majercak	29	14	7	9	1	8	3	
Dep. Harris	28	17	5	36	8	28	1	
Dep. McDuffie	18	2	5	9	4	5	1	
Dep. Garman	77	16	9	19	6	13	3	
Dep. Forrest	20	2	6	6	2	4	0	
<b>Total</b>	<b>172</b>	<b>51</b>	<b>32</b>	<b>79</b>	<b>21</b>	<b>58</b>	<b>8</b>	
<b>2021 NEW CARLISLE TOTAL STATS</b>								
NEW CARLISLE	CALLS	ASSISTS	REPORTS	TRAFFIC STOPS	CITATIONS	WARNINGS	ARRESTS	
Dep. Moody-5 Mon	143	62	35	96	33	63	36	
Dep. Majercak	349	95	58	201	79	122	23	
Dep. McDuffie	372	103	122	283	108	177	94	
Dep. Garman	712	193	143	145	54	91	38	
Dep. Harris-3 Mon	149	51	35	152	52	100	6	
Dep. Beistline-3 M	44	4	6	12	2	7	1	
Dep. Liming-6 Mon	144	55	19	35	4	31	0	
Dep. Forrest-3 Mon	90	19	20	32	5	27	3	
<b>TOTAL</b>	<b>2003</b>	<b>562</b>	<b>438</b>	<b>956</b>	<b>335</b>	<b>618</b>	<b>201</b>	

**Fire/EMS Report:**

Rodewald asks how many calls are covid related. Trusty responds "about every other call is covid related in some way". Lowrey asks what kind of Covid calls and Trusty cannot say. Lindsey asks when the car will be complete and the cost for the decals. Trusty notes when complete and unsure of cost.

**Finance Report:**

**COUNCIL FINANCIAL REPORT SUMMARY – DECEMBER 2021**

<b>Estimated Revenue</b>	<b>\$ 5,981,374.00</b>
Amended Est. Resources	\$ 291,626.95
Amended Est. Resources	\$ -
Amended Est. Resources	\$ -
Amended Est. Resources	\$ -
<b>2021 REVISED TOTAL</b>	
<b>EST. REV.</b>	<b>\$ 6,273,000.95</b>

<b>2021 Original Budget</b>	<b>\$ 7,234,070.00</b>
1st Q. Supplemental	\$ 99,500.00
2nd. Q. Supplemental	\$ 116,302.00
3rd. Q. Supplemental	\$ 62,000.00
3rd. Q. Supplemental	\$ 360,326.95
4th. Q. Supplemental	\$ 15,700.00
<b>2021 REVISED TOTAL BUDGET</b>	<b>\$ 7,887,898.95</b>

Month	Revenue Received
January	\$ 559,521.31
February	\$ 726,803.87
March	\$ 626,142.05
April	\$ 1,148,742.02
May	\$ 703,465.61
June	\$ 573,117.31
July	\$ 946,061.99
August	\$ 1,177,436.65
September	\$ 573,216.23
October	\$ 733,948.72
November	\$ 532,359.67
December	\$ 525,253.73
<b>Received To Date</b>	<b>\$ 8,826,069.16</b>

Month	Expenses Paid
January	\$ 480,300.85
February	\$ 806,065.74
March	\$ 601,299.92
April	\$ 687,819.97
May	\$ 508,884.61
June	\$ 668,967.63
July	\$ 624,080.95
August	\$ 470,993.37
September	\$ 682,531.10
October	\$ 591,559.27
November	\$ 716,140.27
December	\$ 733,183.35
<b>Expenses to Date</b>	<b>\$ 7,571,827.03</b>

**Statement of Cash from Revenue and Expense**

Fund Description	Beginning Balance	Net Revenue YTD	Net Expense YTD	Unexpended Balance	Encumbrance YTD	Ending Balance
Grand Total:	\$4,760,036.34	\$8,826,069.16	\$7,571,827.03	\$6,014,278.47	\$267,469.02	\$5,746,809.45

**BANK RECONCILIATIONS - December 2021**

Bank Accounts	Bank Balance	Outstanding		Deposits in			Adjustments	Book Balance	Difference
		Vendor	Employee	Transit	NSF Check (s)				
PNC - General	\$ 2,518,994.04	\$ -	\$ -	\$ 553.77	\$ -	\$ -	\$ -	\$ 2,519,547.81	\$ -
PNC - Payroll	\$ 104,482.95	\$ (3,847.95)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 100,635.00	\$ -
Star Ohio	\$ 1,188,880.15	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 1,188,880.15	\$ -
SNB - General	\$ 1,464,064.84	\$ (72,818.86)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 1,391,245.98	\$ -
SNB - MMA	\$ 738,311.98	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 738,311.98	\$ -
Park Nat. - Mayor's	\$ 200.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 200.00	\$ -
NCF	\$ 526.49	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 526.49	\$ -
NCF - CD's	\$ 74,431.06	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 74,431.06	\$ -
Cash on Hand	\$ 500.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 500.00	\$ -
<b>Grand Totals</b>	<b>\$ 6,090,391.51</b>	<b>\$ (76,666.81)</b>	<b>\$ -</b>	<b>\$ 553.77</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 6,014,278.47</b>	<b>\$ -</b>

Grimm asked if we are still paying on Twin Creeks, Harris notes yes and due to be paid off in 2026

Motion to accept finance report 1st Rodewald 2nd Grimm YES: Lowrey, Grimm, Nowkowski, Lindsey, Rodewald Accepted 5-0

Bridge notes we are doing well financially GF Bal 2015 was \$52,442 2021 bal:\$1,983,546.00. Bridge thanks Harris and the citizens for the levy passages and the finance director for managing the money. Note the city is turning the corner financially.

**Service Report:**

To: Mr. Bridge, City Manager  
 From: Howard Kitko, Service Director  
 Date: January 18, 2022  
 Subject: Council Update

**Public Works Departments:**

- Please call in Potholes to the Street Dept. at 937-845-3058. We will be utilizing cold patch until the spring for potholes.
- Will be performing some winter tree removal work

**Water Department:**

- Sanitary Survey: Updating the number of private well locations to complete our backflow program.
- Adam’s Street Tower demo is 90% completed. The City still needs to remove the foundations and waterline. The City has selected a local contractor to remove during the winter.
- We have submitted a water infrastructure grant in the amount of \$2.5 million to replace lead service lines, water main, and mainline water valves that are 85 years old, in the old section of town.

**Sewer Department:**

- Engineering agreement has been executed to start the engineering and bidding process for secondary clarifier #1. A Clearstream representative will be out soon to measure current clarifier for construction of the new clarifier #2. American Rescue Plan Funds and minimal local Wastewater funds. Estimated \$295,000 ARP Federal and \$10,000 local.
- OPWC grant to pay 50% of the cost of the Primary #2 Clarifier was approved, with matching funds from American Rescue Plan. OPWC Funds \$98,500 & 98,500 ARP Federal Funds.

**2022 Road Reconstruction/Resurfacing Projects:**

- Clark County Resurface Project: Preparing for 2022 list of roads to resurface.
- Submitted to Springfield/Clark County TCC a task order for an engineer to evaluate the curbs and ADA ramps on St. Rte. 235. Results are scheduled to be back to the City, in order to perform the work this summer, prior to resurfacing in 2023.

Grimm notes he had a number of complaints over the roads. He noted Paula Crew was one, the city streets were not plowed. Bridge notes the prior council set the 2 inch or more policy. Grimm asks to lower the 2 inch level. Bridge suggests looking into the costs of plowing/salting. Lindsey motions to have the CM give council the cost differential of plowing and salting the streets at 2 inches vs 4 inches and can the street department handle that change with a 2nd by Grimm. Rodewald asks if it is just to look into the cost-yes. YES: Nowakowski, Lindsey, Rodewald, Lowrey, Grimm NAY:0 Accepted 5-0

**Planning and Zoning Report:**

Derek Hutchinson  
 Planning Director  
 City of New Carlisle



Planning Department Update 1/18/2022

**Code Compliance**

- Statistics December 2021 – November 2022
  - New Case Violation Report – New cases opened, and the violations identified for the month.

Code Summary Violation Report													
Violation Date 12/01/2021 TO 11/30/2022													
	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sept	Oct	Nov	Row Total
Abatement Nuisance													
Exterior Maintenance													
Exterior Property and Structure Exteriors; Residential													
Exterior Sanitation	1												1
Fences and Walls													
Hard Surface Conditions													
Hazards & Unsanitary Conditions													
Inoperable/Junk Vehicles													
Outdoor Storage & Display													
Parking of Commercial & Heavy Vehicles													
Prohibited Parking Places	1												1
Storage of Inoperable Vehicles	1												1
Tall Grass													
Trash Containers	1												1
Zoning Permit Required	1												1
Prohibited Home Occupations	1												1
Unsafe Structures / Unfit for Human Occupancy													
<b>Totals: 6</b>													.

- o *Code Compliance Activity – Enforcement activities carried out by Code Compliance Officers in addition to opening new cases.*

<b>Code Summary Report Activity Type</b>													
<b>Activity Date 12/01/2021 TO 11/30/2022</b>													
	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sept	Oct	Nov	Row Total
Communication	5												5
Inspection	6												6
Re-Inspection	2												2
<b>Totals:</b>	<b>13</b>												<b>13</b>

**Zoning**

- 8 Received Zoning Applications YTD
- 1 Planning Board Review Application for Site Plan Review at 1885 Dayton Lakeview.
  - a. Case will be heard 1/19/2022

**Economic Development / Community Development**

- 2022 CHIP Program
  - o Owner Rehabilitation – up to \$64,000 per unit
  - o Owner Home Repair – up to \$18,000 per unit
  - o Down Payment / Rehabilitation Assistance – up to \$65,000 per unit
  - o Habitat For Humanity – New Construction Build
 The program will begin releasing and accepting application in February. A lot more information to come.
- Tool Lending Center
  - o Open all year round. Plenty of tools available for indoor and outdoor maintenance, repair and projects.

**Continuing Planning Projects**

- *CDBG Grant Program – 2022 CHIP Grant*
- *Tool Lending Center Program*
- *Comp Plan Planning*
- *Zoning Code Review*
- *Exterior Property Maintenance Review*

**No council discussion.**

**B. INFORMATIONAL ITEMS:**

**B. INFORMATIONAL ITEMS**

- Discussion Topics
  - o Sunshine Law Training Dates - Virtual Webcast
    - 1pm - 4:15pm on the following dates: 1/26/22 and 4/21/22
    - 9am – 12:15pm on the following dates: 3/8/22 and 6/8/22
  - o 312 North Church – Sale of Property (Information attached) - Motion needed
  - o Water Shut- Offs - Bill redesign and frequency of shut-offs
  - o 2021 Codification Update
  - o New Phone System
  - o Citizen of the Year Award
  - o Mayor’s Court Update
  - o Veterans Banner Program - Motion to Approve Program and Pricing Requested
  - o Levies - Health and Fire/EMS
  - o TCC Appointments - First meeting in February
  - o 2022 Clark County EMA Books
  - o VFDF Board Annual Certification and Council Members Selection
    - Need two Council members to sit on Board
    - 2021 Certification is attached for reference
- Upcoming Legislation for Council Approval
  - o Employees Generally Code Section Update - After Passing of Current Union Agreement
  - o Disaster Recovery Resolution - February

Lindsey asks who recommended the house purchase and Bridge notes a citizen asked and no one recommended and advises to not buy it. Council discussion on why, uses. Council is not interested in the purchase, dies due to lack of motion.

Rodewald motions VM Grimm and Lindsey to the VFDF with a 2nd by Nowakowski YES: Lindsey, Rodewald, Lowrey, Grimm, Nowakowski NAY: 0 Accepted 5-0

Lindsey asks about phone systems, Bridge notes it is for all, #'s will be ported over.

Rodewald asks about the banners and if the \$45 includes the hardware-yes.

**8. Comments from Members of the Public:**

Dale Henry- former Mayor of Springfield along with multiple other accolades, explains he is collecting signatures (needs 348 to run as an independent) to get his name on the ballot to run for County Commissioner. Notes if anyone at the meeting would sign his petition he would appreciate it. He notes he wants to represent everyone, he thinks of himself as an "American first" and notes there hasn't been a person of color in any elected position in the county.

Pat Krabacher 307 N. Henry- notes she is on the Charter Review and brings the "Model City Charter" to Council. She gives some background and detail on the Council/Manager form of government. Noting it is a "unitary system", a cooperative form of government working together.

Don Hall 609 W. Jefferson- requests a work session with Council to review the Council section of the Charter with current Council members. Council decides 2/9/22 at 6:30pm at SPSH.

**9. Committee Reports:None****10. RESOLUTIONS:**

**Resolution 2022-1R:** A RESOLUTION PROVIDING FOR THE PERMANENT TRANSFER OF FUNDS FROM THE GENERAL AND WATER FUNDS TO THE DEBT SERVICE, CAPITAL AND GENERAL FUNDS OF THE CITY OF NEW CARLISLE 1st Lindsey 2nd Rodewald (ex: *yearly housekeeping*) YES: Lowrey, Grimm, Nowakowski, Lindsey, Rodewald NAY: 0 Accepted 5-0

**11. ORDINANCES:**

**Ordinance 2022-01** AN ORDINANCE APPROVING A CONTRACT BETWEEN THE CITY'S AFSCME CHAPTER AND THE CITY OF NEW CARLISLE FOR A THREE-YEAR PERIOD 1st Rodewald 2nd Nowakowski (ex: *employee union contract negotiation agreement*) Lowrey comments he would have like to of seen the employees get a dollar raise, he notes he is for all raises given this year but the current raise he wished would have been more. Bridge notes after the rate study, the admin side was underpaid and the hourly employees were comparable to others. YES: Lindsey, Rodewald, Nowakowski NAY: 2 Lowrey, Grimm Accepted 3-2

**Ordinance 2022-02** AN ORDINANCE AMENDING CHAPTER 238 OF THE CODIFIED ORDINANCES OF THE CITY OF NEW CARLISLE REGARDING THE DIVISION OF FIRE 1st Grimm 2nd Rodewald (ex: *increase in wages for Fire/EMS*) Lindsey adds the city is constantly behind the other departments in the area with hourly pay. He thinks these rates are too low and should be more in line with Bethel Township. Grimm asks how much of an impact this will take on the fire account. Bridge notes the city passed the 2022 appropriations at these wages. He reminds Council we will always be behind, and prior to the increase from Bethel Township, NC was in the ballpark. He notes we are still within \$1.00 to some. Trusty notes we will always compete with larger departments, larger cities. Bridge notes they can go back and look to see if an increase is possible. He recommends passing for this year and looking into the levy renewal vs replacement. Bridge adds the budget can support this rate currently. Continued discussions on the lack of fire/ems applicants, charter statements on part time vs full time employments, staffing numbers. Lindsey comments he would like fire fighters to be at \$13.00 an hour and asks to hold off on voting until it is changed. Continued discussions on the amount of fires, how many are "fire only" certified. Grimm suggests passing and letting the admin crunch numbers. Bridge recommends passing and letting the admin look into it. It could be roughly an increase of 9,000. Lindsey motions to table this ordinance. Trusty notes they need to pass this legislation, his employees deserve the raise now. Lindsey resends the motion to table this ordinance. YES: Lowrey, Grimm, Nowakowski, Lindsey, Rodewald NAY: 0 Accepted 5-0

**Ordinance 2022-03** ( INTRODUCTION TONIGHT, PUBLIC HEARING AND ACTION ON 2/7/22) AN ORDINANCE AMENDING ORDINANCE 2021-36 THAT ESTABLISHED A SCHEDULE OF FINES AND COSTS, AND A BAIL BOND SCHEDULE FOR THE CITY'S MAYOR COURT.

**12. OTHER BUSINESS:**

Additional City Business

1. Special Meeting 1/27/22 at 6:30pm at Smith Park Shelter House to interview and appoint 2 new members of Council.
2. Intergovernmental joint board meeting 1/31/22 at 6:30pm at Smith Park Shelter House.
3. Open discussions for City related matters. Lowrey reminds citizens they are still taking applications for 2 vacant council positions.

**13. Executive Session: None**

**14. Adjournment:** 1st Grimm 2nd Rodewald @ 7:45pm Yes: 5 Lowrey, Grimm, Nowakowski, Lindsey, Rodewald NAY: 0 Accepted 5-0

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Mayor Mike Lowrey

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Clerk of Council Emily Berner



# City Manager's Report

February 7, 2022

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## **A. DEPARTMENTAL REPORTS / YEAR END REPORTS**

- The Following Departmental Reports will be given at the next City Council meeting that will be held on Monday, February 21, 2022
  - Finance, Public Service, Planning & Zoning, Fire/EMS, and Police

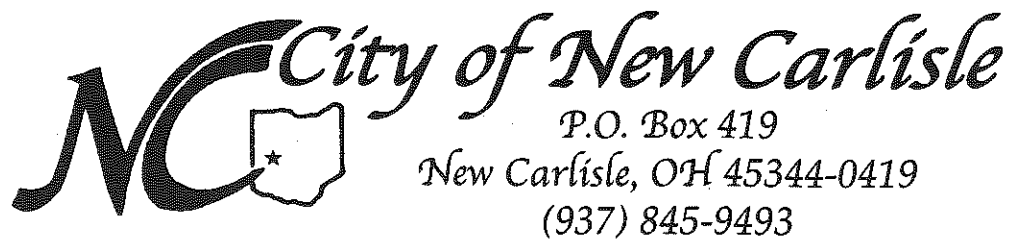
## **B. INFORMATIONAL ITEMS**

- Discussion Topics
  - Requesting a Special Meeting on Monday, February 14 or Tuesday, February 15 to discuss a certain contract with the Fire/EMS Department - Motion Requested
  - Credit Card Annual Report from Finance Director - Attached / Motion to Approve Requested
  - New Phone System and City Council
  - Financial Disclosure and Reporting
  - Veteran's Banners - Attached
  - TCC Appointment - Motion Needed
- Upcoming Legislation/Motions for Council Approval
  - Employees Generally Code Section Update - Currently Finalizing
  - Disaster Recovery - Currently Finalizing
  - Ohio Deferred Comp ROTH IRA option for employees
  - Board Appointments - 02/21/22 Meeting

### Attachment Summary:

- Credit Card Annual Report
- Veteran's Banner Application





Ordinance 2021-26, Policy for Use of City Credit Cards

Per Section (f),(5) Credit Card Issuance, Use and Management it states:

*The Finance Director shall file an annual report with the legislative authority detailing all rewards received based on the City's use of credit card accounts.*

**\*\* Annual Report for 2021 \*\***

City's General Visa Card with New Carlisle Federal Savings Bank:

Points Available – 52,794

Points Used during 2021 – 0

City Manager Visa Card with New Carlisle Federal Savings Bank:

Points Available – 59,408

Points Used during 2021 – 0

City Finance Visa Card with New Carlisle Federal Savings Bank:

Points Available – 3,522

Points Used during 2021 – 0

**Office Supplies would be the main usage for the above points as needed.**

City's Speedway Reward Card :

Points Available – 183,601

Points Used during 2021 – 0

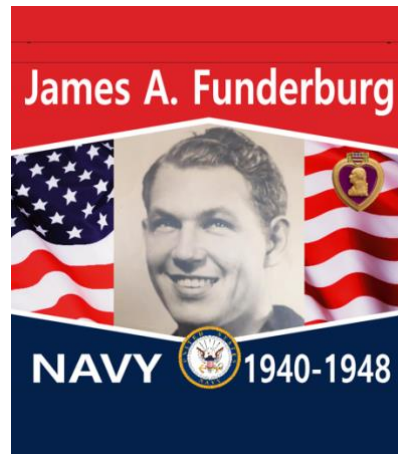
**Reducing the price of the fuel at the pump would be the main usage for the above points.**

Respectfully Submitted,

Colleen Harris, Finance Director



# Military Banner Program Policy and Application



## **APPLICATION DEADLINE**

The City of New Carlisle will accept applications, for the current year, until the end of August. Please note that printing can take up to two weeks. Applications for the following year will begin in October.

## **DISPLAY DAYS**

Memorial Day, July 4th, 9/11, and Veterans Day

## **ELIGIBILITY**

Those featured on the banners must be a current or past resident of the City of New Carlisle, a current or past Tecumseh Local Schools graduate, and be military veterans or active-duty service members in the U.S. Army, Navy, Air Force, Marine Corps or Coast Guard. Those serving in the Reserves or National Guard can also be honored. This program will be offered on a first-come, first-served basis and while supplies last.

## **VERIFICATION**

Applicants must provide a copy of a driver's license, copy of a current utility bill, and a verification of military status (DD-214 with social security number blacked out)

## **BANNER SPECIFICATIONS**

Banners will measure 19 3/4" x 23" (usable area of banner) and feature a full-color design with the service member's name, military branch and photo (provided by applicant). Banners will be two-sided with the second side mirroring the first. Banners will be returned to the applicant at the end of the year.

## **Photograph Requirements**

Applicant must provide a high-resolution military photograph (digital file or photograph) of the honoree in his/her military uniform. Photo should be portrait orientation and at least 300 DPI. If the photo submitted online does not meet this requirement, the applicant may be asked to bring the photo to the City Administration Building for scanning.

### **Additional Program Information**

- Information for the banner, including military branch and spelling of the service member's name, will be taken directly from the application.
- The City of New Carlisle is not responsible for misidentified military branches or misspellings that were submitted with the application.
- The City is not responsible for lost, stolen, or damaged banners (including damage incurred by acts of nature or vandalism). Any banners that are stolen or otherwise deemed unfit for display, shall be eligible for reproduction and replacement at a cost of **\$XX.XX**

### **PROCESS**

- The City of New Carlisle will oversee and administer the Hometown Heroes program including, but not limited to, application guidelines and processing, fee structure, and program policy.
- This program will be offered on a first-come, first-served basis and while supplies last. Banners will be displayed on decorative streetlight poles in the city around certain display dates.
- The applicant must be an immediate family member of the Hometown Hero being honored. By submitting an application, the applicant agrees he or she has permission to use the service member's likeness and name in the banner.
- After Veterans Day, banners will be removed, disassembled, and made available for pickup by the applicant at the City of New Carlisle Administration Building, 331 S. Church Street, 45344. Please call 937-845-9492, ext. 11 to schedule the banner pick-up at the end of the display season.
- Applications and verification documents must be dropped off at the City of New Carlisle Administration Offices (address listed above) or emailed to **XXXXXXXX@XXXXX**
- After receiving the application and verification, buyers will receive an email or phone call regarding the status of their application.

### **PRICING STRUCTURE**

Banners are priced at \$XX.XX and includes a two-sided design, printing, hanging, and removal of the banner. Replacement cost shall be the responsibility of the applicant and is **\$XX.XX**

### **PAYMENTS**

All payments for the banner must be paid in person at the City of New Carlisle Administration Offices between the hours of 7am-4pm, Monday-Friday. The building is located at 331 South Church Street, New Carlisle, Ohio, 45344.

# New Carlisle Hometown Heroes MILITARY BANNER PROGRAM APPLICATION | 1

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## APPLICANT INFORMATION

First Name Last \_\_\_\_\_  
Name Street \_\_\_\_\_  
Address City/ \_\_\_\_\_  
State/Zip Phone \_\_\_\_\_  
Number \_\_\_\_\_  
Relationship to \_\_\_\_\_  
Service Member  Spouse  Parent  Sibling  Child  Other

## SERVICE MEMBER INFORMATION

*Banner will use exact spelling, military branch information from this form.*

First Name \_\_\_\_\_  
Last Name \_\_\_\_\_  
Tecumseh graduation year (if applicable) \_\_\_\_\_  
Rank/Title \_\_\_\_\_  
Veteran or Active Duty? \_\_\_\_\_

Military Branch (Select one)

<input type="checkbox"/> Air Force	<input type="checkbox"/> Army National Guard	<input type="checkbox"/> Coast Guard
<input type="checkbox"/> Air National Guard	<input type="checkbox"/> Army Reserve Marine	<input type="checkbox"/> Coast Guard Reserve
<input type="checkbox"/> Air Force Reserve	<input type="checkbox"/> Corps Marine Corps	<input type="checkbox"/> Navy
<input type="checkbox"/> Army	<input type="checkbox"/> Reserve	<input type="checkbox"/> Navy Reserve

Optional: Wartime Service (Due to space restrictions, please choose one.)

<input type="checkbox"/> American Revolution	<input type="checkbox"/> Civil War	<input type="checkbox"/> Korean War
<input type="checkbox"/> War 1812	<input type="checkbox"/> Spanish-American War	<input type="checkbox"/> Vietnam War
<input type="checkbox"/> Indian Wars Mexican	<input type="checkbox"/> World War I	<input type="checkbox"/> Desert Shield/Desert Storm
<input type="checkbox"/> War	<input type="checkbox"/> World War II	<input type="checkbox"/> Global War on Terror

# New Carlisle Hometown Heroes

## MILITARY BANNER PROGRAM APPLICATION | 2

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**Please verify that you are including all of the required materials with your application** *Failure to provide all needed materials may result in a denied application.*

- Check made to **“The City of New Carlisle”**
- Proof of applicant’s residency (*copy of driver’s license and copy of utility bill*).
  - City of New Carlisle Resident
  - Tecumseh Schools Graduate
- Proof of military service / honorable discharge (DD-214 card with SSN blacked out)

By signing this application form I agree that all of the information provided above is correct. Failure to provide one or more of the requested items above may result in the denial of my application. I also give the City of New Carlisle and Studio 10 Signs and Designs permission to use the service member’s image and likeness on the printed banner and in promotional efforts including websites, social mediaplatforms, and publications. This signed agreement states that I have read and agreed to all terms set forth in the Hometown Heroes Banner Program Policy.

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Applicant Digital Signature

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Date



## RESOLUTION 2022-02R

### A RESOLUTION AMENDING AND ADOPTING THE NEW CARLISLE CITY COUNCIL RULES OF COUNCIL

**WHEREAS**, the Rules of Council establish guidelines for the Council of the City of New Carlisle to conduct its business; and

**WHEREAS**, said Rules state that they shall be reviewed and adopted by Council in January after any Council elections; and

**WHEREAS**, the Rules of Council were last amended on February 1, 2021 via Resolution 2021-02R; and

**WHEREAS**, the Rules of Council may be amended by a two-thirds vote of the Council members present at a regular meeting.

**NOW, THEREFORE, THE CITY OF NEW CARLISLE HEREBY RESOLVES** that the New Carlisle City Council Rules of Council, attached as Exhibit A to this resolution, be approved.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Mike Lowrey, MAYOR

\_\_\_\_\_  
Emily Berner, Clerk of Council

APPROVED AS TO FORM:

\_\_\_\_\_  
Jacob M. Jeffries, DIRECTOR OF LAW

1st \_\_\_\_\_

2cd: \_\_\_\_\_

<b>VACANT</b>	Y	N
<b>Bahun</b>	Y	N
<b>Lindsey</b>	Y	N
<b>Mayor Lowrey</b>	Y	N
<b>Vice Mayor Grimm</b>	Y	N
<b>Rodewald</b>	Y	N
<b>Cook</b>	Y	N

Totals: \_\_\_\_\_

Pass                  Fail

Intro: 2/7/22  
Action: 2/7/22  
Effective: 2/22/22

## **RULES OF COUNCIL**

### **SECTION I: MEETINGS**

#### A. Regular Meetings

Regular Meetings shall be held every first and third Monday of each month at ~~7:00~~ 6:30 P.M. When the date of a regular meeting is determined to create a conflict, or falls on a holiday observed by the City, Council may, by majority vote, change the date and/or hour and issue proper notices thereof.

#### B. Special Meetings

The Mayor, Vice-Mayor, City Manager or at least four (4) members of Council may call for a special meeting. If Council membership should fall to five (5) or less, a simple majority may call a special meeting. The special meeting may be called upon at least a twelve (12) hour written notification to all Council Members. This notice may be delivered to each Member personally or left at his or her place of residence and should generally state the subjects to be discussed at the meeting. Every effort shall also be made to contact the Member by telephone, e-mail, and in other ways. Written notice to any Member may be waived by that Member.

#### C. Closed Sessions/Executive Sessions

All meetings during which official business is conducted will be held in public. However, Council may convene in a closed or executive session to discuss those matters which are permitted by section 121.22(G) of the Ohio Revised Code. All Council Elect shall be included in all executive sessions after being certified by the board of election

### **SECTION II: NOTIFICATION OF MEETINGS**

Upon establishment of special meetings, the City Manager, Council Members, and the public shall be notified. Notification shall be made by posting a notice at the City Building, by contacting a newspaper of general circulation within the City, any requesting media organization, and others regularly notified of meetings.

### **SECTION III: AGENDA**

- A. The Clerk of Council, in conjunction with the City Manager, the Law Director and the Council, shall prepare and distribute the meeting agenda, listing the items for discussion and the order of business for the meeting.
- B. For an item to be included on the agenda, it must be submitted to the Clerk or the City Manager no later than three (3) working days preceding the meeting date.
- C. A copy of all Ordinances or Resolutions must be made available to all Council Members, the Clerk, and any department head whose department may be involved in the legislation, a minimum of forty-eight (48) hours prior to the Council meeting at which the legislation is to be introduced.
- D. An item that does not appear on the agenda shall not be acted upon without suspension of the Rules of Council.

- E. No letter or communication to Council shall be considered or acted upon by Council unless the letter or communication has been signed by its sender.
- F. Subsections B, C, & D are not applicable regarding emergency legislation.

#### **SECTION IV: PRESIDING OFFICER AT MEETINGS**

- A. The Mayor, selected in the manner set forth by the City Charter (Section 4.04), shall assume the duties and responsibilities contained therein, and shall act as Presiding Officer over all Council Meetings.
- B. The Vice-Mayor, selected in the manner set forth by the City Charter (Section 4.05), shall assume the duties and responsibilities contained therein and perform the duties of Mayor in the Mayor's absence, including that of Presiding Officer.
- C. In the case of absence of both the Mayor and Vice-Mayor at a Council meeting, the Council shall select a Temporary Presiding Officer by a majority vote of Members present.
- D. The Presiding Officer shall preserve decorum and decide all questions of order, subject to appeal to Council, by any one of its members. Should any Members transgress these rules of Council, the Presiding Officer shall, or any Member may, call him or her to order, and in the latter instance, the Presiding Officer shall render a decision as to the point of order. The Presiding Officer shall be sustained unless overruled by a majority vote of Council Members present.
- E. Addressing the Presiding Officer  
A Member of Council shall address the Presiding Officer when requesting permission to speak. The Presiding Officer shall then declare the person entitled to the floor. All discussion shall be confined to the question under debate. Members of the audience will also request permission to address Council from the Presiding Officer and should do so by raising their hand(s).

#### **SECTION V. THE CLERK OF COUNCIL**

Council shall select a Clerk and one or more Acting Clerks in accordance with the City Charter (Section 4.09).

#### **SECTION VI. MEETING PROCEDURE**

The order of business by the Council shall be:

- (1) Call to Order
- (2) Roll Call
- (3) Invocation
- (4) Pledge of Allegiance
- (5) Action on Minutes of previous meeting(s)
- (6) Communications
- (7) City Manager's Report
- (8) Comments from Members of the Public



- (9) Committee Reports
- (10) Resolutions
- (11) Ordinances
- (12) Other Business
- (13) Executive Session

As a courtesy to the audience, the presiding officer should announce if any additional business is anticipated after executive session.

- (14) Return to regular session
- (15) Adjournment

## **SECTION VII: VOTING**

### A. Quorum

A majority of Council Members must be present at any meeting for official and valid business to be conducted, except as otherwise provided by the City Charter.

### B. Absences

If a Council Member is to be absent from a meeting and desires to be excused from that meeting, the Member shall communicate that information to the Mayor or the Vice Mayor as early as possible prior to that meeting and should specify the reason(s) for said absence. If unable to contact them, the Member shall contact any other Council Member or the City Manager.

Having received such request, the Mayor, or Vice Mayor, or other Council Member or City Manager shall present that information during the “other business” portion of the meeting from which the Member wishes to be excused.

### C. Voting Procedure

Voting on all proposed legislation and motions shall be oral and in open Council. The Clerk of Council shall call the roll, beginning with the member seated to the left of the member who seconded the motion. Members may signify approval with a “Yes” vote, disapproval with a “No” vote, or “Abstain” for reasons such as:

- (1) The Member feels his or her vote would constitute a conflict of interest.
- (2) The Member was not present at the previous meeting (re: minutes).

When a Council Member chooses to abstain, he or she shall state, “I abstain because,” indicating the reason for the abstention. No other comments shall be in order during the voting procedure. The Clerk of Council shall announce the result and the vote immediately after the roll call.

### D. Voting on Suspension of Rules

Suspensions of these Rules of Council shall require a two-thirds (2/3) vote of Council Members present.

### E. Dissent from Majority Opinion

Any Member of Council may dissent or protest a decision of the majority of Council, or any Ordinance, Resolution, or Motion, and may have that dissent entered into

record. Such dissent may be oral or written and shall be presented at the next meeting following the action on such Ordinance, Resolution, or Motion.

F. Reconsideration

Any Member who voted with the prevailing side on the vote on a given action of Council may move a reconsideration of that action, provided that the motion be made not later than the next regular meeting after the action was taken.

A motion to reconsider shall be in order at any time except when a motion on some other subject is standing.

A motion to reconsider being laid on the table may be taken up and acted upon at any time when the Council is engaged in transaction of miscellaneous business.

No motion to reconsider shall be made more than once on any matter or subject, and the same number of votes shall be required to reconsider the action of the Council as are required to pass or adopt the same.

No Motion, Resolution, or Ordinance, having been voted upon, shall be reintroduced within ninety (90) days, except with majority concurrence of Council.

**SECTION VIII: SPEAKING REGULATIONS**

- A. Each Council Member and person addressing Council during the legislative agenda shall make every effort to confine his or her discussion to the question under debate. Members of Council and members of the audience shall be limited to five (5) minutes and shall not speak more than once on any subject.
- B. Comments from persons in the audience should be addressed to the Presiding Officer, not to proponents or opponents of any issue, not to city staff, and not to other members of the audience.
- C. A public meeting or a public hearing is an opportunity for Council to receive input from citizens of the community. It is not the place for a debate between persons in the audience and other citizens, persons in the audience and city staff, or persons in the audience and members of Council. Debating tactics such as demanding answers to questions are frowned upon and may be prohibited.  
  
Since the meetings are for input, not an instant dialogue or debate, questions to which Council chooses to respond may well be answered at a subsequent meeting or as decided by the presiding officer.
- D. The Council reserves the right to put an end to that portion of any meeting or hearing in which comments from the audience are allowed, in order to leave adequate time for Council to proceed with its other business.
- E. When citizens raise questions or complaints which can be dealt with best by staff or do not require immediate action, arrangements may be made for discussion outside of the meeting. Citizens may, of course, return to a later meeting of the Council to speak to the subject if they are not satisfied with the response they receive.
- F. During the public comment part of the agenda, members of the audience may speak on subjects of their choice, addressing comments and questions to the Presiding Officer after being granted the floor, and shall be limited to five

minutes.

G. Language used shall be appropriate for a public meeting.

## **SECTION IX: LEGISLATION**

### A. Drafting

The Director of Law shall, on motion of Council, prepare legislation, in writing and over the Director's signature, in which the City is concerned.

### B. Ordinances and Resolutions

Ordinances and Resolutions that are proposed by any Member of Council will contain the signature of the Member of Council introducing the legislation. Resolutions shall require one reading by title only. Ordinances shall require two (2) readings by title only. Upon the request and approval by a majority of Council, legislation may be read in its entirety.

### C. Motions of Council

Motions shall be used only to expedite the orderly transaction of business of Council and shall not be substituted for Resolutions or Ordinances. The form of all Motions shall be, "I move that...", followed by the substance of the motion. A second shall be required for any motion except as specifically provided for in a rule, but upon demand of any Member, any motion shall be reduced to writing by the Clerk of Council. Any such motion may be withdrawn by the maker with the consent of the second before it has been amended or voted upon. When a motion is made, it shall be stated by the Presiding Officer before any debate is in order. All motions which have been entertained by the Presiding Officer shall be entered upon the minutes.

D. Precedence of Motions. When a question is before Council, no motion shall be entertained except the following:

- (1) To adjourn
- (2) To fix the hours of adjournment
- (3) To request that discussion on the previous question end and that the motion being considered be voted on
- (4) To lay on the table
- (5) To postpone definitely
- (6) To postpone indefinitely
- (7) To refer to a committee
- (8) To amend.

These motions shall have precedence in the order indicated. The motion to adjourn and the motion to previous question shall be put to a vote without debate. The motion to fix the hour of adjournment shall be debatable only as to the time of such adjournment. All other motions shall be debatable.

A motion to adjourn shall be in order at any time with a second.

A motion for the previous question shall require a majority vote of Council Members present. It shall be considered only once; may be renewed after intervening business; shall take precedence over all debatable questions. When the previous question is moved and seconded by one other Member of Council, it shall be stated by the Presiding Officer: "Shall the main question be now put?"

There shall be no further amendment or debate but pending amendments shall be put in their order before their main question. If the question, "Shall the main question be now put?" is decided in the negative, the main question remains debatable before Council.

A motion to lay on the table (to table) shall dispose finally of all legislation against which it is invoked, but a motion to lay on the table a pending amendment to an Ordinance or Resolution shall not carry the Ordinance or Resolution with it. The motion to lay on the table shall require a majority vote of Council Members present.

A motion to postpone to a certain date shall require a majority vote of Council Members present; shall be subject to reconsideration; may be renewed after intervening business; shall be debatable as to the propriety of the postponement, but not upon the merits of the legislation; and may be amended by changing the date. Upon the arrival of the date to which postponed, the legislation shall be considered in the regular order of business.

A motion to postpone indefinitely shall have the same effect as the motion to lay on the table and shall require a majority vote of all Council Members present. A motion to postpone indefinitely shall not be reconsidered, shall be debatable, shall open the legislation to debate, may be renewed after intervening, may not be amended, or laid on the table, and shall be subject to the previous question.

A motion to amend shall be susceptible to but one amendment. An amendment, once rejected, may not be moved again in the same form. Any Member of Council may call for a division of the question, or the Presiding Officer may direct the same, and the same in either case shall be divided if it comprehends questions so distinct that, one being taken away, the other will stand as an entire question for decision.

Questions of privilege shall be: First, those affecting the rights of the Council collectively, and the safety, dignity, and integrity of its proceedings; second, the rights, reputation, and conduct of the Members of Council individually in their capacity as Council Members. A question of privilege shall have precedence over all questions except a motion to adjourn.

#### **SECTION X: COMMITTEES**

Council, shall have the authority to appoint committees, or to establish a Committee of the Whole (Council), for any purpose the Council deems necessary. Such committees shall exist only until their work is completed.

#### **SECTION XI: CITY CHARTER OF NEW CARLISLE**

- A. These rules acknowledge the existence of the City Charter of New Carlisle, Ohio.
- B. In cases of conflict between these Rules and the Charter, the City Charter shall prevail.

#### **SECTION XII: ROBERT'S RULES OF ORDER**

In the absence of any Council rule or Charter provision upon the matter of business,

Council shall be governed by Robert's Rules of Order.

**SECTION XIII: ADOPTION OF RULES**

These Rules of Council shall be effective upon adoption of a Resolution passed by a two-thirds (2/3) (five) vote of Council. They shall be reviewed and adopted by Council in January after Council elections.

**SECTION XIV: AMENDMENT TO RULES**

These Rules may be amended by a resolution approved by a two-thirds (2/3) vote (five) of the Council.

**Revision History**

Revised 01/20/04

Reviewed 01/04/10

Reviewed 01/17/12

Revised 01/06/14

Revised 3/8/18 via Res 18-03R

Revised 5/21/18 via Res 18-08R

Revised 1/22/19 via Res 19-03R

Revised 4/6/2020 via Res 2020-06R (COVID Procedures - No Longer in Effect)

Revised 2/1/2021 via Res 2021-02R (COVID Procedures - No Longer in Effect)



**ORDINANCE 2022-03**

AN ORDINANCE AMENDING ORDINANCE 2021-36 THAT ESTABLISHED A SCHEDULE OF FINES AND COSTS, AND A BAIL BOND SCHEDULE FOR THE CITY’S MAYOR’S COURT

**WHEREAS**, the City’s Mayor’s Court must have an established schedule of fines and costs pursuant to Crim.R. 4.1(E) and Traf.R. 13(C); and

**WHEREAS**, the City’s Mayor’s Court must have an established bail bond schedule pursuant to Crim.R. 46; and

**WHEREAS**, on September 20, 2021, City Council established the City’s Mayor’s Court’s schedule of fines and costs, and bail bond schedule by passing Ordinance 2021-36 with a 6-0 vote; and

**WHEREAS**, during the final law director review and software installation process, it was determined that some revisions to the original schedule of fines and costs are necessary; and

**WHEREAS**, the City’s Mayor’s Court’s bail bond schedule is required to be reviewed biennially by January 31<sup>st</sup> of each even numbered year; and

**WHEREAS**, this review and the proposed amendments to the bail bond schedule satisfy the review requirements of Crim.R. 46 for 2022; and

**WHEREAS**, the next mandatory review of the bail bond schedule must occur on or before January 31, 2024 of that year.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEW CARLISLE, OHIO** that:

Section 1: The attached amended schedule of fines and costs, and bail bond schedule are approved.

Section 2: The schedule of fines and costs shall be published by distributing the schedule to all law enforcement agencies operating within the jurisdiction of the Mayor’s Court and prominently displaying the schedule where fines are paid.

Section 3: The bail bond schedule shall be reviewed biennially by January 31<sup>st</sup> of each even numbered year.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Mike Lowrey, MAYOR

\_\_\_\_\_  
Emily Berner, CLERK

APPROVED AS TO FORM:

\_\_\_\_\_  
Jake Jeffries, DIRECTOR OF LAW

Intro: 01/18/2022  
Action: 02/07/2022  
Effective: 02/22/2022

	1st	_____
	2cd:	_____
Lindsey	Y	N
VACANT		
VACANT		
Lowrey	Y	N
Rodewald	Y	N
Grimm	Y	N
Nowakowski	Y	N
<b>Totals:</b>		
	Pass	Fail

### Mayor's Court Fine Schedule

Enforcement; Impounding	CITY ORDINANCE	OHIO REVISED CODE LOCAL CODE	CATEGORY	FINE	COURT COST
Resisting an Enforcing Official	404.02	4513.36	MM	\$100	\$108

Obstruction in Public Ways	CITY ORDINANCE	OHIO REVISED CODE LOCAL CODE	CATEGORY	FINE	COURT COST
Placing Injurious Material or Obstruction in Street	412.01	4511.74	MM	\$100	\$108

Traffic Control Devices	CITY ORDINANCE	OHIO REVISED CODE LOCAL CODE	CATEGORY	FINE	COURT COST
Obedience to Traffic Control Devices	414.01	4511.12	MM	\$30	\$118
Removal of Traffic Control Devices	414.08	4511.17	M3	MUST APPEAR	

Pedestrians	CITY ORDINANCE	OHIO REVISED CODE LOCAL CODE	CATEGORY	FINE	COURT COST
Duty of Pedestrians and Drivers at Crosswalks	416.01	4511.46	MM	\$30	\$118
Right of Way of Blind Person	416.02	4511.47	MM	\$100	\$118
Right of Way; Yielded by Pedestrians at Crosswalks	416.03	4511.48	MM	\$30	\$89
Right of Way; Public Safety Vehicle	416.08	4511.452	MM	\$150	\$118
Pedestrian Intoxicated Upon Highway	416.10	4511.481	MM	\$75	\$89

Vehicle Operation	CITY ORDINANCE	OHIO REVISED CODE LOCAL CODE	CATEGORY	FINE	COURT COST
Passing to the Left	432.03	4511.27	MM	\$30	\$118
Passing to the Left of the Center Line	432.05	4511.29	MM	\$30	\$118
Driving upon the Left Side of the Roadway	432.06	4511.30	MM	\$30	\$118
No Passing Zone; Hazardous Passing	432.07	4511.31	MM	\$30	\$118
Driving within Continuous Lanes of Traffic	432.08	4511.33	MM	\$30	\$118
Following Too Close	432.09	4511.34	MM	\$100	\$118
Turning at Intersections	432.10	4511.36	MM	\$30	\$118
U-Turns Prohibited	432.11	4511.37	MM	\$30	\$118
Starting and Backing Vehicles	432.12	4511.38	MM	\$30	\$118
Signal Before Turns; Stopping	432.13	4511.39	MM	\$30	\$118
Hand Signals	432.14	4511.40	MM	\$30	\$118
Right of Way; Intersection	432.15	4511.41	MM	\$30	\$118
Right of Way; Turning Left	432.16	4511.42	MM	\$30	\$118
Stop Sign	432.17	4511.43	MM	\$30	\$118
<i>Right-of-Way Public Safety or Coroner's Vehicle</i>	<i>432.19</i>	<i>4511.45</i>	<i>MM</i>	<i>\$150</i>	<i>\$118</i>
Driving upon Sidewalks, Trees, Lawns, or Curbs	432.22	4511.711	MM	\$100	\$118
Driver's View and Control to be Unobstructed by Load or by Persons	432.23	4511.70	MM	\$100	\$118
Driving on Closed Street	432.24	4511.71 & 4511.714	MM	\$100	\$118
Following & Parking Near Emergency or Safety Vehicles	432.25	4511.72	MM	\$150	\$118
Driving Through Safety Zone	432.27	4511.6	MM	\$150	\$118
Stopping for School Bus; Loading/Unloading	432.30	4511.75	UM	MUST APPEAR	
Unsafe Start; Peeling Cracking Tires	432.35		MM	\$30	\$118
Short Cutting Across Private Property	432.36		MM	\$75	\$118
Operation on Paths Set Aside for Bicycles	432.39	4511.713	MM	\$150	\$118
Littering from a Motor Vehicle	432.40	4511.82	MM	\$75	\$108
Use of Earphones While Driving	432.41	4511.84	MM	\$75	\$118

O.V.I.	CITY ORDINANCE	OHIO REVISED CODE LOCAL CODE	CATEGORY	FINE	COURT COST
OVI	434.01(a)	4511.19(A)	M1	MUST APPEAR	
Physical Control	434.01(o)	4511.191	M1	MUST APPEAR	
OVI - Underage Consumption	434.01 (b)	4511.19(B)	M4	MUST APPEAR	
Immobilizing or Disabling Device Violation	434.011	4510.44	M1	MUST APPEAR	

<b>Reckless Operation</b>	<b>CITY ORDINANCE</b>	<b>OHIO REVISED CODE LOCAL CODE</b>	<b>CATEGORY</b>	<b>FINE</b>	<b>COURT COST</b>
Reckless Operation	434.02	4511.20	MM	\$150	\$118
Reasonable Control	434.025	4511.202	MM	\$50	\$118

<b>Speed</b>	<b>CITY ORDINANCE</b>	<b>OHIO REVISED CODE LOCAL CODE</b>	<b>CATEGORY</b>	<b>FINE</b>	<b>COURT COST</b>
Assured Clear Distance Ahead	434.03(a)	4511.21(A)	MM	\$100	\$118
Speeding 1-10 MPH Over	434.03(c)	4511.21(C)	MM	\$110	\$118
Speeding 11-15 MPH Over	434.03(c)	4511.21(C)	MM	\$115	\$118
Speeding 16-20 MPH Over	434.03(c)	4511.21(C)	MM	\$125	\$118
Speeding 21-25 MPH Over	434.03(c)	4511.21(C)	MM	\$135	\$118
Speeding 26-30 MPH Over	434.03(c)	4511.21(C)	MM	\$150	\$118
Speeding 31+ MPH Over	434.03(c)	4511.21(C)	MM	MUST APPEAR	
Third Speeding Offense Within 12 Months	434.03(j)(1)(B)	4511.21(P)(1)(b)	M4	MUST APPEAR	
Slow Speed; Posted Minimum Speeds	434.04	4511.22	MM	\$50	\$118

<b>Racing</b>	<b>CITY ORDINANCE</b>	<b>OHIO REVISED CODE LOCAL CODE</b>	<b>CATEGORY</b>	<b>FINE</b>	<b>COURT COST</b>
Street Racing Prohibited	434.07	4511.251	M1	MUST APPEAR	

<b>Licensing &amp; Accidents</b>	<b>CITY ORDINANCE</b>	<b>OHIO REVISED CODE LOCAL CODE</b>	<b>CATEGORY</b>	<b>FINE</b>	<b>COURT COST</b>
Driver's or Commercial License Required	436.01(a)	4507.02(A)(1)	UM	MUST APPEAR	
Driver's or Commercial License Required - Exemption Farm Equipment	436.01(b) (3)	4507.03	M1	MUST APPEAR	
Driver's or Commercial License Required - Another State	436.01(d)	4507.213	MM	\$150	\$118
Possession of More Than One Driver's License	436.02	4507.02(A)(2)	M1	MUST APPEAR	
Driving with Temporary Instruction Permit	436.03	4507.05	MM	\$150	\$118
Driving with Probationary License	436.035	4507.071	MM	\$150	\$118
Owner or Operator Allowing Another to Drive	436.05	4511.203	UM	MUST APPEAR	
Display of License - Drivers License	436.06	4507.35	UM	MUST APPEAR	
Driving Under Suspension or in Violation of License Restriction	436.071	4510.11	M1	MUST APPEAR	
Operating Motor Vehicle Without Valid License - No License	436.072(c)(1)	4510.12(C)(1)	UM	MUST APPEAR	
Operating Motor Vehicle Without Valid License - Expired	436.072(c)(2)	4510.12(C)(2)	MM	\$100	\$108
Driving Under O.V.I. Suspension	436.073	4510.14	M1	MUST APPEAR	
Operation or Sale Without Certificate or Title	436.08	4505.18	UM	\$100	\$108
Display of License Plates, Registration, Obstruction	436.09	4503.19	MM	\$100	\$108
Use of Illegal Plates	436.10	4549.08	M4	\$250	\$108
Failure to Stop After Accident	436.11	4549.02	M1	MUST APPEAR	
Stopping after an Accident on Other than Public Roads and Highways	436.12	4549.021	M1	MUST APPEAR	

<b>Equipment &amp; Safety</b>	<b>CITY ORDINANCE</b>	<b>OHIO REVISED CODE LOCAL CODE</b>	<b>CATEGORY</b>	<b>FINE</b>	<b>COURT COST</b>
Driving an Unsafe Vehicle	438.01	4513.02(A)	MM	\$40	\$108
Lighted Lights	438.02	4513.03	MM	\$40	\$108
Headlights on Motor Vehicle and Motorcycles	438.03	4513.04	MM	\$40	\$108
Tail Light; Illumination of Rear License Plate	438.04	4513.05	MM	\$40	\$108
Rear Red Reflectors	438.05	4513.06	MM	\$30	\$108
Red Light or Red Flag on Extended Loads	438.08	4513.09	MM	\$40	\$108
Lights on Slow-Moving Vehicles; Lights & Reflectors on Multi-Wheel Agricultural Tractors & Farm Machinery	438.10	4513.111	MM	\$40	\$108
Spotlight and Auxiliary Lights	438.11	4513.12	MM	\$40	\$108
Back-up lights, cowl, fender and back-up	438.12	4513.13	MM	\$40	\$108
Headlights; Two Required Two Lights Displayed	438.13	4513.14	MM	\$40	\$108
Vehicles Transporting Preschool Children	438.17	4513.182	MM	\$75	\$108
Brakes, Motor Vehicle	438.19	4513.20	MM	\$40	\$108
Horn, Siren and Theft Alarm Signal	438.20	4513.21	MM	\$40	\$108
Mufflers; Loud, Cutout, Excessive Gas and Smoke	438.21	4513.22	MM	\$40	\$108
Mirrors	438.22	4513.23	MM	\$40	\$108
Windshield Required; Sign or Poster Upon Windshield, Windshield Wiper	438.23	4513.24	MM	\$40	\$108
Tinted Glass; Materials on Glass	438.235	4513.241	MM	\$40	\$108
Limited Load Extension on Left Side of Passenger Vehicle	438.24	4513.30	MM	\$40	\$108
Use of Child Restraints - First Offense	438.28	4511.81	MM	\$75	\$108



<b>Commercial &amp; Heavy Vehicles</b>	<b>CITY ORDINANCE</b>	<b>OHIO REVISED CODE LOCAL CODE</b>	<b>CATEGORY</b>	<b>FINE</b>	<b>COURT COST</b>
Load Limits	440.01	4513.34	MM	\$100	\$108
Maximum Width, Height and Length	440.02	5577.06	MM	\$100	\$108
Vehicles Transporting Explosives	440.04	4513.29	MM	\$100	\$108
Towing Requirements; Exceptions to Size & Weight Restrictions	440.05	4513.32	MM	\$100	\$108
Loads Dropping or Leaking; Tracking Mud; Removal Required	440.06	4513.31	MM	\$100	\$108
Vehicles with Spikes, Lugs and Chains	440.07	5589.081	MM	\$100	\$108
Occupying Travel Trailer or Manufactured Home While in Motion	440.08	4511.701	M3	\$225	\$108
Chauffeured Limousines	440.11	4511.85	M1	\$500	\$108
Permitting or Driving While Fatigued or Ill Prohibited	442.09	4511.79	MM	\$75	\$108
Parking On Street	452.13 (c)	Various City Ordinances	MM	\$75	\$79
Parking on Private Property	452.13 (d)	Various City Ordinances	MM	\$75	\$79

<b>Parking</b>	<b>CITY ORDINANCE</b>	<b>OHIO REVISED CODE LOCAL CODE</b>	<b>CATEGORY</b>	<b>FINE</b>	<b>COURT COST</b>
On Streets or Highways	452.01	4511.66	MM	\$40	\$79
Prohibited Standing or Parking Places	452.03	4511.68	MM	\$40	\$79
<i>Improper/Handicap-Manner of Parallel &amp; Angle Parking</i>	<i>452.04(a) or (c)</i>	<i>4511.69(A) or (C)</i>	<i>MM</i>	<i>\$75</i>	<i>\$79</i>
Improper/Handicap	452.04(f)	4511.69(F)	UM	\$250	\$79
Abandoned or Junk Vehicles	452.05(g)	4513.64	MM	\$40	\$79
Private Property; Private Tow-Away Zones	452.055	4513.60	MM	\$40	\$79
Unattended Vehicle, Remove Key, Set Brake	452.06	4511.661	MM	\$40	\$79
Opening Vehicle Door on Traffic Side	452.07	4511.70	MM	\$40	\$79
Parking: Snow Emergency Routes	452.14	Various City Ordinances	MM	\$75	\$79

<b>Bicycles &amp; Motorcycles</b>	<b>CITY ORDINANCE</b>	<b>OHIO REVISED CODE LOCAL CODE</b>	<b>CATEGORY</b>	<b>FINE</b>	<b>COURT COST</b>
Riding Upon Seats; Carrying Packages, Motorcycle Bars; Helmets and Glasses	474.02	4511.53	MM	\$40	\$108
Attaching Bicycles, Motorcycles to Other Vehicles	474.03	4511.54	MM	\$40	\$108
Riding on Right Side of Roadway; Riding Abreast	474.04	4511.55	MM	\$40	\$108
Lights, Signal Devices, Brakes on Bicycles	474.05	4511.56	MM	\$40	\$108
Electric Bicycles	474.08	4511.522	MM	\$40	\$108

<b>General Offenses - Criminal</b>	<b>CITY ORDINANCE</b>	<b>OHIO REVISED CODE LOCAL CODE</b>	<b>CATEGORY</b>	<b>FINE</b>	<b>COURT COST</b>
Falsification	606.10	2921.13	M1	MUST APPEAR	
Obstructing Official Business	606.14	2921.31	M2	MUST APPEAR	
Obstructing Justice	606.15	2921.32	Varies	MUST APPEAR	
Resisting Arrest	606.16	2921.33	M2	MUST APPEAR	
Fleeing a Police Officer	606.165	2921.331	M1	MUST APPEAR	

<b>General Offenses - Alcoholic Beverages</b>	<b>CITY ORDINANCE</b>	<b>OHIO REVISED CODE LOCAL CODE</b>	<b>CATEGORY</b>	<b>FINE</b>	<b>COURT COST</b>
Underage Possession	612.02(e)(1)	4301.69	M1	MUST APPEAR	
Open Container (Public/Driving)	612.07(b)	4301.7	MM	\$40	\$108

<b>General Offenses - Animals</b>	<b>CITY ORDINANCE</b>	<b>OHIO REVISED CODE LOCAL CODE</b>	<b>CATEGORY</b>	<b>FINE</b>	<b>COURT COST</b>
Animals at Large (1st Offense)	618.01(a)	City Ordinances 04-19 & 11-51	M4	\$75	\$108
Animals at Large (2nd Offense)	618.01(a)	City Ordinances 04-19 & 11-51	M4	\$150	\$108
Noisy Animals	618.07	City Ordinance 04-19	MM	\$40	\$108
Animal Enclosures	618.15	City Ordinances 91-39 & 04-19	MM	\$60	\$108
Prohibited Animals	618.19	City Ordinance 06-03	MM	\$60	\$108

<b>General Offenses - Drugs</b>	<b>CITY ORDINANCE</b>	<b>OHIO REVISED CODE LOCAL CODE</b>	<b>CATEGORY</b>	<b>FINE</b>	<b>COURT COST</b>
Drug Possession - Marijuana	624.03(c)(3)(A)	2925.11(C)(3)(a)	MM	MUST APPEAR	

<b>General Offenses - Related to Persons</b>	<b>CITY ORDINANCE</b>	<b>OHIO REVISED CODE LOCAL CODE</b>	<b>CATEGORY</b>	<b>FINE</b>	<b>COURT COST</b>
Assault	636.02	2903.13	M1	MUST APPEAR	
Aggravated Menacing	636.04	2903.21	M1	MUST APPEAR	
Menacing by Stalking	636.045	2903.211	M1	MUST APPEAR	
Menacing	636.05	2903.22	M4	MUST APPEAR	
Endangering Children	636.11	2919.22	M1	MUST APPEAR	
Minors Curfew	636.20	City Ordinances 77-38 & 03-30	MM	\$50	\$108

General Offenses - Related to Property	CITY ORDINANCE	OHIO REVISED CODE LOCAL CODE	CATEGORY	FINE	COURT COST
Criminal Mischief	642.11	2909.07	M3 or M1		MUST APPEAR
Criminal Trespass	642.12	2911.21	M4		MUST APPEAR

General Offenses - Peace Disturbances	CITY ORDINANCE	OHIO REVISED CODE LOCAL CODE	CATEGORY	FINE	COURT COST
Disorderly Conduct	648.04(e)(1)	2917.11(E)(2)	MM	\$50	\$108
Disorderly Conduct - Persistent	648.04(e)(2)	2917.11(E)(3)	M4	\$100	\$108
Noise from Light Motor Vehicles	648.09	City Ordinances 80-32 & 02-22	MM	\$40	\$108
Loud, Disturbing & Unnecessary Noises Prohibited (Disturbing the Peace)	648.10	Various City Ordinances	MM	\$40	\$108

General Offenses - Safety, Sanitation & Health	CITY ORDINANCE	OHIO REVISED CODE LOCAL CODE	CATEGORY	FINE	COURT COST
Storage of Junk Vehicles	660.07	City Ordinance 88-11	M4	\$40	\$108

Tax Code	CITY ORDINANCE	OHIO REVISED CODE LOCAL CODE	CATEGORY	FINE	COURT COST
Return & Payment of Tax: Failure to File	881.06(a)	City Ordinances 15-54E & 16-50	M1		MUST APPEAR
Return & Payment of Tax: Failure to Pay (Withholding - Wages)	881.06(b)	City Ordinances 15-54E & 16-50	M1		MUST APPEAR

Exterior Property Maintenance Code	CITY ORDINANCE	OHIO REVISED CODE LOCAL CODE	CATEGORY	FINE	COURT COST
Transfer of Ownership	1460.17	City Ordinance 07-30	MM	\$40	\$108
Abandonment of Construction Project	1460.18	City Ordinance 07-30	MM	\$100	\$108
Unsafe Structures	1460.19	City Ordinance 07-30	MM	\$100	\$108
Demolition - Failure to Comply	1460.21	City Ordinance 07-30	MM	\$100	\$108
Structural Soundness and Maintenance of Dwellings; Residential	1460.23	City Ordinance 07-30	MM	\$25	\$108
Paint and Coating Materials; Residential	1460.24	City Ordinance 07-30	MM	\$25	\$108
Exterior Property & Structural Exteriors; Residential	1460.25	City Ordinance 07-30	MM	\$25	\$108
Vegetation; Residential	1460.26	City Ordinance 07-30	MM	\$25	\$108
Stairwells; Residential	1460.27	City Ordinance 07-30	MM	\$25	\$108
Accessory Structural; Residential	1460.28	City Ordinance 07-30	MM	\$25	\$108
Structural Soundness and Maintenance of Dwellings; Commercial	1460.30	City Ordinance 07-30	MM	\$40	\$108
Paint and Coating Materials; Commercial	1460.31	City Ordinance 07-30	MM	\$40	\$108
Exterior Property & Structural Exteriors; Commercial	1460.32	City Ordinance 07-30	MM	\$40	\$108
Vegetation; Commercial	1460.33	City Ordinance 07-30	MM	\$40	\$108
Stairwells; Commercial	1460.34	City Ordinance 07-30	MM	\$40	\$108
Accessory Structural; Commercial	1460.35	City Ordinance 07-30	MM	\$40	\$108
Structural Soundness and Maintenance of Dwellings; Industrial	1460.37	City Ordinance 07-30	MM	\$40	\$108
Paint and Coating Materials; Industrial	1460.38	City Ordinance 07-30	MM	\$40	\$108
Exterior Property & Structural Exteriors; Industrial	1460.39	City Ordinance 07-30	MM	\$40	\$108
Vegetation; Industrial	1460.40	City Ordinance 07-30	MM	\$40	\$108
Stairwells; Industrial	1460.41	City Ordinance 07-30	MM	\$40	\$108
Accessory Structural; Industrial	1460.42	City Ordinance 07-30	MM	\$40	\$108

Supplemental District Regulations	CITY ORDINANCE	OHIO REVISED CODE LOCAL CODE	CATEGORY	FINE	COURT COST
Zoning Permit Required	1244.10	City Ordinance 85-11	MM	\$10	\$108
Expiration of Permit	1244.14	City Ordinance 82-38	MM	\$40	\$108
Limitation of Construction and Use By Application	1244.15	City Ordinance 82-38	MM	\$40	\$108
Private Swimming Pools	1280.03	City Ordinances 82-38 & 04-58	MM	\$40	\$108

Misdemeanor Classification	Max Bond
First Degree	\$1,000
Second Degree	\$750
Third Degree	\$500
Fourth Degree	\$250
Minor	\$150

- Per State Law, Proof of Insurance is Required
- Bond amount is double for the 2nd moving offense within twelve (12) months
- You may plead GUILTY and waive your right to Appear in court by paying the pre-determined Fines and cost.
- All citations must be paid in full before court date or a court appearance is required.
- Failure to show proof of insurance to the court Will result in notification to the Ohio BMV.
- Section 2935.27 of the Ohio Revised Code - If you fail to appear in court or pay the citation, your driver's license will be suspended, and you will be ineligible for a license or registration until you appear and comply with all court orders. This will also add additional fees to your fines.
- To avoid a warrant being issued for your arrest and a \$75.00 Warrant Fee assessed, payment must be made by the scheduled court date, or you must appear in court on the date indicated on the citation.
- If you have been charged with more than one violation, please contact the court for the correct payment amount.



**ORDINANCE 2022-04**

AN ORDINANCE AUTHORIZING THE EXPENDITURE OF FUNDS OF OVER TWENTY THOUSAND DOLLARS (\$20,000) FOR THE PURPOSE OF PURCHASING A NEWER VEHICLE FOR THE DIRECTOR OF PUBLIC SERVICE

**WHEREAS**, the current vehicle used by the Director of Public Service, a 2001 Jeep Cherokee, is 22 years old and requires extensive maintenance to keep up with demanding municipal work; and

**WHEREAS**, the City would like to replace the 2001 Jeep Cherokee with a newer vehicle that will meet the current and future needs of the City; and

**WHEREAS**, due to the current unstable market and lack of inventory, it would be advantageous for the City Manager to have prior approval to purchase a newer vehicle for the Director of Public Service for a price not to exceed \$35,000.00.

**NOW, THEREFORE, THE CITY OF NEW CARLISLE HEREBY ORDAINS** that:

**SECTION 1.** The City Manager be, and hereby is, authorized to proceed with acquiring a newer vehicle for the Director of Public Service by signing any purchase agreement and related documents necessary to accomplish this. The dollar amount for said purchase is not to exceed Thirty-Five Thousand and XX/100 Dollars (\$35,000.00).

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Mike Lowrey, MAYOR

\_\_\_\_\_  
Emily Berner, Clerk of Council

APPROVED AS TO FORM:

\_\_\_\_\_  
Jacob M. Jeffries, DIRECTOR OF LAW

1st \_\_\_\_\_

2cd: \_\_\_\_\_

VACANT	Y	N
Bahun	Y	N
Lindsey	Y	N
Mayor Lowrey	Y	N
Vice Mayor Grimm	Y	N
Rodewald	Y	N
Cook	Y	N

Totals:		
	Pass	Fail

Intro: 2/7/22  
Action: 2/22/22  
Effective: 3/8/22



**ORDINANCE 2022-05**

AN ORDINANCE AUTHORIZING THE EXPENDITURE OF FUNDS OF OVER TWENTY THOUSAND DOLLARS (\$20,000) FOR THE PURPOSE OF PURCHASING A NEW UTILITY TRUCK FOR THE WATER DEPARTMENT

**WHEREAS**, the current vehicle used by the water department, a 2007 Ford E-250 van, which was purchased used, is 15 years old and requires extensive maintenance to keep up with demanding municipal work; and

**WHEREAS**, the City received a bid, attached, for the purpose of purchasing a replacement vehicle that will meet the current and future needs of the City; and

**WHEREAS**, the City would like to replace the 2007 Ford E-250 van with a 2022 Dodge Ram 3500 truck that has a chassis cab and dual rear wheels; and

**WHEREAS**, the City desires to purchase the 2022 Dodge Ram 3500 truck for \$39,640.00 plus minor accessories.

**NOW, THEREFORE, THE CITY OF NEW CARLISLE HEREBY ORDAINS** that:

SECTION 1. The City Manager be, and hereby is, authorized to proceed with acquiring a new 2022 Dodge Ram 3500 truck plus minor accessories by signing any purchase agreement and related documents necessary to accomplish this. The dollar amount for said purchase is not to exceed Forty Thousand and XX/100 Dollars (\$40,000.00).

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Mike Lowrey, MAYOR

\_\_\_\_\_  
Emily Berner, Clerk of Council

APPROVED AS TO FORM:

\_\_\_\_\_  
Jacob M. Jeffries, DIRECTOR OF LAW

1st \_\_\_\_\_

2cd: \_\_\_\_\_

VACANT	Y	N
Bahun	Y	N
Lindsey	Y	N
Mayor Lowrey	Y	N
Vice Mayor Grimm	Y	N
Rodewald	Y	N
Cook	Y	N

Totals:		
	Pass	Fail

**NEW CARLISLE CHRYSLER  
JEEP DODGE RAM**

**Bob Riggs (937) 845-1700**  
[briggs@Tobeyauto.com](mailto:briggs@Tobeyauto.com)  
937-545-1422 CELL

580 N MAIN ST.  
NEW CARLISLE, OHIO 45344

<b>BID ONLY BID ONLY BID ONLY BID ONLY</b>				Date:	10/1/2021
Title To:		V.I.N	INVOICE #		
City of New Carlisle 331 S Church St New Carlisle, Ohio 45344		Bid Only		CUSTOMER ID	
				P.O.#:	
				FED. TAX I.D.	
				COUNTY: Clark	
				Contact Phone	Contact Fax
		email:			
		Contact Cell:			
		FAN# & Bid Number:			
SALESPERSON		DEAL NUMBER (S)		STOCK NUMBER(S)	
Bob Riggs					
Check Here	Qty	Description		Unit Price	Line Total
x	1	RAM	2022 RAM 3500 REGULAR CAB / CHASSIS DRW 2 Wheel drive		\$39,640.00
			6.4 LITER HEMI V8		
			PW7 WHITE		
			TRAILER BRAKE CONTROL		
			REAR BACK UP ALARM		
			115V POWER OUTLET		
			220 AMP ALTERNATOR		
			TRADESMAN LEVEL 1 PACKAGE		
			Title Fee		\$ 35.00
			BID IS GOOD FOR 45 DAYS ONLY		
TRADE-INS ARE GLADLY ACCEPTED - CALL FOR APPRAISAL FORM & TRADE PHOTO DETAILS MUNICIPAL LEASE PROGRAMS ARE AVAILABLE - CALL FOR A QUOTE					
WE APPRECIATE YOUR PAST AND FUTURE BUSINESS!!!				Each Vehicle	\$39,675.00
				Vehicle Total	
Invoice Accepted By:		Date:		NET 30	



**ORDINANCE 2022-06**

AN ORDINANCE AUTHORIZING THE EXPENDITURE OF FUNDS OF OVER TWENTY THOUSAND DOLLARS (\$20,000) FOR THE PURPOSE OF PURCHASING A NEWER AERIAL PLATFORM BUCKET TRUCK FOR THE PUBLIC WORKS AND PARKS DEPARTMENT

**WHEREAS**, the current vehicle used by the public works and parks departments, a 1989 International aerial platform truck, which was purchased used, is 33 years old and requires extensive maintenance to keep up with demanding municipal work; and

**WHEREAS**, the City would like to replace the 1989 International aerial platform truck with a newer aerial platform bucket truck that will meet the current and future needs of the City; and

**WHEREAS**, due to the current unstable market and lack of inventory, it would be advantageous for the City Manager to have prior approval to purchase a newer aerial platform bucket truck for a price not to exceed \$80,000.00.

**NOW, THEREFORE, THE CITY OF NEW CARLISLE HEREBY ORDAINS** that:

SECTION 1. The City Manager be, and hereby is, authorized to proceed with acquiring a newer aerial platform bucket truck plus minor accessories by signing any purchase agreement and related documents necessary to accomplish this. The dollar amount for said purchase is not to exceed Eighty Thousand and XX/100 Dollars (\$80,000.00).

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Mike Lowrey, MAYOR

\_\_\_\_\_  
Emily Berner, Clerk of Council

APPROVED AS TO FORM:

\_\_\_\_\_  
Jacob M. Jeffries, DIRECTOR OF LAW

1st \_\_\_\_\_

2cd: \_\_\_\_\_

VACANT	Y	N
Bahun	Y	N
Lindsey	Y	N
Mayor Lowrey	Y	N
Vice Mayor Grimm	Y	N
Rodewald	Y	N
Cook	Y	N

Totals:		
	Pass	Fail

Intro: 2/7/22  
Action: 2/22/22  
Effective: 3/8/22



## ORDINANCE 2022-07

### AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF NEW CARLISLE, OHIO, TO REZONE A PARCEL OF LAND FROM OA - OFFICE APARTMENT TO CB - CENTRAL BUSINESS

**WHEREAS**, Mark Hensley, acting on behalf of the property owner Hensley Family Limited Partnership, submitted an application to rezone parcel number 0300500029310001 totaling 1.88 acres, more or less, which is located at 200 East Lake Avenue, from OA - Office Apartment to CB - Central Business; and

**WHEREAS**, the procedures regarding zoning amendments, as set forth in Chapter 1242 of the City’s Codified Ordinances, have been followed; and

**WHEREAS**, the New Carlisle Planning Board, at its October 12, 2021 regular meeting, voted in favor of making a recommendation to this Council that the requested rezoning be approved and this Ordinance be adopted; and

**WHEREAS**, this Council finds it to be in the best interests of the health, safety and welfare of the City and its inhabitants to adopt the Planning Board's recommendation and make certain amendments to the City’s Official Zoning Map.

**NOW, THEREFORE, THE CITY OF NEW CARLISLE HEREBY ORDAINS**, that:

**Section 1.** The Official Zoning Map of the City of New Carlisle, Ohio, is hereby amended by changing the zoning district classification from OA - Office Apartment to CB - Central Business with regard to parcel number 0300500029310001 located at 200 E. Lake Avenue, as shown on the attached Exhibit A, which shall be part of this Ordinance and shall be used as a reference for reflecting the zoning district classification change on the City of New Carlisle’s Official Zoning Map.

**Section 2.** The Planning Director is hereby directed to make the approved amendment to the City’s Official Zoning Map and submit the same to Clark County, Ohio.

**Section 3.** All ordinances or parts of ordinances that conflict with this ordinance are hereby repealed.

**Section 4.** It is found that all formal actions of this Council concerning and relating to the adoption of this Ordinance were conducted in an open meeting of this Council, and that all deliberations of this Council that resulted in this formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Mike Lowrey, MAYOR

\_\_\_\_\_  
Emily Berner, Clerk of Council

APPROVED AS TO FORM:

\_\_\_\_\_  
Jacob M. Jeffries, DIRECTOR OF LAW

1st \_\_\_\_\_

2nd: \_\_\_\_\_

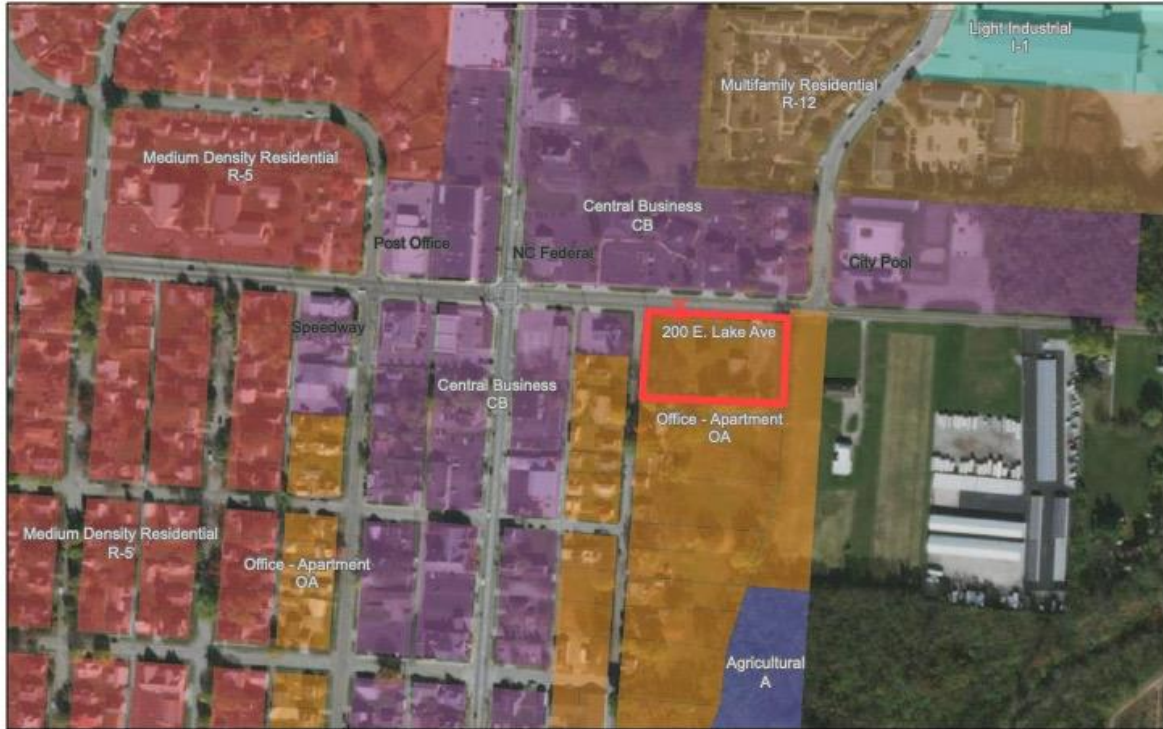
VACANT	Y	N
Bahun	Y	N
Lindsey	Y	N
Mayor Lowrey	Y	N
Vice Mayor Grimm	Y	N
Rodewald	Y	N
Cook	Y	N

Totals:

Pass      Fail

Intro: 2/7/22  
Action: 2/22/22  
Effective: 3/8/22

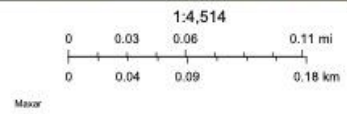
### 200 E. Lake Ave



9/22/2021

AGS\_Clark\_Zones (2)

 R-5	 CB	 R-12	 A
	 OA	 I-1	







**ORDINANCE 2022-08**

AN ORDINANCE AMENDING AND REPLACING A CERTAIN SECTION OF CHAPTER 278 OF THE CODIFIED ORDINANCES OF THE CITY OF NEW CARLISLE REGARDING THE PARKS AND RECREATION BOARD BY LAWS

**WHEREAS**, Chapter 278 of the Codified Ordinances of the City of New Carlisle addresses various the bylaws of the Parks and Recreation Board; and

**WHEREAS**, the City of New Carlisle wishes to amend certain sections of the by-laws that pertain to declaring vacancies on the board and the removal of board members.

**NOW, THEREFORE, THE CITY OF NEW CARLISLE HEREBY ORDAINS** that:

SECTION 1: Section 278 of the Codified Ordinances of the City of New Carlisle be amended as shown in "Exhibit A" attached to this ordinance.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Mike Lowrey, MAYOR

\_\_\_\_\_  
Emily Berner, CLERK

APPROVED AS TO FORM:

\_\_\_\_\_  
Jacob M. Jeffries, DIRECTOR OF LAW

1st \_\_\_\_\_

2cd: \_\_\_\_\_

VACANT	Y	N
Bahun	Y	N
Lindsey	Y	N
Mayor Lowrey	Y	N
Vice Mayor Grimm	Y	N
Rodewald	Y	N
Cook	Y	N

Totals:		
	Pass	Fail

Intro: 02/07/2022  
Action: 02/22/2022  
Effective: 03/08/2022

## CHAPTER 278 PARKS AND RECREATION BOARD

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### 278.10 VACANCIES.

(a) A member's position shall become vacant when:

- (1) A member is absent from three (3) consecutive meetings ~~or a total of one third of the regularly scheduled meetings in a given calendar year, regardless if such absence is excused or unexcused.~~ *without being excused by the Board; or a member accumulates three (3) unexcused absences from regular Board meetings within any twelve (12) month period.* All absences will be duly recorded in the meeting minutes. Absences from emergency or special called meetings will not be recorded against a member in calculating the percent of absences; or
- (2) When a member no longer meets the membership requirements; or
- (3) When a member resigns.

(b) A member who seeks to resign from the Board shall submit a written resignation to the chair of the Board or the City Manager. If possible, the resignation should allow for a thirty-day notice to allow City Council reasonable time to appoint a replacement.

(c) The Chair shall immediately, upon receipt of a resignation or when advised of a vacancy, notify the City Manager.

### 278.13 REMOVAL.

(a) ~~When an officer or member has been absent or otherwise refused to perform the duties of that office for three consecutive meetings, that officer or member shall be removed from office by the Board with a majority vote at a regularly scheduled meeting, as the officer or member is no longer qualified to hold such office.~~ *When an officer or member has failed or refused to perform the duties of the position, the procedure to remove a member of the Parks and Recreation Board shall be requested of City Council by the Chair at a regular City Council meeting. The Chair shall present relevant evidence for the basis of removal as described in Section 278.10. Following the request for removal, City Council shall vote whether to declare the member's position forfeited and vacant, with five (5) affirmative votes necessary for such declaration.*