



CITY COUNCIL REGULAR MEETING PACKET

April 1, 2024 @ 6:00pm Smith Park Shelter House

1. Call to Order: Mayor Bill Cook
2. Roll Call: Clerk of Council
3. Invocation: Pledge of Allegiance:
5. Action on Minutes: 03/18/24 Regular Meeting
6. Communications: Key to the City Presentation to Mike Lowrey and Public Hearing for Ordinance 2024-15
7. City Manager's Report: Attached
8. Committee Reports:
9. Comments from Members of the Public: *Comments limited to 5 minutes or less

10. RESOLUTIONS: (1 - Intro; 1 - Action)

***A. Resolution 2024-05R (Introduction, Public Hearing and Action Tonight)**

A RESOLUTION APPROVING THE FINAL PLAN FOR THE CLARK COUNTYWIDE 9-1-1 SYSTEM

11. ORDINANCES: (2 - Intro; 2 - Action*)

***A. Ordinance 2024-13 (Introduced on 3/18/24. Public Hearing and Action Tonight)**

AN ORDINANCE AUTHORIZING THE SALE, BY INTERNET AUCTION, OF CITY OWNED PERSONAL PROPERTY WHICH IS NOT NEEDED FOR PUBLIC USE, OR IS OBSOLETE OR UNFIT FOR THE USE FOR WHICH IT WAS ACQUIRED

***B. Ordinance 2024-14 (Introduced on 3/18/24. Public Hearing and Action Tonight)**

AN ORDINANCE AUTHORIZING AN EXPENDITURE OF FUNDS IN EXCESS OF THIRTY-FIVE THOUSAND DOLLARS (\$35,000) FOR THE PAVING AND STRIPING OF THE HERITAGE HALL AND HENSLEY PARK PARKING AREAS

C. Ordinance 2024-15 (Introduced on 03/18/24. Public Hearing on 04/01/24. Action on 04/15/24)

AN ORDINANCE AMENDING CHAPTER 1244 OF THE CITY OF NEW CARLISLE'S PLANNING AND ZONING CODE

D. Ordinance 2024-16 (Introduction Tonight. Public Hearing and Action on 04/15/24)

AN ORDINANCE AMENDING THE CITY OF NEW CARLISLE INCOME TAX RULES AND REGULATIONS REGARDING THE LOCAL BOARD OF TAX REVIEW

E. Ordinance 2024-17 (Introduction Tonight. Public Hearing and Action on 04/15/24)

AN ORDINANCE AMENDING ORDINANCE 2014-04 FOR THE PURPOSE OF CORRECTING A SCRIVENER'S ERROR REGARDING THE PERMIT FEE FOR FINAL PLAT ESTIMATED PROJECT COST

12. OTHER BUSINESS:

- o Additional City Business:
 - Council Coffee and Donuts. Saturday, April 13th @ Heritage Hall. 10A-12P.
 - Open for Discussion on City Related Business

13. Executive Session:

14. Return to Regular Session:

15. Adjournment

RECORD OF PROCEEDING

MINUTES: CITY OF NEW CARLISLE, OHIO REGULAR SESSION MEETING @ Smith Park Shelter House held 3/18/24 @ 6:00 pm

1. Call to Order: Mayor Cook calls the meeting to order.

2. Roll Call: Berner calls the roll- Cook, Bahun, Shamy, Wright, Lindsey, Eggleston. Absent: Grimm 6 members present

3. Invocation: Trusty

4. Pledge of Allegiance: All are Welcome to Participate

5. Action on Minutes:

2/20/24 resubmitted 1st Shamy 2nd Eggleston YES: Cook, Bahun, Shamy, Wright, Eggleston Abstain: Lindsey absent

3/4/24- 1st Eggleston 2nd Shamy YES: Wright, Lindsey, Eggleston, Cook, Bahun, Shamy Accepted Motion by Eggleston 2nd by Shamy to break rules of the Council to add an executive session to discuss the discipline of a public employee YES: Wright, Lindsey, Eggleston, Cook, Bahun, Shamy NAY: 0 Accepted 6-0

Motion to move to executive session to discuss the discipline of a public employee by Eggleston 2nd by Wright. YES: Lindsey, Eggleston, Cook, Bahun, Shamy, Wright NAY: 0 Accepted 6-0

Motion to return to regular session by Eggleston 2nd by Shamy YES: Wright, Lindsey, Eggleston, Cook, Bahun, Shamy NAY: 0 Accepted 6-0

6. Communications: none

7. City Manager's Report:

DEPARTMENTAL REPORTS- Given at 2nd meeting of the month.

Service Report:

Kitko gives a brief overview of the items below. Eggleston asks about repaving Orth. Kitko notes it is in the works but depends on the ADA ramps and how many are needed. Each is \$7,000. Wright asks about the yellow lines and notes many are faded. Kitko notes the ones that are double yellow were listed, and a new curb painter is coming and will be done. Wright mentioned more advertisement signs on telephone poles. Kito noted they try to get them down.

To: Randy Bridge, City Manager
From: Howard Kitko, Service Director/Asst. City Manager
Date: March 18, 2024
Subject: Council Update

Public Works Departments:

- Installing new park and lease rules at the various parks
- Winter pothole repairs, if you see one, please call it in.
- Preparing for parks and streetscape improvements for 2024
- Snow and Ice removal

Water Department:

- Private well inspection ongoing. We have about 20 to go. The interactions with residents have been very positive.
- Working on OPWC Old High Service Pump Building Upgrade Project.
- Lead Service and Water Main replacement Project. Old Section of town. Working with the Ohio EPA for additional funding for private line replacement. Project survey phase nearing completion.

Sewer Department:

- Performing general maintenance.
- Plant Expansion Study: Study is complete. Meeting Scheduled 3/26/2024 to review with the City Manager and Wastewater Superintendent.

2023 Road Reconstruction/Resurfacing Projects:

- Working on 2024 Road Reconstruction items.
- Working with contractor on additional ADA ramp replacements in the Willowick Area.
- Fenwick Dr. Reconstruction Phase II: Complete except manhole adjustments.

Carlisle Park Phase I Upgrade Project:

- The City of New Carlisle has been awarded a CDBG grant. Project to remove the existing basketball court and replace it with a new court. A new ADA accessible swing is to be added to the existing Swing-set. Estimated Cost of \$91,000 with the city's estimated share to be \$25,000. Clark county awarded the contract to Outdoor Enterprises, LLC out of Tipp City. Spring 2024 Start time.

NatureWorks Grant:

- The City of New Carlisle has been awarded the ODNR NatureWorks grant. Project to add gazebos with ADA access. Received pricing for 3ea. 12'x24' Gazebos. Meeting Concrete contractors for concrete estimates. Also, looking at alternative types of gazebos to build.

Additional Items:

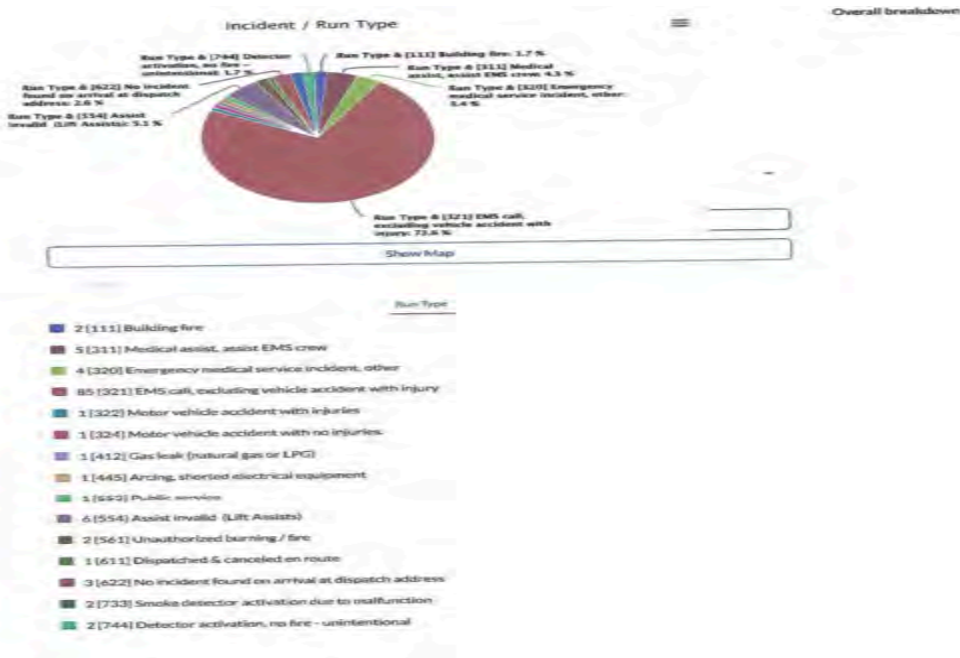
- Pease sidewalk. There is available right-of-way to install sidewalk on the west side of Pease. Discussion on timeframe to complete.
- Completed Final review of Monroe Meadows and Reserve at Honey Creek development construction plans.
- Paving Ordinance in front of council for Heritage Hall and Hensley Park.

Fire/EMS Report:

Trusty gives a summary of the following report.

City of New Carlisle
City Council Meeting
03-18-2024
Fire-EMS Report

- In the Month of February, the New Carlisle Fire Division responded to 102 EMS call in the city.
- The Division responded to 10 fire related calls, 4 good intent or service calls 1 False Alarms.
- We had 3 EMS calls answered by mutual aid, either by Pike Township or Bethel Clark, due to medic 52 being on a response.
- We answered 2 mutual aid EMS calls for Pike Township and 3 for Bethel Clark.
- Our total run count at time of this report is 309
- We are working on an Action Plan for the Division for the eclipse on April 8th, when we have it completed, we will send it to Mr. Bridge and Mr. Kitko for their review.
- We still have FREE smoke alarms for our citizens, just call the station at (937)-854-8401 or stop by the station.



Planning and Zoning Report:

Bridge gives the summary of the report below.



Planning Department Report Stats
Date: Date: March 2, 2024-March 15, 2024

Data Summary	Mar 2nd-Mar 15th	Mar 2nd-Mar 15th
1280.05 Additional Yard Height Requirements		
1280.03 Private Swimming Pools		
1244.10 Zoning Permit Required	3	
1290.03 Sign Permit Required		
1290.20 Sign Construction and Maintenance		
1290.22 Sign Permit Application		
1290.23 Sign Permit Fees		
1460.15 Abatement of Nuisance by the City; Cost Recovery		
1460.23 Structural Soundness and Maintenance of Dwellings	1	
1460.25 Exterior Property and Structure Exteriors; Residential	1	
1460.25 (a) Exterior Space		
1460.25 (b) Exterior Maintenance	2	
1460.25 (c) Fences and Walls	1	
1460.25 (d) Yards, Tall Grass & Weeds		
1460.25 (e) Hazards		
1460.25 (f) Temporary Occupancy		
1460.25 (g) Storage		
1460.25 (h) Drainage		
1460.25 (i) Drainage Swales		
1460.25 (j) Junk, Inoperable, Unlicensed Vehicle		
1460.25 (k) Sanitation		
1460.25 (l) Swimming Pools		
1460.25 (m) Open Fires		
1460.26 Vegetation; Residential	1	
1460.28 Accessory Structures		
1460.32 -Exterior Property and Structure Exteriors; Commercial		
1460.33 Vegetation; Commercial		
1460.43 Donation Bins		
1460.43 (c) On-Street Parking Limitations		
1460.43 (d) Parking on Private Property		
1460.44 Accessory Uses; Residential, Commercial, Industrial	1	

Total Violations	10
Total Properties Violated	4
Average Violations Per Property	2.5
Abatement Complete	
Closed Violations	9
Sheriff's Dept.	
Under Investigation	
Vacant Property Violated	
Work Order Issued	
Nuisance Property List	
# of Violations Submitted to Mayor's Court	
Property Extensions Granted	2

Disclaimer
Case Number is a unique identifier assigned to the parcel address being violated.

Main Status determines the activity of the entire case. Main Status will show open even if some of the violations have been closed (remedied).

Violation Status means one or more violations assigned to the case are either open or closed.

Extensions are provided on a case by case scenario. In most cases the violations are exteme and more time is needed to remedy the situations.

Permit Date	Permit Type	Main Status	Parcel Address	Total Payments
3/14/2024	Sign	Approved	104 -106 S MAIN ST	\$38.00
3/13/2024	Sidewalk/Curb/Gutter	Approved	113 VILLA DR	\$20.00
3/12/2024	Food Truck/Trailer/Stand	Approved	419 N MAIN ST	\$50.00
3/12/2024	Food Truck/Trailer/Stand	Approved	306 N MAIN ST	\$50.00
3/11/2024	Sign	Approved	125 S MAIN ST	\$76.00
3/11/2024	Sidewalk/Curb/Gutter	Approved	110 E JEFFERSON ST	\$20.00
3/11/2024	Sidewalk/Curb/Gutter	Approved	617 WILLOWICK DR	\$20.00
3/11/2024	Sign	Approved	105 S MAIN ST	\$32.00
3/8/2024	Accessory Structure	Approved	909 MC KEES MILL RUN	\$35.00
3/8/2024	Fence	Approved	1685 ADDISON-NEW C	\$20.00



Planning Department Report
Date: Date: March 2, 2024-March 15, 2024

Case #	Main Status	Violation Date	Correction Deadline	Extension Date	Parcel Address	Violation Name	Violat Stat
1694	Open	3/6/2024	3/12/2024		702 MC KEES MILL RUN NEW CARLISLE	1460.44 Accessory Uses; Residential, Commercial, Industrial	Open
1695	Open	3/4/2024	6/6/2024	0	335 GALEWOOD DR NEW CARLISLE	1244.10 Zoning Permit Required	Open
1695	Open	3/4/2024	6/6/2024	0	335 GALEWOOD DR NEW CARLISLE	1460.23 Structural Soundness and Maintenance of Dwellings	Open
1695	Open	3/4/2024	6/6/2024	0	335 GALEWOOD DR NEW CARLISLE	1460.25 (b) Exterior Maintenance	Open
1695	Open	3/4/2024	6/6/2024	0	335 GALEWOOD DR NEW CARLISLE	1460.25 (c) Fences and Walls	Open
1695	Open	3/4/2024	6/6/2024	0	335 GALEWOOD DR NEW CARLISLE	1460.25 Exterior Property and Structure Exteriors; Residential	Open
1695	Open	3/4/2024	6/6/2024	0	335 GALEWOOD DR NEW CARLISLE	1460.28 Vegetation; Residential	Open
1696	Open	3/4/2024	1/0/1900	0	333 GALEWOOD DR	1244.10 Zoning Permit Required	Open
1696	Open	3/4/2024	1/0/1900	0	333 GALEWOOD DR	1460.25 (b) Exterior Maintenance	Open
1697	Open	2/13/2024	3/14/2024	0	125 S MAIN ST	1244.10 Zoning Permit Required	Open

Police Report:

Deputy Spekman will be leaving, and Bridge introduces Deputy Deringer, who will replace him.

CITY OF NEW CARLISLE MAYOR'S COURT



Court Report March 13, 2024

Dugan, Theresa of Springfield pled no contest to Stop Sign. Fined \$30 plus court cost.

Conn, Courtney of New Carlisle pled no contest to Stop Sign. Fined court cost only.

PAID THROUGH VIOLATION BUREAU

Baughman, Kenneth of New Carlisle, Parking of vehicle with expired tags on roadway, \$40

Biermann, Jacob of New Carlisle, Failure to obey traffic control device, \$150

Gonzalez, Marciano of New Carlisle, Parking on sidewalk, curb or street lawn, \$40

Hegy, Mary of Huber Heights, Improper Backing, \$130

Moore, Matthew of New Carlisle, Speed 55/35, \$235

Hanes, Cayden of New Paris, Right of Way while turning left, \$150

Persons, Harold of New Carlisle, Abandoned or Junk Vehicles, \$40

Shockley, Nathan of New Carlisle, Speed 51/35, \$245

Underwood, Elise of New Carlisle, Parking of vehicle with expired tags on roadway, \$60
(includes fee)

Patrol Division:

The New Carlisle Deputies were dispatched to 294 calls for service during the month of February.

Calls Taken: 294

Reports: 49

Assists: 65

Criminal Arrest: 13

Felony Arrest: 3

Misdemeanor Arrest: 2

Warrants: 8

Traffic Stops: 39

Traffic Warnings: 26

Moving Citations: 13

Business checks: 1976

Code Enforcement Follow-ups: 14

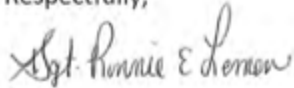
Traffic Crashes: 10

Parking Citations: 11

Note:

Deputy Zach Speckman will be taking a new job with the Miami Township Police Department. Deputy Speckman's last day of work will be March 6th. We wish Deputy Speckman nothing but the best in his new position.

Respectfully,



Sgt. Ronnie E. Lemen

NEW CARLISLE	CALLS	ASSISTS	REPORTS	TRAFFIC STOP CITATIONS	WARNINGS	ARREST	CODE ENFO	BUSINESS CHE	CRASH	PARKING CIT	
February											
Dep. Bowers	56	12	13	13	5	8	4	9	828	2	6
Dep. Arnold	81	0	16	0	0	0	5	3	53	5	3
Dep. O'Brien	105	24	12	9	3	6	4	0	400	1	0
Dep. Speckman	52	19	3	9	4	5	0	0	481	2	0
Dep. Harris	17	10	5	8	1	7	0	2	214	0	2
Total	294	65	49	39	13	26	13	14	1976	10	11

Finance Report:

COUNCIL FINANCIAL REPORT SUMMARY – FEBRUARY 2024

Estimated Revenue	\$ 7,436,904.00
Amended Est. Resources	
Amended Est. Resources	
Amended Est. Resources	
Amended Est. Resources	\$ -
2024 REVISED TOTAL	
EST. REV.	\$ 7,436,904.00

2024 Original Budget	\$ 8,468,028.00
1st Q. Supplemental	
2nd. Q. Supplemental	
3rd. Q. Supplemental	
4th Q. Supplemental	
2024 REVISED TOTAL BUDGET	\$ 8,468,028.00

Month	Revenue Received
January	\$ 591,331.55
February	\$ 1,201,090.92
March	
April	
May	
June	
July	
August	
September	
October	
November	
December	
Received To Date	\$ 1,792,422.47

Month	Expenses Paid
January	\$ 568,745.82
February	\$ 1,113,519.47
March	
April	
May	
June	
July	
August	
September	
October	
November	
December	
Expenses to Date	\$ 1,682,265.29

Statement of Cash from Revenue and Expense

From: 1/1/2024 to 2/29/2024

Fund	Description	Beginning Balance	Net Revenue YTD	Net Expense YTD	Unexpended Balance	Encumbrance YTD	Ending Balance
Grand Total:		\$8,114,991.22	\$1,792,422.47	\$1,682,265.29	\$8,225,148.40	\$1,317,607.63	\$6,907,540.77

FEBRUARY

Bank Accounts	Bank Balance	Outstanding Vendor	Outstanding Employee	Deposits in Transit	NSF Check (s)	Adjustments	Book Balance	Difference
NC - General	\$ 1,638,154.07	\$ (10.00)	\$ -	\$ 3,520.79	\$ -	\$ -	\$ 1,641,664.86	\$ -
NC - Payroll	\$ 212,761.58	\$ (12,761.58)	\$ -	\$ -	\$ -	\$ -	\$ 200,000.00	\$ -
Star Ohio	\$ 3,066,568.53	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 3,066,568.53	\$ -
JS BANK INVEST	\$ 1,012,287.61	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 1,012,287.61	\$ -
Bank Nat. Secured	\$ 1,219,468.32	\$ (19,163.11)	\$ -	\$ 225.49	\$ -	\$ -	\$ 1,200,530.70	\$ -
Bank Nat. - MIMA	\$ 1,026,373.47	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 1,026,373.47	\$ -
Bank Nat. - Mayor's	\$ 200.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 200.00	\$ -
CF - CD's	\$ 77,023.23	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 77,023.23	\$ -
Cash on Hand	\$ 500.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 500.00	\$ -
Grand Totals	\$ 8,253,336.81	\$ (31,934.69)	\$ -	\$ 3,746.28	\$ -	\$ -	\$ 8,225,148.40	\$ -

Bank Report

Banks: 0001 to 0100

As Of: 1/1/2024 to 2/29/2024

Include Inactive Bank Accounts: No

Bank	Beginning Bal.	MTD Revenue	YTD Revenue	MTD Expense	YTD Expense	YTD Other	Ending Bal.
PNC - GENERAL	\$1,735,730.79	\$206,276.26	\$334,218.08	\$219,138.61	\$360,035.39	(\$68,248.62)	\$1,641,664.86
PNC - PAYROLL	\$200,000.00	\$218,732.86	\$359,234.30	\$257,688.18	\$426,878.52	\$67,644.22	\$200,000.00
STAR OHIO	\$3,038,972.15	\$13,305.50	\$27,596.38	\$0.00	\$0.00	\$0.00	\$3,066,568.53
US BANK INVESTMENTS	\$1,005,629.19	\$5,992.18	\$6,656.42	\$0.00	\$0.00	\$0.00	\$1,012,287.61
PARK NAT. SECURED - GENERAL	\$1,036,338.92	\$750,058.21	\$1,050,656.26	\$632,762.68	\$887,068.88	\$604.40	\$1,200,530.70
PARK NAT. - MMA	\$1,021,242.38	\$2,483.24	\$5,131.09	\$0.00	\$0.00	\$0.00	\$1,026,373.47
PARK NAT. - MAYOR'S COURT	\$200.00	\$3,930.00	\$8,282.50	\$3,930.00	\$8,282.50	\$0.00	\$200.00
NCF - CD	\$76,377.79	\$312.67	\$645.44	\$0.00	\$0.00	\$0.00	\$77,023.23
CASH ON HAND	\$500.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$500.00
Grand Total:	\$8,114,991.22	\$1,201,090.92	\$1,792,422.47	\$1,113,519.47	\$1,682,265.29	\$0.00	\$8,225,148.40

MONTHLY NET INCOME TAX COLLECTION COMPARISON 2023-2024

MONTH PAYMENT RECEIVED	CCA			STATE OF OHIO		
	2023	2024	DIFFERENCE	2023	2024	DIFFERENCE
JANUARY	144,974.32	152,657.05	7,682.73	0.00	0.00	0.00
FEBRUARY	181,446.56	195,516.18	14,069.62	0.00	12,117.33	12,117.33
MARCH			0.00			0.00
APRIL			0.00			0.00
MAY			0.00			0.00
JUNE			0.00			0.00
JULY			0.00			0.00
AUGUST			0.00			0.00
SEPTEMBER			0.00			0.00
OCTOBER			0.00			0.00
NOVEMBER			0.00			0.00
DECEMBER			0.00			0.00
TOTALS	326,420.88	348,173.23	21,752.35	0.00	12,117.33	12,117.33

COMBINED TOTAL NET COLLECTIONS-2024

\$360,290.56



MAYOR'S COURT REPORT
FOR FEBRUARY 2024

Total Citations: 21 (10 Traffic + 11 Other)

FUND RECEIVED	CURRENT MONTH	YEAR-TO-DATE
Fines	\$ 1,208.00	\$ 2,883.00
Court Cost	\$ 1,530.00	\$ 3,685.00
Fines- Clark County Municipal (transfer Cases)	\$ -	\$ -
Total Fees Paid (LF, Bounced Cks, BW)	\$ -	\$ 120.00
Other (Bond Forfeiture)	\$ -	\$ -
Misc Fees Paid (Jail Time)	\$ -	\$ -
Bond Collected	\$ -	\$ -
Restitution	\$ -	\$ -
SB 17 Indigent driver interlock & alcohol	\$ -	\$ -
TOTAL FUNDS RECEIVED	\$ 2,738.00	\$ 6,668.00
FUNDS DISBURSED		
Victims of Crime	\$ 81.00	\$ 216.00
Child Safety/Seat Belts	\$ -	\$ -
Indigent Defense Support Fund	\$ 255.00	\$ 640.00
Drug Law Enforcement Fund	\$ 31.50	\$ 70.00
Expungement	\$ -	\$ -
State Bond Surcharge (new as of 2010)	\$ -	\$ -
TOTAL REMITTED TO STATE	\$ 367.50	\$ 926.00
Indigent Drivers Alcohol Treatment (Springfield)	\$ 13.50	\$ 30.00
Remitted to Computer Fund (Clerk)	\$ 170.00	\$ 370.00
Remitted to Computer Fund (Court)	\$ 51.00	\$ 111.00
Remitted to Court Security Fund	\$ 170.00	\$ 370.00
Remitted to Facility Fee	\$ 85.00	\$ 185.00
Remitted to City GF - Fines	\$ 1,208.00	\$ 2,883.00
Remitted to City GF - Court Court/Misc	\$ 673.00	\$ 1,813.00
Remitted to City- Jail Expenses	\$ -	\$ -
Remitted to City- Enforcement & Education	\$ -	\$ -
Remitted to City- Drug Analysis	\$ -	\$ -
SB 17 Indigent Driver Interlock & Alcohol	\$ -	\$ -
TOTAL REMITTED TO CITY	\$ 2,367.00	\$ 5,712.00
Capital Recovery	\$ -	\$ -
Restitution	\$ -	\$ -
Bonds forfeitured	\$ -	\$ -
TOTAL DISBURSED	\$ 2,738.00	\$ 6,668.00

Prepared & Submitted By:
Kristy Thome, Clerk of Court

Wright wanted citizens to be aware of the funds the city donates to.

Motion by Eggleston 2nd by Bahun to accept the Finance Report YES: 6 Shamy, Wright, Eggleston, Cook, Grimm, Bahun, NAY: 0 Accepted 6-0

Motion by Eggleston 2nd by Shamy to accept the Mayor's court report. YES: Wright, Eggleston, Cook, Grimm, Bahun, Shamy NAY: 0 Accepted 6-0

Informational Items from the City Manager:

- Discussion Topics
 - Ordinance 2024-07
 - Request to Table, again.
 - Working with Insurance Company
 - Main Street Curve Study – *Attached*
 - Discussion
 - City Council Retreat and Strategy Session - *Motion Requested*
 - Utility Company Rights
 - Monroe Meadows (Arbor Homes) Final - Phase 1
 - Planning Board on 3/26/24
 - City Council on 4/1/24 or 4/15/24
 - McDonald's - Community and Schools Involvement
 - Headshots for Certain City Council Members
 - Evans Land Auction
 - Clark County March 2024 Public Health Update - *Attached*
 - Projects
 - Swimming Pool – Revisit when pool is open. Council meeting at pool in June
 - Mayor's Court – Ties into Council Chambers
 - Council Chambers – Ongoing. Reaching out to woodworkers
 - Utility Billing - Internal review has started; Council involvement soon
 - Additional Discussion Topics

Bridge notes that the owner of McDonald's is looking to get involved in the community.

Bridge will attend the Evans Land auction to see who the new neighbors of the city will be.

The motion request is to guide Bridge with the proposal from Mr. Bales to assist with consultation for the Council. Eggleston states, "Do it," and Bahun "thinks it would be beneficial.... Helpful to move in the direction and unify," Wright agrees, and "low cost considering what we are getting". Lindsey notes, "We could spend six grand someplace else a lot better; I would be a no-vote." Motion by Wright 2nd by Eggleston to have the CM enter into an agreement with local government consultants for the council retreat YES: Cook, Bahun, Shamy, Wright, Eggleston NAY: Lindsey Accepted 5-1

Lindsey notes bigger signs are better. Consider parking a cruiser at Hensley Park. Brief discussions on slowing traffic down on Main by Council. Kitko notes they will go with signs and paint the white edge line. Cook asks about the sign at Hensley Park. Bridge said the previous Council chose to do away with it. The founded in 1810 will be replaced in a new spot.

8. COMMITTEE REPORTS: none

9. COMMENTS FROM MEMBERS OF THE PUBLIC:

Matt Mills- 285 Zellar Dr- township- here as the appointed CTC board member. He explains the CTC program and how the eight public schools utilize the school. He describes the building conditions and the layout of the property in 6-7 different buildings. CTC has the chance to pass the issue and utilize funds from the state. They have one more opportunity to pass it if it does not pass in March. Seven hundred eighty-six students applied, but only 500 got in. Mills notes many kids want to go, but the room is not available. Current acceptance is around ½ of all that apply to each program. He notes that CTC needs space and new schools. 1.4 mill property tax on 100,000. \$49 a year per \$100,000 appraised value. This tax will be countywide. Cook thanks Mills for his input and how he has tried to inform everyone on social media. Truty adds he hired two kids out of CTC, "were the best two hires I have hired." Bridge adds the need for individuals in the water and wastewater services. He notes looking at this and the need to add a program. Bridge also asks about the county line crossovers. Mills explains overlapping city and school boundaries and how the voting works.

10. RESOLUTIONS:

Resolution 2024-04R A RESOLUTION ACCEPTING THE OFFICIAL CERTIFICATE OF ESTIMATED RESOURCES FOR 2024 ALONG WITH THE TAX YEAR 2024 RATES AND AMOUNTS CERTIFICATION FROM THE CLARK COUNTY BUDGET COMMISSION 1st Lindsey 2nd Shamy ex: yearly housekeeping YES: Wright, Lindsey, Eggleston, Cook, Bahun, Shamy NAY: 0 Accepted 6-0

11. ORDINANCES:

Ordinance 2024-07 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT FOR IT AND COMPLIANCE SERVICES Eggleston moves to table with 2nd by Shamy Lindsey would like to amend the ordinance to stay tabled until 2nd Wright YES: Lindsey, Eggleston, Cook, Bahun, Shamy, Wright NAY: 0 Accepted 6-0 to amend YES: Wright, Lindsey, Eggleston, Cook, Bahun, Shamy NAY: 0 Accepted 6-0

Ordinance 2024-11 AN ORDINANCE AMENDING ORDINANCE 2023-52 FOR THE PURPOSE OF CORRECTING A SCRIVENER'S ERROR 1st Eggleston 2nd Shamy ex: passed in 2022 1460.43 numbering mistake, reassigning a code number YES: Wright, Lindsey, Eggleston, Cook, Bahun, Shamy NAY: 0 Accepted 6-0

Ordinance 2024-12 AN ORDINANCE TO APPROVE THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES; TO PROVIDE FOR THE ADOPTION OF NEW MATTER IN THE UPDATED AND REVISED CODIFIED ORDINANCES; TO PROVIDE FOR THE PUBLICATION OF SUCH NEW MATTER; AND TO REPEAL ORDINANCES IN CONFLICT THEREWITH. 1st Eggleston 2nd Shamy ex: yearly housekeeping to update codes council has to approve YES: Wright, Lindsey, Eggleston, Cook, Bahun, Shamy NAY: 0 Accepted 6-0

Ordinance 2024-13 (into tonight, public hearing and action 4/1/24) AN ORDINANCE AUTHORIZING THE SALE, BY INTERNET AUCTION, OF CITY OWNED PERSONAL PROPERTY WHICH IS NOT NEEDED FOR PUBLIC USE, OR IS OBSOLETE OR UNFIT FOR THE USE FOR WHICH IT WAS ACQUIRED 1st

Ordinance 2024-14 (into tonight, public hearing and action 4/1/24) AN ORDINANCE AUTHORIZING AN EXPENDITURE OF FUNDS IN EXCESS OF THIRTY-FIVE THOUSAND DOLLARS (\$35,000) FOR THE PAVING AND STRIPING OF THE HERITAGE HALL AND HENSLEY PARK PARKING AREAS

Ordinance 2024-15 (into tonight, public hearing and action 4/1/24) AN ORDINANCE AMENDING CHAPTER 1244 OF THE CITY OF NEW CARLISLE'S PLANNING AND ZONING CODE

12. OTHER BUSINESS:

-Key to the City presentation to former Mayor Mike Lowrey- 4/1/24

Coffee and Donuts 4/13/24 starting at 10:00 am at Heritage Hall.

Motion by Shamy 2nd by Eggleston to excuse Grimm YES: Cook, Bahun, Shamy, Wright, Lindsey, Eggleston NAY: 0 Accepted 6-0

Wright asks about the plan for Addison Carlisle (the Y intersection) and where the new road connections will be. Quick council discussions and Bridge notes the plan can be found online.

Lindsey notes a letter that Mr. Grimm had added to the minutes from one he received in February about a man getting a ticket for parking 2 of his cars close together. Lindsey notes that the Council can eliminate this part of the ordinance. Bridge notes they can amend the code. Discussions from Bridge and Council and notes most of the codes are a copy and paste from state code. Lindsey adds that part can be eliminated

if they wish. He adds the deputies have more things to do than measure the width between cars. Cook asks if the Council wanted to remove that, what would keep the deputy from applying a state code? Bridge notes it still can be enforced. Wright notes the law utilized on Main is applicable but possibly revise it for neighborhoods—continued discussions on various scenarios. Lindsey reminds the Council they can change any legislation. Cook asks how many tickets have been written in regards to this code? Bridge 2-3. Bridge comments that he can assist in changing this, but why when it is not a problem? Bridge commends Lindsey for doing this the correct way. Lindsey notes he needs a 2nd, and Bridge notes he does not need 2nd to request draft legislation. Continued discussions and Cook asks for input from Council on this matter. Shamy notes it is silly, Bahun is okay with changing it, and Wright adds that we have two plats coming, so we need to change something. Wright seconds Lindsey's motion to "do away with the parking within 1 ft in front of your own house". Bridge adds new parking tickets will need to be ordered. Bahun jokingly suggests writing more tickets. The clerk notes that the letter Lindsey referred to at the beginning of the discussion had nothing to do with the parking tickets; it was about the naming of Heritage Hall. Vote on Lindsey's motion YES: 4 Lindsey, Bahun, Shamy, Wright NAY: 2 Eggleston, Cook Accepted 4-2 Wright asks about getting the codes, and Lindsey notes they are online.

13. Executive Session: none

14. Adjournment: @ 7:08 pm 1st Eggleston 2nd Shamy @ pm Yes: Wright, Lindsey, Eggleston, Cook, Bahun, Shamy, Accepted 6-0

Mayor Bill Cook

Clerk of Council Emily Berner

City Manager Report

April 1, 2024

A. DEPARTMENTAL REPORTS

- The Following Departmental Reports will be given at the next City Council meeting that will be held on Monday, April 15, 2024
 - Finance, Public Service, Fire/EMS, and Police
- Planning & Zoning, Mayor's Court Report - *Attached*

B. INFORMATIONAL ITEMS

- Discussion Topics
 - Ordinance 2024-07
 - Tabled until further notice
 - City Council Retreat and Strategy Session Dates- *Motion Requested*
 - Utility Company Rights - Information at the 04/15/24 Meeting
 - Monroe Meadows (Arbor Homes)
 - Final Plans expected in August
 - City Council Dais - Local woodworker
 - Rumpke
 - April 8th (Solar Eclipse) Start Time - Discussion
 - Executive Assistant to the City Manager
 - Additional Discussion Topics

Attachment Summary:

- Planning & Zoning / Mayor's Court Report

Motion Summary:

- City Council Retreat and Strategy Session Dates



Planning Department Report Stats

Date: Date: March 16, 2024-March 29, 2024

Data Summary	Mar 16-Mar 29	
1280.05 Additional Yard Height Requirements		
1280.03 Private Swimming Pools		
1244.10 Zoning Permit Required		
1290.03 Sign Permit Required		
1290.08 Prohibited Signs	1	
1290.17 Location of Signs	1	
1290.20 Sign Construction and Maintenance		
1290.22 Sign Permit Application		
1290.23 Sign Permit Fees		
1460.15 Abatement of Nuisance by the City; Cost Recovery		
1460.23 Structural Soundness and Maintenance of Dwellings		
1460.25 Exterior Property and Structure Exteriors; Residential	3	
1460.25 (a) Exterior Space		
1460.25 (b) Exterior Maintenance		
1460.25 (c) Fences and Walls		
1460.25 (d) Yards, Tall Grass & Weeds		
1460.25 (e) Hazards		
1460.25 (f) Temporary Occupancy		
1460.25 (g) Storage	1	
1460.25 (h) Drainage		
1460.25 (i) Drainage Swales		
1460.25 (j) Junk, Inoperable, Unlicensed Vehicle	2	
1460.25 (k) Sanitation	1	
1460.25 (l) Swimming Pools		
1460.25 (m) Open Fires		
1460.26 Vegetation; Residential		
1460.28 Accessory Structures		
1460.32 -Exterior Property and Structure Exteriors; Commercial		
1460.33 Vegetation; Commercial		
1460.45 Donation Bins		
1460.43 (c) On-Street Parking Limitations		

	Mar 16-Mar 29		
Total Violations	13		
Total Properties Violated	7		
Average Violations Per Property	1.8		
Abatement Complete			
Closed Violations			
Sheriff's Dept.			
Under Investigation			
Vacant Property Violated			
Work Order Issued			
Nuisance Property List			
# of Violations Submitted to Mayor's Court			
Property Extensions Granted			

Disclaimer
 Case Number is a unique identifier assigned to the parcel address being violated.

Main Status determines the activity of the entire case. Main Status will show open even if some of the violations have been closed (remedied).

Violation Status means one or more violations assigned to the case are either open or closed.

Extensions are provided on a case by case scenario. In most cases the the violations are exteme and more time is needed to remedy the situations.

1460.43 (d) Parking on Private Property	3	
1460.44 Accessory Uses; Residential, Commercial, Industrial	1	

Permit Date	Permit Type	Main Status	Parcel Address	Total Payments
3/28/2024	Tool Lending Center	Approved	307 N HENRY ST	0
3/28/2024	Sidewalk/Curb/Gutter	Approved	610 West Madison St	0
3/28/2024	Sidewalk/Curb/Gutter	Approved	608 West Madison St	0
3/25/2024	Dumpster	Approved	1307 EDGEBROOK AV	0
3/25/2024	Sidewalk/Curb/Gutter	Approved	115 VILLA DR	20
3/19/2024	Fence	Approved	801 N SCOTT ST	20
3/18/2024	Sidewalk/Curb/Gutter	Approved	610 TERRA CT NEW C	20



Planning Department Report

Date: Date: Date: Date: March 16, 2024-March 29, 2024

Case #	Main Status	Violation Date	Correction Deadline	Extension Date	Parcel Address	Violation Name	Violation Status
1702	Open	3/25/2024	4/3/2024	0	419 N MAIN ST	1290.08 Prohibited Signs	Open
1702	Open	3/25/2024	4/3/2024	0	419 N MAIN ST	1290.17 Location of Signs	Open
1701	Open	3/25/2024	3/31/2024	0	305 PRENTICE DR	1460.25 (g) Storage	Open
1698	Open	3/25/2024	4/1/2024	0	107 W WASHINGTON ST	1460.25 (j) Junk, Inoperable, Unlicensed Vehicle	Open
1701	Open	3/25/2024	3/31/2024	0	305 PRENTICE DR	1460.25 (j) Junk, Inoperable, Unlicensed Vehicle	Open
1699	Open	3/25/2024	4/3/2024	0	415 -421 VILLA DR NEW CARLISLE 45344	1460.25 (k) Sanitation	Open
1699	Open	3/25/2024	4/3/2024	0	415 -421 VILLA DR NEW CARLISLE 45344	1460.25 Exterior Property and Structure Exteriors; Residential	Open
1700	Open	3/25/2024	3/31/2024	0	205 PRENTICE DR	1460.25 Exterior Property and Structure Exteriors; Residential	Open
1701	Open	3/25/2024	3/31/2024	0	305 PRENTICE DR	1460.25 Exterior Property and Structure Exteriors; Residential	Open
1699	Open	3/25/2024	4/3/2024	0	415 -421 VILLA DR NEW CARLISLE 45344	1460.26 Vegetation; Residential	Open
1701	Open	3/25/2024	3/31/2024	0	305 PRENTICE DR	1460.43 (d) Parking on Private Property	Open
1703	Open	3/25/2024	3/31/2024	0	233 DRAKE AVE	1460.43 (d) Parking on Private Property	Open
1704	Open	3/25/2024	3/31/2024	0	322 FENWICK DR	1460.43 (d) Parking on Private Property	Open
1701	Open	3/25/2024	3/31/2024	0	305 PRENTICE DR	1460.44 Accessory Uses; Residential, Commercial, Industrial	Open

RESOLUTION 2024-05R

A RESOLUTION APPROVING THE FINAL PLAN FOR THE CLARK COUNTYWIDE 9-1-1 SYSTEM

WHEREAS, § 128.06(D) of the Ohio Revised Code (“O.R.C.”) requires that each county 9-1-1 program review committee maintain and amend a final plan for implementing and operating a countywide 9-1-1 system; and

WHEREAS, the Clark County 9-1-1 Program Review Committee (“Committee”) has created the final plan pursuant to the requirements of O.R.C. §§ 128.06 and 128.07; and

WHEREAS, O.R.C. § 128.07(B)(1)(a) requires that the Committee send a copy of the final plan to the legislative authority of each municipal corporation in the county by certified mail, or ordinary mail and by internet identifier of record; and

WHEREAS, O.R.C. § 128.08(A) requires that the legislative authority of each municipal corporation in the county act by resolution to approve or disapprove the plan within sixty days of receipt of the final plan; and

WHEREAS, upon approving or disapproving the final plan, the City must immediately notify the Clark County Board of Commissioners in writing of such approval or disapproval; and

WHEREAS, after reviewing the final plan, City Council has determined that it would be in the City’s best interest to approve the final plan.

NOW, THEREFORE, THE CITY OF NEW CARLISLE HEREBY RESOLVES that:

SECTION 1. In accordance with O.R.C. §128.08(A), the City approves the final plan, attached as Exhibit A, submitted by the Committee. The Clerk of Council shall immediately notify the Clark County Board of Commissioners in writing of the City’s approval and provide a copy of this resolution as part of that notification.

Passed this _____ day of _____, 2024.

Bill Cook, Mayor

Emily Berner, Clerk of Council

APPROVED AS TO FORM:

Jake Jeffries, DIRECTOR OF LAW

1st: _____

2nd: _____

Wright	Y	N
Bahun	Y	N
Lindsey	Y	N
Mayor Cook	Y	N
V. Mayor Eggleston	Y	N
Shamy	Y	N
Grimm	Y	N

Totals:

Pass

Fail

Intro: 04/01/2024

Action: 04/01/2024

Effective: 04/16/2024



County Final Plan for Counties following:

ORC §128.06 (C)(1)

County: Clark

Date: 12/27/2023

Please enter Name, Title, and Agency Represented for each of the three (3) voting members of your County 9-1-1 Program Review Committee below:

a. Clark County Commissioner Sasha Rittenhouse

Board of County Commissioners Member or Designee, Chairperson

b. Pick one of the following three based on your county's setup:

i. _____
Board of Township Trustee of the township responsible for operating the public safety answering point

ii. _____
Chief executive officer of the municipal corporation operating the public safety answering point

iii. Prosecutor Daniel Driscoll
Elected official of a subdivision or regional council of governments, not of a township or municipal corporation, responsible for the operation of the public safety answering point

c. Springfield Mayor Rob Rue

Elected official of the most populous township or municipal corporation in the county that does not operate the public safety answering point. When determining population under this division, the population residing outside the county shall be excluded.

§128.07(A)(1): Which telephone companies serving customers in the county and, as authorized in division (A) of section 128.03 of the Revised Code, in an adjacent county will participate in the 9-1-1 system?

- At&t
- Verizon
- Sprint
- Cricket
- T-Mobile
- Spectrum
- Charter
- Alltell
- Mint Mobile
- Consumer Cellular
- Jitterbug
- Cincinnati Bell Wireless



County Final Plan for Counties following:

ORC §128.06 (C)(1)

§128.07(A)(2): Please list the location of the Public Safety Answering Point (PSAP) as defined in §128.01(P) in your service area and include the number of 9-1-1 Positions:

PSAP Name: Clark County Sheriff's Office Communications Center
PSAP Location: 523 E. Home Road, Springfield, OH 45503
Number of 9-1-1 Phone Positions: 14

§128.07(A)(2): How will the PSAP connect to the County's preferred Next Generation 9-1-1 (NG91-1) System?

PSAP Name: Clark County Sheriff's Office Communications Center
Connection description:

Still to be determined as the core is not established at this time.

§128.07(A)(2): From what geographic territory [city, village, township, etc.] will the PSAP receive 9-1-1 calls?

PSAP Name: Clark County Sheriff's Office Communications Center
Geographic territory (ies):

All of Clark County:

- Bethel Township, Pleasant Township, Springfield Township, South Charleston
The City of New Carlisle, Harmony Township, City of Springfield, South Vienna
Pike Township, Madison Township, North Hampton, Donnelsville
German Township, Green Township, Tremont City, Enon
Moorefield Township, Mad River Township, Catawba, Partial-Village of Clifton



County Final Plan for Counties following:

ORC §128.06 (C)(1)

§128.07(A)(2): Within the territories listed above, will Enhanced 9-1-1 or NG9-1-1 service be provided? (check all that apply)

Enhanced 9-1-1

NG9-1-1

§128.07(A)(2): What subdivisions will be served by the PSAP? [Police, Fire, EMS, etc.]

PSAP Name: Clark County Sheriff's Office Communications Center

Subdivision(s) served:

Please see the attached additional documentation for this response.

§128.07(A)(2): Identify if the PSAP is going to respond to calls by directly dispatching an emergency service provider, relaying a message to the appropriate emergency service provider, or by transferring the call to the appropriate emergency service provider (check all that apply):

PSAP Name Clark County Sheriff's Office Communications Center

Directly dispatching

Relaying message

Transferring call

§128.07(A)(3): How must originating service providers connect to the core 9-1-1 system identified by the final plan and what methods will be utilized by the originating service provider to provide 9-1-1 voice, text, other forms of messaging media, and caller location to the core 9-1-1 system?

Will connect via IP to the State of Ohio's NG911 core.



County Final Plan for Counties following:

ORC §128.06 (C)(1)

§128.07(A)(4): If the PSAP does not directly dispatch emergency services needed for an incident, without significant delay, the request shall be transferred, or the information electronically relayed to the entity that directly dispatches the potentially needed emergency services. How will the transfer or electronic relay be accomplished?

PSAP Name: Clark County Sheriff's Office Communications Center

The call will be transferred to the entity we do not dispatch for and/or the Clark County Communications Center will call the agency that would be dispatched to respond upon immediately having all the pertinent information as well as the correct location.

§128.07(A)(5): Which subdivision or regional council of government will establish, equip, furnish, operate, and maintain the PSAP?

PSAP Name: Clark County Sheriff's Office Communications Center

Subdivision or COG: Clark County Sheriff's Office

§128.07(A)(6): Please provide a projection of the initial cost to establish, equip, and furnish the PSAP.

PSAP Name: Clark County Sheriff's Office Communications Center

Projected cost: \$ 6,600,000.00

§128.07(A)(6): Please provide the annual cost of the first five years of operating and maintaining the PSAP.

PSAP Name:	Annual Cost year 1	\$ 4,558,177.35
Clark County Sheriff's Office Communications Center	Annual Cost year 2	\$ 4,927,936.29
	Annual Cost year 3	\$ 5,003,582.33
	Annual Cost year 4	\$ 5,073,361.97
	Annual Cost year 5	\$ 5,357,917.00
	Total	\$ 24,920,974.94

§128.07(A)(7): Is the cost of establishing, equipping, furnishing, operating, or maintaining the PSAP listed above being funded through charges imposed under §128.35?

PSAP Name: Clark County Sheriff's Office Communications Center

Yes No





County Final Plan for Counties following:

ORC §128.06 (C)(1)

§128.07(A)(7): Will the cost of establishing, equipping, furnishing, operating, or maintaining the PSAP be allocated among the subdivisions served by the PSAP and, if any such cost is to be allocated, what is the formula for allocating it?

PSAP Name: Clark County Sheriff's Office Communications Center



Please see the attached additional documentation for this response.

§128.08(A)(8): Provide information on how each emergency service provider will respond to a misdirected call or the provision of a caller location that is either misrepresentative of the actual location or does not meet the requirements of the FCC or other accepted national standards as they exist on the date of the call origination.

PSAP Name: Clark County Sheriff's Office Communications Center

The call will be transferred to the entity we do not dispatch for and/or the Clark County Communications Center will call the agency that would be dispatched to respond upon immediately having all the pertinent information as well as the correct location.

§128.021: Adoption of rules establishing technical and operational standards for PSAPs. Check the answer next to each question (2) for your PSAP:

PSAP Name: Clark County Sheriff's Office Communications Center



Does the PSAP currently meet the PSAP rules: Yes No

If no, will the PSAP have to comply in 2 years: Yes No N/A



County Final Plan for Counties following:

ORC §128.06 (C)(1)

You are permitted to have more or additional requirements for your PSAP or even dispatch/calling centers in your respective county. This can include mandates related to training, providing EMD, complying with specific rules, etc. Please list any such additional local requirements and/or any comments you may have (you may use additional sheets if necessary):

EMD:

The Clark County Communicaitons Center utilizes APCO Intellicomm integrated with our Spillman CAD for EMD.

Training:

All Telecommunicators will complete the basic telecommunicator training at the Clark County Communications Center. The basic training will encompass all aspects of 9-1-1 call-taking, non-emergency call-taking, dispatching for Fire/EMS and Law Enforcement in Clark County. The training platform is designed to last at least sixteen weeks.

All Telecommunicators are required to be LEADS certified.

All Telecommunicators are required to complete the following NIMS/ICS training through FEMA:

IS-100

IS-200

IS-700

IS-800

Continuing Dispatch Education Hours:

The Clark County Communications Center requires each telecommuniator to complete no less than 26 hours of CDE's per year. Training will include 4 hours of CDE's in the follow:

Fire Training

EMS (EMD)

Law Enforcement incidents

911 SOP

General work training

All Communications Training Officers are APCO CTO certified.

All Communications Center Supervisors are APCO CCS certified.

County Final Plan for Counties following:

ORC §128.06 (A)



**Department of
Administrative
Services**

9-1-1 Program Office

Additional Local Requirements and/or Comments(cont.):

EMD:

The Clark County Communicaitons Center utilizes APCO Intellicomm integrated with our Spillman CAD for EMD.

Training:

All Telecommunicators will complete the basic telecommunicator training at the Clark County Communications Center. The basic training will encompass all aspects of 9-1-1 call-taking, non-emergency call-taking, dispatching for Fire/EMS and Law Enforcement in Clark County. The training platform is designed to last at least sixteen weeks.

All Telecommunicators are required to be LEADS certified.

All Telecommunicators are required to complete the following NIMS/ICS training through FEMA:

IS-100

IS-200

IS-700

IS-800

Continuing Dispatch Education Hours:

The Clark County Communications Center requires each telecommuniator to complete no less than 26 hours of CDE's per year. Training will include 4 hours of CDE's in the follow:

Fire Training

EMS (EMD)

Law Enforcement incidents

911 SOP

General work training

All Communications Training Officers are APCO CTO certified.

All Communications Center Supervisors are APCO CCS certified.



County Final Plan for Counties following:

ORC §128.06 (C)(1)

§128.07(B)(1)(a): The 9-1-1 program review committee shall send a copy of the final plan to the following:

- Board of commissioners of the county
 - The legislative authority of each municipal corporation in the county
 - The board of township trustees of each township in the county.
- **the above notifications must be sent either by certified mail or, if the committee has record of an internet identifier of record associated with the board or legislative authority, by ordinary mail and by that internet identifier of record

§128.07(B)(1)(b): The 9-1-1 program review committee shall also send a copy of the final plan to the board of trustees, directors, or park commissioners of each subdivision served by a PSAP under the plan.

§128.07(B)(2): The 9-1-1 program review committee shall also file a copy of its final plan with the Ohio 9-1-1 Program Office not later than April 3, 2024.

§128.07(B)(2): Any revisions or amendments made to the final plan shall be filed with the Ohio 9-1-1 Program Office not later than ninety (90) days after adoption.

§128.01(T): A final plan means a final plan adopted under §128.08(B) (and turned in on April 3, 2024 to the Ohio 9-1-1 Program Office) or as an amended final plan adopted under 128.12. (to reflect any changes made to the final plan after April 3, 2024)

§128.05: Please list the name and contact information for your County 9-1-1 Coordinator:

Nicole Elliott - nellott@clarkcountyohio.gov
937-521-2060 - Office
937-591-2325 - Cell

§128.25: Please provide the name and contact information for your single point of contact with the 9-1-1 Program Office who has the authority to assist in location-data discrepancies, 9-1-1 traffic misroutes, and boundary disputes between PSAPS (does not have to be, but could be the same as the County 9-1-1 Coordinator listed above):

Nicole Elliott - nellott@clarkcountyohio.gov
937-521-2060 - Office
937-591-2325 - Cell



County Final Plan for Counties following:

ORC §128.06 (C)(1)

9-1-1 Planning Committee Approval Acknowledgment

1. Commissioner Sasha Rittenhouse

Board of County Commissioners Member or Designee, Chairperson

Signature: [Handwritten Signature]

Date: 3/14/2024

2. Prosecutor Dan Driscoll

One from the following: (1) Board of Township Trustee of the township responsible for operating the PSAP, (2) Chief Executive Officer of the municipal corporation operating the PSAP, or (3) Elected Official of a subdivision or regional council of governments, not of a township or municipal corporation, responsible for the operation of the PSAP.

Signature: [Handwritten Signature]

Date: 3/14/24

3. Mayor Rob Rue

Elected official of the most populous township or municipal corporation in the county that does not operate the PSAP.

Signature:

Date:

If at anytime you acquire or stand up another PSAP in your County, you would need to being to follow section ORC §128.06(A) and start using the template for ORC §128.06(A)

128.07(A)(2): What subdivisions will be served by the PSAp [Police, Fire, EMS, etc.]

Subdivision(s) served:

Law Enforcement:

Clark County Sheriff's Office
Springfield City Police Department
Clark County Dog Warden
Clark County Parks District
Catawba Police Department
Donnelsville Police Department
Enon Police Department
German Township Police Department
North Hampton Police Department
South Charleston Police Department
Tremont City Police Department

Fire/EMS:

Bethel Township Fire/EMS Department
City of New Carlisle Fire/EMS Department
Pike Township Fire/EMS Department
German Township Fire/EMS Department
Moorefield Township Fire/EMS Dept.
Pleasant Township Fire/EMS Department
Harmony Township Fire/EMS Department
Madison Township Fire/EMS Department
Pitchin Fire/EMS Department
Hustead EMS Department
Hustead Fire Department
Mad River Fire/EMS Department
Springfield Township Fire/EMS Department
Springfield Fire & Rescue Division

§128.07(A)(7): Will the cost of establishing, equipping, furnishing, operating, or maintaining the PSAP be allocated among the subdivisions served by the PSAP and, if any such cost is to be allocated, what is the formula for allocating it?

Donnelsville Police Dept., North Hampton Police Dept., Tremont City Police Dept. and Catawba Police Department do not have signed contracts with the Clark County Communications Center.

City of Springfield Police Department and Fire Department:

Fee will be calculated based upon the most recent year's call volume available (Sept. 1-Aug. 31) using the below tiered price per call model:

First 2,000 calls: \$22.00 per call
Next 2,000 calls: \$21.00 per call
Next 2,000 calls: \$20.00 per call
Next 2,000 calls: \$19.00 per call
Next 2,000 calls: \$18.00 per call
Next 40,000 calls: \$16.00 per call
Any remaining calls: \$10.00 per call

Bethel Township Fire Dept., Moorefield Township Fire Dept., The City of New Carlisle Fire Dept., Pike Township Fire Dept., Pleasant Township Fire Dept., Harmony Township Fire Dept. and Springfield Township Fire/EMS

Fee will be calculated based upon the most recent year's call volume available (Nov. 1-Oct. 31) using the below tiered price per call model:

First 2,000 calls: \$22.00 per call
Next 2,000 calls: \$21.00 per call
Next 2,000 calls: \$20.00 per call
Next 2,000 calls: \$19.00 per call
Next 2,000 calls: \$18.00 per call
Next 40,000 calls: \$16.00 per call
Any remaining calls: \$10.00 per call

Enon Police Department and German Township Police Department

Fee will be calculated based upon the most recent year's call volume available (Nov. 1-Oct. 31) using the below tiered price per call model: (Minimum annual fee is \$2,500)

First 2,000 calls: \$5.50 per call
Next 2,000 calls: \$5.25 per call
Next 2,000 calls: \$5.00 per call
Next 2,000 calls: \$4.75 per call
Next 2,000 calls: \$4.50 per call
Next 40,000 calls: \$4.00 per call
Any remaining calls: \$2.50 per call

South Charleston Police Department

Four year agreement (2023-2026) – fee is fixed at \$8,085.00 each year based on the call volume billed in 2023. The fee will be fixed unless the Village’s call volume increases or decreases by more than 10% or more. In the instance where the Village’s call volume increases or decreases by 10% or more, the Village will be billed that new amount for the remainder of the agreement unless their call volume changes again by 10%.

Madison Township Fire Department

Four year agreement (2023-2026) – fee is fixed at \$10,098.00 each year based on the call volume billed in 2023. The fee will be fixed unless the Township’s call volume increases or decreases by more than 10% or more. In the instance where the Village’s call volume increases or decreases by 10% or more, the Village will be billed that new amount for the remainder of the agreement unless their call volume changes again by 10%.

German Township Fire Department

Five year agreement (2022-2026) - fee is fixed at \$37,466.00 each year based on the call volume billed in 2021. The fee will be fixed unless the Township’s call volume increases or decreases by more than 10% or more. In the instance where the Village’s call volume increases or decreases by 10% or more, the Village will be billed that new amount for the remainder of the agreement unless their call volume changes again by 10%.

Mad River/Green Joint Township (Mad River Fire Department, Husted Fire Department, Husted EMS Department, Pitchin Fire Department all combined in one contract)

Five year agreement (2022-2026) - Fee will be calculated based upon the most recent year's call volume available (Jan. 1-Dec. 31) using the below tiered price per call model:

First 2,000 calls: \$22.00 per call
Next 2,000 calls: \$21.00 per call
Next 2,000 calls: \$20.00 per call
Next 2,000 calls: \$19.00 per call
Next 2,000 calls: \$18.00 per call
Next 40,000 calls: \$16.00 per call
Any remaining calls: \$10.00 per call

ORDINANCE 2024-13

AN ORDINANCE AUTHORIZING THE SALE, BY INTERNET AUCTION, OF CITY OWNED PERSONAL PROPERTY WHICH IS NOT NEEDED FOR PUBLIC USE, OR IS OBSOLETE OR UNFIT FOR THE USE FOR WHICH IT WAS ACQUIRED

WHEREAS, the City's equipment listed on the attached Exhibit A is no longer needed, is past its useful life and may have already been replaced; and

WHEREAS, pursuant to RC § 721.15(D), the City is authorized to sell unneeded, obsolete or unfit property through internet auction; and

WHEREAS, the City desires to utilize the services of GovDeals, Inc. ("GovDeals") as the City's contracted representative to conduct auctions of the listed property on the City's behalf; and

WHEREAS, GovDeals is located at 100 Capital Commerce Boulevard, Suite 110, Montgomery, Alabama 36117, its website address is govdeals.com and its telephone number is (800) 613-0156; and

WHEREAS, Council has determined that the most cost-effective and efficient way to sell the listed property would be through the internet auction process.

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

SECTION 1. The personal property listed on the attached Exhibit A is not needed for public use, or is obsolete or unfit for the use for which it was acquired.

SECTION 2. The City Manager, or the Director of Public Service/Assistant City Manager as the City Manager's designee, be and he hereby is, authorized and empowered to retain the services of GovDeals to effectuate the sale of the property listed on Exhibit A by internet auction, to enter into an appropriate user agreement between the City and GovDeals in a form approved by the Law Director, and to execute all documents and perform all acts required to complete the sale of the property listed on Exhibit A.

SECTION 3. The internet auction will be conducted by GovDeals in accordance with its rules, regulations and procedures. As required by law, the property will be listed for a minimum of ten (10) days, including Saturdays, Sundays and legal holidays.

SECTION 4. The Clerk of Council shall publish, in a newspaper of general circulation within the City or as provided in RC § 7.16, notice of the City's intent to sell the unneeded, obsolete or unfit municipal personal property listed on the attached Exhibit A by internet auction. The notice shall include a summary of the information provided herein and shall be published twice. The second notice shall be published not less than ten (10) nor more than twenty (20) days after the previous notice. A similar notice also shall be posted in a conspicuous place in the office of the Clerk of Council and posted on the City's website.

SIGNATURE PAGE TO FOLLOW

Passed this _____ day of _____, 2024.

Bill Cook, MAYOR

Emily Berner, CLERK OF COUNCIL

APPROVED AS TO FORM:

Jacob M. Jeffries, DIRECTOR OF LAW

1st _____

2nd: _____

Wright	Y	N
Bahun	Y	N
Lindsey	Y	N
Mayor Cook	Y	N
V. Mayor Eggleston	Y	N
Shamy	Y	N
Grimm	Y	N

Totals:

Pass

Fail

EXHIBIT A

Equipment for Sale

*Self-Contained Breathing Apparatus (SCBA) Air Compressor with Cascade System (Fire Department)

ORDINANCE 2024-14

AN ORDINANCE AUTHORIZING AN EXPENDITURE OF FUNDS IN EXCESS OF THIRTY-FIVE THOUSAND DOLLARS (\$35,000) FOR THE PAVING AND STRIPING OF THE HERITAGE HALL AND HENSLEY PARK PARKING AREAS

WHEREAS, the City was the recipient of a federal grant through Clark County that was used to build Heritage Hall, which was completed during November of 2023; and

WHEREAS, the grant funds covered all building costs of Heritage Hall except for the parking area; and

WHEREAS, the paving could not be completed during November of 2023 because the asphalt plants were shut down for the season; and

WHEREAS, it would be in the City’s best interest to pave the parking areas at Heritage Hall and Hensley Park at the same time to save on mobilization costs; and

WHEREAS, the City received the attached proposals from Wagner Paving Inc. for the paving of both parking areas in the amount of Forty-Nine Thousand Three Hundred Twenty-Two Dollars (\$49,322), and the total price of the paving will not exceed Fifty Thousand Dollars (\$50,000); and

WHEREAS, this matter is before City Council due to the cost exceeding the City Manager’s monetary threshold.

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

Section 1. The City Manager, or the Director of Public Service/Assistant City Manager as the City Manager’s designee, be, and he hereby is, authorized and directed to enter into the attached agreements with Wagner Paving Inc. and to execute all other documents as may be necessary for the City to complete the Heritage Hall and Hensley Park paving projects.

Section 2. The dollar amount for said projects shall not exceed Fifty Thousand Dollars (\$50,000).

Passed this _____ day of _____, 2024.

Bill Cook, MAYOR

Emily Berner, CLERK

APPROVED AS TO FORM:

Jacob M. Jeffries, DIRECTOR OF LAW

1st _____

2nd: _____

Wright	Y	N
Bahun	Y	N
Lindsey	Y	N
Mayor Cook	Y	N
V. Mayor Eggleston	Y	N
Shamy	Y	N
Grimm	Y	N

Totals:	Pass	Fail
---------	------	------

Intro: 03/18/2023
Action: 04/01/2023
Effective: 04/16/2023

Proposal

PAVING THE WAY
SINCE 1970

WAGNER PAVING INC.

2022 CERTIFIED
Ohio WBE
Minority-Owned Business Enterprise

P.O. Box B • Laura, Ohio 45337 • Phone: (937) 947-1834 • Fax: (937) 947-1899

COMPANY: City of New Carlisle

PHONE: 937-926-3973

DATE: 2/28/24

EMAIL: HKITKO@NEWCARLISLEOHIO.GOV

SUBJECT: Smith Park - Revised

TO: Howard Kitko

TOTAL PAGES: 1 of 3

JOB NUMBER: 23-0922

We hereby submit specifications and estimates for:

SCOPE OF WORK SEE PLAN FOR DETAIL:

1. Place, grade, and compact 3" of #304 stone.
2. Place 1.5" of compacted type 2 base asphalt.
3. Place 1.5" of compacted type 1 surface asphalt.
4. Place approximately (9) - 6" bollards.
5. Layout and Stripe

NOTES: Any stone not used will be credited back. If stone goes over 215 tons, there will be an additional charge.

PRICE: \$41,958.00

PREVAILING WAGE RATES

TAX EXEMPT

1 MOB IN 2024 ONLY

NO permits, testing, #408 prime, #407 tack, traffic control, signs, or bumper blocks included IF required.

***CONFIRMATION NEEDED WITHIN 14 DAYS TO LOCK IN PRICES. Proposal is only valid for 14 days.**

***DUE TO CURRENT WORK ALREADY UNDER CONTRACT, SUPPLY CHAIN CONSTRAINTS AND UNKNOWN FUTURE WEATHER CONDITIONS, WE CANNOT GUARANTEE THIS WORK WILL BE DONE IN 2023 AND WILL NOT BE RESPONSIBLE FOR PENALTIES FOR 2023 COMPLETION DATES.**

***If any of the above work requires the use of specific compliance websites and/or background checks Wagner Paving must be notified before the acceptance of the job or additional fees will apply**

***With the ongoing volatility in the economy, prices and supply shortages, Wagner Paving reserves the right to increase prices relating to materials, fuel, transportation, etc. While Wagner Paving makes every effort to lock in material prices from suppliers, due to the current economic status, we cannot guarantee those prices will be honored.**

***Any reduction in units, quantities, or increases in mobilizations may result in an increase in cost.**

***This proposal is contingent upon buyer's acceptance of terms stated herein and to be made a part of any contract or purchase order.**

All grade to be sound and within tolerance $\pm 1"$ of final grade. 1 move in, all others **\$1,000.00** each. All traffic control by others. Any overage due to poor grade done by others will be paid for by owner.

IF THIS IS ACCEPTED AS A CONTRACT, PLEASE SIGN AND RETURN. Project will not be started until a signed contract is received by Wagner Paving, Inc. Upon acceptance, please also forward a Notice of Commencement and any applicable tax exempt forms. Net due 30 days from date of invoice. There will be a 1 1/2% (18% apr) service charge applied to all past due accounts.

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado and other necessary insurance. Our workers are fully covered by Worker's Compensation Insurance. We are an EEO employer.

Acceptance of Proposal -- The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

DB
Date of Acceptance: _____

Authorized
Signature _____



TRAVIS HUFFORD

Note: This proposal may be withdrawn by us if not accepted within 15 days.

Signature _____

Signature _____

Proposal

PAVING THE WAY
SINCE 1970

WAGNER PAVING INC.



P.O. Box B • Laura, Ohio 45337 • Phone: (937) 947-1834 • Fax: (937) 947-1899

COMPANY: City of New Carlisle	PHONE: 937-926-3973	DATE: 2/28/24
EMAIL: HKITKO@NEWCARLISLEOHIO.GOV	SUBJECT: Widening	
TO: Howard Kitko	TOTAL PAGES: 2 of 3	JOB NUMBER: 23-0922

We hereby submit specifications and estimates for:

SCOPE OF WORK - WIDENING:

1. Excavate 8" of topsoil. Haul spoils offsite.
2. Place, grade and compact 8" of #304 stone.
3. Place 1.5" of compacted type 2 base asphalt.
4. Place 1.5" of compacted type 1 surface asphalt.
5. Layout and Stripe

NOTES: Must do shelter house to get this price.

PRICE: \$9,752.00

PREVAILING WAGE RATES

TAX EXEMPT

1 MOB IN 2024 ONLY

NO permits, testing, #408 prime, #407 tack, traffic control, signs, or bumper blocks included IF required.

***CONFIRMATION NEEDED WITHIN 14 DAYS TO LOCK IN PRICES. Proposal is only valid for 14 days.**

***DUE TO CURRENT WORK ALREADY UNDER CONTRACT, SUPPLY CHAIN CONSTRAINTS AND UNKNOWN FUTURE WEATHER CONDITIONS, WE CANNOT GUARANTEE THIS WORK WILL BE DONE IN 2023 AND WILL NOT BE RESPONSIBLE FOR PENALTIES FOR 2023 COMPLETION DATES.**

***If any of the above work requires the use of specific compliance websites and/or background checks Wagner Paving must be notified before the acceptance of the job or additional fees will apply**

***With the ongoing volatility in the economy, prices and supply shortages, Wagner Paving reserves the right to increase prices relating to materials, fuel, transportation, etc. While Wagner Paving makes every effort to lock in material prices from suppliers, due to the current economic status, we cannot guarantee those prices will be honored.**

***Any reduction in units, quantities, or increases in mobilizations may result in an increase in cost.**

***This proposal is contingent upon buyer's acceptance of terms stated herein and to be made a part of any contract or purchase order.**

All grade to be sound and within tolerance $\pm 1"$ of final grade. 1 move in, all others **\$1,000.00** each. All traffic control by others. Any overage due to poor grade done by others will be paid for by owner.

IF THIS IS ACCEPTED AS A CONTRACT, PLEASE SIGN AND RETURN. Project will not be started until a signed contract is received by Wagner Paving, Inc. Upon acceptance, please also forward a Notice of Commencement and any applicable tax exempt forms. Net due 30 days from date of invoice. There will be a 1 1/2% (18% apr) service charge applied to all past due accounts.

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado and other necessary insurance. Our workers are fully covered by Worker's Compensation Insurance. We are an EEO employer.

Acceptance of Proposal -- The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

DB
Date of Acceptance: _____

Authorized
Signature _____

TRAVIS HUFFORD

Note: This proposal may be withdrawn by us if not accepted within 15 days.

Signature _____

Signature _____

Proposal

PAVING THE WAY
SINCE 1970

WAGNER PAVING INC.



P.O. Box B • Laura, Ohio 45337 • Phone: (937) 947-1834 • Fax: (937) 947-1899

COMPANY: City of New Carlisle	PHONE: 937-926-3973	DATE: 2/28/24
EMAIL: HKITKO@NEWCARLISLEOHIO.GOV	SUBJECT: Small Lot	
TO: Howard Kitko	TOTAL PAGES: 3 of 3	JOB NUMBER: 23-0922

We hereby submit specifications and estimates for:

SCOPE OF WORK – SMALL LOT:

1. Fine grade existing stone.
2. Place 1.5" of compacted type 2 base asphalt.
3. Place 1.5" of compacted type 1 surface asphalt.
4. Layout and Stripe.
5. Repair parking blocks.

NOTES: Must do shelter house to get this price.

PRICE: \$7,364.00

PREVAILING WAGE RATES

TAX EXEMPT

1 MOB IN 2024 ONLY

NO permits, testing, #408 prime, #407 tack, traffic control, signs, or bumper blocks included IF required.

***CONFIRMATION NEEDED WITHIN 14 DAYS TO LOCK IN PRICES. Proposal is only valid for 14 days.**

***DUE TO CURRENT WORK ALREADY UNDER CONTRACT, SUPPLY CHAIN CONSTRAINTS AND UNKNOWN FUTURE WEATHER CONDITIONS, WE CANNOT GUARANTEE THIS WORK WILL BE DONE IN 2023 AND WILL NOT BE RESPONSIBLE FOR PENALTIES FOR 2023 COMPLETION DATES.**

***If any of the above work requires the use of specific compliance websites and/or background checks Wagner Paving must be notified before the acceptance of the job or additional fees will apply**

***With the ongoing volatility in the economy, prices and supply shortages, Wagner Paving reserves the right to increase prices relating to materials, fuel, transportation, etc. While Wagner Paving makes every effort to lock in material prices from suppliers, due to the current economic status, we cannot guarantee those prices will be honored.**

***Any reduction in units, quantities, or increases in mobilizations may result in an increase in cost.**

***This proposal is contingent upon buyer's acceptance of terms stated herein and to be made a part of any contract or purchase order.**

All grade to be sound and within tolerance $\pm 1"$ of final grade. 1 move in, all others **\$1,000.00** each. All traffic control by others. Any overage due to poor grade done by others will be paid for by owner.

IF THIS IS ACCEPTED AS A CONTRACT, PLEASE SIGN AND RETURN. Project will not be started until a signed contract is received by Wagner Paving, Inc. Upon acceptance, please also forward a Notice of Commencement and any applicable tax exempt forms. Net due 30 days from date of invoice. There will be a 1 1/2% (18% apr) service charge applied to all past due accounts.

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado and other necessary insurance. Our workers are fully covered by Worker's Compensation Insurance. We are an EEO employer.

Acceptance of Proposal -- The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

DB
Date of Acceptance: _____

Authorized
Signature _____

TRAVIS HUFFORD

Note: This proposal may be withdrawn by us if not accepted within 15 days.

Signature _____

Signature _____

ORDINANCE 2024-15

AN ORDINANCE AMENDING CHAPTER 1244 OF THE CITY OF NEW CARLISLE'S PLANNING AND ZONING CODE

WHEREAS, Chapter 1244 of the Codified Ordinances of the City of New Carlisle addresses the administration, enforcement and penalties of the City's Zoning Code; and

WHEREAS, an amendment to Section 1244.01 is necessary to provide the City Zoning Inspector with additional enforcement options for remedying violations of the Zoning Code; and

WHEREAS, it has also been determined that Section 1244.04, which pertains to appeals concerning the interpretation or administration of the Zoning Code, and Section 1244.99, which states the penalties for violations of the Zoning Code, should be amended to further improve the City's ability to enforce its Zoning Code; and

WHEREAS, the New Carlisle Planning Board, at its January 23, 2024 regular meeting, voted in favor of making a recommendation to Council that the requested amendments to Chapter 1244 be granted, and the recommendation was received by Council on February 20, 2024; and

WHEREAS, the procedure to amend the Zoning Code, as set forth in Chapter 1242 of the Codified Ordinances, has been followed; and

WHEREAS, 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 to amend the City's Zoning Code.

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

Section 1. Chapter 1244 shall be amended in accordance with the attached exhibits as follows:

- 1244.01 – See Exhibit A
- 1244.04 – See Exhibit B
- 1244.99 – See Exhibit C

Section 2. All ordinances or parts of ordinances that are in conflict with this ordinance are hereby repealed.

Section 3. 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 _____, 2024.

Bill Cook, MAYOR

Emily Berner, Clerk of Council

APPROVED AS TO FORM:

Jacob M. Jeffries, DIRECTOR OF LAW

1st _____

2nd: _____

Wright	Y	N
Bahun	Y	N
Lindsey	Y	N
Mayor Cook	Y	N
V. Mayor Eggleston	Y	N
Shamy	Y	N
Grimm	Y	N

Totals:

Pass

Fail

Intro: 03/18/24
Public Hearing: 04/01/24
Action: 04/15/24
Effective: 05/15/24

1244.01 ZONING INSPECTOR.

(a) A Zoning Inspector designated by the City Manager shall administer and enforce this Zoning Code. The Inspector may be provided with the assistance of such other persons as the Manager may direct. The Inspector, before entering upon his or her duties, shall give bond as specified in Ohio R.C. 733.69 and 733.70.

(b) *The Zoning Inspector may file any misdemeanor complaints and issue any misdemeanor citations necessary to enforce this Code.*

(bc) For the purposes of this Zoning Code, the Inspector shall:

(1) Upon finding that any of the provisions of this Zoning Code are being violated, notify in writing the person responsible for such violation, ordering the action necessary to correct such violation;

(2) Order the discontinuance of illegal uses of land, buildings or structures;

(3) Order the removal of illegal buildings or structures or illegal additions or structural alterations;

(4) Order the discontinuance of any illegal work being done; ~~or~~ *and*

(5) Take any other action authorized by this Zoning Code to ensure compliance with or to prevent violations of this Zoning Code. This may include the issuance of and action on zoning permits and such similar administrative duties as are permissible under law, *and filing or issuing misdemeanor complaints or citations.*

1244.04 APPEALS.

Appeals to the Board of Appeals concerning the interpretation or administration of this Zoning Code may be taken by any person aggrieved or by any officer or bureau of Council affected by any decision of the Zoning Inspector, *other than the decision to file or issue a misdemeanor complaint or citation*. Such appeal shall be taken within twenty days after the decision by filing, with the Inspector and with the Board, a notice of appeal specifying the grounds upon which the appeal is being taken. The Inspector shall transmit to the Board all the papers constituting the record upon which the action appealed from was taken.

1244.99 PENALTY.

(a) Whoever violates or fails to comply with any of the provisions of this Zoning Code ~~is~~ shall be guilty of a minor misdemeanor *and upon conviction thereof* ~~and shall~~ be fined not less than one hundred dollars (\$100.00) but not more than one hundred fifty dollars (\$150.00) for each offense. Any person convicted of a second offense of this section within two years of the first offense shall be guilty of a misdemeanor of the fourth degree and, upon conviction thereof, shall be fined not less than one hundred fifty dollars (\$150.00) but not more than two hundred fifty dollars (\$250.00), or imprisoned not more than 30 days, or both. Any person convicted of a third offense of this section within three years of the first offense shall be guilty of a misdemeanor of the first degree and, upon conviction thereof, shall be fined not less than two hundred fifty dollars (\$250.00) but not more than one thousand dollars (\$1,000.00), or imprisoned not more than 180 days, or both. A separate offense shall be deemed committed each day during or on which a violation or noncompliance occurs or continues.

(b) The owner or tenant of any building, structure, premises or part thereof, or any architect, builder, contractor, agent or other person who commits, participates in, assists in or maintains such a violation or noncompliance, is guilty of a separate offense and shall suffer the penalty provided in subsection (a) hereof.

(c) Nothing in this section shall prevent the Municipality from taking such other lawful action as is necessary to prevent or remedy such a violation or noncompliance.

(d) Any violation of any section of this Zoning Code is a strict liability offense.

ORDINANCE 2024-16

AN ORDINANCE AMENDING THE CITY OF NEW CARLISLE INCOME TAX RULES AND REGULATIONS REGARDING THE LOCAL BOARD OF TAX REVIEW

WHEREAS, the City of New Carlisle periodically reviews the laws relating to municipal income tax; and

WHEREAS, House Bill 5, which went into effect January 1, 2016 for tax years 2016 and beyond, made substantial changes to Chapter 718 of the Ohio Revised Code which pertains to municipal income tax; and

WHEREAS, in response to House Bill 5, the City amended its Income Tax Rules and Regulations on December 7, 2015 by adopting Resolution 15-09R; and

WHEREAS, the City Tax Administrator recently ascertained that Article XV of the City's Income Tax Rules and Regulations, which created a Local Board of Tax Review, contains several formatting errors and does not fully incorporate the necessary language from O.R.C. § 718.11; and

WHEREAS, it has been determined that Article XV of the City's Income Tax Rules and Regulations should be amended to correct the formatting errors and to add the missing language from O.R.C. § 718.11.

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

SECTION 1. Article XV of the City of New Carlisle Income Tax Rules and Regulations is amended as set forth in the attached Exhibit A.

Passed this _____ day of _____, 2024.

Bill Cook, MAYOR

Emily Berner, CLERK

APPROVED AS TO FORM:

Jake Jeffries, Director of Law

1st _____

2nd: _____

Wright	Y	N
Bahun	Y	N
Lindsey	Y	N
Mayor Cook	Y	N
V. Mayor Eggleston	Y	N
Shamy	Y	N
Grimm	Y	N

Totals:

Pass	Fail
------	------

Intro: 04/01/2024

Action: 04/15/2024

Effective: 04/30/2024

ARTICLE XV LOCAL BOARD OF TAX REVIEW

A. ~~(1) The legislative authority of each municipal corporation that imposes a tax on income in accordance with~~ *In accordance with* ORC § 718.11, ~~shall maintain there is hereby established a local board of tax review to hear appeals as provided in this section~~ *Article XV.*

(2) The *local board of tax review* shall consist of three members. Two members shall be appointed by the legislative authority of the municipal corporation, but such appointees may not be employees, elected officials, or contractors with the municipal corporation at any time during their term or in the five (5) years immediately preceding the date of appointment. One member shall be appointed by the top administrative official of the municipal corporation. This member may be an employee of the municipal corporation, but may not be the *director of finance or equivalent officer, or the tax administrator or other similar official,* or an employee directly involved in ~~the~~ municipal tax matters, or any direct subordinate thereof.

(3) The term for members of the *local board of tax review* appointed by the legislative authority shall be two (2) years. There is no limit on the number of terms that a member may serve if the member is reappointed by the legislative authority. The *board member* appointed by the top administrative official shall serve at the discretion of the administrative official.

(4) Members of the *board of tax review* appointed by the legislative authority may be removed by the legislative authority by majority vote for malfeasance, misfeasance, or nonfeasance in office. To remove such a member, the legislative authority must give the member a copy of the charges against the member and afford the member an opportunity to be publicly heard in person or by counsel in the member's own defense upon not less than ten (10) days' notice. The decision by the legislative authority on the charges is final and not appealable.

(5) A member of the *board* who, for any reason, ceases to meet the qualifications for the position prescribed by this section shall resign immediately by operation of law.

(6) A vacancy in an unexpired term shall be filled in the same manner as the original appointment within sixty (60) days of when the vacancy was created. Any member appointed to fill a vacancy occurring prior to the expiration of the term for which the member's predecessor was appointed shall hold office for the remainder of the term. No vacancy on the *board* shall impair the power and authority of the remaining members to exercise all the powers of the *board*.

(7) If a member is temporarily unable to serve on the *board* due to a conflict of interest, illness, absence, or similar reason, the legislative authority or top administrative official that appointed the member shall appoint another individual to temporarily serve on the *board* in the member's place. The appointment of such an individual shall be subject to the same requirements and limitations as are applicable to the appointment of the member temporarily unable to serve.

B. *Whenever a tax administrator issues an assessment regarding an underpayment of municipal income tax or denies a refund claim, the tax administrator shall notify the taxpayer in writing at the same time of the taxpayer's right to appeal the assessment or denial, the manner in which the taxpayer may appeal the assessment or denial, and the address to which the appeal should be directed.*

~~C. Review process:~~

C. Any person who has been issued an assessment may appeal the assessment to the ~~Local Board of Tax Review~~ *board* created pursuant to this ~~section Article XV~~ by filing a request with the *board*. The request shall be in writing, shall specify the reason or reasons why the assessment should be deemed incorrect or unlawful, and shall be filed within sixty (60) days after the taxpayer receives the assessment.

D. The ~~Board~~ *local board of tax review* shall schedule a hearing to be held within sixty (60) days after receiving an appeal of an assessment *under paragraph C of this Article XV*, unless the taxpayer requests additional time to prepare or waives a hearing. If the taxpayer does not waive the hearing, the taxpayer may appear before the *board* and may be represented by an attorney at law, certified public accountant, or other representative. The *board* may allow a hearing to be continued as jointly agreed to by the parties. In such a case, the hearing must be completed within one hundred twenty (120) days after the first day of the hearing unless the parties agree otherwise.

E. The *board* ~~Local Board of Tax Review~~ may affirm, reverse, or modify the *tax* administrator's assessment or any part of that assessment. The *board* shall issue a final determination on the appeal within ninety (90) days after the *board's* final hearing on the appeal, and send a copy of its final determination by ordinary mail to all of the parties to the appeal within fifteen (15) days after issuing the final determination. The taxpayer or the *tax* administrator may appeal the *board's* final determination as provided in ORC § 5717.011.

F. The *local board of tax review* created pursuant to this ~~section Article XV~~ shall adopt rules governing its procedures and shall keep a record of its transactions. Such records are not public records available for inspection under ~~Ohio Revised Code Chapter~~ ORC § 149.43. Hearings requested by a taxpayer before ~~the Board~~ *a local board of tax review* created pursuant to this ~~section Article XV~~ are not meetings of a public body subject to ORC § 121.22.

ORDINANCE 2024-17

AN ORDINANCE AMENDING ORDINANCE 2014-04 FOR THE PURPOSE OF CORRECTING A SCRIVENER'S ERROR REGARDING THE PERMIT FEE FOR FINAL PLAT ESTIMATED PROJECT COST

WHEREAS, Ordinance 2014-04 established permit fees for various projects within the City; and

WHEREAS, it has come to the City Manager's attention that a scrivener's error contained in Ordinance 2014-04 has caused the permit fee for Final Plat Estimated Project Cost to be incorrect; and

WHEREAS, the incorrect permit fee is unreasonable, unrealistic and is due to an erroneously formatted number; and

WHEREAS, immediate action by City Council is needed to amend Ordinance 2014-04 and the fee schedule, as indicated below, so that economic development will not be negatively impacted by the incorrectly listed permit fee.

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

SECTION 1: Ordinance 2014-04 and the permit fee for Final Plat Estimated Project Cost be amended as follows:

Major Subdivisions (5 or more lots)	1. \$200 Preliminary Plans 2. \$150 <i>Plus</i> \$2 <i>Per</i> Lot for Final Plans 3. \$1000 Engineering Fees 4. 2.5% 0.025% of Estimated Project Cost
-------------------------------------	---

Passed this _____ day of _____, 2024.

Bill Cook, MAYOR

Emily Berner, CLERK OF COUNCIL

APPROVED AS TO FORM:

Jacob M. Jeffries, DIRECTOR OF LAW

1st _____

2nd: _____

Wright	Y		N
Bahun	Y		N
Lindsey	Y		N
Mayor Cook	Y		N
V. Mayor Eggleston	Y		N
Shamy	Y		N
Grimm	Y		N

Totals:		
		Pass Fail

Intro: 04/01/2024
 Action: 04/15/2024
 Effective: 04/30/2024