



CITY COUNCIL
REGULAR MEETING PACKET
January 9, 2025 @ 6:00pm Heritage Hall in Smith Park
Rescheduled from 1/6/2025 due to inclement weather

1. Call to Order: Mayor Bill Cook
2. Roll Call: Clerk of Council
3. Invocation:
4. Pledge of Allegiance:
5. Action on Minutes: 12/02/24 & 12/16/24 Regular Meeting
6. Communications:
7. City Manager Report: Attached
8. Committee Reports:
9. Comments from Members of the Public: *Comments limited to 5 minutes or less

10. RESOLUTIONS: None

11. ORDINANCES: (3-Intro; – 3-Action*)

***A. Ordinance 2024-76 (Introduction 12/16/24, Public Hearing and Action Tonight)**

AN ORDINANCE AMENDING SECTIONS 881.02 AND 881.03 OF THE CODIFIED ORDINANCES OF THE CITY OF NEW CARLISLE, OHIO FOR THE CONTINUATION OF THE CITY'S EXISTING ONE-HALF OF ONE PERCENT (0.5%) MUNICIPAL INCOME TAX DURING THE PERIOD BEGINNING JULY 1, 2025 AND ENDING JUNE 30, 2030 FOR THE PURPOSE OF PAYING POLICE EXPENSES

***B. Ordinance 2025-01E (Introduction Tonight, Public Hearing and Action Tonight)**

AN ORDINANCE AUTHORIZING A CONTRACT WITH THE CLARK COUNTY SHERIFF'S OFFICE FOR FIRE AND EMS DISPATCHING SERVICES, AND DECLARING AN EMERGENCY

***C. Ordinance 2025-02E (Introduction Tonight, Public Hearing and Action Tonight)**

AN ORDINANCE AUTHORIZING A CONTRACT WITH THE SHERIFF OF CLARK COUNTY, OHIO FOR POLICE PROTECTION WITHIN THE CITY LIMITS OF NEW CARLISLE, OHIO, AND DECLARING AN EMERGENCY

D. Ordinance 2025-03 (Introduction Tonight, Public Hearing and Action 1/21/25)

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF NEW CARLISLE PROPOSED AMENDMENTS TO ARTICLE VI OF THE CITY CHARTER

12. OTHER BUSINESS:

- Additional City Business:
 - City Offices Closed: Monday, January 20, 2025, for Martin Luther King Jr. Day
 - Open for Discussion on City Related Business

13. Executive Session:

14. Return to Regular Session:

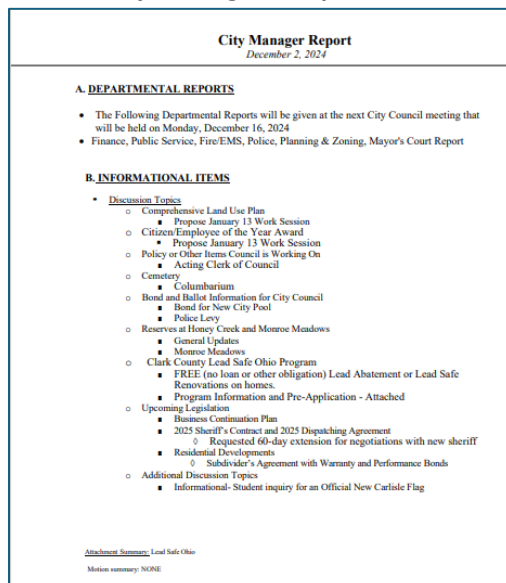
15. Adjournment

Next Work Session is Monday, January 13, 2025 @ Heritage Hall in Smith Park at 6:00PM
Next Regular Council Meeting is Tuesday, January 21, 2025 @ Heritage Hall in Smith Park. 6:00PM

RECORD OF PROCEEDING
MINUTES: CITY OF NEW CARLISLE, OHIO
REGULAR SESSION MEETING @ Heritage Hall on 12/2/24 @ 6:00 pm

1. **Call to Order:** Mayor Cook calls the meeting to order.
2. **Roll Call:** Stapleton calls the roll – Cook, Grow, Bahun, Shamy, Wright, Lindsey, Eggleston
7 members Present
3. **Invocation:** Chief Trusty
4. **Pledge of Allegiance:** All are welcome to participate
5. **Action on Minutes:**
 Action on 11/4/24 minutes: 1st: Lindsey 2nd: Shamy, YES: Wright, Lindsey, Eggleston, Cook, Grow, Bahun, Shamy NAY: 0 – **Accepted 7-0**
 Action on 11/12/24 minutes: 1st: Lindsey 2nd: Shamy, YES: Wright, Lindsey, Eggleston, Cook, Grow, Bahun, Shamy NAY: 0 – **Accepted 7-0**

 Motion made to add a January 13, 2025 work session to the calendar: 1st: Wright 2nd: Shamy
 YES: Wright, Lindsey, Eggleston, Cook, Grow, Bahun, Shamy NAY: 0, **Accepted 7-0**
6. **Communications:** None
7. **City Manager's Report:**



- Mr. Kitko discussed the City Manger's Report:
 - Discussion on acting Clerk of Council, charter states a back-up needs to be in place – next meeting possibly have names to discuss duties and responsibilities.
 - Update on columbarium, still waiting on more information
 - Bond and Ballot- Mr. Kitko still working on this item, election is May 6th
 - Explanation on Lead safe Ohio, LMI qualified families in Clark County, reviewed application and qualification process. Currently do have some citizens in New Carlisle that have used the program.
 - 2025 Sherrif and Dispatch contracts – continue to follow up, some items were moved to the prosecutor for review.
 - Did have a student inquiry about a New Carlisle City Flag, can discuss this topic further at upcoming work sessions.
 - Planning Board applications discussion, same 2 members would both like to renew to continue their terms. Can invite them to the 12/16 meeting or motion to keep them at that meeting.
 - Public training records training – 12/10 is the last in person training, otherwise you can attend online and on demand. Needs to be completed by the end of the year.
 - Mayor Cook discussed the need to select a new TEC meeting alternate in the passing of Mr. Grimm, the Mayor has been filling in at meetings.
 - Quarterly Newsletter: Mr. Kitko is looking for a message from the council, maybe a few sentences from each member can be sent to Mr. Kitko to compile something.
 - Currently there are no new updates on the sub-divider agreements.

8. **Committee Reports:** N/A
9. **Comments from Members of the Public** (Comments less than 5 minutes)
10. **Resolutions:** none
11. **Ordinances:** (0-Intro; - 9-Action*)

***A. Ordinance 2024-60 (Introduced on 11/04/24. Amended on 11/18/24, Public Hearing and Action Tonight)**

AN ORDINANCE AMENDING THE CITY OF NEW CARLISLE'S ZONING CODE TO ADD SOLAR ENERGY REGULATIONS 1st: Shamy 2nd: Lindsey: YES: Eggleston, Cook, Grow, Bahun, Shamy, Wright, Lindsey NAY: 0 **Accepted 7-0**

***B. Ordinance 2024-63 (Introduced on 11/18/24. Public Hearing and Action Tonight)**

AN ORDINANCE AMENDING SECTION 238.03 OF THE CODIFIED ORDINANCES OF THE CITY OF NEW CARLISLE REGARDING THE DIVISION OF FIRE 1st: Shamy 2nd: Lindsey: YES: Eggleston, Cook, Grow, Bahun, Shamy, Wright, Lindsey NAY: 0 **Accepted 7-0** ex: Gives the Fire Department personnel wage increases.

***C. Ordinance 2024-64 (Introduced on 11/18/24 Public Hearing and Action Tonight)**

AN ORDINANCE AMENDING THE COMPENSATION FOR THE CLERK OF COUNCIL 1st: Shamy 2nd: Lindsey: YES: Eggleston, Cook, Grow, Shamy, Wright, Lindsey NAY: 0, Abstain: Bahun – due to conflict of interest, related. **Accepted 6-0-1** ex: Gives the Clerk of Council wage increase from \$400 to \$600 per month.

***D. Ordinance 2024-65 (Introduced on 11/18/24. Public Hearing and Action Tonight)**

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH MIAMI VALLEY LIGHTING, LLC FOR STREET LIGHTING SERVICES 1st: Shamy 2nd: Lindsey: YES: Eggleston, Cook, Grow, Bahun, Shamy, Wright, Lindsey NAY: 0 **Accepted 7-0** ex: 5-year agreement renewal for city lighting, 2025 no increase, but additional years will see increase per inflation index. Discussion with council regarding what is included in this expense.

***E. Ordinance 2024-66 (Introduced on 11/18/24. Public Hearing and Action Tonight)**

AN ORDINANCE ESTABLISHING APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF NEW CARLISLE, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2025 1st: Shamy 2nd: Lindsey: YES: Eggleston, Cook, Grow, Bahun, Shamy, Wright, Lindsey NAY: 0 **Accepted 7-0** ex: 2025 Budget approval based on the work sessions held.

***F. Ordinance 2024-67 (Introduced on 11/18/24. Public Hearing and Action Tonight)**

AN ORDINANCE AUTHORIZING A CONTRACT FOR CITY EMPLOYEE HEALTH INSURANCE 1st: Shamy 2nd: Lindsey: YES: Eggleston, Cook, Grow, Bahun, Shamy, Wright, Lindsey NAY: 0 **Accepted 7-0** ex: Approval to sign agreement with Health insurance, negotiated for an 8% increase, approximately payment \$31,244 per month.

***G. Ordinance 2024-68 (Introduced on 11/18/24. Public Hearing and Action Tonight)**

AN ORDINANCE AMENDING THE CITY OF NEW CARLISLE'S ESTIMATED RESOURCES AVAILABLE TO APPROPRIATE FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2024 1st: Shamy 2nd: Lindsey: YES: Eggleston, Cook, Grow, Bahun, Shamy, Wright, Lindsey NAY: 0 **Accepted 7-0** ex: End of year housekeeping to be applied to the books.

***H. Ordinance 2024-69 (Introduced on 11/18/24. Public Hearing and Action Tonight)**

AN ORDINANCE SUPPLEMENTING CERTAIN APPROPRIATIONS CONTAINED IN NEW CARLISLE CITY ORDINANCE 2023-61 1st: Shamy 2nd: Lindsey: YES: Eggleston, Cook, Grow, Bahun, Shamy, Wright, Lindsey NAY: 0 **Accepted 7-0** ex: Increase appropriations, adjustments to end the year

***I. Ordinance 2024-70 (Introduced on 11/18/2024. Public Hearing and Action Tonight)**

AN ORDINANCE APPROVING A COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF NEW CARLISLE AND THE CITY'S AFSCME CHAPTER Motion to pass with amendments to the 2024-70 to include in paragraph 26.1 section 4 the correction of \$1,500 per quarter for those opting out of insurance. 1st: Lindsey 2nd: Shamy: YES: Wright, Lindsey, Eggleston, Cook, Grow, Bahun, Shamy NAY: 0 **Accepted 7-0** ex: Met and negotiated with Union members on contracts.

12. **Other Business:**

• Additional City Business:

- Holiday Parade on December 7th at 10:00am on Main Street
- Employee Christmas Party: Friday December 13th, Closing at 11:30am
- Jingle Jam Christmas Parade on December 14th @ 6pm through the city
- City Offices Closed: Tuesday, December 24th; Wednesday December 25th; Thursday December 26th
- Open for Discussion on City Related Business

- 13. **Executive Session:** To discuss the employment of a public employee and for the purpose of preparing for, conducting, or reviewing collective bargaining strategies.
 - Motion to move to Executive Session @ 6:44pm. 1st: Lindsey 2nd: Shamy
YES: Wright, Lindsey, Eggleston, Cook, Grow, Bahun, Shamy NAY: 0, **Accepted 7-0**
- 14. **Return to Regular Session:**
Motion to return to Regular session @ 7:26pm
1st: Lindsey 2nd: Shamy YES: Wright, Lindsey, Eggleston, Cook, Grow, Bahun, Shamy NAY: 0
Accepted 7-0
- 15. **Adjournment: 1st Lindsey 2nd Shamy @ 7:26 pm**
YES: Wright, Lindsey, Eggleston, Cook, Grow, Bahun, Shamy NAY: 0, **Accepted 7-0**

Mayor Bill Cook

Clerk of Council Christine Stapleton

RECORD OF PROCEEDING
MINUTES: CITY OF NEW CARLISLE, OHIO
REGULAR SESSION MEETING @ Heritage Hall on 12/16/24 @ 6:00 pm

1. **Call to Order:** Mayor Cook calls the meeting to order.
2. **Roll Call:** Stapleton calls the roll – Cook, Grow, Bahun, Wright, Lindsey, Eggleston- 6 Members present, 1- Absent Shamy
3. **Invocation:** Chief Trusty
4. **Pledge of Allegiance:** All are welcome to participate
5. **Action on Minutes:**
 Action on 11/18/24 Town Hall minutes: 1st: Lindsey, 2nd: Eggleston, YES: Cook, Grow, Wright, Lindsey, Eggleston, NAY: 0, Absent: Shamy, abstain: Bahun, absence at 11/18/24 meeting – **Accepted 5-0**
 Action on 11/18/24 Regular Session minutes: 1st: Lindsey, 2nd: Eggleston, YES: Cook, Grow, Wright, Lindsey, Eggleston, NAY: 0, Absent: Shamy, abstain: Bahun, absence at 11/18/24 meeting – **Accepted 5-0**
6. **Communications:** Planning Board Interviews – Julia Fields and Theresa Hoffman
 Motion to accept Julia Fields and Theresa Hoffman to the Planning Board. 1st: Lindsey 2nd: Bahun YES: Wright, Lindsey, Eggleston, Cook, Grow, Bahun NAY: 0 Absent: Shamy **Accepted 6-0**

7. City Manager’s Report:

City Manager Report
December 16, 2024


A. DEPARTMENTAL REPORTS

- Service Report
- Fire/EMS Report
- Planning & Zoning, Mayor's Court Case Report
- Police Report
- Finance Report
 - Motion to Approve: Finance Report (1st __; 2nd __; to __) (P/F)
 - Motion to Approve: Mayor's Financial Court (1st __; 2nd __; to __) (P/F)

B. INFORMATIONAL ITEMS

- Discussion Topics
 - Comprehensive Land Use Plan
 - Ice Breaker Q&A's for the January 13 Work Session
 - Policy or Other Items Council is Working On
 - Boards and Commissions Handbook
 - Cemetery
 - Columbarium
 - Bond and Ballot Information for City Council
 - Bond for New City Pool
 - Police Levy
 - Reserves at Honey Creek and Monroe Meadows
 - General Updates
 - Monroe Meadows
 - Upcoming Legislation
 - Business Continuation Plan
 - 2025 Sheriff's Contract and 2025 Dispatching Agreement
- Elect 2 Council Members to the Volunteer Firefighters' Dependents Fund
 - Motion to Approve: (1st __; 2nd __; to __) (P/F)
 - Motion to Approve: (1st __; 2nd __; to __) (P/F)

8. Committee Reports:



Service Department Updates 12/16/2024:

Public Works Department

- If you see any potholes, please contact the city for repair.
- Leaf Collection is nearing completion. Crew performed an additional trip around the city to collect any last piles.
- The city has begun painting curbs throughout the city. Any curbs not completed this fall, will be finished early next year.

Water Department

- Working on OPWC Old High Service Pump Building Upgrade Project. Working on design phase.
- Water Main/Lead Service Line replacement Project. Old Section of town. Project has started. Notification flyers have been delivered.

Sewer Department

- Performing general maintenance.
- Plant Expansion Study. Study is complete. Plan reviewed by City Manager and Wastewater Superintendent. Approaching engineering with some additional information to update the plan further.

2024 Road Reconstruction/Resurfacing Projects

- 2024 Clark County Road Resurfacing Contract. Pave sidewalk to be installed January.

Disc Golf Course

- Preliminary design is complete. Getting estimates from contractors to clear the land for the course. Cost estimates could delay start of the project.

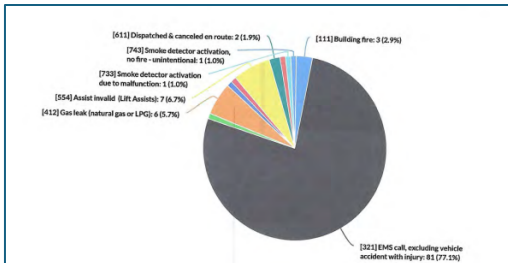
Additional Items:

- Application has been submitted for CDBG allocation funds for Carlisle Park Phase 2 upgrade. Additional ADA sidewalk replacement, trail driveway, parking area and security, and an additional inclusive park piece.
- Monroe Meadows and Reserve at Honey Creek housing Development construction update.
- Rebuilding of the Veteran's Sign on Main St.

City of New Carlisle
FIRE DIVISION
30 N. LINCOLN STREET
New Carlisle, Ohio 45344-9989
Station: (937) 845-8401 Fax: (937) 845-3810

City of New Carlisle
City Council Meeting
12-16-2024
Fire-EMS Report

- In the Month of November, the New Carlisle Fire Division responded to 89 EMS call in the city.
- The Division responded to 11 fire related calls, 3 good intent or service calls 3 false Alarms.
- We had 4 EMS calls answered by mutual aid, by Pike Township and 4 by Bethel Clark, due to medic, 52 being on a response.
- We answered 6 mutual aid EMS calls for Pike Township and 10 for Bethel Clark, And 3 for Bethel Miami and 1 for Elizabeth Township.
- Our total run count at time of this report is 152K.
- We will have FREE smoke alarms for our citizens, just call the station at (937) 854-8401 or stop by the station.



Reminder to call 911, even if thought to be a minor issue, not always at the Fire house to help respond to issues.

Planning Department Report
November 2024

Statistics	Count
Total Violations	192
Near Properties Violated	17
Average Violations Per Property	1.1
Abatement Complete	0
Closed Violations	62
Sheriff's Dept.	0
Under Investigation	8
Vacant Property Violated	0
Work Order Issued	0
Nuisance Property List	0
# of Violations Submitted to Mayor's Court	1
Property Extensions Cleared	3

Permits	Date	Permit Type	Parcel Address	Total Payments
	11/6/2024	Residential Addition	211 W JACKSON ST	\$20.00
	11/6/2024	Fence	1100 KENNISON AVE	\$20.00
	11/7/2024	Fence	260 PENDERSON AVE	\$20.00
	11/7/2024	Planning Board Review	HONOLUE HEADOWS	\$7,091.25
	11/12/2024	Change of Use / Occupancy	130-1212 S HAWK ST	\$26.00
	11/12/2024	Fence	202 VILLA DR	\$20.00
	11/14/2024	Sign	102 S CHURCH ST	\$36.00
	11/14/2024	Sign	103 S CHURCH ST	\$36.00
	11/18/2024	Sign	110 S CHURCH ST	\$48.00
	11/18/2024	Sign	110 S CHURCH ST	\$36.00
	11/18/2024	Sign	110 S CHURCH ST	\$36.00

Data Summary	Count
1480.13 Woods & Grasses	9
1480.23 Trash Containers	27
1480.15 Clare	1
1480.23 Structural Soundness and Maintenance of Dwellings	3
1480.23 Exterior Property and Structures Exteriors, Residential	23
1480.23 (c) Fences and Walls	1
1480.23 (d) Hards, Tall Grass & Weeds	2
1480.23 (g) Storage	23
1480.23 (h) Junk, Hoardings, Unlicensed Vehicle	1
1480.23 Violations, Residential	3
1480.43 (d) Parking on Private Property	13

Update on the house in the 500 block of N. Church St that recently caught fire. Mr. Kitko stated they are currently working with the county to get the house secured / boarded up.

CITY OF NEW CARLISLE MAYOR'S COURT
Court Report November 6, 2024

Carrasquillo Cotto, Maria of Medway pled guilty to No Driver License. Fined court cost only.

Fackler, Ashley of Springfield charged with Ext Property & Structure, Storage and Exterior Maintenance- Requested to speak to the Prosecutor.

Keaton, Kara of New Carlisle charged with Operating a Motor Vehicle without a vehicle. Court continued until November 20.

Ortiz, Ronald of New Carlisle charged with Operating a Motor Vehicle without a license and Use of Illegal Plates. Case transferred to Clark County Municipal Court.

PAID THROUGH VIOLATION BUREAU

Adkins, James A of New Carlisle, New Carlisle, Speed 40/25, \$235 (Payment arrangements made)

Barner, Kevin of New Carlisle, Expired Registration, \$220

Geovanni, Rico P of Dayton, Lighted Lights, \$150

Hughes, Joshua M of Springfield, Parking vehicle with expired tags on roadway, \$40

Robinson, Tabitha of Medway, Expired Tags \$220

Stevens, Joshua of New Carlisle, Parking vehicle with expired tags on roadway, \$40

CITY OF NEW CARLISLE MAYOR'S COURT
Court Report November 20, 2024

Keaton, Kara of New Carlisle pled no contest to Operating a Motor Vehicle without a license. Fined \$500 plus court cost. If defendant provides this Court with proof of valid license within 60 days then \$400 will be suspended. Payment arrangements made.

Medez, Elizabeth of New Carlisle pled not guilty to Non-Compliance Suspension. Trial scheduled for December 4.

No Comment

City of New Carlisle
Clark County Sheriff's Office
November 2024 Stats

Patrol Division:
The New Carlisle Deputies were dispatched to 237 calls for service during the month of November.

Calls Taken: 237
Reports: 46
Assists: 50
Criminal Arrest: 10
Felony Arrest: 2
Misdemeanor Arrest: 4
Warrants: 4
Traffic Stops: 54

Traffic Warnings: 38
Moving Citations: 9
Business checks: 782
Code Enforcement Follow-ups: 7
Traffic Crashes: 5
Parking Citations: 1

Note:
Respectfully,
Xylissa E. Leman
Sgt. Torrie E. Leman

NEW CARLISLE	CALLS	ASSISTS	REPORTS	TRAFFIC STOP CITATIONS	WARNINGS	ARREST	CODE ENFO	BUSINESS CHE CRASH	PARKING CIT
November									
Dep. Bowers	58	6	18	11	1	10	4	74	1
Dep. Arnold	43	0	7	5	2	3	0	49	1
Dep. O'Brien	110	10	12	7	0	0	5	280	0
Dep. Pennington	26	20	2	16	3	13	0	61	2
Dep. Solenberger	28	14	7	15	3	12	1	318	1
Total	237	50	46	54	9	38	10	782	5

Mayor Cook inquires how many of these cited were in Mayor's Court, Mr. Kitko estimated 11, some may possibly still be sitting.

COUNCIL FINANCIAL REPORT SUMMARY - NOVEMBER 2024			
Estimated Revenue \$ 7,636,004.00	2024 Original Budget \$ 8,408,030.00	2024 Supplemental 1 \$ 270,000.00	
Amended Est. Resources \$ 7,636,004.00	2nd Q Supplemental \$ 170,000.00	3rd Q Supplemental \$ 80,000.00	
Amended Est. Resources \$ 360,000.00	4th Q Supplemental \$ 43,000.00		
2024 REVISED TOTAL	2024 REVISED TOTAL BUDGET		
EST. REV. \$ 7,636,004.00	\$ 8,254,030.00		

Month	Revenue Received	Month	Expenses Paid
January	\$ 593,331.57	January	\$ 588,761.82
February	\$ 1,102,009.54	February	\$ 1,143,541.41
March	\$ 1,258,033.83	March	\$ 1,462,543.43
April	\$ 725,767.81	April	\$ 679,241.00
May	\$ 875,052.24	May	\$ 842,230.00
June	\$ 762,005.14	June	\$ 794,485.00
July	\$ 778,002.88	July	\$ 744,000.00
August	\$ 1,248,324.19	August	\$ 834,791.48
September	\$ 898,862.48	September	\$ 958,251.75
October	\$ 938,518.14	October	\$ 945,428.64
November	\$ 763,372.01	November	\$ 671,287.50
December	\$ 873,151.61	December	\$ 828,458.24
Received To Date	\$ 8,774,151.61	Expenses to Date	\$ 8,284,538.24

Statement of Cash Flow - Revenue and Expense					
From 11/2023 to 11/2024	Beginning Balance	Net Revenue	Net Expense	Unapportioned	Ending Balance
Cash Total	\$6,108,817	\$9,719,116	\$8,621,618	\$60,366	\$6,247,881

New Carlisle Bank Report

As Of: 11/30/2024

Bank	Beginning Bal.	MTD Revenue	YTD Revenue	MTD Expense	YTD Expense	YTD Other	Ending Bal.
Grand Total:	\$8,114,991.22	\$767,372.05	\$9,770,944.49	\$872,187.62	\$8,284,303.08	\$0.00	\$9,621,632.63

MONTHLY NET INCOME TAX COLLECTION COMPARISON 2023-2024

MONTH RECEIVED	CCA			%	STATE OF OHIO			%	ATTORNEY GENERAL
	2023	2024	DIFFERENCE		2023	2024	DIFFERENCE		
JANUARY	\$144,974.37	\$152,657.05	\$7,682.73	5.30%	\$0.00	\$0.00	\$0.00		\$0.00
FEBRUARY	\$243,446.59	\$195,512.18	-\$47,934.41	-19.70%	\$0.00	\$12,117.31	\$12,117.31		\$0.00
MARCH	\$216,668.78	\$269,841.59	\$53,172.81	24.54%	\$0.00	\$2,027.93	\$2,027.93		\$0.00
APRIL	\$156,553.70	\$149,841.59	-\$6,712.11	-4.29%	\$878.60	\$86.65	-\$891.95	-10.15%	\$4,334.38
MAY	\$69,882.42	\$282,088.21	\$212,205.79	303.14%	\$0.00	\$4,732.18	\$4,732.18		\$13,658.18
JUNE	\$212,821.99	\$268,869.85	\$56,047.86	26.33%	\$3,887.00	\$38,293.78	\$34,406.78	881.00%	\$3,682.21
JULY	\$99,114.62	\$295,949.20	\$196,834.58	197.05%	\$0.00	\$0.00	\$0.00		\$636.01
AUGUST	\$12,120.21	\$170,267.33	\$158,147.12	1305.82%	\$1,799.95	\$16,415.29	\$14,615.34	812.10%	\$3,457.70
SEPTEMBER	\$26,544.37	\$219,594.62	\$193,050.25	727.00%	\$0.00	\$2,288.68	\$2,288.68		\$ 237.00
OCTOBER	\$45,952.44	\$149,748.42	\$103,795.98	225.87%	\$56.00	\$0.00	-\$56.00		\$ 278.99
NOVEMBER	\$14,443.86	\$197,221.61	\$182,777.75	1264.20%	\$ 208.29	\$15,272.42	\$15,064.13	7226.00%	\$ 328.00
DECEMBER									
TOTALS	1,854,645.62	1,965,080.07	110,434.45	5.95%	100,925.94	90,116.28	(10,809.66)	-10.71%	26,370.06

COMBINED TOTAL NET COLLECTIONS-2024 \$2,081,566.41

Motion to accept Finance Report: 1st: Lindsey 2nd: Eggleston YES: Cook, Grow, Bahun, Wright, Lindsey, Eggleston, NAY: 0, Absent: Shamy– **Accepted 6-0**

MAYOR'S COURT REPORT FOR NOVEMBER 2024

Total Citations: 8 (8 Traffic - 1 Other)
Last Date: 10/18 Traffic - 18 Other

FUND RECEIVED	CURRENT MONTH	YEAR-TO-DATE
TOTAL FUNDS RECEIVED	\$ 3,707.50	\$ 47,828.86
FUNDS DISBURSED	\$ 3,707.50	\$ 47,828.86

Motion to Accept the Mayor's Court Report, 1st: Lindsey 2nd: Eggleston YES: Cook, Grow, Bahun, Wright, Lindsey, Eggleston, NAY: 0, Absent: Shamy– **Accepted 6-0**

- Discussion on the Cemetery Columbarium – Mr. Kitko distributed a packet to council and explained options along with pricing, and ROI. Additional discussion on placement, timing and other cemeteries that have these local to New Carlisle. Mr. Kitko to email council with Cemetery's that currently have columbarium. Requested additional information on placement of flowers and investigation on pricing of benches to sit along with columbarium. Motion to proceed with the 80-niche columbarium, 1st: Lindsey 2nd: Cook YES: Grow, Bahun, Wright, Lindsey, Eggleston, Cook NAY: 0 Absent: Shamy **Accepted 6-0**
- Mr. Kitko explained the need to designate 2 members of council to the Volunteer Firefighter's Dependents fund board: Motion to have Councilman Lindsey and Mayor Cook remain on the Volunteer Firefighters board 1st: Lindsey 2nd: Bahun YES: Wright, Lindsey, Eggleston, Cook, Grow, Bahun NAY: 0 Absent: Shamy **Accepted 6-0**
- Mr. Kitko explained the need to appoint 2 members of council to the TCC board for the 2025–2027-time frame. Motion to appoint Mayor Cook and Councilwoman Wright to the TCC board for 2025-2027. 1st: Lindsey 2nd: Bahun, YES: Wright, Lindsey, Eggleston, Cook, Grow, Bahun NAY: 0 Absent: Shamy **Accepted 6-0**
- Planning Board: Mr. Steve Fields – notified Council that the Planning board meeting is cancelled for 12/17/24
- Mayor Cook requested a status update on the ad for City Manager. Mr. Kitko stated they are working on the brochure, will email council to review when it is complete.
- Mayor Cook discussed trying to get the charter changes back on the ballot in Spring. Mr. Kitko stated he is working with the attorney, and gearing up to get the last half completed. Council continued discussions on at least getting the changes made in regard to keeping the City Manager from having the authority to fire administrative staff completed, and then work on 5,6,7, and 8 for the November ballot.

- Councilwoman Grow stated that she has had three citizens bring to her attention that recently the city water has had strong chlorine smell. Mr. Kitko instructed people to call the water department or him to investigate, a lot of this may depend on the area of the city where you live. Councilman Lindsey agreed he has noticed at his home a couple times in the past month.
- Councilwoman Wright confirmed with Mr. Kitko that everything has been taken care with the last City Manager to ensure all items have been returned.

9. **Comments from Members of the Public** (Comments less than 5 minutes)

- **Janelle Zimmerman, 219 Prentice Dr** – The Jingle Jam was fabulous- love it. Wanted to thank everyone involved for making it great. Councilwoman Eggleston added thanks to the businesses, Fire Department and Police Department for their involvement it was a great show of 20-25 vehicles.

10. **RESOLUTIONS:(3-Intro; – 3-Action*)**

***A. Resolution 2024-17R (Introduction, Public Hearing and Action Tonight)**

A RESOLUTION PROVIDING FOR THE PERMANENT TRANSFER OF FUNDS FROM THE GENERAL FUND TO THE STREET, GENERAL BOND RETIREMENT, TWIN CREEKS BOND, STREET SWEEPER BOND, GOVERNMENT CENTER, POOL AND CEMETERY FUNDS OF THE CITY OF NEW CARLISLE. 1st: Lindsey 2nd: Eggleston YES: Cook, Grow, Bahun, Wright, Lindsey, Eggleston NAY: 0 Absent: 1 Shamy **Accepted 6-0** ex. Annual housekeeping of the financials.

***B. Resolution 2024-18R (Introduction, Public Hearing and Action Tonight)**

A RESOLUTION PROVIDING FOR THE ADVANCEMENT OF FUNDS FROM THE GENERAL FUND TO THE AMERICAN RESCUE FUND OF THE CITY OF NEW CARLISLE 1st: Lindsey 2nd: Grow YES: Bahun, Wright, Lindsey, Eggleston, Cook, Grow NAY: 0 Absent: 1 Shamy **Accepted 6-0** ex: Move money to make payments until the Grant money is available

***C. Resolution 2024-19R (Introduction, Public Hearing and Action Tonight)**

A RESOLUTION DECLARING THE NECESSITY OF AN ELECTION ON THE QUESTION OF THE APPROVAL OF THE PASSAGE OF AN ORDINANCE TO AMEND SECTIONS 881.02 AND 881.03 OF THE CODIFIED ORDINANCES OF THE CITY OF NEW CARLISLE, OHIO FOR THE CONTINUATION OF THE CITY'S EXISTING ONE-HALF OF ONE PERCENT (0.5%) MUNICIPAL INCOME TAX DURING THE PERIOD BEGINNING JULY 1, 2025 AND ENDING JUNE 30, 2030 FOR THE PURPOSE OF PAYING POLICE EXPENSES. 1st: Lindsey 2nd: Grow YES: Bahun, Wright, Lindsey, Eggleston, Cook, Grow NAY: 0 Absent: 1 Shamy **Accepted: 6-0** ex: Resolution required by BOE, once the voters pass this another ordinance will come to council for final approval.

11. **ORDINANCES: (5-Intro; – 4-Action*)**

***A. Ordinance 2024-72E (Introduction Tonight, Public Hearing and Action Tonight)**

AN ORDINANCE AMENDING THE CITY OF NEW CARLISLE'S ESTIMATED RESOURCES AVAILABLE TO APPROPRIATE FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2025, AND DECLARING AN EMERGENCY 1st: Lindsey 2nd: Eggleston YES: Cook, Grow, Bahun, Wright, Lindsey, Eggleston NAY:0 Absent: 1 Shamy **Accepted 6-0** ex: Approval to book revenue for the American Rescue Fund, Lead Program

***B. Ordinance 2024-73E (Introduction Tonight. Public Hearing and Action Tonight)**

AN ORDINANCE SUPPLEMENTING CERTAIN APPROPRIATIONS CONTAINED IN NEW CARLISLE CITY ORDINANCE 2024-66, AND DECLARING AN EMERGENCY 1st: Lindsey 2nd: Eggleston YES: Cook, Grow, Bahun, Wright, Lindsey, Eggleston NAY: 0 Absent: 1 Shamy **Accepted 6-0** ex: Approval to spend the money booked for the American Rescue Fund

***C. Ordinance 2024-74 E (Introduction Tonight. Public Hearing and Action Tonight)**

AN ORDINANCE ESTABLISHING COMPENSATION FOR THE FINANCE DIRECTOR 1st: Eggleston 2nd: Lindsey YES: Eggleston, Cook, Grow, Bahun, Wright, Lindsey NAY: 0 Absent: 1 Shamy **Accepted 6-0**

***D. Ordinance 2024-75E (Introduction Tonight. Public Hearing and Action Tonight)**

AN ORDINANCE ESTABLISHING COMPENSATION FOR THE DIRECTOR OF PUBLIC SERVICE/ASSISTANT CITY MANAGER 1st: Lindsey 2nd: Grow YES: Bahun, Wright, Lindsey, Eggleston, Cook, Grow NAY: 0 Absent: 1 Shamy **Accepted 6-0**

***E. Ordinance 2024-76 (Introduction Tonight. Public Hearing and Action on 1/6/25)**

AN ORDINANCE AMENDING SECTIONS 881.02 AND 881.03 OF THE CODIFIED ORDINANCES OF THE CITY OF NEW CARLISLE, OHIO FOR THE CONTINUATION OF THE CITY'S EXISTING ONE-HALF OF ONE PERCENT (0.5%) MUNICIPAL INCOME TAX DURING THE PERIOD BEGINNING JULY 1, 2025 AND ENDING JUNE 30, 2030 FOR THE PURPOSE OF PAYING POLICE EXPENSES

12. **Other Business:**

➤ Additional City Business

- City Offices will be Closed Tuesday, December 24th, Wednesday December 25th, Thursday December 26th for Christmas break
- Open for Discussion on City Related Business

- Motion to excuse Councilman Shamy from tonight's meeting 12/16/24. 1st: Lindsey 2nd: Eggleston YES: Cook, Grow, Bahun, Wright, Lindsey, Eggleston NAY: 0 Absent: 1 Shamy
Accepted 6-0

13. **Executive Session:** None

14. **Return to Regular Session:** None

15. **Adjournment: 1st Eggleston 2nd Lindsey @ 7:18 pm**

YES: Eggleston, Cook, Grow, Bahun, Wright, Lindsey NAY: 0 ABSENT: Shamy **Accepted 6-0**

Mayor Bill Cook

Clerk of Council Christine Stapleton

City Manager Report

January 6, 2025

A. DEPARTMENTAL REPORTS

- The Following Departmental Reports will be given at the next City Council meeting that will be held on Tuesday, January 21, 2025; Finance, Public Service, Fire/EMS, Police, Planning & Zoning, Mayor's Court Report

B. INFORMATIONAL ITEMS

- Discussion Topics
 - Comprehensive Land Use Plan
 - Ice Breaker Q&A's for the January 13 Work Session
 - Policy or Other Items Council is Working On
 - Boards and Commissions Handbook
 - Cemetery
 - Columbarium Updates
 - ◇ Benches
 - ◇ Timeline
 - Bond and Ballot Information for City Council
 - Bond for New City Pool
 - Police Levy
 - ◇ Resolution Submitted to Board of Elections
 - Reserves at Honey Creek and Monroe Meadows
 - General Updates
 - Monroe Meadows
 - Upcoming Legislation
 - Business Continuation Plan
 - City Manager's Hiring Brochure
 - Council Feedback from 1st draft

Attachment Summary: Ice Breaker Q&A Sheet

Motion summary: NONE



Comprehensive Plan Take Aways

Ice Breaker Session

Ice Breaker Session:

What is the best project you have ever worked on as a member of city council and why?

What is your favorite part about serving on city council?

What is the best thing about New Carlisle?

What is the worst thing about New Carlisle?

Focus Areas

- Who is the city of New Carlisle?
 - How does the city of New Carlisle see itself versus how other cities see us?
 - What is the New Carlisle Comprehensive Plan Mission?
- Where is the city of New Carlisle going?
 - What are the strengths and challenges of New Carlisle?
 - What are New Carlisle core values?

Take home and ponder the following before our next session:

- How will the city of New Carlisle get there?
 - What is New Carlisle's Vision
 - What do you/we....
 - Want
 - Hope
 - Need
 - Expect
 - Dream
 - See
 - Like
 - Love
 - Believe
 - Imagine
 - Think
 - Impact
- What do you want to improve in New Carlisle?
- When and how to get the members of the community involved.
 - Public Meetings-where members of the community can provide opinions on each section of the comprehensive plan.
 - Surveys: Business Surveys & Community Surveys for residents
 - How many meetings will it take?

ORDINANCE 2024-76

AN ORDINANCE AMENDING SECTIONS 881.02 AND 881.03 OF THE CODIFIED ORDINANCES OF THE CITY OF NEW CARLISLE, OHIO FOR THE CONTINUATION OF THE CITY'S EXISTING ONE-HALF OF ONE PERCENT (0.5%) MUNICIPAL INCOME TAX DURING THE PERIOD BEGINNING JULY 1, 2025 AND ENDING JUNE 30, 2030 FOR THE PURPOSE OF PAYING POLICE EXPENSES

WHEREAS, at an election on May 5, 2015, voters of the City approved the passage of an ordinance that increased the municipal income tax rate by one-half of one percent (0.5%) to pay police expenses for five (5) years ("Police Levy"), and voters of the City approved the continuation of the Police Levy for another five (5) years through the passage of another ordinance at an election on November 5, 2019; and

WHEREAS, the Police Levy is currently scheduled to expire on June 30, 2025; and

WHEREAS, City Council finds and determines that the Police Levy should be continued for a period of five (5) years beginning July 1, 2025 and ending June 30, 2030; and

WHEREAS, Sections 881.02 and 881.03 of the Codified Ordinances of the City of New Carlisle must be amended in order to continue the Police Levy.

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

Section 1. Section 881.02 of the New Carlisle Codified Ordinances is hereby amended as follows:

The annual tax for the purposes specified in Section 881.01 shall be imposed on and after January 1, 2016 for tax year 2016 and beyond, at the rate of one and one-half percent per annum on taxable income for every person residing in or earning or receiving income in the City of New Carlisle and that the tax shall be measured by Municipal taxable income as defined in Ohio R.C. Chapter 718. This is a continuation of the tax rate in effect July 1, 2015 in Chapter 880 and expiring ~~June 30, 2020~~ *June 30, 2025*. To replace ~~this~~ *the* expiring *one-half of one percent (0.5%) per annum* income tax, effective ~~July 1, 2020~~ *July 1, 2025* and ~~to~~ running for a period of *five (5) years until June 30, 2025* ~~June 30, 2030, to continue providing for police expenses~~ there is hereby levied an additional tax at the rate of one-half of one percent (0.5%) per annum *to continue providing for police expenses*.

Section 2. Section 881.03 of the New Carlisle Codified Ordinances is hereby amended as follows:

Subject to the provisions of Section 880.13, each employer shall, at the time of payment of any taxable income specified under "Withholding Accounts – Duty of Withholding" (Article VIII) of the Income Tax Rules and Regulations effective January 1, 2016, deduct the tax of one and one-half percent, commencing January 1, 2016, of the qualifying wages due by such employer to his or her employees who are subject to the provisions of this chapter. Each employer shall make returns and pay to the City Income Tax Division, the tax withheld in accordance with "Withholding Accounts – Filing and payment requirements/deadlines for withholding businesses" (Article VIII) of the Income Tax Rules and Regulations effective January 1, 2016. This includes

the replacement of the ~~June 30, 2020~~ *June 30, 2025* expiring tax at the rate of one-half of one percent (0.5%) per annum with an additional tax at the rate of one-half of one percent (0.5%) per annum, effective ~~July 1, 2020~~ *July 1, 2025* and to ~~run~~ *running* for a period of *five (5)* years, to continue providing for police expenses.

Section 3. City Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of said Council, and that all deliberations of this Council that resulted in such formal action were made in meetings open to the public, when required by law, in full compliance with all legal requirements, including without limitation, provisions of the Charter of the City of New Carlisle and Section 121.22 of the Ohio Revised Code.

Section 4. This Ordinance shall be effective at the earliest date permitted by law.

Passed this _____ day of _____, 2025.

Bill Cook, Mayor

Chris Stapleton, Clerk of Council

APPROVED AS TO FORM:

Jake Jeffries, DIRECTOR OF LAW

_____ Wright	Y	N
_____ Bahun	Y	N
_____ Lindsey	Y	N
_____ Mayor Cook	Y	N
_____ V. Mayor Eggleston	Y	N
_____ Shamy	Y	N
_____ Grow	Y	N
Totals:		
	Pass	Fail

Introduction and First Reading: 12/16/2024

ORDINANCE 2025-01E

AN ORDINANCE AUTHORIZING A CONTRACT WITH THE CLARK COUNTY SHERIFF'S OFFICE FOR FIRE AND EMS DISPATCHING SERVICES, AND DECLARING AN EMERGENCY

WHEREAS, the City of New Carlisle and Clark County Sheriff's Office have been working together since 2018 regarding dispatching services for the City of New Carlisle; and

WHEREAS, a new contract is necessary because the prior contract's term ended on December 31, 2024; and

WHEREAS, it would be in the best interests of the City and its residents for the City and the Clark County Sheriff's Office to enter into a new contract for dispatching services, a copy of which is attached; and

WHEREAS, the cost of dispatching services has increased from 2024 in the amount of \$2,398, with a total cost of \$35,948 for 2025; and

WHEREAS, the cost increase is due to a rise in the call volume/run number totals from the prior year; and

WHEREAS, the City will make payments of \$17,974 on or about February 1, 2025 and August 1, 2025; and

WHEREAS, the rate for the City, which is unchanged from the previous year, will be \$22.00 per call; and

WHEREAS, the cost of dispatching services is based on the call volume/run number totals from November 1, 2023 to October 31, 2024, which totaled 1,634 calls.

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

SECTION 1. The City Manager is authorized and directed to enter into the attached contract for the continuation of dispatching services.

SECTION 2. The total cost of the contract shall not exceed \$35,948.

SECTION 3. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the life, health, property and public peace of the residents of the City and for the further reason that a lapse in dispatching services must be avoided, and this ordinance shall be deemed effective immediately upon the affirmative vote of at least six (6) City Council members.

Passed this _____ day of January, 2025.

Bill Cook, Mayor

Chris Stapleton, Clerk of Council



Clark County Sheriff's Office



City of New Carlisle 2025 Dispatching Agreement

CITY OF NEW CARLISLE 2025 DISPATCHING AGREEMENT

This Agreement made this _____ day of _____, 20____ between the Sheriff of Clark County, Ohio, hereinafter referred to as "Sheriff", and the **City of New Carlisle**, Clark County, Ohio, hereinafter referred to as "City", and the Board of Commissioners of Clark County, Ohio, hereinafter referred to as "County."

WITNESSETH

WHEREAS, the City is desirous of acquiring fire suppression and emergency medical services dispatching for the residents of the **City of New Carlisle**, Clark County, Ohio; and

WHEREAS, the parties wish to enter into this agreement as part of the allocation of costs for the county public safety answering point and final 9-1-1 plan.

NOW THEREFORE, the Sheriff agrees to provide twenty-four (24) hour per day dispatching services to the City's Fire Department(s). Dispatching shall be limited to the Fire Chiefs or their designee and equipment responding for the Fire Department(s). The Sheriff also agrees to assist in the communication between the City and other units, which may be available to provide mutual aid.

The parties agree to the following:

1. The Sheriff shall not be responsible for any administrative or operating decisions, as it relates to the responding City Fire and/or Emergency Medical Services.
2. The Sheriff's responsibility shall be limited to relaying the request for services to the appropriate Fire and/or Emergency Medical Services via the FCC assigned radio frequency and activating the "tone" at the appropriate firehouse.
3. It is agreed that additional communication may be needed to ensure safety and fire suppression.
4. Each party agrees to be responsible for any negligent acts or negligent omissions by or through itself or its officers, employees, agents and contracted servants, and each party further agrees to defend itself and themselves and pay any judgments and costs arising out of such negligent acts or negligent omissions, and nothing in this agreement shall impute or transfer any such responsibility from one to the other.
5. Pursuant to Ohio law,
 - (1) That, in the hiring of employees for the performance of work under the contract or any subcontract, neither the contractor nor any subcontractor, nor any person acting on behalf of the contractor or any subcontractor, by reason of race, color, religion, sex, age, disability or military status as defined in section 4112.01 of the Revised Code, national origin, or ancestry, shall discriminate against any citizen of this state in the employment of a person qualified and available to perform the work to which the contract relates; and
 - (2) That neither the contractor nor any subcontractor, nor any person acting on behalf of the contractor or any subcontractor, in any manner, shall discriminate against, intimidate, or retaliate against any employee hired for the performance of work under the contract on account of race, color, religion, sex, age, disability or military



Clark County Sheriff's Office



City of New Carlisle 2025 Dispatching Agreement

status as defined in section 4112.01 of the Revised Code, national origin, or ancestry.

In consideration of the foregoing services to be provided by the Sheriff to the City, the City agrees to pay to the County the sum of: **\$35,948.00 for the period of January 1, 2025 through December 31, 2025**, for costs incurred by the Sheriff for such services.

Payment pursuant to this agreement shall be made to the Clark County Treasurer and credited to the 911 Dispatching Fund. All monies credited to such account and not obligated at the termination of this agreement shall be credited to the County General Fund.

Payment shall be made bi-annually and shall be due as described:

- **\$17,974.00** **Due February 1, 2025**
- **\$17,974.00** **Due August 1, 2025**

The Sheriff or City may terminate this agreement prior to the above date by supplying to the other party a sixty (60) day written notice of termination. **The above costs were determined based on the previous year's (November 1 – October 31) call volume / run number totals. (1,634 run numbers: (1,634 x \$22.00 = \$35,948.00).**

(remainder of page left blank intentionally)



Clark County Sheriff's Office



City of New Carlisle 2025 Dispatching Agreement

IN WITNESS WHEREOF, the parties have hereunto set their hands this _____ day of _____, 20_____.

BOARD OF CLARK COUNTY COMMISSIONERS

BY: _____
Jennifer Hutchinson, County Administrator

RESOLUTION NO. _____

Date: ____ / ____ / ____

THE SHERIFF OF CLARK COUNTY, OHIO

Christopher Clark, Sheriff

THE CITY OF NEW CARLISLE, OHIO

Howard Kitko, City Manager

Law Director, City of New Carlisle

CLARK COUNTY PROSECUTOR
APPROVED AS TO FORM AND LEGAL SUFFICIENCY

BY: _____

Date: ____ / ____ / ____

ORDINANCE 2025-02E

AN ORDINANCE AUTHORIZING A CONTRACT WITH THE SHERIFF OF CLARK COUNTY, OHIO FOR POLICE PROTECTION WITHIN THE CITY LIMITS OF NEW CARLISLE, OHIO, AND DECLARING AN EMERGENCY

WHEREAS, the City of New Carlisle and the Sheriff of Clark County, Ohio have had an ongoing relationship regarding police protection for the City since 1981; and

WHEREAS, the City desires to maintain that relationship; and

WHEREAS, a new contract is necessary because the prior contract's term ended on December 31, 2024; and

WHEREAS, despite the 2025 contract listing the highest stepped cost per deputy, the City will only be billed at the actual rate of each deputy assigned to the City.

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

SECTION 1. The City Manager is authorized and directed to enter into the attached Contract with the Sheriff of Clark County, Ohio for police protection.

SECTION 2. The City of New Carlisle shall arrange for five (5) deputies in accordance with the Contract.

SECTION 3. The total cost of the contract shall not exceed \$771,415.56.

SECTION 4. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the life, health, property and public peace of the residents of the City and for the further reason that a lapse in police protection must be avoided, and this ordinance shall be deemed effective immediately upon the affirmative vote of at least six (6) City Council members.

Passed this _____ day of January, 2025.

Bill Cook, Mayor

Chris Stapleton, Clerk of Council

APPROVED AS TO FORM:

Jacob M. Jeffries, DIRECTOR OF LAW

Introduction, First Reading and Action: 01/09/2025
Effective Date of Legislation: 01/09/2025

_____ Wright	Y	N
_____ Bahun	Y	N
_____ Lindsey	Y	N
_____ Mayor Cook	Y	N
_____ V. Mayor Eggleston	Y	N
_____ Shamy	Y	N
_____ Grow	Y	N
Totals:		
		Pass Fail

CITY OF NEW CARLISLE 2025 LAW ENFORCEMENT AGREEMENT

This Agreement made this _____ day of _____, 20__ between the Sheriff of Clark County, Ohio, hereinafter referred to as “Sheriff,” and the **City of New Carlisle**, Clark County, Ohio, hereinafter referred to as “City,” and the Board of Commissioners of Clark County, Ohio, hereinafter referred to as “County.”

WITNESSETH

WHEREAS, the City is desirous of acquiring police protection for the residents of the **City of New Carlisle**, Clark County, Ohio, pursuant to Section 737.04 of the Ohio Revised Code; and

WHEREAS, the Sheriff of Clark County, Ohio, pursuant to Section 311.29 of the Ohio Revised Code, is willing and able to provide the necessary service of police personnel and equipment to the City.

NOW THEREFORE, the Sheriff agrees to provide police protection for the City by assigning exclusively to the City **five (5)** uniformed deputy sheriffs, unless the parties later agree to a different number of deputies, to keep the peace and protect property. The Sheriff will only bill the City for the actual number of Deputies assigned to the City each month under this contract. In addition the Sheriff agrees to make available to the deputy sheriffs all training programs, special equipment and other regular facilities of the Sheriff’s Office, including dispatching services for the Deputies. **The Sheriff and City Manager will mutually agree upon the Police Administrator for the City of New Carlisle. However, the collective bargaining agreement between the Sheriff and his employees may take precedence. The Administrator or his/her designee will attend one (1) City Of New Carlisle council meeting per month.**

It is mutually understood by and between the parties that additional services herein contracted for, to be provided by the Sheriff, shall be in addition to the present level of police protection and routine patrolling as are now being rendered by the Sheriff’s Office, and the Sheriff shall not, in any manner, diminish such regular services by reason of this Agreement. Activity shall be limited to within the City limits, unless prior authorization is obtained. All parties understand that certain investigations and emergency situations may require the Deputy to leave the City. The City Manager shall be notified as soon as possible. As much as possible, the Sheriff or his designee agrees to provide the City Manager with information concerning investigations in the City of a sensitive nature or that may draw future public attention, with the understanding that various laws may limit the release of some investigative information.

The Sheriff will furnish daily logs to the City (upon request) and the **Uniform Patrol Sergeant** shall maintain such records. Both the Sheriff and City shall mutually agree to days off and the hours of work (shift) in accordance with the collective bargaining agreement.

In consideration of the foregoing services to be provided by the Sheriff to the City, the City agrees to pay to the Sheriff the following: All the actual salary and benefit costs associated with the Deputies assigned to work in the City of New Carlisle under the terms of this contract. These costs shall include: base salary, sick time payout, comp time payout, overtime, training, retirement funding, Medicare premiums, workers' compensation, life insurance, dental insurance, health insurance, uniform allowance and liability insurance.

While the City generally provides police cruisers and all other equipment for Deputies assigned to the City, the City may request that the Sheriff provide a police cruiser and all other equipment for one of the Deputies assigned to the City, which the Sheriff shall provide upon request. The City shall reimburse the Sheriff for the cruiser and other equipment provided to the City by the Sheriff in accordance with the depreciation schedule attached to this contract. The Sheriff shall submit to the City an invoice each month describing the costs incurred by the Sheriff during that particular month. The City shall promptly pay upon receipt of the invoice. Monthly costs may vary, but the total costs invoiced by the Sheriff during the life of the contract shall not exceed **\$771,415.56**. (See attached costs worksheet).

The County shall provide professional liability insurance coverage insuring these deputies to the same extent that such insurance is provided to deputies on other assignments, and shall name the City as an additional insured.

The City shall provide the vehicle and all other equipment required by the Sheriff to completely equip a full service Deputy Sheriff. The Sheriff must approve all equipment purchases to ensure consistency and compatibility with other Sheriff's Office equipment and systems. The City shall provide vehicle insurance and gasoline. **Deputies will not be replaced on time off, however if an illness exceeds more than ten (10) consecutive working days, the Sheriff will reassign appropriate coverage temporarily at no additional charge to the City. In an emergency, the Sheriff will take all reasonable measures to ensure appropriate police coverage to the City.**

Payment pursuant to this Agreement shall be made to the Clark County Treasurer and credited to the Sheriff's Policing Rotary Fund. All monies credited to such account and not obligated at the termination of this agreement shall be credited to the County General Fund.

In compliance with ORC § 125.111

(1) That, in the hiring of employees for the performance of work under the contract or any subcontract, no contractor or subcontractor, nor any person acting on behalf of the contractor or any subcontractor, by reason of race, color, religion, sex, age, disability or military status as defined in [section 4112.01 of the Revised Code](#), national origin, or ancestry, shall discriminate against any citizen of this state in the employment of a person qualified and available to perform the work to which the contract relates;

(2) That no contractor, subcontractor, or person acting on behalf of any contractor or subcontractor, in any manner, shall discriminate against, intimidate, or retaliate against any employee hired for the performance of work under the contract on account of race, color,

religion, sex, age, disability or military status as defined in [section 4112.01 of the Revised Code](#), national origin, or ancestry.

This Agreement shall become effective on the 1st day of January, 2025, and shall terminate on the 31st day of December 2025.

If, during the above stated agreement period, the City is desirous of acquiring additional police protection for the citizens of New Carlisle, the Sheriff and the County agree to re-examine the current agreement and modify it accordingly. In addition, any party hereto may request a modification to this agreement. Modifications (other than with respect to health insurance costs, as stated above) must be mutually agreed upon in writing by all parties hereto.

Termination

The Sheriff, the County, or the City may terminate this agreement for any reason prior to the above date by providing the other party a notice of intent to terminate, which must be provided in writing at least sixty (60) days prior to the intended date of termination.

The Sheriff, the County, or the City may terminate this agreement with a shorter notice than sixty (60) days by giving a thirty (30) day notice of intent to terminate when another party has breached the terms of the agreement. A breach of the agreement shall include, but not be limited to, a delinquency in any payment by the City under this agreement. If the City is delinquent in any payment, the City shall have thirty (30) days to cure such delinquency before the notice of intent to terminate begins to run.

In the event the City terminates this agreement, or in the event that the Sheriff or County terminates this agreement because of a breach by the City, the City shall be liable to the Sheriff and the County for any and all unemployment benefits paid or due to the deputies provided to the City under this agreement. In the event that the deputies who are provided to the City under this agreement are able to avoid layoff after termination of this agreement by displacing less senior deputy sheriffs, the City shall be liable to the Sheriff and County for any and all unemployment benefits paid to the deputy sheriffs who are laid off as a result of either (1) the City's termination of this agreement, or (2) the Sheriff's or County's termination of this agreement following a breach by the City.

Deputy Sheriff Equipment and Depreciation List 2025

Item	Quantity	Price	Depreciation (years)	Yearly Total
Police Cruiser	1	\$50,000.00	6	\$8,333.33
Cruiser Maintenance	1	\$3,000.00	1	\$3,000.00
Gasoline	1	\$2,200.00	1	\$2,200.00
Big Easy GLO kit	1	\$66.15	10	\$6.62
Trunk First Aid Kit	1	\$69.30	3	\$23.10
18" Nonreflective Cones	1	\$120.75	5	\$24.15
Traffic Vest	1	\$23.10	5	\$4.62
Cradle Point Internet Access	1	\$997.50	5	\$199.50
Cradle Point Yearly subscription	1	\$504.00	1	\$504.00
Measuring Wheel	1	\$39.90	5	\$7.98
Rock River Rifle with Extra Magazine	1	\$1,024.80	20	\$51.24
Remington Shotgun	1	\$740.25	20	\$37.01
Glock Handgun and w/Accessories	1	\$577.50	20	\$28.88
TASER with Accessories	1	\$1,890.00	4	\$472.50
Camera's and Audio Recorders	1	\$170.07	5	\$34.01
L3 Body Worn Cameras	1	\$795.10	4	\$198.78
Toughbook Laptop Computer	1	\$4,200.00	5	\$840.00
Microsoft License	1	\$345.64	5	\$69.13
Hand Held Radio w/Accessories	1	\$4,753.73	7	\$679.10
Cruiser Radio	1	\$4,986.45	10	\$498.65
Combat Tourniquet	1	\$52.50	7	\$7.50
Gas Mask and Accessories	1	\$249.48	7	\$35.64
Torso Plates	1	\$339.94	5	\$67.99
Stops Sticks	1	\$502.69	4	\$125.67
Level 4A Vest (plate carrier)	1	\$367.50	5	\$73.50
Ballistic Helmet	1	\$210.00	5	\$42.00
Molly Vest	1	\$248.85	5	\$49.77
Ballistic Vests	1	\$897.75	5	\$179.55
Total				\$17,794.21

SIGNATURE PAGE

IN WITNESS WHEREOF, the parties have hereunto set their hands this _____ day of _____, 20__.

BOARD OF CLARK COUNTY COMMISSIONERS

Jennifer Hutchinson, County Administrator
RESOLUTION NO. _____
Date: ____/____/____

THE CITY OF NEW CARLISLE, OHIO

Howie Kitko, City Manager

Law Director, City of New Carlisle

THE SHERIFF OF CLARK COUNTY, OHIO

Clark County Sheriff Christopher Clark

CLARK COUNTY PROSECUTOR _____
APPROVED AS TO FORM AND LEGAL SUFFICIENCY

Date: ____/____/____
By: _____

ORDINANCE 2025-03

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF NEW CARLISLE PROPOSED AMENDMENTS TO ARTICLE VI OF THE CITY CHARTER

WHEREAS, Article XI, Section 11.04 of the City Charter requires that a Charter Review Commission (“Commission”) meet every eight (8) years for the purpose of reviewing the Charter and recommending to Council such alterations, revisions and amendments, if any, to the Charter that the Commission deems desirable; and

WHEREAS, said Commission was appointed in accordance with Section 11.04 and has made recommendations to Council for amendments to the Charter; and

WHEREAS, Council has also reviewed the Charter and decided that certain other amendments to the Charter may be necessary or desirable; and

WHEREAS, Council has determined that amendments to Article VI of the Charter should be submitted to the electors of the City at the election to be held on May 6, 2025.

NOW, THEREFORE, THE CITY OF NEW CARLISLE HEREBY ORDAINS, at least five (5) of the members of Council elected thereto concurring, that:

Section 1. The question of the amendments to Article VI of the City of New Carlisle Charter shall be submitted as a single ballot item, to a vote of the qualified electors of the City at the May 6, 2025 election, at the regular hours and regular places of voting in the City. If approved by a majority vote at said election, Article VI of the City Charter shall be amended as shown on Exhibit A and shall become effective thirty (30) days after its adoption by the voters.

Section 2. The ballot for the question shall be titled: “New Carlisle City Charter Article VI Amendments Ballot,” and the question to be submitted on the ballot shall be in substantially the same form as shown on the attached Exhibit B.

Section 3. The Director of Law is authorized to amend the ballot language as may be necessary or as may be required by the Board of Elections, for ballot purposes.

Section 4. RC § 3505.56 requires that when condensed text is used on a ballot question, issue or amendment, the full text of the proposed question, issue or amendment, together with the percentage of affirmative votes necessary for passage, shall be posted in each polling place. The attached Exhibit A shall be used as the full text of the proposed ballot item at each polling place.

Section 5. The Clark County Board of Elections shall give public notice of the time and place of holding the election on the proposed Charter amendments at least ten (10) days prior to the day of the election in accordance with RC § 3501.03.

Section 6. The Clerk of Council is directed to publish the full text of the proposed Charter amendments once a week for not less than two (2) consecutive weeks in a newspaper of general circulation in the City or as provided in RC § 7.16, with the first publication being at least fifteen (15) days prior to the election in accordance with Ohio Constitution, Article XVIII, Section 9 and RC § 731.211.

Section 7. The Clerk of Council is directed to certify a copy of this Ordinance to the Board of Elections of Clark County.

Section 8. If the amendments to Article VI of the Charter of the City of New Carlisle are approved by a majority vote, the Clerk of Council shall certify a copy of the amendments to the Ohio Secretary of State within thirty (30) days of the election.

Section 9. It is found that all formal actions of this Council concerning and relating to the adoption of this Ordinance were 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 RC § 121.22 and the Rules of Council.

Passed this _____ day of January, 2025.

Bill Cook, Mayor

Chris Stapleton, Clerk of Council

APPROVED AS TO FORM:

Jacob M. Jeffries, DIRECTOR OF LAW

Introduction and First Reading:
01/09/2025 Second Reading and Action:
01/21/2025 Effective Date of Legislation:
02/05/2025

_____ Wright	Y	N
_____ Bahun	Y	N
_____ Lindsey	Y	N
_____ Mayor Cook	Y	N
_____ V. Mayor Eggleston	Y	N
_____ Shamy	Y	N
_____ Grow	Y	N
Totals:		
	Pass	Fail

CITY OF NEW CARLISLE BALLOT ITEM ____
PROPOSED AMENDMENTS TO ARTICLE VI OF THE CITY'S CHARTER

A majority affirmative vote is needed for passage.

New text is shown in italicized print. Deleted text is shown in stricken print.

ARTICLE VI – ADMINISTRATIVE DEPARTMENTS

Section 6.05. Department of Public Safety.

The City Manager shall serve as the head of the Department of Public Safety, unless Council shall by ordinance create the position of Safety Director. If such position is created, the Safety Director shall be appointed by the City Manager with the consent of Council. The Safety Director may hold any other administrative office or position of employment with the City, except Police Administrator, Fire Administrator, or Director of Law.

The following divisions are established under the Department of Public Safety: a Division of Police to be headed by a Police Administrator, and a Division of Fire, to be headed by a Fire Administrator. The Division of Police may include an Auxiliary Police Unit, and the Division of Fire may include full-time, part-time and-or volunteer personnel. *The Fire Administrator shall be appointed or terminated by the City Manager with the consent of Council.*

Section 6.06. Department of Public Service.

The Department of Public Service shall be headed by a Director of Public Service *who shall be appointed or terminated* by the City Manager with the consent of ~~the~~ Council. The Director shall be in charge of all construction, operation and maintenance of all public works, buildings and improvements, such as, but not limited to, all utilities, streets, City property, cemeteries and parks which are for the protection of the health, welfare, convenience and necessity of the people.

PROPOSED CHARTER AMENDMENT

City of New Carlisle

A majority affirmative vote is necessary for passage.

Shall Article VI, Sections 6.05 and 6.06 of the Charter of the City of New Carlisle be amended as follows:

Article VI – Administrative Departments (Summary)

Add language stating that the Fire Administrator shall be appointed or terminated by the City Manager with the consent of Council. Clarify that the Director of Public Service is hired by the City Manager with the consent of Council. Add language stating that the Director of Public Service is terminated by the City Manager with the consent of Council.

YES

NO