
**CITY OF CARLISLE COUNCIL MINUTES
REGULAR MEETING OF COUNCIL
DECEMBER 20, 2022 – 7:00 P.M.
760 CENTRAL AVENUE, CARLISLE, OHIO**

Mayor Randy Winkler called the Carlisle, Ohio City Council Regular Meeting of Tuesday, December 20, 2022 to order in Council Chambers at the Carlisle City Hall building, 760 Central Avenue, Carlisle, Ohio. The meeting was opened at 7:00 p.m. with the Pledge of Allegiance.

Roll Call:

Mr. Jason Faulkner	present
Mrs. Debbie Kemper	present
Mr. William Bicknell	present
Mr. Michael Kilpatrick	present
Mr. Chris Stivers	present
Mr. Tim Humphries	present
Mayor Randy Winkler	present

Staff members present: Finance Director, Ryan Rushing / Clerk of Council Jennifer Harover
Planning & Zoning Administrator, Cathy Walton

The regular meeting minutes of December 13, 2022 were presented to Council for review. Mr. Stivers made a motion to approve the minutes as presented, seconded by Mrs. Kemper.

Roll Call:

Mr. Kilpatrick	abstain
Mr. Stivers	yes
Mr. Humphries	yes
Mr. Bicknell	yes
Mr. Faulkner	yes
Mrs. Kemper	yes
Mayor Winkler	yes

Regular meeting minutes of December 13, 2022 have been adopted.

Public Forum:

No public approached Council.

Council Report:

Mr. Faulkner wished everyone a Merry Christmas.

Mrs. Kemper thanked all participants in the Holiday Home Decorating Contest put on by the Carlisle Special Events Committee and congratulated the winners. Most Traditional was awarded to 207 Oak Ridge Rd, Most Festive was awarded to 268 Dubois Rd, Best Overall was awarded to 256 Auburn Meadows Ct., and Best Business was awarded Valley Real Estate 441 Park Drive. It is always great to drive around the community and see all the homes decorated. She thanked all of the businesses that donated allowing for over \$200.00 worth of gifts to be given to the winners: Country Peddler, Valley Real Estate, Village Station Bar & Grill, Gross Lumber, Mark Neal State Farm, Peoples Bank,

Germantown Auto Sales, Dairy Queen and the Farm on Central. Santa Claus is coming back to Carlisle along with Mrs. Claus and the Grinch, tomorrow night on December 21st Peoples Bank. They will be there from 6:00 p.m. to 8:00 p.m. She thanked the residents of Carlisle for allowing her to be on Council and wished everyone a very Merry Christmas and a safe and Happy New Year.

Mr. Bicknell commented that the last JEM's board meeting of the year was last night. They are in the process of setting up a meeting for the first week of January. Their plan is to set-up a virtual 3D rendering of the building where you can walk into a finished building. You will be able see the floor layout, the furniture and color palette. This will be an opportunity to "see" how all of their plans have come together and decide if changes need to be made. Mutual aid numbers for JEMs have been shared with Mrs. Duffy and show an increase for helping out with Franklin as recently they have had some staffing issues. There are plans to increase staff over the holidays to be able to make sure they can assist with three full apparatuses at all times for mutual aid. There is a pretty significant winter storm coming, so crews will be out in force to make sure that the roads are clear. As a reminder to citizens, please make keep your vehicles off the side streets when possible so that plows can get through. Crews will hit the main roads first. If you do live on a side street, they will get to you as soon as they can but there is an order, clearing the most-traveled routes first. Please be cautious when you're out driving. When snow occurs, kids like to get out and play so just be careful. He wished everyone a Merry Christmas and a Happy New Year.

Mr. Kilpatrick also stated that severe weather is moving in for Friday and Saturday. There will be very high winds so there is a chance for losing power. If you have big Christmas decorations, you might want to be think about taking those down. If you have a generator, make sure it's fueled up and ready to start. Please do not run generators indoors or inside your garage and be sure to have the proper hookups. He has not been notified of official warming centers in the area but City Hall may be available and it may be possible if we do lose power in the community. He was recently sent an article by a resident about mow-free zones in Oxford. They partnered with the Audubon Society of Miami Valley to pilot a pollinator garden in open grassland. He knows that Carlisle has some grass areas and would be interested in looking in to this in the future to possibly create pollinator friendly habitats. He wished everyone a Merry Christmas and Happy New Year.

Mr. Stivers recognized one of our citizens as the "Grinch of Carlisle". He lives at 302 Deep Woods Court and voluntarily, for the last several years, stands outside for a few hours a day, multiple times per week, as the Grinch. At times, there are lines of people waiting to see him. He does this out of the kindness of his heart. He does it for the kids and it just seems to get bigger and bigger every year. He thanked him for all he does for the community, especially around Christmas time.

Mr. Humphries wished everyone a Merry Christmas. He took a moment to speak of a business on Park Drive. This business was started by a gentleman named Frank Roger Humphries in 1962. It was a dealership of British-made motorcycles up until about 1982. Frank William Humphries got involved in the early 70s. Frank senior passed away in 1984. When the Triumph motorcycle away, the business picked up Moto Guzzi, which is an Italian made motorcycle, throughout the early 2000's. Since then, they have been doing sales and service as well as focusing on restorations to the British-made motorcycles. It was interesting to be able to grow up around this business and see people not only from around our area but also multiple states, as well as from around the world. Frank's wife of almost 50 years, Patricia, has kept the business' accounts payable straight. He commended the Humphries family for their 60 years of service.

Mayor Winkler presented the Humphries family with a proclamation stating that December 20, 2022 will be known as Humphries Cycle Shop Day within the City of Carlisle.

Mayor's Report:

Mayor Winkler wished everyone a Merry Christmas and a Happy New Year. He knows there will be a lot of people traveling and he encouraged everyone to be safe.

Manager's Report:

Mr. Ryan Rushing gave a few reminders on behalf of the City Manager. City Hall administrative offices will be on Friday December 23rd as well as Monday, December 26th in observation of the Christmas holiday. Offices will also be closed on Monday, January the 2nd in observance of the New Year holiday. If you need assistance, always dial 9-1-1 for emergencies. For any non-emergency issues, please reach out to the Warren County dispatch by dialing 937-425-2525.

Committee Report:

None

Old Business:

None

New Business:

None

First Reading of Ordinances and Resolutions:

RES. 19-22 – A RESOLUTION APPROVING A VARIANCE TO SECTION 1224.04(B) OF THE CARLISLE ZONING CODE REGARDING THE EXPIRATION OF APRELIMINARY PLAN FOR THE EAGLE RIDGE SUBDIVISION AND IS ON AS A SINGLE READING.

Mrs. Cathy Walton explained this legislation. The resolution is an extension of expiration to a preliminary plan for the Eagle Ridge subdivision. This would be the parcels in Montgomery County. The area where the Jamaica Road entrance will be once it is developed. The current preliminary plan expired on August 24th of this year. The applicant did submit a final development plan prior to that expiration. It was determined that additional time would be needed to work through soil issues, water issues and funding issues for the road entrance. Our current zoning code does not give any type of extension provision for a preliminary plan. However, it does allow the Planning Commission to recommend a variance to Council to extend that plan. The applicant submitted a letter of undue hardship stating reasons for the extension. The issues regarding soil relate to stormwater runoff and both the city engineer and the applicant's engineer have been working together to get to some kind of resolution. There are monies in the 2023 budget allocated to correct some of the water issues as well as TIF funds for the new entrance. Section 1224.04 gives Planning Commission the authority to recommend this to Council. The Commission may recommend the variance or modification to Council based on specific hardships. The Planning Commission discussed those issues at its December 8th meeting and made the recommendation to Council. The applicant would be required to submit a final development plan to Planning Commission before the expiration of the extension, which would be one year from any approval of this resolution.

Mr. Faulkner asked what the issues surrounding annexation and funding of the entrance were.

Mrs. Walton explained that the TIF fund is what will improvements needed for the annexation of the entrance. When the TIF was agreed upon, there was an itemized list of items to be funded.

Mr. Kilpatrick questioned that he understood a financial hardship could not be used as a condition for a variance. He asked if the soil conditions in this area were more clay and if that was why they were having issues with stormwater runoff.

Mrs. Walton explained that Carlisle's engineer and the applicant's engineer are currently working on the soil studies so she does not have actual calculations or specifics as to the soil conditions. This has been an ongoing "back and forth" since August. The issue with the annexation is that the parcel is not within Carlisle. This area has portions of Montgomery County, Franklin Township, Miami Township as well as Carlisle. Nothing can be done until Associate Construction completes the annexation of the parcel into the City of Carlisle. Once the parcel has been annexed, then the City can work with Associate to complete the road entrance.

Mr. Stivers asked for clarification on whether Council was voting to approve the annexation or to approve the variance.

Mrs. Walton explained that Council is voting to approved the request to extend the expiration date of the preliminary plan. There is currently nothing in the code that would allow for an extension of a preliminary plan. The variance, if approved, would give the application a one-year extension to the already approved preliminary plan.

Mr. Humphries stated that, in his opinion, this is simply "clean-up" following the housing boom. Houses were being built so quickly that this simply fell through the cracks. Once it is corrected, they will be back on track and can move forward with the remainder of the development.

Mr. Kilpatrick commented that he is hitting this a bit harder as this company has been a part of our community for some time. They have done excellent work and this seems to be a bit out of character and feels a little "shoddy". If we have big players in our community, we should hope that our relationship goes respectfully both ways. He has spoken to members of the Planning Commission and has been told things about sidewalks coming in under code. He is simply hoping that if there is give and take that the applicant show courtesy in making sure that things happen as they are supposed to.

Mr. Bicknell made a motion to suspend the rules requiring three readings and have one reading by title only, seconded by Mr. Faulkner.

Roll Call:

Mr. Humphries	yes
Mrs. Kemper	yes
Mr. Bicknell	yes
Mr. Kilpatrick	abstain
Mr. Faulkner	yes
Mr. Stivers	yes
Mayor Winkler	yes

With no further discussion, Mr. Bicknell made a motion to adopt, seconded by Mrs. Kemper.

Roll Call:

Mr. Faulkner	yes
Mr. Kilpatrick	yes
Mr. Humphries	yes
Mr. Bicknell	yes
Mr. Stivers	yes
Mrs. Kemper	yes
Mayor Winkler	yes

Resolution passed on this day will be entered into Resolution Record Book as Res. 19-22.

Second and Third Readings of Ordinances and Resolutions:

ORD. 29-22 AMENDING THE PROVISIONS OF THE INCOME TAX ORDINANCE TO PROVIDE FOR AN INCREASE IN THE INCOME TAX OF ONE-HALF OF ONE PERCENT (0.5%) FROM AND AFTER JANUARY 1, 2024 FOR THE PURPOSE OF PROVIDING REVENUES FOR EXPENDITURES FOR POLICE SERVICES WITHIN THE CITY OF CARLISLE, BY AMENDING SECTION 881.012 OF THE CODIFIED ORDINANCES OF THE CITY OF CARLISLE, SUBJECT TO THE APPROVAL OF THE ELECTORS OF THE CITY OF CARLISLE – (3rd Reading).

Mr. Kilpatrick apologized for missing Council’s Work Session on this topic. He asked that Council bring him up to speed with their thoughts.

Mayor Winkler stated that these two pieces of legislation are basically the same thing. One would be the tax levy for police services fund and the other would be the tax levy with monies going into the general fund. There was quite a discussion among Council members. Both issues are on this evening for third and final readings. Council will need to chose which one of these will be moving forward.

Mr. Faulkner asked if there was any concerns now that Council is aware of the City Manager’s departure.

Mr. Humphries believes that this issue can move forward with the understanding that they will be hiring a manager. The new manager will most likely influence this before it goes to the May ballot. He would like to see one of these two issues move forward.

Mr. Kilpatrick commented that he remembers that originally it was going to be funded through reciprocity with everything going into the General Fund.

Mr. Bicknell explained that reciprocity automatically goes into the General fund and then it would subsidize the Police similar to what has been happening. The remainder then could be used for any improvements or needs. He believes that putting funds from a tax levy into the General fund would be a misrepresentation for what the funds are needed. It ran once as Police funding and failed but now we are trying it as a general levy. The purpose for this levy is solely to fund Police services. Being

transparent of why they need the extra funds is, in his opinion, the best way to go about it as it truly is a Police services levy. If we were not having to subsidize the Police, there would be no need for this levy.

Mr. Kilpatrick stated that he feels the General fund would be a better option for the community. Carlisle will now be responsible for the maintenance of State Route 123 which he believes will be a larger dollar amount than expected. If the tax levy funds General services, they will have more optionality with the money.

Mr. Bicknell explained that if the money goes into the Police services fund, it will be the same amount of money. The difference would be that monies going into Police services would "free-up" monies in the General fund. The funds for improvements and other needs are already in the General fund. However, those funds are currently subsidizing the Police services. If the levy funds the Police services, which is where they are needed, it will free up that same amount in the General fund. This would truly allocate the money we need for our Police services, in the Police fund.

Mr. Faulkner commented that there was in-depth conversation about this issue and it comes down to a philosophical decision of each councilmember on whether it supports the Police fund directly or also allows the support of other projects. He is in favor the General fund option as it gives more opportunities.

Mr. Stivers stated that he feels the "switch-a-roo" mentioned by Mr. Bicknell can be easily explained to the community as to why it went from a Police levy to a General fund levy.

After much discussion, Mayor Winkler asked for a motion to be made on this legislation. No motion was made voiding Ordinance 29-22.

ORD. 30-22 AMENDING THE PROVISIONS OF THE INCOME TAX ORDINANCE TO PROVIDE FOR AN INCREASE IN THE INCOME TAX OF ONE-HALF OF ONE PERCENT (0.5%) FROM AND AFTER JANUARY 1, 2024, FOR TH EPURPOSE OF PROVIDING REVENUES FOR EXPENDITURES FOR GENERAL MUNICIPAL OPERATIONS, CAPITAL IMPROVEMENTS, AND CAPITAL OUTLAYS WITHIN THE CITY OF CARLISLE, BY AMENDING SECTION 881.012 OF THE CODIFIED ORDINANCES OF THE CITY OF CARLISLE, SUBJECT TO THE APPROVAL OF THE ELECTORS OF THE CITY OF CARLISLE – (3rd Reading).

With no further discussion, Mr. Stivers made a motion to adopt, seconded by Mr. Faulkner.

Roll Call:

Mr. Bicknell informed the citizens that he is not against funding our Police Department. He firmly believes in our Police Department. He appreciates the efforts and the time spent to protect our citizens. However, he does not feel that this action is the proper way to go about continuing to fund the department in the future. With that, he voted no.

- Mr. Faulkner yes
- Mr. Stivers yes
- Mr. Kilpatrick yes
- Mr. Humphries yes
- Mrs. Kemper yes
- Mayor Winkler yes

Ordinance passed on this day will be entered into Ordinance Record Book as Ord. 30-22

Mayor Winkler stated that this concludes the business items on their agenda. There will be an executive session to discuss the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official. There may be possible action to follow.

Mr. Faulkner made a motion to enter into Executive Session, seconded by Mr. Stivers.

Roll Call:

Mr. Stivers	yes
Mrs. Kemper	yes
Mr. Kilpatrick	yes
Mr. Humphries	yes
Mr. Faulkner	yes
Mr. Bicknell	yes
Mayor Winkler	yes

Council entered into Executive Session at 7:38 p.m.

Mrs. Kemper made a motion to enter into Regular Session, seconded by Mr. Stivers.

Roll Call:

Mr. Bicknell	yes
Mr. Faulkner	yes
Mrs. Kemper	yes
Mr. Humphries	yes
Mr. Kilpatrick	yes
Mr. Stivers	yes
Mayor Winkler	yes

Council entered back into Regular Session at 8:48 p.m.

With no further business, Mr. Bicknell made a motion to adjourn, seconded by Mrs. Kemper.

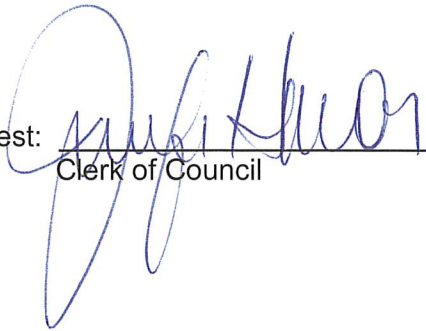
Roll Call:

Mr. Kilpatrick	yes
Mr. Faulkner	yes
Mrs. Kemper	yes
Mr. Bicknell	yes
Mr. Humphries	yes
Mr. Stivers	yes
Mayor Winkler	yes

Meeting adjourned at 8:49 p.m.

Date: 1-10-23


Mayor

Attest: 
Clerk of Council