



CITY COUNCIL REGULAR MEETING PACKET

August 4, 2025 @ 6:00pm Heritage Hall in Smith Park

1. Call to Order: Mayor Bill Cook
2. Roll Call: Clerk of Council
3. Invocation:
4. Pledge of Allegiance:
5. Action on Minutes: 07/21/25 Regular Meeting
6. Communications: None
7. City Manager Report: Attached
8. Committee Reports: None
9. Comments from Members of the Public: *Comments limited to 5 minutes or less

10. RESOLUTIONS: (4-Intro; – 4-Action*)

***A. Resolution 2025-07R (Introduction, Public Hearing, and Action Tonight)**

A RESOLUTION DECLARING THE NECESSITY OF IMPROVING THE STREETS OF THE CITY OF NEW CARLISLE, OHIO BY LIGHTING THEM

***B. Resolution 2025-08R (Introduction, Public Hearing, and Action Tonight)**

A RESOLUTION ADOPTING THE 2026-2030 CAPITAL IMPROVEMENT PROGRAM FOR THE CITY OF NEW CARLISLE, OHIO

***C. Resolution 2025-09R (Introduction, Public Hearing, and Action Tonight)**

A RESOLUTION PROVIDING FOR THE PERMANENT TRANSFER OF FUNDS FROM THE GENERAL FUND TO THE POOL FUND OF THE CITY OF NEW CARLISLE

***D. Resolution 2025-10R (Introduction, Public Hearing, and Action Tonight)**

FINAL RESOLUTION AUTHORIZING PID NO. 118645 COUNTY/ROUTE/SECTION: CLA SR 235/571 04.36/01.05 AGREEMENT NO. 38944

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

***A. Ordinance 2025-30 (Introduced on 07/21/25. Public Hearing, and Action Tonight)**

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

***B. Ordinance 2025-31 (Introduced on 07/21/25. Public Hearing, and Action Tonight)**

AN ORDINANCE AMENDING CHAPTER 276 OF THE CODIFIED ORDINANCES OF NEW CARLISLE FOR THE PURPOSE OF ESTABLISHING A SOCIAL SERVICES COMMISSION

***C. Ordinance 2025-32 (Introduced on 07/21/25. Public Hearing, and Action Tonight)**

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF NEW CARLISLE PROPOSED AMENDMENTS TO ARTICLES IX AND X OF THE CITY CHARTER

D. Ordinance 2025-33 (Introduction Tonight. Public Hearing, and Action on 08/18/25)

AN ORDINANCE DETERMINING TO PROCEED WITH THE IMPROVEMENT OF CERTAIN PUBLIC STREETS WITHIN THE CORPORATE LIMITS OF THE CITY OF NEW CARLISLE, OHIO BY LIGHTING THEM

E. Ordinance 2025-34 (Introduction Tonight. Public Hearing, and Action on 08/18/25)

AN ORDINANCE LEVYING ASSESSMENTS FOR THE IMPROVEMENT OF CERTAIN PUBLIC STREETS WITHIN THE CORPORATE LIMITS OF THE CITY OF NEW CARLISLE, OHIO BY LIGHTING THEM

F. Ordinance 2025-35 (Introduction Tonight. Public Hearing, and Action on 08/18/25)

AN ORDINANCE CERTIFYING TO THE CLARK COUNTY AUDITOR AND AUTHORIZING PLACEMENT ON THE TAX DUPLICATE CERTAIN DELINQUENT UTILITY ACCOUNTS FOR COLLECTION WITH REAL ESTATE TAXES

***G. Ordinance 2025-36E (Introduction Tonight. Public Hearing, and Action Tonight)**

AN ORDINANCE SUPPLEMENTING CERTAIN APPROPRIATIONS CONTAINED IN NEW CARLISLE CITY ORDINANCE 2024-66, AND DECLARING AN EMERGENCY

H. Ordinance 2025-37 (Introduction Tonight. Public Hearing, and Action on 08/18/25)

AN ORDINANCE CERTIFYING TO THE CLARK COUNTY AUDITOR AND AUTHORIZING PLACEMENT ON THE TAX DUPLICATE CERTAIN UNCOLLECTED WEED AND/OR GRASS CUTTING FEES FOR COLLECTION WITH REAL ESTATE TAXES

I. Ordinance 2025-38 (Introduction Tonight. Public Hearing, and Action on 08/18/25)

AN ORDINANCE AMENDING ORDINANCE 2025-02E AND AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH THE SHERIFF OF CLARK COUNTY, OHIO FOR POLICE PROTECTION

12. OTHER BUSINESS:

o Additional City Business:

- August 5, 2025 National Night Out 5pm-8pm @ Tecumseh High School
- August 16, 2025 Movie Night at Smith Park, *Minecraft* @ Dusk
- August 17, 2025 Community/Council Night at the Pool 6pm-9pm
- Open for Discussion on City Related Business

13. Executive Session:

14. Return to Regular Session:

15. Adjournment:

Special Council Meeting is Monday, August 11, 2025 @ Heritage Hall in Smith Park. 6:00PM

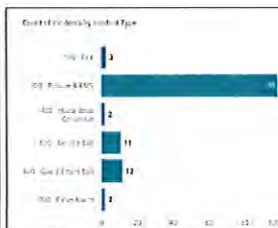
Next Regular Council Meeting is Monday, August 18, 2025 @ Heritage Hall in Smith Park. 6:00PM

RECORD OF PROCEEDING
MINUTES: CITY OF NEW CARLISLE, OHIO
REGULAR SESSION MEETING @ Heritage Hall on 7/21/25 @ 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 Regular Session minutes of 7/7/25: 1st: Lindsey, 2nd: Shamy, YES: Wright, Lindsey, Eggleston, Cook, Grow, Bahun, Shamy NAY: 0 Accepted 7-0
6. **Communications:** None
7. **City Manager's Report:**

8. Committee Reports:

- Any pot holes please call.
- Currently doing spring dura patch
- High Service Pump building – ordinance for action tonight
- Friday – new no parking signs to be posted for surface course
- Disc Golf – talking to additional vendors
- CBG funds – phase 2 upgrades, opening for new bids on 7/24/25
- 2026 road re-surfacing on-going. Additional years for all New Carlisle to be done.



- Still accepting applications for Fire, EMS, and Paramedics

[illegible]

- Demo of the 503 N. Church residence will take place between 8/1 and 8/15
- The property at 1714 Addison Carlisle to be taken over by a landscaping company
- Mr. Hernandez is working to open a new Mexican restaurant in the shopping center – many conversations with him on permits needed, next steps to take, etc. He currently does have a successful restaurant and ice cream store in Springfield, looking to open a 2nd location.

[illegible]

- There is a typo on the 6/18 report, mentioned Daniel Martin was cited for 374 mph in a 25-mph zone. Mr. Hall to get with clerk for correction.

NEW CARLES	CALLS	ASSETS	REPORTS	TRAFFIC STOP	CITATIONS	WARNINGS	ARREST	CODE ENF	BUSINESS CHG CRASH	PARKING CIT
Dep. Bowers	54	7	6	9	3	6	0	4	153	0
Dep. Arnold	55	17	6	4	2	2	5	0	123	2
Dep. O'Brien	170	21	23	15	4	11	7	0	264	3
Dep. Solenberger	32	21	8	29	6	23	2	0	182	0
Dep. Schutte	142	17	6	33	11	22	1	0	400	1
Total	311	83	54	80	26	64	15	4	1227	6

No Comment

COUNCIL FINANCIAL REPORT SUMMARY - JULY 2025			
Category	Amount	Category	Amount
Operating Expenses	\$ 1,000,000	Capital Expenses	\$ 1,000,000
Administrative Expenses	\$ 1,000,000	Public Works Expenses	\$ 1,000,000
Police Expenses	\$ 1,000,000	Fire Department Expenses	\$ 1,000,000
Public Works Expenses	\$ 1,000,000	Other Expenses	\$ 1,000,000
Total Expenses	\$ 4,000,000	Total Expenses	\$ 4,000,000
Revenue	\$ 4,000,000	Revenue	\$ 4,000,000
Operating Revenue	\$ 4,000,000	Capital Revenue	\$ 1,000,000
Administrative Revenue	\$ 1,000,000	Public Works Revenue	\$ 1,000,000
Police Revenue	\$ 1,000,000	Fire Department Revenue	\$ 1,000,000
Public Works Revenue	\$ 1,000,000	Other Revenue	\$ 1,000,000
Total Revenue	\$ 4,000,000	Total Revenue	\$ 4,000,000

New Carlisle Bank Report									
Period: 07/01/25 to 07/31/25									
Bank	Beginning Bal.	MTD Deposits	MTD Payments	MTD Interest	MTD Expense	YTD Other	Ending Bal.	Include Transfer of Bank Account to No	
Bank of America	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000		
Bank of America	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000		
Bank of America	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000		
Bank of America	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000		
Bank of America	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000		
Bank of America	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000		
Bank of America	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000		
Bank of America	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000		
Bank of America	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000		

MONTHLY NET INCOME TAX COLLECTION COMPARISON 0024-2025									
Month	2024	2025	2024	2025	2024	2025	2024	2025	2025
January	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000
February	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000
March	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000
April	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000
May	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000
June	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000
July	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000
August	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000
September	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000
October	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000
November	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000
December	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000
Total	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000

- No Comments

Motion to accept Finance Report: 1st: Lindsey 2nd: Shamy YES: Wright, Lindsey, Eggleston, Cook, Grow, Bahun, Shamy NAY: 0 – Accepted 7-0

MONTHLY COURT REPORT									
Month	2024	2025	2024	2025	2024	2025	2024	2025	2025
January	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000
February	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000
March	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000
April	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000
May	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000
June	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000
July	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000
August	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000
September	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000
October	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000
November	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000
December	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000
Total	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000

Motion to Accept the Mayor's Court Report, 1st: Lindsey 2nd: Eggleston YES: Cook, Grow, Bahun, Shamy, Wright, Lindsey NAY: 0 – Accepted 7-0

Mr. Hall began reviewing the City Manager's report:

- Capital Improvement Plan coming up – will be meeting with staff to discuss any needs. By the end of the week if the council is interested, please submit any suggestions
- Annual assessments for property taxes coming up, discussion on trying a sidewalk, curb and gutter program for residents to get a cheaper rate to have these repairs done. The council had several questions directed to administration related to pricing, permits, and payment options.
- The police contract amendment was sent to the council, and Mr. Jeffries also did a thorough review. Some slight changes were made, and the contract is currently back in the Sheriff's office review. Should be introduced to the council at the 8/4 meeting with 9/1 still, the target date for our new Sergeant to be in place. Additional discussion related to the number of officers covering each shift and how that works.
- Social Services Commission – so far 5 applicants, a few members of administration were interviewed last week by the Dayton Daily News regarding this commission. Reminder 8/4 applications are due and legislation to be passed. 8/18/25 plan to select members.
- Heads up – there is an immigration protest scheduled for 7/25 from 3-7pm on West Washington St. – Assembling and will have a route for marching. West Washington will be

closed from 11am to 10pm to allow for set up and clean up activities. Have not yet seen any advertisement for this activity. No extra cost should be incurred by the city – Consider if necessary to add a line item at budget timing to cover these types of charges.

8. **Comments from Members of the Public** (Comments less than 5 minutes)
 - **Kelly Dupuis, 122 N. Clay:** Came to bring up the sidewalk conditions and impact on the community, and her father who is in a wheelchair. Hopes for repairs to be done to many of the sidewalks.
9. **RESOLUTIONS:** (None)
10. **ORDINANCES:** (3-Intro; – 2-Action*)
 - *A. Ordinance 2025-28 (Introduced on 07/07/25. Public Hearing, and Action Tonight)**
AN ORDINANCE AUTHORIZING AN AGREEMENT FOR THE CITY'S OLD HIGH SERVICE PUMP BUILDING EQUIPMENT UPGRADES PROJECT 1st: Shamy 2nd: Lindsey YES: Eggleston, Cook, Grow, Bahun, Shamy, Wright, Lindsey NAY: 0 Accepted 7-0 ex: Award contract to Layne Christensen Co. for Old High Service Pump Building
 - *B. Ordinance 2025-29 (Introduced on 07/07/25. Public Hearing, and Action Tonight)**
AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF NEW CARLISLE PROPOSED AMENDMENTS TO ARTICLE V OF THE CITY CHARTER 1st: Shamy 2nd: Lindsey YES: Eggleston, Cook, Grow, Bahun, Shamy, Wright, Lindsey NAY: 0 Accepted 7-0 ex: Charter commission review updates to section 5
 - C. Ordinance 2025-30 (Introduction Tonight. Public Hearing, and Action on 08/04/25)**
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
 - D. Ordinance 2025-31 (Introduction Tonight. Public Hearing, and Action on 08/04/25)**
AN ORDINANCE AMENDING CHAPTER 276 OF THE CODIFIED ORDINANCES OF NEW CARLISLE FOR THE PURPOSE OF ESTABLISHING A SOCIAL SERVICES COMMISSION
 - E. Ordinance 2025-32 (Introduction Tonight. Public Hearing, and Action on 08/04/25)**
AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF NEW CARLISLE PROPOSED AMENDMENTS TO ARTICLES IX AND X OF THE CITY CHARTER
11. **Other Business:**
 - Additional City Business
 - Open for Discussion on City Related Business
12. **Executive Session:** To discuss Employment of a Public Employee
 - Motion to move to discuss Employment of a Public Employee at 7:02pm 1st: Lindsey 2nd: Shamy YES: Wright, Lindsey, Eggleston, Cook, Grow, Bahun, Shamy NAY: 0 Accepted 7-0
13. **Return to Regular Session:** Motion to return to Regular Session @ 8:01pm 1st: Lindsey 2nd: Eggleston YES: Cook, Grow, Bahun, Shamy, Wright, Lindsey Eggleston NAY: 0 Accepted 7-0
14. **Adjournment:** 1st Lindsey 2nd Shamy @ 8:02 pm
YES: Wright, Lindsey, Eggleston, Cook, Grow, Bahun, Shamy NAY: 0 Accepted 7-0

Mayor Bill Cook

Clerk of Council Christine Stapleton

City Manager Report

August 4, 2025

A. DEPARTMENTAL REPORTS

- The Following Departmental Reports will be given at the next City Council meeting that will be held on Monday, August 18, 2025; Finance, Public Service, Fire/EMS, Police, Planning & Zoning, and Mayor's Court Report.
- Corrected Mayor's Court Report from 7/21/25 Meeting.

B. INFORMATIONAL ITEMS

- Upcoming Legislation
 - Updated Fee Schedule
- Discussion Topics
 - August 5, 2025 National Night Out
 - August 11, 2025, Work Session for Social Service Interviews
 - August 17, 2025 Community/Council Night at the Pool 6pm-9pm

Attachment Summary:

- Corrected 6/18/25 Mayor Court Report

Motion summary:

CITY OF NEW CARLISLE MAYOR'S COURT



Court Report June 18, 2025

Burns, Robert II of New Carlisle pled no contest to Non-Compliance Suspension and Expired Registration. Fined \$500 plus court cost. If defendant provides this court with a valid license within 30 days then \$400 will be suspended. Payment arrangements made.

Englebrecht, Cindy of New Carlisle no contest to Ext Property & Structure & Outdoor Storage. Continued until July 2. (2 cases)

Mendez, Elizabeth of New Carlisle pled not guilty to LF Suspension. Requested to speak to the Prosecutor. Trial set for July 2.

Paul, Rick of New Carlisle pled not guilty to Exterior Property & Structure and Storage. Trial scheduled for July 2.

Rust, Karen of Springfield pled no contest to Failure to Yield. Fined court cost. Payment plan arrangements made.

Schafer, Brian K of Springfield pled guilty to Failure to Reinstate. Fined \$30 plus court cost.

Wilt, Brandon L of Dayton pled not guilty to Child Support Suspension. Requested to speak to the Prosecutor. Trial July 2.

Yerian Timothy E of New Carlisle pled not guilty to Security Suspension. Requested to speak to the Prosecutor. Trial July 3.

PAID THROUGH VIOLATION BUREAU

Booher, Stacey of New Carlisle, Parking of vehicles with expired tags and Parking direction, \$80

Bowshier, Lorrie of Medway, Parking vehicles with expired tags, \$40

Colucci, Neil A of Union, Speed 35/25 & Expired Tags, \$330

Crafton, Richard of Beavercreek, Riverside, Display of license plate, \$220

Martin, Daniel of Fletcher, Speed 37/25, \$235

Tapia, Catherine of New Carlisle, Parking of vehicle with expired tags, \$40

RESOLUTION 2025-07R

A RESOLUTION DECLARING THE NECESSITY OF IMPROVING THE STREETS OF THE CITY OF NEW CARLISLE, OHIO BY LIGHTING THEM

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

SECTION 1. DETERMINATION TO IMPROVE

It is deemed necessary by the City of New Carlisle to make a public improvement, the lighting of its streets, to be paid for in part by special assessments to be levied. The plans, specifications and profiles of the proposed improvement and improvement after completion with reference to the property abutting thereon, and an estimate of the cost of the improvement has been prepared and filed in the office of the Clerk of the City of New Carlisle and shall be/is open to the inspection of all persons interested. Thus, the City of New Carlisle hereby declares the necessity for such improvement by the passage of this Resolution.

SECTION 2. THE NATURE AND LOCATION OF IMPROVEMENT

The nature of the street lighting improvement is conducive to the public health and welfare of this City and the inhabitants thereof, and the lots to be assessed are specifically benefited by the improvement. This Council further finds and determines that the public streets, roads, boulevards and places to be improved are so situated in relation to each other that, in order to complete the improvements thereof in the most practical and economical manner, they should be improved at the same time with the same kind of materials and in the same manner and, therefore, they should be treated as a single improvement included in the same legislation and contract.

SECTION 3. APPROVAL OF PLANS, SPECIFICATIONS, PROFILES AND ESTIMATE OF COST

The plans, specifications and profiles of the proposed improvement and improvement after completion with reference to the property abutting thereon, and an estimate of the cost of the improvement are hereby approved.

SECTION 4. COST AND METHOD OF LEVYING ASSESSMENT

The entire cost of said improvement, less two percent (2%) thereof and the cost of lighting the intersections, shall be assessed upon the following described lots and lands, to-wit: pro rata to all lots and lands bounding and abutting upon said improvement, which lots and lands are hereby determined to be benefited by said improvement. Said assessments shall be levied by the following method, to-wit: by the front footage of the properties bounding and abutting upon the improvement.

SECTION 5. MODE OF PAYMENT AND PAYMENT SCHEDULE

The mode of payment shall be cash, check or money order. The payment schedule for the special assessments to be levied will be payable in two annual installments or the owner of any property

assessed may, at his/her option, pay such assessment in cash within ten days after notice of passage of the Ordinance levying such assessments.

SECTION 6. STATEMENT ON SECURITIES

The City of New Carlisle does not intend to issue securities in anticipation of the levy of the special assessment. The City of New Carlisle does not intend to issue securities in anticipation of the collection of the special assessment.

SECTION 7. ESTIMATED ASSESSMENTS AGAINST EACH LOT OR PARCEL TO BE ASSESSED

An estimated assessment in accordance with the method of assessment set forth above, showing the amount of the assessment against each lot or parcel of land to be assessed, shall be immediately prepared by the Finance Director and filed in the Office of the Clerk of the City of New Carlisle, and shall be open to the inspection of all persons interested.

SECTION 8. LEVIED AND COLLECTED

This special assessment is to be levied and collected before the improvement for which the assessment is levied is commenced.

SECTION 9. NOTICE TO PROPERTY OWNERS

Upon the filing of said estimated assessments as hereinbefore provided, the Finance Director is hereby ordered to cause notice of the passage of this Resolution and of the filing of said estimated assessments in accordance with Section 727.14 of the Ohio Revised Code as follows: by publication once a week for two consecutive weeks in a newspaper of general circulation in the municipal corporation or publication of such notice on the web site of the municipal corporation. Where the assessment against the owner of any lot or parcel of land will exceed five hundred dollars, such owner shall be notified of the assessment in accordance with Section 727.13 of the Revised Code, which provides:

Notice of the passage of a resolution of necessity and the filing of the estimated assessment under section 727.12 of the Revised Code shall, after the estimated assessment has been made and filed as provided by section 727.12 of the Revised Code, be served by the clerk of the legislative authority, or a person designated by such clerk, upon the owners of the lots or parcels of land to be assessed for the proposed improvement, in the same manner as service of summons in civil cases, or by certified mail addressed to such owner at his/her last known address or to the address to which tax bills are sent, or by a combination of the foregoing methods. If it appears by the return of service or the return of the certified mail notice that one or more of the owners cannot be found, such owners shall be served by either or both of the following methods: publication of the notice once in a newspaper of general circulation within the municipal corporation or publication of the notice on the web site of the municipal corporation. The notice shall also set forth the place where such estimated assessments are on file and are open for public inspection. The return of the person serving the notice or a certified copy thereof, or a returned receipt for notice forwarded by certified mail accepted by the addressee or anyone purporting to act for the addressee shall be prima facie evidence of the service of notice under this section.

Passed this _____ day of _____, 2025.

Bill Cook, Mayor

Christine Stapleton, Clerk of Council

APPROVED AS TO FORM:

Jacob M. Jeffries, DIRECTOR OF LAW

Introduction, First Reading and Action: 08/04/2025
Effective Date of Legislation: 08/19/2025

_____ 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

RESOLUTION 2025-08R

A RESOLUTION ADOPTING THE 2026-2030 CAPITAL IMPROVEMENT PROGRAM FOR THE CITY OF NEW CARLISLE, OHIO

WHEREAS, the Capital Improvement Program (CIP) is a financial plan for the next five years of proposed capital improvements for the City of New Carlisle; and

WHEREAS, Section 7.06(b) of the City Charter requires that this plan be adopted by Resolution; and

WHEREAS, Council has reviewed such plan and found it to be sufficient to use for preparing a budget.

NOW, THEREFORE, THE CITY OF NEW CARLISLE HEREBY RESOLVES that the attached Capital Improvement Program (CIP) shall be adopted for use in the preparation of a budget for the City of New Carlisle, Ohio.

Passed this _____ day of _____, 2025.

Bill Cook, Mayor

Christine Stapleton, Clerk of Council

APPROVED AS TO FORM:

Jacob M. Jeffries, DIRECTOR OF LAW

Introduction and First Reading: 08/04/2025

Second Reading and Action: 08/18/2025

Effective Date of Legislation: 09/02/2025

_____ 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

2026-2030 Capital Improvement Program

Approved Via Resolution 2025-08R



Capital Expenses Budget 2026-2030

GOVERNMENTAL FUNDS		2026	2027	2028	2029	2030	
GENERAL FUND	Planning Dept. 101.1500.55000						USED 2ND VEHICLE FOR THE PLANNING DEPARTMENT-CODE ENFORCER OFFICER
		\$ 20,000.00	\$ -	\$ -	\$ -	\$ -	
		<u>20,000.00</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	
Parks - 101.1800.55005	Playground Equipment	\$ 50,000.00	\$ 15,000.00	\$ 45,000.00	\$ 20,000.00	\$ 20,000.00	
	SIDE BY SIDE CART - SHARED WITH STREET FUND	\$ 10,000.00					
	DUMP TRUCK-SHARED 1 OF 4	\$ 30,000.00					
	Mower	\$ -			\$ 18,000.00		
	Tractor with Mower - Shared with Street Fund	\$ -					
	Wood Chipper - Est. \$50K Shared with Street Fund	\$ -		\$ 75,000.00			NEED TO BE ABLE TO MAINTAIN PARKS WHILE OTHER CART IS BEING USED FOR WATERING \$120,000 SHARED WITH PARKS, STREET, WATER AND LANDS AND BUILDINGS.
	Service Truck	\$ -	\$ 35,000.00				
	<u>Parks Totals</u>	<u>\$ 90,000.00</u>	<u>\$ 50,000.00</u>	<u>\$ 120,000.00</u>	<u>\$ 38,000.00</u>	<u>\$ 20,000.00</u>	
Lands & Buildings - 101.2000.55000	Generator for 101 Building moved to Sheriff's	\$ -					
	Service Garage - Shared with VVWTP, \$115K	\$ 30,000.00					
	DUMP TRUCK-SHARED 2 OF 4	\$ -					
	ROOF FOR OUTSIDE BATHROOM	\$ 10,000.00					
	City Garage Truck Lift	\$ 40,000.00					\$120,000 SHARED WITH PARKS, STREET, WATER AND LANDS AND BUILDINGS. REPLACEMENT ROOF NEEDED.
	<u>Lands & Buildings Totals</u>	<u>\$ 80,000.00</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	
	<u>General Fund Totals:</u>	<u>\$ 150,000.00</u>	<u>\$ 50,000.00</u>	<u>\$ 120,000.00</u>	<u>\$ 38,000.00</u>	<u>\$ 20,000.00</u>	
SPECIAL REVENUE FUNDS							
STREETS	201.6100.55000						
		\$ -	\$ 100,000.00	\$ 100,000.00	\$ 100,000.00	\$ -	2027 CONSTRUCTION OF NEW STREET DEPT. OFFICE & SALT STORAGE BUILDING
	New Building	\$ -					
	Utility Truck	\$ -					
	DUMP TRUCK-SHARED 3 OF 4	\$ 30,000.00					
	SIDE BY SIDE CART - SHARED WITH PARK FUND	\$ 10,000.00					\$120,000 SHARED WITH PARKS, STREET, WATER AND LANDS AND BUILDINGS. NEED TO BE ABLE TO MAINTAIN PARKS WHILE OTHER CART IS BEING USED FOR WATERING
	Wood Chipper - Shared with OF - Parks	\$ -					
	Bucket Truck	\$ -					
	Dump or Tilt Trailer	\$ -					
	Tractor with Mower, Shared with Parks	\$ -		\$ 75,000.00			HAD BUDGET TRUCK IN ORIGINAL 2026 FOR \$90,000, TOOK OUT.
	<u>Streets Totals</u>	<u>\$ 40,000.00</u>	<u>\$ 100,000.00</u>	<u>\$ 175,000.00</u>	<u>\$ 100,000.00</u>	<u>\$ -</u>	
AMBULANCE CAPITAL	213.3110.55000						
		\$ -					
	New Ambulance	\$ -					
	AMBULANCE CAPITAL	\$ -			\$ 360,000.00	\$ -	
EMERGENCY AMBULANCE OPERATING	213.3300.55000						
		\$ -	\$ 25,000.00	\$ -	\$ -	\$ -	
	New Staff Vehicle Shared with Fire	\$ -					
	Emergency Ambulance Operating Totals	\$ -	\$ 25,000.00	\$ -	\$ -	\$ -	
FIRE CAPITAL	214.2210.55000						
		\$ -	\$ 609,000.00	\$ -	\$ -	\$ -	
	New Fire Engine	\$ -					
	Fire Capital Totals	\$ -	\$ 609,000.00	\$ -	\$ -	\$ -	
FIRE OPERATING	215.2200.55000						
		\$ -	\$ 25,000.00	\$ -	\$ -	\$ -	
	Fire Hydrants moved back to VVTP Maint. of Equip	\$ -					
	New Staff Vehicle Shared with Amb.	\$ -					
	Radio Upgrades (EDACS & MARCS)	\$ -		\$ 25,000.00			
	<u>Fire Operating Totals</u>	<u>\$ -</u>	<u>\$ 25,000.00</u>	<u>\$ 25,000.00</u>	<u>\$ -</u>	<u>\$ -</u>	
POLICE	250.2500.55000						
		\$ 15,000.00	\$ -	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	
	Equipment Upgrades	\$ -					
	New Patrol Vehicle	\$ -	\$ 55,000.00				
	Generator for Sheriff Sub Station	\$ 50,000.00					
	Equipment for New Patrol Vehicles	\$ -	\$ 25,000.00				
	<u>Police Totals</u>	<u>\$ 65,000.00</u>	<u>\$ 80,000.00</u>	<u>\$ 15,000.00</u>	<u>\$ 15,000.00</u>	<u>\$ 15,000.00</u>	
	<u>Special Revenue Funds Totals:</u>	<u>\$ 105,000.00</u>	<u>\$ 839,000.00</u>	<u>\$ 215,000.00</u>	<u>\$ 475,000.00</u>	<u>\$ 15,000.00</u>	

ENTERPRISE FUNDS

WATER
501.5300.55000

	2026	2027	2028	2029	2030	
F450 Dump Truck	\$ -	\$ 80,000.00	\$ -	\$ -	\$ -	REPLACE TRUCK BED WITH DUMP BODY - ON ORIGINAL TAX BUDGET
DUMP TRUCK-SHARED 4 OF 4	\$ 30,000.00	\$ -	\$ -	\$ -	\$ -	\$130,000 SHARED WITH PARKS, STREET, WATER AND LANDS AND BUILDINGS.
Utility Cart	\$ -	\$ 12,000.00	\$ -	\$ -	\$ -	SUCH AS A KUBOTA (OR SIMILAR) WITH A DUMP BED
Fire Hydrants MOVE TO MAINT. OF IIRFA \$18,400	\$ -	\$ -	\$ -	\$ -	\$ -	4 ANNUAL REPLACEMENT HYDRANTS
FILTER MEDIA REPLACEMENT	\$ -	\$ -	\$ 35,000.00	\$ -	\$ -	TO START ANNUAL MAINTENANCE PROGRAM
SORTER MEDIA REPLACEMENT	\$ -	\$ -	\$ 35,000.00	\$ -	\$ -	TO START ANNUAL MAINTENANCE PROGRAM
POLE BARN	\$ -	\$ -	\$ -	\$ -	\$ -	TO BE ABLE TO STORE EQUIPMENT INSIDE
Hillcrest Water Main Replacement	\$ -	\$ 92,000.00	\$ -	\$ -	\$ -	
Chlorine Scale System	\$ -	\$ -	\$ -	\$ -	\$ -	
Enclosed Main Break Trailer	\$ -	\$ -	\$ -	\$ -	\$ -	
Upgrade Panel Vises	\$ -	\$ 100,000.00	\$ -	\$ -	\$ -	
Water Totals	\$ 30,000.00	\$ 277,000.00	\$ -	\$ -	\$ -	

Move to Fund 550
removed \$1000 from 2025

WASTEWATER
502.5400.55000

Grit Classifier	\$ -	\$ -	\$ -	\$ -	\$ -	CONTINUOUS MONITORING PROBES FOR PH, TEM, DO ETC
TECHNOLOGY UPGRADES	\$ 40,000.00	\$ 25,000.00	\$ -	\$ -	\$ -	ROOFS OF RW, DIGESTER, AND OLD LAB BLDGS PASSED POINT OF REPAIR
ROOF REPLACEMENTS	\$ 75,000.00	\$ -	\$ -	\$ -	\$ -	
Equipment Storage Building	\$ -	\$ -	\$ -	\$ -	\$ -	
Service Garage - Shared with WWTTP, \$115K	\$ -	\$ -	\$ -	\$ -	\$ -	
Drying Bed Upgrade for Solids	\$ -	\$ -	\$ -	\$ 80,000.00	\$ -	
Wastewater Totals	\$ 115,000.00	\$ 25,000.00	\$ -	\$ 80,000.00	\$ -	

SWIMMING POOL

CEMETERY
510.2100.55000

Pool Upgrades	\$ -	\$ -	\$ -	\$ -	\$ -	
Swimming Pool Totals	\$ -	\$ -	\$ -	\$ -	\$ -	
Mower	\$ -	\$ 16,000.00	\$ 16,000.00	\$ -	\$ -	
Barn	\$ -	\$ 60,000.00	\$ -	\$ -	\$ -	
DUMPER	\$ -	\$ 85,000.00	\$ -	\$ -	\$ -	
Dump Truck	\$ -	\$ -	\$ -	\$ -	\$ -	
Backhoe	\$ -	\$ -	\$ -	\$ 100,000.00	\$ -	REPLACEMENT
Utility Cart	\$ -	\$ -	\$ 25,000.00	\$ -	\$ -	REMOVED \$50,000 FOR DUMP TRUCK IN ORIGINAL
Attachments / Accessories	\$ -	\$ -	\$ -	\$ -	\$ -	
Cemetery Totals	\$ -	\$ 161,000.00	\$ 41,000.00	\$ 100,000.00	\$ -	

WATERWORKS CAPITAL IMPROVEMENT
550.5500.55000

Mainline Valve Replacement	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	
Waterworks Capital Improvement Totals	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	

WASTEWATER EQUIPMENT REPLACEMENT
561.5610.55506

Equipment Rehab - Drying Bed Rehab	\$ 11,000.00	\$ 11,000.00	\$ 11,000.00	\$ 11,000.00	\$ 11,000.00	
Wastewater Equipment Replacement Totals	\$ 11,000.00	\$ 11,000.00	\$ 11,000.00	\$ 11,000.00	\$ 11,000.00	

Enterprise Funds Total	\$ 161,000.00	\$ 474,000.00	\$ 57,000.00	\$ 196,000.00	\$ 16,000.00	
Total (All Funds)	\$ 416,000.00	\$ 1,363,000.00	\$ 392,000.00	\$ 709,000.00	\$ 51,000.00	

RESOLUTION 2025-09R

A RESOLUTION PROVIDING FOR THE PERMANENT TRANSFER OF FUNDS FROM THE GENERAL FUND TO THE POOL FUND OF THE CITY OF NEW CARLISLE

WHEREAS, sections 5705.14, 5705.15 and 5705.16 of the Ohio Revised Code provide procedures for the legal transfers of funds; and

WHEREAS, legal transfers of funds by resolution are intended to be used as a means of providing additional revenues to funds that are in a negative fund balance status or require additional funding for anticipated expenses; and

WHEREAS, the City Finance Director has determined that it is necessary to transfer funds from the City's General Fund to the Pool Fund in order to prevent and/or clear deficit fund balances.

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

SECTION 1. To permanently transfer funds from the City's General Fund to the Pool Fund in the amount(s) indicated below:

<u>Fund #</u>	<u>Fund Name</u>	<u>TRANSFER OUT</u>	<u>TRANSFER IN</u>
101	GENERAL FUND	\$ 40,000.00	
505	POOL FUND		\$ 40,000.00
	TOTAL	\$ 40,000.00	\$ 40,000.00

SECTION 2. The Finance Director is hereby authorized and directed to enter the foregoing transactions upon the books and accounts of the City of New Carlisle.

Passed this _____ day of _____, 2025.

Bill Cook, Mayor

Christine Stapleton, Clerk of Council

APPROVED AS TO FORM:

Jake Jeffries, Law Director

Introduction, First Reading and Action: 08/04/2025
Effective Date of Legislation: 08/19/2025

_____ 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

New Carlisle Expense Report

Accounts: 505-3400-51100 to 505-3400-57000

Account Access Group: N/A

As Of: 1/1/2025 to 7/31/2025

Include Inactive Accounts: No
Include Pre-Encumbrances: Yes

Account	Description	Budget	MTD Expense	YTD Expense	UnExp. Balance	Encumbrance	Unenc. Balance	% Used
505	SWIMMING POOL						Target Percent: 58.33%	
SWIMMING POOL								
Wages								
505-3400-51100	WAGES - SWIMMING POOL	\$60,000.00	\$39,801.00	\$60,468.86	(\$468.86)	\$0.00	(\$468.86)	100.78%
505-3400-51105	OVERTIME WAGES - SWIM	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	N/A
505-3400-51120	SOCIAL SECURITY-EMPLO	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	N/A
505-3400-51130	MEDICARE - EMPLOYER M	\$870.00	\$577.12	\$876.83	(\$6.83)	\$0.00	(\$6.83)	100.79%
505-3400-51140	PERS - EMPLOYER MATCH	\$8,400.00	\$8,026.04	\$8,465.61	(\$65.61)	\$0.00	(\$65.61)	100.78%
505-3400-51200	WORKER'S COMPENSATIO	\$2,460.00	\$0.00	\$0.00	\$2,460.00	\$0.00	\$2,460.00	0.00%
505-3400-51210	MEDICAL INSURANCE - SWI	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	N/A
505-3400-51220	DENTAL INSURANCE - SWI	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	N/A
505-3400-51230	LIFE/AD&D INSURANCE - S	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	N/A
505-3400-51240	LONG TERM DISABILITY IN	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	N/A
	Wages Totals:	\$71,730.00	\$48,404.16	\$69,811.30	\$1,918.70	\$0.00	\$1,918.70	97.33%
Benefits								
505-3400-52000	TRAINING/TRAVEL/TRANSP	\$850.00	\$300.00	\$514.00	\$336.00	\$360.00	(\$24.00)	102.82%
	Benefits Totals:	\$850.00	\$300.00	\$514.00	\$336.00	\$360.00	(\$24.00)	102.82%
Contractual								
505-3400-53100	GAS/ELECTRIC SERVICES -	\$14,000.00	\$4,013.05	\$10,359.20	\$3,640.80	\$0.00	\$3,640.80	73.99%
505-3400-53110	REFUSE/WASTE REMOVAL	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	N/A
505-3400-53200	COMMUNICATION SERVICE	\$3,000.00	\$70.00	\$420.00	\$2,580.00	\$40.00	\$2,540.00	15.33%
505-3400-53500	MAINTENANCE OF FACILIT	\$12,000.00	\$1,344.62	\$7,241.64	\$4,758.36	\$4,564.62	\$193.74	98.39%
505-3400-53502	MAINT OF EQUIPMENT - S	\$6,500.00	\$3,999.00	\$7,360.02	(\$860.02)	\$0.00	(\$860.02)	113.23%
505-3400-53600	INSURANCE - FLEET/LIABIL	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	N/A
505-3400-53900	MEMBERSHIP, DUES & PUB	\$1,500.00	\$0.00	\$1,368.00	\$132.00	\$0.00	\$132.00	91.20%
	Contractual Totals:	\$37,000.00	\$9,426.67	\$26,748.86	\$10,251.14	\$4,604.62	\$5,646.52	84.74%
Materials & Supplies								
505-3400-54100	OFFICE SUPPLIES - SWIMM	\$500.00	\$28.93	\$28.93	\$471.07	\$0.00	\$471.07	5.79%
505-3400-54200	OPERATIONAL SUPPLIES -	\$5,000.00	\$527.44	\$3,423.39	\$1,576.61	\$1,641.05	(\$64.44)	101.29%
505-3400-54201	UNIFORMS/PERSONAL SAF	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	N/A
505-3400-54203	CHEMICALS - SWIMMING P	\$12,000.00	\$1,439.89	\$9,187.39	\$2,812.61	\$560.11	\$2,252.50	81.23%
505-3400-54206	FUEL - SWIMMING POOL	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	N/A
505-3400-54207	CONCESSION SUPPLIES -	\$18,000.00	\$4,570.77	\$10,224.72	\$7,775.28	\$3,475.92	\$4,299.36	76.11%
505-3400-54300	REPAIR & MAINTENANCE S	\$1,000.00	\$0.00	\$0.00	\$1,000.00	\$0.00	\$1,000.00	0.00%
505-3400-54400	SMALL TOOLS & MINOR EQ	\$1,000.00	\$58.88	\$908.87	\$91.13	\$0.00	\$91.13	90.89%
	Materials & Supplies Totals:	\$37,500.00	\$6,625.91	\$23,773.30	\$13,726.70	\$5,677.08	\$8,049.62	78.53%
Capital Outlay								

Expense Report

As Of: 1/1/2025 to 7/31/2025

Account	Description	Budget	MTD Expense	YTD Expense	UnExp. Balance	Encumbrance	Unenc. Balance	% Used
505-3400-55000	CAPITAL OUTLAY - SWIMMI	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	N/A
505-3400-55001	CAPITAL OUTLAY - POOL LI	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	N/A
505-3400-55002	ODNR NATURE WORKS GR	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	N/A
	Capital Outlay Totals:	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	N/A
Debt Service								
505-3400-56000	NOTE & INTEREST PAYME	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	N/A
	Debt Service Totals:	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	N/A
Miscellaneous								
505-3400-57000	MISCELLANEOUS - SWIMMI	\$1,300.00	\$667.86	\$1,537.61	(\$237.61)	\$720.39	(\$958.00)	173.69%
	Miscellaneous Totals:	\$1,300.00	\$667.86	\$1,537.61	(\$237.61)	\$720.39	(\$958.00)	173.69%
	SWIMMING POOL Totals:	\$148,380.00	\$65,424.60	\$122,385.07	\$25,994.93	\$11,362.09	\$14,632.84	90.14%
505 Total:		\$148,380.00	\$65,424.60	\$122,385.07	\$25,994.93	\$11,362.09	\$14,632.84	90.14%
Grand Total:		\$148,380.00	\$65,424.60	\$122,385.07	\$25,994.93	\$11,362.09	\$14,632.84	90.14%
						Target Percent:	58.33%	

New Carlisle Revenue Report

Accounts: 505-0000-10100 to 505-0000-41910
As Of: 1/1/2025 to 7/31/2025
Account Access Group: N/A

		Include Inactive Accounts: No		
Account	Description	Budget	MTD Revenue	YTD Revenue
505	SWIMMING POOL			Target Percent:
REVENUE				58.33%
APPROPRIATION TYPE: 41				
505-0000-41440	ODNR NATURE WORKS GRANT - GAZE	\$0.00	\$0.00	\$0.00
505-0000-41530	POOL MEMBERSHIPS	\$22,000.00	\$2,585.00	\$21,886.00
505-0000-41531	DAILY GATE FEES	\$36,000.00	\$14,089.25	\$35,966.00
505-0000-41532	CONCESSIONS	\$25,000.00	\$10,449.12	\$25,472.41
505-0000-41533	PARTY & RENTAL	\$6,000.00	\$4,123.00	\$5,614.67
505-0000-41534	GAMES	\$0.00	\$0.00	\$0.00
505-0000-41836	MISC. DONATIONS - POOL	\$0.00	\$0.00	\$0.00
505-0000-41840	MISCELLANEOUS RECEIPTS	\$1,000.00	\$212.50	\$972.07
505-0000-41910	TRANSFERS - IN	\$50,000.00	\$0.00	\$50,000.00
	APPROPRIATION TYPE: 41 Totals:	\$140,000.00	\$31,458.87	\$139,911.15
	REVENUE Totals:	\$140,000.00	\$31,458.87	\$139,911.15
505 Total:		\$140,000.00	\$31,458.87	\$139,911.15
Grand Total:		\$140,000.00	\$31,458.87	\$139,911.15
				Target Percent:
				58.33%

RESOLUTION 2025-10R

**FINAL RESOLUTION AUTHORIZING PID NO. 118645
COUNTY/ROUTE/SECTION: CLA SR 235/571 04.36/01.05
AGREEMENT NO. 38944**

WHEREAS, the following comprises the Final Resolution enacted by the City of **New Carlisle**, Ohio, hereinafter referred to as the Legislative Authority/Local Public Agency or "LPA", in the matter of the stated described project; and

WHEREAS, on the 7th day of August 2023, the LPA enacted legislation (i.e., Ordinance 2023-43) proposing cooperation with the Director of Transportation for the project described below:

The project consists of lighting improvements on Main Street (S.R. 235 S.L.M 04.37-04.96) from Madison Street to just south of Mill Road and Jefferson Street (S.R. 571 S.L.M. 01.05-01.18) from S. Church Street to S. Pike Street, including upgrading to LED streetlights, lying within the City of New Carlisle; and

WHEREAS, the LPA shall cooperate with the Director of Transportation in the above described project as follows:

The City agrees to assume and bear one hundred percent (100%) of the entire cost of the improvement within the city limits, less the amount of Federal-Aid funds set aside by the Director of Transportation for the financing of this improvement from funds allocated by the Federal Highway Administration, U. S. Department of Transportation; and

WHEREAS, the share of the cost of the LPA is now estimated to be in the amount of **Forty-Eight Thousand One Hundred Eighty and - - - 00/100 Dollars, (\$48,180.00)**, but said estimated amount is to be adjusted in order that the LPA's ultimate share of said improvement shall correspond with said percentages of actual costs when said actual costs are determined; and

WHEREAS, the Director of Transportation has approved said legislation proposing cooperation and has caused to be made plans and specifications and an estimate of cost and expense for improving the above described highway and has transmitted copies of the same to this legislative authority; and

WHEREAS, the LPA desires the Director of Transportation to proceed with the aforesaid highway improvement.

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

Section One. The estimated sum of **Forty-Eight Thousand One Hundred Eighty and - - - 00/100 Dollars, (\$48,180.00)** is hereby appropriated for the improvement described above and the fiscal officer is hereby authorized and directed to issue an order on the treasurer for said sum upon the requisition of the Director of Transportation to pay the cost and expense of said improvement. The LPA hereby agrees to assume in the first instance, the share of the cost and expense over and above the amount to be paid from **Federal** funds.

Section Two. The LPA hereby requests the Director of Transportation to proceed with the aforesaid highway improvement.

Section Three. The LPA is authorized to enter into a contract with the State, and the **City Manager, or the Director of Public Service/Assistant City Manager** as the City Manager's designee, be, and is hereby authorized to execute said contract, a copy of which is attached as Exhibit A, providing for the payment by the LPA the sum of money set forth herein above for improving the described project.

Section Four. The LPA shall transmit to the Director of Transportation a fully executed copy of this Resolution.

Section Five. City Council hereby certifies that the Clerk of Council has compared the copy of Ordinance 2023-43 with the original record thereof, found in the record of the proceedings of the LPA, and which Ordinance was duly passed by the LPA on the 7th day of August, 2023, and a copy is here attached as Exhibit B, and that the same is a true and correct copy of the record of said Ordinance and the action of said LPA thereon.

Section Six. City Council further certifies that said Ordinance and the action of said LPA thereon is recorded in the official Record of Proceedings of Council for the City of New Carlisle as maintained by the Clerk of Council.

Passed this _____ day of _____, 2025.

Bill Cook, Mayor

Christine Stapleton, Clerk of Council

PID No. 118645

APPROVED AS TO FORM:

Jacob M. Jeffries, DIRECTOR OF LAW

Introduction, First Reading and Action: 08/04/2025
Effective Date of Legislation: 08/19/2025

_____ 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

FISCAL OFFICER'S CERTIFICATE
(Chapter 5521 and Section 5705.41, Ohio Revised Code)

I hereby certify that the money, to wit: **\$48,180.00** required for the payment of the cost other than that thereof assumed by the **Federal** Government, for the improvement of that portion of **S.R. 235/S.R. 571 - 04.36/01.05**, lying within the corporate limits of the City of **New Carlisle**, more particularly described as follows:

The project consists of lighting improvements on Main Street (S.R. 235 S.L.M 04.37-04.96) from Madison Street to just south of Mill Road and Jefferson Street (S.R. 571 S.L.M. 01.05-01.18) from S. Church Street to S. Pike Street, including upgrading to LED streetlights, lying within the City of New Carlisle; and

has been lawfully appropriated for such purpose and is in the treasury to the credit of, or has been levied placed on the duplicate and in process of collection for the appropriate fund, and not appropriated for any other purpose; or is being obtained by sale of bonds issued on account of said improvement, which bonds are sold and in process of delivery.

I further certify that this certificate was made, sealed and filed with the legislative authority of the City of **New Carlisle**, Ohio, after said legislative authority passed the final resolution in connection with the within described project; and that this certificate was forthwith recorded in the official Record of Proceedings of Council for the City of New Carlisle as maintained by the Clerk of Council.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal as said fiscal officer, this _____ day of _____, 20____.

(Fiscal Officer's Seal)
(If Applicable)

Fiscal Officer of the City of
New Carlisle, Ohio

EXHIBIT A

C O N T R A C T
(Chapter 5521, Ohio Revised Code)

This contract is made by and between the State of Ohio, Department of Transportation, acting through its director (hereinafter referred to as the "STATE"), 1980 West Broad Street, Columbus, Ohio 43223, and the City of **New Carlisle**, (hereinafter referred to as the legislative authority/Local Public Agency or "LPA").

WITNESSTH:

WHEREAS, Chapter 5521 of the Ohio Revised Code provides that the legislative authority may cooperate with the STATE in a highway project made by and under the supervision of the STATE; and

WHEREAS, through the enactment of preliminary legislation, the LPA and the STATE have agreed to cooperate in the highway project described below; and

WHEREAS, through the enactment of final legislation, the LPA has committed to pay an estimated amount of money as its share of the total estimated cost and expense of the highway project described below; and

WHEREAS, the fiscal officer of the LPA has filed with the LPA a certificate stating that sufficient moneys are available, as required by Chapter 5521 and Section 5705.41 of the Ohio Revised Code. A duplicate certificate is attached hereto; and

WHEREAS, in accordance with the final legislation, the LPA hereby enters into this contract with the STATE to provide for payment of the agreed portion of the cost of the highway project and any additional obligations for the highway project described below.

NOW, THEREFORE, in consideration of the premises and the performances of mutual covenants hereinafter set forth, it is agreed by parties hereto as follows:

SECTION I: **RECITALS**

The foregoing recitals are hereby incorporated as a material part of this contract.

SECTION II: **PURPOSE**

The purpose of this contract is to set forth requirements associated with the highway project described below (hereinafter referred to as the "PROJECT") and to establish the responsibilities for the administration of the PROJECT by the LPA and the STATE.

SECTION III: LEGAL REFERENCES

This contract is established pursuant to Chapter 5521 of the Ohio Revised Code.

SECTION IV: SCOPE OF WORK

The work to be performed under this contract shall consist of the following:

The project consists of lighting improvements on Main Street (S.R. 235 S.L.M 04.37-04.96) from Madison Street to just south of Mill Road and Jefferson Street (S.R. 571 S.L.M. 01.05-01.18) from S. Church Street to S. Pike Street, including upgrading to LED streetlights, lying within the City of New Carlisle.

SECTION V: FINANCIAL PARTICIPATION

1. The STATE agrees to provide the necessary funds as enumerated in this section and allowed by law for the financing of this project.
2. The STATE may allocate the money contributed by the LPA in whatever manner it deems necessary in financing the cost of construction, right-of-way, engineering, and incidental expenses, notwithstanding the percentage basis of contribution by the LPA.
3. The total cost and expenses for the project are only an estimate and the total cost and expenses may be adjusted by the STATE. If any adjustments are required, payment of additional funds shall correspond with the percentages of actual costs when said actual costs are determined, and as requested, by the STATE.
4. The LPA agrees to pay to the STATE its share of the total estimated cost expense for the above highway project in the amount of **Forty-Eight Thousand One Hundred Eighty and 00/100 Dollars, (\$48,180.00).**
5. **The LPA agrees to assume and bear one hundred percent (100%) of the entire cost of the improvement within the LPA limits, less the amount of Federal-Aid funds set aside by the STATE for the financing of this improvement from funds allocated by the Federal Highway Administration, U. S. Department of Transportation.**
6. The LPA agrees to assume and bear One Hundred Percent (100%) of the cost of any construction items required by the LPA on the entire project, which are not necessary for the improvement, as determined by the STATE and Federal Highway Administration.

7. The LPA agrees that change orders and extra work contracts required fulfilling the construction contracts shall be processed as needed. The STATE shall not approve a change order or extra work contract until it first gives notice, in writing, to the LPA. The LPA shall contribute its share of the cost of these items in accordance with other sections herein.

SECTION VI: RIGHT-OF-WAY AND UTILITIES

1. The LPA agrees that all right-of-way required for the described project will be acquired and/or made available in accordance with current State and Federal regulations. The LPA also understands that right-of-way costs include eligible utility costs.
2. The LPA agrees that all utility accommodation, relocation, and reimbursement will comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual, including that:
 - A. Arrangements have been or will be made with all utilities where facilities are affected by the described PROJECT, that the utilities have agreed to make all necessary removals and/or relocations to clear any construction called for by the plans of this PROJECT, and that the utilities have agreed to make the necessary removals and/or relocations after notification by the LPA or STATE.
 - B. The LPA shall, at its own expense, make all removals and/or relocations of publicly-owned utilities which do not comply with the reimbursement provisions of the ODOT Utilities Manual. Publicly-owned facilities which do comply with the reimbursement provisions of the ODOT Utilities Manual will be removed and/or relocated at project expense, exclusive of betterments.
 - C. The removals and/or relocation of all utilities shall be done in such a manner as not to interfere with the operation of the contractor constructing the PROJECT and that the utility removals and/or relocations shall be approved by the STATE and performed in accordance with the provisions of the ODOT Construction and Materials Specifications.

SECTION VII: ADDITIONAL PROJECT OBLIGATIONS

1. The STATE shall initiate the competitive bid letting process and award the PROJECT in accordance with ODOT's policies and procedures.
2. The LPA agrees:
 - A. To keep said highway open to traffic at all times;

- B. To maintain the PROJECT in accordance with the provisions of the statutes relating thereto,
- C. To make ample financial and other provisions for such maintenance of the PROJECT after its completion;
- D. To maintain the right-of-way and keep it free of obstructions in a manner satisfactory to the STATE and hold said right-of-way inviolate for public highway purposes;
- E. To place and maintain all traffic control devices conforming to the Ohio Manual of Uniform Traffic Control Devices on the project in compliance with the provisions of Section 4511.11 of the Ohio Revised Code;
- F. To regulate parking in accordance with Section 4511.66 of the Ohio Revised Code, unless otherwise controlled by local ordinance or resolution.

SECTION VIII: DISPUTES

In the event that any disputes arise between the STATE and LPA concerning interruption of or performance pursuant to this contract, such disputes shall be resolved solely and finally by the STATE.

SECTION IX: NOTICE

Notice under this contract shall be directed as follows:

City of New Carlisle
331 S. Church Street, P.O. Box 419
New Carlisle, Ohio
45344

Ohio Department of Transportation
Office of Contract Sales & Estimating
1980 West Broad Street, MS 4110
Columbus, Ohio 43223

SECTION X: FEDERAL REQUIREMENTS

1. In carrying out this contract, LPA shall not discriminate against any employee or applicant for employment because of race, religion, color, sex, national origin, disability, or age. LPA will ensure that applicants are hired and that employees are treated during employment without regard to their race, religion, color, sex, national origin (ancestry), disability, genetic information, or age (40 years or older), sexual orientation, or military status (past, present, future). Such action shall include, but not be limited to, the following: Employment, Upgrading, Demotion, or Transfer; Recruitment or Recruitment Advertising; Layoff or Termination; Rates of Pay or other forms of Compensation; and Selection for Training including Apprenticeship.

2. To the extent necessary under Ohio law, LPA agrees to post in conspicuous places, available to employees and applicants for employment, notices setting forth the provisions of this nondiscrimination clause. LPA will, in all solicitations or advertisements for employees placed by or on behalf of LPA, state that all qualified applicants will receive consideration for employment without regard to race, religion, color, sex, national origin (ancestry), disability, genetic information, age (40 years or older), sexual orientation, or military status (past, present, future). If applicable, the LPA shall incorporate the foregoing requirements of this paragraph in all of its contracts for any of the work prescribed herein (other than subcontracts for standard commercial supplies or raw materials) and will require all of its subcontractors for any part of such work to incorporate such requirements in all subcontracts for such work.
3. LPA agrees to fully comply with Title VI of the Civil Rights Act of 1964, 42 USC Sec. 2000. LPA shall not discriminate on the basis of race, color, or national origin in its programs or activities. The STATE may monitor the Contractor's compliance with Title VI.

SECTION XI: GENERAL PROVISIONS

1. This contract constitutes the entire contract between the parties. All prior discussions and understandings between the parties are superseded by this contract.
2. Neither this contract nor any rights, duties or obligations described herein shall be assigned by either party hereto without the prior express written consent of the other party.
3. Any change to the provisions of this contract must be made in a written amendment executed by both parties.
4. This contract and any claims arising out of this contract shall be governed by the laws of the State of Ohio. Any provision of this contract prohibited by the law of Ohio shall be deemed void and of no effect. Any litigation arising out of or relating in any way to this contract or the performance thereunder shall be brought only in the courts of Ohio, and the LPA hereby irrevocably consents to such jurisdiction. To the extent that the STATE is a party to any litigation arising out of or relating in any way to this contract or the performance thereunder, such an action shall be brought only in a court of competent jurisdiction in Franklin County, Ohio.
5. All financial obligations of the State of Ohio, as provided in this contract, are subject to the provisions of Section 126.07 of the Ohio Revised Code. The financial obligations of the State of Ohio shall not be valid and enforceable unless funds are appropriated by the Ohio General Assembly and encumbered by the STATE. Additionally, it is understood that this financial obligation of the LPA shall not be valid and enforceable unless funds are appropriated by the LPA's legislative body.

6. This contract shall be deemed to have been substantially performed only when fully performed according to its terms and conditions and any modification thereof.
7. LPA agrees that it is currently in compliance and will continue to adhere to the requirements of Ohio Ethics law as provided by Section 102.03 and 102.04 of the Ohio Revised Code.

SECTION XII: SIGNATURES

Any person executing this contract in a representative capacity hereby warrants that he/she has been duly authorized by his/her principal to execute this contract on such principal behalf.

Any party hereto may deliver a copy of its counterpart signature page to this Agreement via fax or e-mail. Each party hereto shall be entitled to rely upon a facsimile signature on any other party delivered in such a manner as if such signature were an original.

IN WITNESS THEREOF, the parties hereto have caused this contract to be duly executed in duplicate.

SEAL
(If Applicable)

**OHIO DEPARTMENT OF
TRANSPORTATION**

LOCAL PUBLIC AGENCY
City of New Carlisle

Director of Transportation

City Manager or Director of Public Service/
Assistant City Manager

Date

Approved:
Dave Yost
Attorney General of Ohio

By: _____
Alan H. Klodell
Senior Assistant Attorney General
Executive Agencies Section, Transportation Unit

EXHIBIT B

ORDINANCE 2023-43

AN ORDINANCE AUTHORIZING THE CITY MANAGER OR THE DIRECTOR OF PUBLIC SERVICE/ASSISTANT CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE DECORATIVE STREETLIGHT LED UPGRADE PROJECT (CLA-SR 235/571-04.36/01.05 PID NO. 118645)

WHEREAS, the City and the Ohio Department of Transportation (ODOT) have determined that the decorative streetlights along State Route 235 and State Route 571 within the municipality need to be upgraded with new LED fixtures; and

WHEREAS, the City's decorative streetlight project is a transportation activity eligible to receive Federal funding through the Federal Highway Administration (FHWA); and

WHEREAS, ODOT has been designated by the FHWA as the agency in Ohio to administer FHWA's Federal funding programs; and

WHEREAS, ODOT has requested that the City enter into the attached LPA Federal ODOT-LET Project Agreement, which sets forth the responsibilities of the City and ODOT, before proceeding with the project; and

WHEREAS, the total cost of the project is estimated to be \$539,800 with the City being responsible for approximately \$98,800 of that amount; and

WHEREAS, the City has decided that it would be in the best interests of the health, safety and welfare of its citizens to complete the decorative streetlight project known as CLA-SR 235/571-04.36/01.05 PID No. 118645.

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

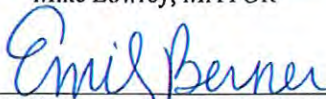
1. **Project Description.** The proposed project involves upgrading the decorative streetlights with new LED fixtures along State Route 235 and State Route 571 within the City of New Carlisle, in Clark County, Ohio. This project is further identified as CLA-SR 235/571-04.36/01.05 PID No. 118645 (Project).
2. **Consent.** The City has determined that the Project is in the public interest and hereby gives consent to the Ohio Director of Transportation to complete the Project.
3. **Cooperation.** The City shall cooperate with the Director of Transportation in the development and construction of the Project as follows:
 - a. The City agrees to assume and bear One Hundred Percent (100%) of the entire cost of the improvement, less the amount of Federal-aid and State funds set aside by the Director of Transportation for the financing of this improvement from funds allocated by the Federal Highway Administration, U.S. Department of Transportation.

- b. The City shall pay One Hundred Percent (100%) of the cost associated with other work that the City requests, if any, which is not necessary for the construction of the Project as determined by the State and Federal Highway Administration.
 - c. The City further agrees that change orders and extra work contracts required to fulfill the construction contracts shall be processed as needed. The State shall not approve a change order or extra work contract until it first gives notice, in writing, to the City. The City shall contribute its share of the cost of these items in accordance with other sections herein.
 - d. The City further agrees that if Federal Funds are used to pay the cost of any consultant contract, the City shall comply with 23 CFR 172 in the selection of its consultant and the administration of the consultant contract. Further, the City agrees to incorporate ODOT's "Specifications for Consulting Services" as a contract document in all of its consultant contracts. The City agrees to require, as a scope of services clause, that all plans prepared by the consultant must conform to ODOT's current design standards and that the consultant shall be responsible for ongoing consultant involvement during the construction phase of the Project. The City agrees to include a completion schedule acceptable to ODOT and to assist ODOT in rating the consultant's performance through ODOT's Consultant Evaluation System.
4. **Utilities and Right-of-Way.** The City agrees that any right-of-way (if applicable) required for the Project will be acquired and/or made available in accordance with applicable State and Federal regulations. It is the understanding of the City that right-of-way costs include eligible utility costs. The City further agrees that all utility accommodation, relocation and reimbursement will comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.
5. **Maintenance.** Upon completion of the Project, and unless otherwise agreed, the City shall (1) provide adequate maintenance for the Project in accordance with all applicable State and Federal law, including, but not limited to, Title 23, U.S.C., Section 116; (2) provide ample financial provisions, as necessary, for such maintenance of the Project; (3) maintain the right-of-way, keeping it free of obstructions; and (4) hold said right-of-way inviolate for public highway purposes.
6. **Authority to Sign.** The City Manager, or the Director of Public Service/Assistant City Manager as the City Manager's designee, is hereby authorized and empowered to execute the attached LPA Federal ODOT-LET Project Agreement in addition to all other documents and agreements and to take any other actions as may be necessary for the Project.

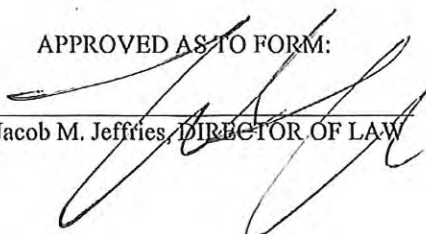
SIGNATURE PAGE TO FOLLOW

Passed this 7 day of August, 2023.


Mike Lowrey, MAYOR


Emily Berner, CLERK OF COUNCIL

APPROVED AS TO FORM:


Jacob M. Jeffries, DIRECTOR OF LAW

1st Lindsey

2nd: Eggleston

Eggleston	☒	N
Bahun	☒	N
Lindsey	☒	N
Mayor Lowrey	☒	N
Vice Mayor Grimm	☒	N
Rodewald	☒	N
Cook	☒	N

Totals:

<u>7</u>	<u>0</u>
Pass	Fail

Intro: 07/17/2023
Action: 08/07/2023
Effective: 08/22/2023

**OHIO DEPARTMENT OF TRANSPORTATION
ACCOUNT RECEIVABLE**

Make check payable to: Treasurer of State

Mail to: **Helene Ware**

Funding Analyst

Ohio Department of Transportation

Office of Contract Sales & Estimating - #4110

1980 West Broad Street, 4th Floor

Columbus, Ohio 43223

PID No. 118645

Invoice No. 11903

To: **City of New Carlisle**
331 S. Church Street, P.O. Box 419
New Carlisle, Ohio
45344

Federal Project No. E230826
Clark County
City of New Carlisle
S.R. 235/S.R. 571 - 04.36/01.05

PLEASE ENCLOSE A COPY OF THIS INVOICE TO IDENTIFY YOUR REMITTANCE

Proposal of Participation	Type of Agreement	Amount
		\$48,180.00

Contract amount \$43,800.00
ODOT Engineering amount. \$ 4,380.00

For the improvement of that portion of **S.R. 235/S.R. 571 - 04.36/01.05**, more particularly described as follows:

The project consists of lighting improvements on Main Street (S.R. 235 S.L.M 04.37-04.96) from Madison Street to just south of Mill Road and Jefferson Street (S.R. 571 S.L.M. 01.05-01.18) from S. Church Street to S. Pike Street, including upgrading to LED streetlights, lying within the City of New Carlisle.

Total Amount Due	\$48,180.00
------------------	-------------

Ohio Department of Transportation

E-SIGNED by Nathan Fling
on 2025-07-23 12:03:32 GMT

By: _____
Administrator, Office of Contract
Sales & Estimating

ORDINANCE 2025-30

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

WHEREAS, American Legal Publishing has completed its annual update and revision of the Codified Ordinances of the City; and

WHEREAS, various ordinances and resolutions of a general and permanent nature have been passed by Council since the prior updates and revisions of the Codified Ordinances, and those ordinances and resolutions have now been added to the Codified Ordinances of the City; and

WHEREAS, certain revisions were made in the Codified Ordinances to bring City law into conformity with State law, where and as required.

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

Section 1. The editing, arrangement and numbering or renumbering of the following ordinances and resolutions and parts of ordinances and resolutions are hereby approved as parts of the various component codes of the Codified Ordinances of the City, so as to conform to the classification and numbering system of the Codified Ordinances:

<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>
2023-52	9-18-23	1460.45
2023-57	11-6-23	1040.18
2023-63	12-4-23	Ch. 881, Appendix A
2023-64	12-4-23	881.17.1 to 881.17.5, 881.17.10, 881.17.11, 881.17.12, 881.17.16
2024-11	3-18-24	1460.45
2024-15	4-15-24	1244.01, 1244.04, 1244.99
2024-16	4-15-24	Ch. 881, Appendix A
2024-18	5-6-24	1460.26
2024-21	6-3-24	1066.08, 1066.13
2024-22	6-3-24	1460.44
2024-25	6-3-24	618.15
2024-26	6-3-24	618.21
2024-33	7-15-24	850.19
2024-37	8-5-24	660.13
2024-46	9-3-24	1060.99
2024-47	9-3-24	648.14
2024-48	9-3-24	248.17
2024-50	10-21-24	Repeals Ch. 278

<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>
2024-59	11-18-24	276.03, 276.04, 276.05
2024-60	12-2-24	1295.01 to 1295.07
2024-63	12-2-24	238.03

Section 2. The following sections of the Codified Ordinances are or contain new matter in the Codified Ordinances and are hereby approved, adopted and enacted:

402.077, 402.226, 402.37, 402.55, 408.02, 432.30, 432.31, 432.32, 432.33, 432.42, 434.01, 434.03, 434.07, 434.08, 436.04, 436.071, 436.074, 436.09, 436.14, 438.16, 438.17, 438.235, 438.28, 440.01, 442.01, 442.03, 442.05, 452.04, 452.05, 606.01, 606.06, 606.12, 606.165, 606.24, 606.29, 612.07, 624.01, 624.02, 624.03, 624.04, 624.05, 624.07, 624.08, 624.14, 624.16, 636.17, 636.21, 636.25, 642.01, 642.015, 648.07, 648.13, 666.01, 666.02, 666.03, 666.07, 666.20, 672.15, 698.02, 698.03, 698.05

Section 3. Pursuant to Sections 4.14 and 4.17 of the City Charter and R.C. 731.23, the Clerk of Council shall publish this ordinance or a brief summary thereof, together with a summary of the new matters covered by it, which summary is attached hereto as Exhibit A, in one or more newspapers of general circulation in the Municipality.

Section 4. All ordinances and resolutions or parts thereof which are in conflict with or inconsistent with any provision of the new matter adopted in Section 2 of this ordinance are hereby repealed as of the effective date of this ordinance except as follows:

- (a) The enactment of such sections and subsections shall not be construed to affect a right or liability accrued or incurred under any legislative provision prior to the effective date of such enactment, or an action or proceeding for the enforcement of such right or liability. Such enactment shall not be construed to relieve any person from punishment for an act committed in violation of any such legislative provision, nor to affect an indictment or prosecution therefor. For such purposes, any such legislative provision shall continue in full force notwithstanding its repeal for the purpose of revision and codification.
- (b) The repeal provided above shall not affect any legislation enacted subsequent to December 2, 2024.

Passed this _____ day of _____, 2025

Bill Cook, MAYOR

Christine Stapleton, CLERK

APPROVED AS TO FORM:

Jacob M. Jeffries, DIRECTOR OF LAW

Introduction and First Reading: 07/21/2025
Second Reading and Action: 08/04/2025
Effective Date of Legislation: 08/19/2025

_____ 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

EXHIBIT A

SUMMARY OF NEW MATTER CONTAINED IN THE 2025 REPLACEMENT PAGES FOR THE CODIFIED ORDINANCES OF NEW CARLISLE, OHIO

New matter in the Codified Ordinances of New Carlisle, Ohio, as contained in the 2025 Replacement Pages therefor, includes legislation regarding:

<u>Section</u>	<u>New or amended matter regarding:</u>
402.077	Definition of child care center or Type A family child care home.
402.226	Definition of natural resources officer.
402.55	Definition of wildlife officer.
402.37	Definition of school bus.
408.02	General code penalty.
432.30	Stopping for school bus; actuating visual signals; discharging children.
432.31	Driving across grade crossings.
432.32	Stopping at grade crossings.
432.33	Slow-moving vehicles or equipment at grade crossings.
432.42	Texting while driving prohibited.
434.01	Driving or physical control of vehicle while under the influence of alcohol or drugs.
434.03	Maximum speed limits; assured clear distance ahead.
434.07	Street racing, stunt driving and street takeovers prohibited.
434.08	Vehicular homicide; vehicular manslaughter; vehicular assault.
436.071	Driving under suspension or in violation of license restriction.
436.074	Driving under financial responsibility law suspension or cancellation; driving under a nonpayment of judgment suspension.
436.09	Display of license plates; registration; obstructions.
436.14	Removal of vehicles after accidents.
438.16	Number of lights permitted; red and flashing lights.
438.17	Vehicles transporting preschool children.
438.235	Tinted glass; materials on glass.
438.28	Use of child restraints.
440.01	Load limits.
442.01	Definitions related to drivers of commercial vehicles.
442.03	Licensing requirements.
442.05	Criminal offenses.
452.04	Manner of parallel and angle parking; handicapped persons.
452.05	Willfully leaving vehicles on private or public property.
606.01	General offenses definitions.
606.06	Limitation on criminal prosecutions.
606.12	Failure to report a crime or death.
606.165	Compliance with lawful order of police officers; fleeing.
606.24	Disposition of unclaimed or forfeited property held by police division.

<u>Section</u>	<u>New or amended matter regarding:</u>
606.29	Misuse of 9-1-1 system.
612.07	Open container prohibited.
624.01	Definitions related to drugs.
624.02	Adult use cannabis control; limitations on conduct by individuals.
624.03	Drug possession offenses.
624.04	Possession of drug abuse instruments.
624.05	Permitting drug abuse.
624.07	Abusing harmful intoxicants.
624.08	Illegal dispensing of drug samples.
624.14	Use or possession of paraphernalia.
624.16	Sale of pseudoephedrine.
636.17	Domestic violence.
636.21	Illegal distribution of cigarettes, other tobacco products, or alternative nicotine products; transaction scans.
636.25	Illegal use of a tracking device or application.
642.01	Definitions pertaining to offenses relating to property.
642.015	Theft.
648.07	Inducing panic.
648.13	Impeding public passage of an emergency service responder.
666.01	Definitions relating to sex related offenses.
666.02	Unlawful sexual conduct with a minor.
666.03	Sexual imposition.
666.07	Procuring; engagement in sexual activity for hire.
666.20	Grooming.
672.15	Possession of an object indistinguishable from a firearm in a school safety zone.
698.02	Penalties for misdemeanor.
698.03	Imposing sentence for misdemeanor.
698.05	Multiple sentences.

ORDINANCE 2025-31

AN ORDINANCE AMENDING CHAPTER 276 OF THE CODIFIED ORDINANCES OF NEW CARLISLE FOR THE PURPOSE OF ESTABLISHING A SOCIAL SERVICES COMMISSION

WHEREAS, Chapter 276 of the Codified Ordinances of the City of New Carlisle addresses boards and commissions; and

WHEREAS, City Council recognizes that some members of the community are in need of assistance; and

WHEREAS, the creation of a dedicated social services commission will facilitate community engagement, oversight and the development of effective programs to help City residents; and

WHEREAS, City Council has determined that Chapter 276 of the Codified Ordinances should be amended for the purpose of establishing a social services commission.

NOW, THEREFORE, THE CITY OF NEW CARLISLE HEREBY ORDAINS that Chapter 276 of the Codified Ordinances of the City of New Carlisle be amended by adding Section 276.06 as follows:

276.06 SOCIAL SERVICES COMMISSION.

- (a) Purpose. To assist with the oversight of social services within the City, and to recommend policies and programs with the goal of bringing together local partners and resources in order to help City residents who are in need.*
- (b) Membership. The commission shall consist of five members appointed by City Council. Such members shall serve without compensation.*

Passed this _____ day of _____, 2025.

Bill Cook, Mayor

Christine Stapleton, Clerk of Council

APPROVED AS TO FORM:

Jake Jeffries, DIRECTOR OF LAW

Introduction and First Reading: 07/21/2025
Second Reading and Action: 08/04/2025
Effective Date of Legislation: 08/19/2025

_____ 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

ORDINANCE 2025-32

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF NEW CARLISLE PROPOSED AMENDMENTS TO ARTICLES IX AND X 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 Articles IX and X of the Charter should be submitted to the electors of the City at the election to be held on November 4, 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 Articles IX and X 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 November 4, 2025 general election, at the regular hours and regular places of voting in the City. If approved by a majority vote at said election, Articles IX and X 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 Articles IX and X 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 Clark County Board of Elections or the Ohio Secretary of State, 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 Clark County Board of Elections.

Section 8. If the amendments to Articles IX and X 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 _____, 2025.

Bill Cook, MAYOR

Christine Stapleton, CLERK

APPROVED AS TO FORM:

Jacob M. 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: 07/21/2025
Second Reading and Action: 08/04/2025
Effective Date of Legislation: 08/19/2025

CITY OF NEW CARLISLE BALLOT ITEM ____

PROPOSED AMENDMENTS TO ARTICLES IX AND X OF THE CITY'S CHARTER

A majority affirmative vote is necessary for passage.

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

ARTICLE IX – NOMINATIONS AND ELECTIONS

Section 9.03. Regular City elections.

(a) Regular Elections. Regular Municipal elections shall be held on the first Tuesday after the first Monday in November in the odd-numbered years.

(b) Conduct of Elections. *The provisions of the general election laws of the state of Ohio shall apply to elections held under this Charter. All elections provided for by the Charter shall be conducted by the election authorities as established by law. Candidates shall run for office without party designation. For the conduct of city elections, for the prevention of fraud in such elections and for the recount of ballots in cases of doubt or fraud, the City Council shall adopt ordinances consistent with law and this Charter, and the election authorities may adopt further regulations consistent with law and this Charter and the ordinances of the Council. Such ordinances and regulations pertaining to elections shall be publicized in the manner of City ordinances generally.*

(c) Beginning of Term. *The term of a person elected to serve as a Council member shall begin the 1st day of January after his or her election.*

Section 9.04. Special Elections.

The Council may by resolution order a special election to be held at any time, the purpose and date of which shall be set forth in the resolution. Such resolution shall be certified within five (5) business days to the Board of Elections of Clark County which shall conduct the election at the time fixed in such resolution.

Council shall by resolution order a special election to be held within sixty (60) days of the presentation to it of a petition, signed by *registered voters of the City equal in number to at least not less than five hundred (500) electors of the City of New Carlisle twenty-five percent (25%) of the total votes cast at the last preceding regular municipal election of the City*, calling for a special election for a specified purpose. The resolution shall contain the purpose of and date for such special election.

ARTICLE X – INITIATIVE, REFERENDUM, RECALL AND CHARTER
AMENDMENT

Section 10.01. Initiative and Referendum.

(a) Ordinances and resolutions may be proposed by initiative petition and adopted by election. Ordinances and resolutions adopted by Council shall be subject to referendum as provided by the Constitution and laws of Ohio, except as deviated from by this Charter as follows:

(1) Initiative and referendum petitions must be signed by *registered voters of the City equal in number to at least ten percent (10%) of the total votes cast at the last preceding regular municipal election of the City* ~~not less than ten percent (10%) of the number of persons voting in the City in the preceding gubernatorial election;~~

(2) Initiative and referendum petitions shall be filed with the Office of the Clerk of Council for review of sufficiency including the number, but not the validity, of signatures as indicated in (a)(1) above.

(b) When an initiative petition which meets the requirements of this Charter is properly filed with the Office of the Clerk of Council, the Clerk shall, within ten (10) days, transmit a certified copy of the text of the proposed ordinance or other measure, together with the petition, to the Board of Elections.

(c) When a referendum petition which meets the requirements of this Charter, signed as in (a)(1) above, is properly filed with the Office of the Clerk within fifteen (15) days after any ordinance or other measure is passed by the legislative authority, ordering such ordinance or measure to be submitted to the electors of the City for their approval or rejection, the Clerk, within ten (10) days, shall transmit the petition and a certified copy of the text of the proposed ordinance or other measure to the Board of Elections.

(d) The Board shall examine all signatures on initiative and referendum petitions to determine the number of qualified electors of the City who signed the petition. The Board shall return the petition to the Clerk within ten (10) days after receiving it, together with a statement attesting to the number of such electors who signed the petition. If the petition contains the required number of valid signatures, the Clerk shall forthwith certify the sufficiency and validity of the petition to the Board of Elections.

(e) The Board shall submit the ordinance or measure to the electors of the City, for their approval or rejection, at the next succeeding general election, occurring subsequent to seventy-five (75) days after the Clerk certifies the sufficiency and validity of the petition to the Board of Elections, unless Council, by a majority vote of its members, submits such ordinance or measure for approval or rejection at a special election.

Section 10.02. Recall.

(a) The ~~electors~~ *registered voters of the City* shall have the power to remove any elected official of the City from office by a recall election in the manner provided in this section.

(b) If the elected official ~~shall have~~ *has served at least* six (6) months of a term, a *recall* petition demanding removal from office may be filed with the Office of the Clerk of Council, who shall note thereon the name and address of the person filing the petition and the date of filing, and shall deliver to the person a receipt and attach a copy of the receipt to the said petition. The petition may be circulated in separate parts, but the separate parts shall be bound together and filed as one (1) instrument. Each part shall contain the name and office of the person whose removal is sought and a definitive statement stipulating the grounds ~~upon which removal is sought~~ for removal. The form, sufficiency and regularity of any such petition shall be determined as provided in the general election laws. The petition shall be signed by qualified

~~electors registered voters of the City~~ equal in number to at least fifteen percent (15%) of the total votes cast ~~in the City at the last preceding gubernatorial election~~ *regular municipal election of the City.*

(c) Upon receipt of the *recall* petition, the Clerk shall promptly deliver a copy thereof to the Board of Elections for a determination of the number of valid signatures thereon.

(d) Within ten (10) business days after the number of valid signatures on the petition has been made known to the Clerk of Council in writing, the Clerk in consultation with the Director of Law shall determine whether the petition meets the requirements of this section. If the petition is found insufficient, the Clerk shall promptly certify the particulars in which it is defective, deliver a copy by certified mail of such certificate to the person who filed the petition, and make record of the delivery. The person who filed the petition shall be allowed a period of ten (10) days after said delivery to make the petition sufficient and refile it with the Office of the Clerk. If the petition is found sufficient, the Clerk shall promptly certify its sufficiency to Council, cause delivery by certified mail of a copy of this certificate to the person whose removal is sought, and make a record of that delivery.

(e) If the person whose removal is sought does not resign within five (5) business days after the day on which delivery has been made, Council shall thereupon fix a day for holding a recall election, not less than seventy-five (75) days nor more than one hundred twenty (120) days after the date of delivery, and shall cause notice of the recall election to be published on the same day of each week, for two (2) consecutive weeks, in a newspaper determined by Council to be of general circulation in the City. At the recall election, this question shall be placed upon the ballot: "Shall (naming the person whose removal is sought) be allowed to continue as (naming the position held)?", with provision on the ballot for voting affirmatively or negatively. In the event a majority of the vote is negative, the person shall be considered as removed and the office shall be deemed vacant. The person removed at the recall election shall not be eligible for elected or appointed office for one (1) year. If the person is not removed at the recall election, no further recall petitions shall be filed against such person for a period of one (1) year following the election.

(f) A removal by a recall election shall not bar the person removed from becoming a candidate for office in future elections.

Proposed Charter Amendment

City of New Carlisle

A majority affirmative vote is necessary for passage.

Shall Article IX, Sections 9.03 and 9.04, and Article X, Sections 10.01 and 10.02 of the Charter of the City of New Carlisle be amended as follows:

Article IX – Nominations and Elections (Summary)

Indicate that general election laws of Ohio apply, elections will be conducted as established by law, and candidates run for office without party designation. Add that Council shall adopt ordinances consistent with law for elections to be conducted, and for the prevention of fraud and recount of ballots in cases of doubt or fraud. Specify that election authorities may adopt regulations consistent with the Charter and ordinances of Council, and such ordinances and regulations will be publicized. Clarify that an elected Council member's term begins on January 1st after the election. Change the number of signatures needed to petition for a special election from five hundred to at least twenty-five percent of the total votes cast at the last preceding regular municipal election of the City.

Article X – Initiative, Referendum, Recall and Charter Amendment (Summary)

Change the number of signatures needed for an initiative or referendum petition from at least ten percent of the number of persons voting in the City in the preceding gubernatorial election to at least ten percent of the total votes cast at the last preceding regular municipal election of the City. Specify that registered voters may remove elected City officials. Clarify that a recall petition may be filed if an elected official has served at least six months of a term. Change the number of signatures needed for a recall petition from at least fifteen percent of the votes cast in the City at the last preceding gubernatorial election to at least fifteen percent of the total votes cast at the last preceding regular municipal election of the City?

YES

NO

ORDINANCE 2025-33

AN ORDINANCE DETERMINING TO PROCEED WITH THE IMPROVEMENT OF CERTAIN PUBLIC STREETS WITHIN THE CORPORATE LIMITS OF THE CITY OF NEW CARLISLE, OHIO BY LIGHTING THEM

WHEREAS, this Council did adopt Resolution No. 2025-07R on the 4th day of August, 2025, declaring therein the proposed improvement hereinafter described; and

WHEREAS, pursuant to said Resolution, estimated assessments with respect to said improvement were duly prepared and placed on file with the Office of the Clerk of Council; and

WHEREAS, no objection to said estimated assessments has been filed.

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

SECTION 1. It is hereby determined that the City is to proceed with the improvement of certain public streets within the corporate limits of the City of New Carlisle, Ohio by lighting them in accordance with the plans, profiles, specifications, and cost estimate for said improvement heretofore approved and filed with the Office of the Clerk.

SECTION 2. The estimated assessments of the cost of said improvement heretofore prepared and filed with the Office of said Clerk are adopted.

SECTION 3. It is further determined that the portion of the cost of said improvement to be assessed against the benefited property shall be assessed in the amount, manner and number of installments as provided for in said Resolution declaring the necessity of improvements.

SECTION 4. That all claims for damages resulting from said improvement that have been filed in accordance with law, if any, shall be inquired into after the completion of said improvement.

SECTION 5. The City Manager of the City of New Carlisle is hereby authorized and directed to cause said lighting improvement to be made by Miami Valley Lighting in accordance with the agreement between Miami Valley Lighting and the City of New Carlisle, Ohio, which is currently in effect.

Passed this _____ day of _____, 2025.

Bill Cook, Mayor

Christine Stapleton, Clerk of Council

APPROVED AS TO FORM:

Jake Jeffries, DIRECTOR OF LAW

Introduction and First Reading: 08/04/2025
Second Reading and Action: 08/18/2025
Effective Date of Legislation: 09/02/2025

_____ 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

ORDINANCE 2025-34

AN ORDINANCE LEVYING ASSESSMENTS FOR THE IMPROVEMENT OF CERTAIN PUBLIC STREETS WITHIN THE CORPORATE LIMITS OF THE CITY OF NEW CARLISLE, OHIO BY LIGHTING THEM

WHEREAS, this Council did on the 4th day of August, 2025, duly adopt Resolution 2025-07R, declaring the necessity of the improvement therein and hereinafter described; and

WHEREAS, this Council did on the 18th day of August, 2025, duly adopt Ordinance 2025-33, determining to proceed with said improvement and adopting the estimated assessments theretofore filed with respect to said improvement; and

WHEREAS, the actual cost of the improvement has now been ascertained and placed on file with the Office of the Clerk and has been reported to this Council; and

WHEREAS, estimated assessments for said improvement heretofore adopted by Ordinance 2025-33 have been adjusted so that said assessments, as adjusted, are in the same proportion to said estimated assessments as the actual cost of said improvement is to the estimated cost of said improvement; and

WHEREAS, the adjusted estimates are now on file with the Office of the Clerk.

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

SECTION 1. The adjusted assessments for improving certain public streets within the corporate limits of the City of New Carlisle by lighting them, as heretofore reported to this Council and now on file with the Office of the Clerk, and in the estimated aggregate amount of \$92,644.20, be and the same hereby are adopted and confirmed.

SECTION 2. There be, and hereby are, levied and assessed upon the lots and lands bounding and abutting upon said improvement, amounts reported in said adjusted assessments as aforesaid, which assessments are at the rate of (\$0.60) per front foot. Said assessments do not exceed any statutory limitation and are for calendar year 2026. The assessed lots and lands are set forth in the schedule on file with the Office of the Clerk and are made a part hereof by reference.

SECTION 3. It is hereby determined that the adjusted assessments hereinbefore referred to are in the same proportion to the estimated assessments as the actual cost of said improvement bears to the estimated cost of said improvement upon which such estimated assessments were made.

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SECTION 4. The acceptable methods of payment are cash, check or money order. The payment schedule for the special assessments to be levied, payable to the Clark County Auditor in cash, check or money order and which such payment shall include the Auditor's collection fee of 4%, will be two annual installments, or the owner of any property assessed may, at his/her option, pay such assessment in cash to the City of New Carlisle within ten days after notice of passage of the Ordinance levying such assessments. Assessments not paid in full within the ten-day period will be certified by the Clerk of Council to said Auditor for placement on the tax duplicate and collection as provided by law.

SECTION 5. The Finance Director is authorized and directed to keep said adjusted assessments on file for as long as any of them remain unpaid.

SECTION 6. The Finance Director be, and hereby is, authorized and directed to cause notice of the levying of the assessments herein provided for to be filed with the Clark County Auditor within thirty (30) days after the passage of the Ordinance.

SECTION 7. The Clerk of Council shall publish notice of the passage of this ordinance once in a newspaper of general circulation in the municipal corporation, stating that such assessment has been made and is on file in the office of the Clerk of Council for the inspection and examination of persons interested therein.

Passed this _____ day of _____, 2025.

Bill Cook, Mayor

Christine Stapleton, Clerk of Council

APPROVED AS TO FORM:

Jake Jeffries, DIRECTOR OF LAW

Introduction and First Reading: 08/04/2025
Second Reading and Action: 08/18/2025
Effective Date of Legislation: 09/02/2025

_____ 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

ORDINANCE 2025-35

AN ORDINANCE CERTIFYING TO THE CLARK COUNTY AUDITOR AND
AUTHORIZING PLACEMENT ON THE TAX DUPLICATE CERTAIN DELINQUENT
UTILITY ACCOUNTS FOR COLLECTION WITH REAL ESTATE TAXES

WHEREAS, certain City residents have delinquent water and sewer accounts; and

WHEREAS, Section 1040.16(d) of the Municipal Code provides that all charges for unpaid water and sewer bills are assessed against the property served and are a lien against the property, collectable in the same manner as other taxes and assessments thereon; and

WHEREAS, Section 1043.32 of the Municipal Code provides that any unpaid billings for sewer, together with accrued penalties, shall be certified pursuant to the Ohio Revised Code to the County Auditor, who shall place such delinquencies upon the real property tax duplicate for the property being served, and such delinquencies shall be a lien against the property and shall be collected in the same manner as other real estate taxes thereon; and

WHEREAS, Section 743.04 of the Ohio Revised Code provides that the City may certify such delinquent accounts to the County Auditor for placement thereof upon the real property tax list and duplicate against the property served for collection in the same manner as other taxes.

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

SECTION 1. The following delinquent water and sewer utility accounts are hereby certified to the Auditor of Clark County for placement upon the tax list and duplicate for collection in the same manner as other taxes as provided by law:

Name: Harold R. Persons IV
Property Address: 212 N. Church St., New Carlisle, OH 45344
Parcel Number: 0300500035428002
Amount due: \$926.68

Name: Mary Elizabeth Barsness
Property Address: 3517 Ruby Dr., New Carlisle, OH 45344
Parcel Number: 2500100026400008
Amount due: \$2,140.27

SIGNATURE PAGE TO FOLLOW

Passed this _____ day of _____, 2025.

Bill Cook, Mayor

Christine Stapleton, Clerk of Council

APPROVED AS TO FORM:

Jake Jeffries, DIRECTOR OF LAW

Introduction and First Reading: 08/04/2025
Second Reading and Action: 08/18/2025
Effective Date of Legislation: 09/02/2025

_____ 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

ORDINANCE 2025-36E

AN ORDINANCE SUPPLEMENTING CERTAIN APPROPRIATIONS CONTAINED
IN NEW CARLISLE CITY ORDINANCE 2024-66, AND DECLARING AN
EMERGENCY

WHEREAS, Ordinance 2024-66 is the Annual Appropriations Ordinance for the City of New Carlisle for the fiscal year ending December 31, 2025; and

WHEREAS, it is necessary to amend certain appropriations contained therein pursuant to divisions (a) and (c) of Section 7.09 of the City Charter.

NOW, THEREFORE THE CITY OF NEW CARLISLE HEREBY ORDAINS that the annual appropriations shall be supplemented as follows:

SECTION 1. To bring the City's appropriations in line with the required expenses of the City of New Carlisle for the fiscal period ending December 31, 2025, the 2025 appropriations are hereby increased or decreased for the following fund/fund types by the amounts shown:

Fund #	Fund Name	Increase -(Decrease)	Reason
101	General Fund	\$ 40,000.00	To Transfer to Pool Fund for Wages
201	Street Fund	\$ 50,000.00	ODOT Street Lighting Improvements
501	Water Fund	\$ 75,000.00	OPWC Old High Service Pump Bldg Equip
505	Pool Fund	\$ 40,000.00	Additional Wages for Pool Employees
TOTAL APPROPRIATION INCREASE		\$ 205,000.00	

SECTION 2. The Finance Director is hereby authorized and directed to enter the foregoing supplemental appropriations upon the books and accounts of the City of New Carlisle, and issue warrants pursuant to such authorization.

SECTION 3. This ordinance is declared to be an emergency measure necessary for the immediate preservation of the life, health and property of the City, and for the further reason that the City's appropriations must timely and accurately reflect the City's financial situation, and this ordinance shall be deemed effective immediately upon the affirmative vote of at least six (6) City Council members.

Passed this _____ day of _____, 2025.

Bill Cook, Mayor

Christine Stapleton, Clerk of Council

APPROVED AS TO FORM:

Jake Jeffries, Law Director

Introduction, First Reading and Action: 08/04/2025
Effective Date of Legislation: 08/04/2025

____ 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

ORDINANCE 2025-37

AN ORDINANCE CERTIFYING TO THE CLARK COUNTY AUDITOR AND AUTHORIZING PLACEMENT ON THE TAX DUPLICATE CERTAIN UNCOLLECTED WEED AND/OR GRASS CUTTING FEES FOR COLLECTION WITH REAL ESTATE TAXES

WHEREAS, pursuant to Municipal Code Section 1460.26(a), no owner of land in the City may allow his or her grass, weeds or rank vegetation to grow in excess of eight inches; and

WHEREAS, the City Planning Director, or his or her designee, or Code Enforcement Officer is required to serve written notice upon any owner, lessee, agent or tenant, having charge of the land in the City in violation of said code, notifying him or her of the Municipal Code violation and that they must cut their grass, weeds or rank vegetation within five days of receipt of the notice; and

WHEREAS, the owners, lessees, agents or tenants listed below, having charge of such land in violation of said code, were advised to cut their grass, weeds or rank vegetation; and

WHEREAS, there has been no acknowledgement from the owners, lessees, agents or tenants having charge of such land; and

WHEREAS, under Municipal Code Section 660.13, if the owner, lessee, agent or tenant having charge of such land fails to comply with the notice, the Director of Public Service is required to schedule the cutting of such land's grass, weeds or rank vegetation, and may submit a bill to the owner, lessee, agent or tenant having charge of such land for the sum of money due to the City for performing such service plus an administrative fee; and

WHEREAS, the City cut the grass, weeds or rank vegetation of such properties in violation of said code and billed the owners, lessees, agents or tenants for such services; and

WHEREAS, the owners, lessees, agents or tenants having charge of such land did not pay their bills from the City; and

WHEREAS, Section 660.13(g) of the Municipal Code provides that such charges for service, if not received by the City within ten days after receipt of such notice by the owner, lessee, agent or tenant having charge of such land, plus an additional administrative charge of ten percent, are a lien against the property served and collectible in the same manner as other tax assessments thereon; and

WHEREAS, Section 731.54 of the Ohio Revised Code provides that the Municipality may certify such delinquent charges for services to the County Auditor for placement thereof upon the real property tax list and duplicate against the property served for collection in the same manner as other taxes.

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

SECTION 1. The following delinquent charges for grass cutting services are hereby certified to the Auditor of Clark County for placement upon the tax list and duplicate against the property served for collection in the same manner as other taxes as provided by law:

Parcel Address: 217 W Jefferson Street
New Carlisle, OH 45344
Parcel Number: 0300500034206003
WO2157-\$357.50
Total Amount Due: \$357.50

Parcel Address: 221 Drake Avenue,
New Carlisle, OH 45344
Parcel Number: 0300500035202010
WO2189-\$357.50
WO2121-\$357.50
WO2557-\$590.00
Total Amount Due: \$1305.00

Parcel Address: 623 Spinning Road,
New Carlisle, OH 45344
Parcel Number: 0300500035105029
WO2165-\$398.75
Total Amount Due: \$398.75

Property Address: 1001 Langdale Avenue,
New Carlisle, OH 45344
Parcel Number: 0300500035302049
WO2548-\$728.75
Total Amount Due: \$728.75

Property Address: 201 North Church Street
New Carlisle, OH 45344
Parcel Number: 0300500035427013
WO2542-\$440.00
Total Amount Due: \$440.00

Passed this _____ day of _____, 2025.

Bill Cook, MAYOR

Christine Stapleton, CLERK

APPROVED AS TO FORM:

Jacob M. Jeffries, DIRECTOR OF LAW

Introduction and First Reading: 08/04/2025
Second Reading and Action: 08/18/2025
Effective Date of Legislation: 09/02/2025

_____ 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

ORDINANCE 2025-38

AN ORDINANCE AMENDING ORDINANCE 2025-02E AND AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH THE SHERIFF OF CLARK COUNTY, OHIO FOR POLICE PROTECTION

WHEREAS, on January 6, 2025, City Council approved a contract with the Sheriff of Clark County, Ohio for police protection ("Contract") by passing Ordinance 2025-02E; and

WHEREAS, the Contract currently provides for five (5) deputies to be assigned to the City of New Carlisle at a total maximum cost of \$771,415.56; and

WHEREAS, it has been determined that it would be in the best interests of the City and its residents for a Law Enforcement Administrator (Sergeant) to be assigned to the City; and

WHEREAS, Ordinance 2025-02E and the Contract must be amended to make provisions for the addition of the Law Enforcement Administrator (Sergeant) and the associated costs; and

WHEREAS, the Law Enforcement Administrator (Sergeant) will perform supervisory duties as a law enforcement officer for the City, which such duties are more fully detailed in the attached amendment to the Contract; and

WHEREAS, the total cost of the addition of the Law Enforcement Administrator (Sergeant) during the life of the Contract will not exceed \$57,263.86, and the total maximum cost of the Contract, and any amendments thereto, with the addition will not exceed \$828,679.42.

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

SECTION 1. Ordinance 2025-02E, Section 2 is amended to state that "The City of New Carlisle shall arrange for five (5) deputies *and one (1) Law Enforcement Administrator (Sergeant)* in accordance with the Contract *and any amendments thereto.*"

SECTION 2. Ordinance 2025-02E, Section 3 is amended to state that "The total cost of the contract *and any amendments thereto* shall not exceed ~~\$771,415.56~~ \$828,679.42."

SECTION 3. The City Manager is authorized and directed to enter into the attached amendment to the contract with the Sheriff of Clark County, Ohio for police protection.

Passed this _____ day of _____, 2025.

Bill Cook, Mayor

Christine Stapleton, Clerk of Council

APPROVED AS TO FORM:

Jacob M. Jeffries, DIRECTOR OF LAW

Introduction and First Reading: 08/04/2025
Second Reading and Action: 08/18/2025
Effective Date of Legislation: 09/02/2025

_____ 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