
MUNICIPALITY OF CARLISLE COUNCIL MINUTES
REGULAR MEETING OF COUNCIL
MARCH 14, 2023 – 7:00 P.M.
760 CENTRAL AVENUE, CARLISLE, OHIO

Mayor Randy Winkler called the Carlisle, Ohio City Council Regular Meeting of Tuesday, March 14, 2023 to order in Council Chambers at the Carlisle City Hall building, 760 Central Avenue, Carlisle, Ohio. The meeting was opened at 7:03 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: Acting City Manager Ryan Rushing
 Zoning Administrator Cathy Walton
 Clerk of Council Jennifer Harover

The work session minutes of February 25, 2023 were presented to Council for review. Mr. Faulkner made a motion to approve the minutes as presented, seconded by Mr. Kilpatrick.

Roll Call:

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

Work Session minutes of February 25, 2023 were approved.

The work session minutes of February 28, 2023 were presented to Council for review. Mr. Kilpatrick made a motion to approve the minutes as presented, seconded by Mrs. Kemper.

Roll Call:

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

Work Session minutes of February 28, 2023 were approved.

The regular meeting minutes of February 28, 2023, were presented to Council for review. Mr. Humphries made a motion to approve the minutes as presented, seconded by Mrs. Kemper.

Roll Call:

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

The regular meeting minutes of February 28, 2023 were approved.

Public Forum:

Mr. Rich Surace, Chief Operating Officer of Energy Alliances approached Council. His co-worker, Tim Abbott, was with Duke Energy and recently joined him at Energy Alliances. He is here tonight based on the relationship that Carlisle has with Mr. Abbott. He showed a list of neighboring communities with which he is currently working. (His presentation is attached.) He is focused with southwest Ohio but does go as far north as Columbus when requested. A Municipal aggregation allows communities to form a buying group on behalf of their citizens with the intent that a larger buying group may acquire better pricing and more favorable terms and conditions for the citizens than if they shop on their own. Clearcreek Township, Turtlecreek Township and Middletown are all local communities that are currently a part of Energy Alliances. Duke Energy does not generate or produce any of their own energy, either electric or gas. Duke is simply a distributor of energy, moving electric and/or gas from the supplier/generator to consumers. Duke goes to the supplier and tells them how many users they have needing energy. They then ask what cost they can get for energy from the supplier for that amount of "product". Currently, Duke's average default customer pays approximately \$0.065 but beginning in June that number will jump to \$0.095 as that was the cost currently passed on to Duke in their most recent "auction" which occurs in both March and September of each year. Aggregation is the ability of grouping customers together so that they can get a lower cost for their energy. Residents have the ability to either join the aggregation or to opt out, which gives them the ability to shop energy prices for themselves or to stay with their current distributor. This becomes a ballot issue that would allow the City to explore the aggregate opportunity for their citizens. If the issue passes, it then becomes an option for citizens to stay in the program or to opt out. Energy aggregation is not mandatory for residents but is not always the best option for all residents. As market conditions and utility rates are always changing, aggregation brings price protection and stability to the residents. The average person could save approximately \$5-10 per month on their energy bill without having to do any research for themselves. The city would have until August 7th to make the choice of putting this on the November ballot for their residents.

With no other public comments, Mayor Winkler closed the public forum.

Council Report:

Mr. Kilpatrick had no comments.

Mr. Bicknell congratulated the junior high and high school kids who were associated with the recent school theater production of "Beauty & the Beast". He had several friends tell him that the show was amazing. With every production, their shows get better and better. The kids involved in these shows are getting a very early and very structured education in theater production. He thanked Rich Surace for coming in and speaking with Council this evening. There has been a recent whirlwind of various weather and he encourages everyone to be cautious. Please remember to drive the speed limit within the city and our school zones.

Mr. Stivers thanked Mr. Surace for speaking. He also announced that the Carlisle Lions Club will be hosting their Pancake Breakfast this Saturday, March 18th from 9:00am – 11:00am. Tickets are \$8 and will include eggs, sausage, pancakes as well as choice of coffee, juice or milk. He congratulated Noah Rutherford for representing Carlisle at the Ohio High School State Wrestling Championships.

Mrs. Kemper attended the Warren County Health District meeting where they discussed their 2022 Annual Report. Residents can check out all of their statistics as well as all of the various services that are available through their website at www.warrenhd.com or by calling (513) 695-1228. They offer many things such as home health care services and nutrition for residents of Warren County. Wayne Township in Oregonia will be having a free tire recycling event on April 29th from 9:00am – 12:00pm. She reminded residents within the City of Carlisle that local income tax filing deadline is April 18th. All residents, 18 years of age and older, are required to file regardless of employment status. Returns can be filed by mail, fax or drop-off at the Tax Department at City Hall during office hours or in our drop-box out front after hours. Tax office hours are 8:00am – 12:00pm and 1:00pm until 4:00pm. A late filing fee will be applied which is \$25 each month or a maximum of \$150. The Carlisle Easter Egg Hunt will be held on April 8th at Carlisle High School from 11:00am – 2:00pm. The hunt will begin at noon! The hunt will be broken down into age groups this year. There will be a free basketball clinic at Carlisle High School on Wednesday and Thursday. They are asking for a food donation to participate that will go to Franklin Food Pantry or Hope House. Kindergarten through third grade will be Wednesday night from 6:00pm – 8:00pm and then Thursday night will be the same hours for fourth grade through eighth grade. This is for any community to take part in and not just for Carlisle students.

Mr. Humphries addressed his concerns with students crossing SR 123 after school. More often than not, these students are running across traffic versus using the crosswalk. There are many communities that would love to have a traffic controlled crossing area like ours so it is quite disheartening to see students risking their safety by not utilizing it. Traffic on SR 123 consists of drivers on cell phones, student drivers as well as large vehicles that cannot always stop abruptly. He would love to see 100% of our youth utilizing this crosswalk and he will be contacting the School to be sure they remind students on a regular basis to use this safer way of crossing.

Mr. Faulkner had no comments.

Mayor's Report:

Mayor Winkler also complimented students in the theater production of "Beauty & the Beast". One of his grandchildren was in the product and it was phenomenal. He would like to shout-out Quentin Hammock and his sister, Kenzie Hammock, as they are very instrumental in this program. Quentin used to handle the videoing of Council meetings for use before being hired full-time at the school. These two people are vital to this program and he would like to thank each of them for all that they do for the students.

Manager's Report:

Mr. Rushing reminded citizens that April 18th is tax filing due date. While you can file your taxes any time prior to this date but your liability is due no later than April 18th. Our tax department can assist you with your return. The City does not handle School Income Tax and a lot of our residents are misled by that as it is handled through the State of Ohio. Our tax department does not receive auto notification if you have requested an extension for your Federal filing. If you have requested an extension, please let our tax department know that and then it will be honored locally as well. We have had our first official parade permit with Carlisle Baseball Association and Ponytail Association which is scheduled for April 29th. More details will be coming out about that parade. He gave his annual reminder to the public that Carlisle equipment will be posted soon on GovDeals.com for public auction. Any used equipment that the City is selling will be listed on there. There will be several mowers with great maintenance records available. He extended his appreciation to David Downey who will be retiring from our Service Department at the end of the month. Although he has only been with us since 2019, he has been in public service for over thirty years serving in the state prison system and school district before ending his career with us. His last working day will be this Friday as he will be utilizing his remaining vacation time until the end of the month. He congratulated Mr. Downey for his thirty years of service.

Mr. Bicknell asked what this retirement will do to the employee count of the Service Department. Mr. Rushing stated that, as of today, our employee count is whole. However, one position is currently filled with an intern from Warren County Career Center. He has to complete the remaining credits of his senior year as well as receive his diploma before leading into a full-time position with us. Once Mr. Downey retires, we will have one open full-time position within the department.

Committee Report:

None

Old Business:

None

New Business:

None

First Reading of Ordinances and Resolutions:

RES. 5-23 A RESOLUTION APROVING A VARIANCE TO SECTION 1228.03(H) OF THE CARLISLE ZONING CODE REGARDING AREA AND DENSITY AND STREET REGULATIONS FOR THE INDIAN TRACE SUBDIVISION; AND IS ON AS A SINGLE READING.

Mrs. Cathy Walton explained that this legislation related to Indian Trace subdivision. We are all aware that Indian Trace has been in various stages of development since the 1990's. They did receive final development plan approval for phase one which is the first 24 homes in the development. There are currently four houses completed, six more are under construction, one just received their permits and three more lots have currently been sold. This legislation is related to phase two of the development. Phase one was completed prior to the 2013 Codified update. That update changed the single family design standards and building regulations from R-3 to R-2 for zoning. This change increased the lot sizes as well as setback lines. In their preliminary plan, they are requesting variances to continue with what was previously approved for phase one. Infrastructure that was put into place during phase one is there and they would like to be able to tie these two phases together. Planning Commission did hear this at their last meeting. They are not authorized to approve these types of variances so they have made a recommendation to Council for their approval.

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

Roll Call:

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

Mr. Faulkner shared, that as a member of Planning Commission, he shared his frustration with the developer. He does not believe it was anyone's intention, this development has the possibility of actually taking longer to build-out than the length of the TIF. The TIF will actual expire before this subdivision is finished. He told the developer that he felt he "missed the boat" as real estate is once again on the decline. He would hope that, in the future, there was some criteria in place with TIFs for the developer to get the development completed in a specific time frame. All of the infrastructure going into this development is most likely coming directly from the developer's pocket as there nothing there to build the funds of the TIF. He does not have a problem with the approval of these variances but he wants it noted for future reference that something needs to be established to keep this type of delay from happening again. There will be certain market forces that are out of everyone's control but this scenario could have been controlled a bit better.

Mr. Rushing explained that there are written measures within each TIF agreement that could be enacted. Those specific details would be better explained by legal counsel as to how they were detailed in each TIF agreement.

Mr. Bicknell remembers from his past seat on Planning Commission that this development in 2020 had a water issue that required a minimum number of homes to be developed and the developer at that time did not see any problem in achieving that number. He also recalls a long, extensive meeting regarding the change in lot sizes and setbacks. The plans showed rights-of-way that literally left no reasonable lot plans. Instead of redoing the entire plan, it made more sense for connectivity purposes alone to grant the variance approvals. Having been through this process before, he does not have any issue with approving those variances now.

With no further discussion, Mr. Kilpatrick 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. 5-23.

RES. 6-23 A RESOLUTION APPROVING A VARIANCE TO SECTION 1264.05 OF THE CARLISLE ZONING CODE REGARDING AREA AND DENSITY AND STREET REGULATIONS FOR THE INDIAN TRACE SUBDIVISION; AND IS ON AS A SINGLE READING.

Mrs. Walton stated that when a street is started and ends into what will be a future development, the current code requires that a turn-around be installed. The developer with Indian Trace is asking for a variance of this specific requirement. The regulation becomes an issue when there are more than two houses affected on any street and this "dead-end" street does lessen the usual yard space for these two homes. It also increases the easements that would be required. The developer is proposing a dead-end stop and the City is requiring them to install a guardrail at the ending of the street, Adena Trail. This issue was in front of Planning Commission last month and their recommendation to Council is to approve that variance for a turn-around.

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

Roll Call:

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

Mr. Bicknell asked what the discussion was pertaining to installing a cul-de-sac on the undeveloped section of the development. Knowing that monetary reasons cannot be utilized for a variance and that this was a topic in 2020, what was Planning Commissions discussion for the variance this time. His question is more for how it relates to emergency services.

Mrs. Walton explained that this request was not discussed in detail as it was the preliminary plan was an exact submittal as to what was proposed in 2020. This is similar to what was done on Tiffany Lane. According to the letter from the Developer's agent, it would be mostly screened from view for a good portion of the year due to the tree line.

Mr. Faulkner commented that during the Planning Commission meeting, the Developer and his engineer mentioned that some of the comments of staff's relocations of the previous plans were not the same as theirs. He was curious if those issues had been worked out. Mrs. Walton stated that the presentation to Planning Commission was the same as it was in 2020. The plans have been updated but were not submitted at the time of the hearing before the Commission.

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

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. 6-23.

ORD. 5-23 AN ORDINANCE TO AUTHORIZE FUND TRANSFERS AS INCLUDED IN THE 2023 BUDGET. (1ST Reading)

Mr. Rushing explained that the Ohio Revised Code does require authorization by ordinance for any fund transfers. Included in the adopted 2023 budget, there were several transfers of which all have been discussed during budget work sessions. This legislation will be to officially adopt the movement of transfers from one fund to another. As a reminder, the Ohio Revised Code is very specific as to which funds can make transfers. The General Fund is the only fund that can transfer to any fund. However, all other funds can only make transfers if specifically allowable by law. This legislation is going through the normal three-reading cycle.

This legislation will be on Council's agenda for a second reading on March 28, 2023.

ORD. 6-23 AN ORDINANCE PROVIDING FOR THE ISSUANCE OF \$280,000 OF BOND ANTICIPATION NOTES BY THE MUNICIPALITY OF CARLISLE, OHIO TO PROVIDE FUNDS TO RENEW BOND ANTICIPATION NOTES ORIGINALLY ISSUED FOR THE PURPOSE OF MAKING ROAD IMPROVEMENTS IN THE MUNICIPALITY. (1ST Reading)

Mr. Rushing explained that this legislation is the annual buydown of debt issuance of our TIF funds. There are currently two outstanding bond anticipation notes. One being associated with the Union Road and Fairview Road extension provided by the Timber Ridge TIF and he is happy to report that the \$380,000 balance will be paid off entirely. Thanks to Council's support, we have been able to be aggressive in paying down this debt. This means we pay less in interest and have more availability to the funds remaining in the TIF. The second bond anticipation note is for the road improvements and center turn lane on State Route 123 which is also supported by the Timber Ridge TIF. The note is currently at \$375,000 and is being bought down by \$95,000 in principle so the outstanding balance will be \$280,000. We utilize Sole Source Financing through LCNB and the quoted interest rate is 4.76%. If continued with his buydown plan, this will be paid off entirely in 2024. At the end of 2024, all debt issuance by our TIFs will be fully paid off. There is one current liability in the Eagle Ridge TIF which is why this TIF has no activity. A TIF is an agreement by and between a developer and the city. For any contract, there has to be benefits for each member. Each of the developer agreements has pre-authorized line items of projects that the TIF can fund. The developer of the Eagle Ridge TIF has requested road access from Jamaica Road north into Eagle Ridge for the next phase of the development. That TIF should have sufficient revenues by mid-2025. This is the first reading of this legislation for a three-reading cycle.

Mr. Kilpatrick asked what the annual legal fees were for these TIFs. Mr. Rushing explained that currently that fee is minimal (\$3k-\$5k) but if there were every new debt issuance, that fee would be exceptionally higher.

This legislation will be on Council's agenda for a second reading on March 28, 2023.

ORD. 7-23 AN ORDINANCE APPROVING THE TRANSFER OF .0393 ACRES FROM EAGLE MATERIALS, LLC TO DELORES M. WAX, TRUSTEE OF THE DELORES M. WAX FAMILY TRUST; AND IS ON AS A SINGLE READING.

Mrs. Walton explained that this legislation is for 727 Dayton-Oxford Road which is the DaCraft property discussed during work session. In October 2020, the company received a final development plan approval with the condition that they consolidate all of the lots they own. During that process, they found they had an encroachment of their fence on the Eagle Materials property behind them. This ordinance will approve the transfer of piece of property which is 0.0393 acres. This will allow the entire consolidation to take place. This has been an ongoing issue to clean-up the storage trailers currently on this site.

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

Roll Call:

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

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

Roll Call:

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

Ordinance passed on this day will be entered into Ordinance Record Book as Ord. 7-23.

ORD. 8-23 AN ORDINANCE APPROVING THE FINAL PLAT FOR 727 DAYTON-OXFORD ROAD; AND IS ON AS A SINGLE READING.

Mrs. Walton explained this legislation is in reference to 727 Dayton-Oxford Road. Following the approval of the transfer, this will approve the completion that will allow them to consolidate all of their parcels. This is on as a single reading so that they can come back with their development plan at the next Planning Commission meeting.

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

Roll Call:

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

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

Roll Call:

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

Ordinance passed on this day will be entered into Ordinance Record Book as Ord. 8-23.

ORD. 9-23 AN ORDINANCE DECLARING CERTAIN CITY OWNED ITEMS TO BE SURPLUS AND AUTHORIZING THE SALE OF SAID PROPERTY, AND IS ON AS A SINGLE READING.

Mr. Rushing stated that this item was discussed during Council's budget workshop. They budgeted \$400,000 for a new vac truck for the Service Department out of the sewer fund. After doing his due diligence, the Service Director found out through testing and demoing new vac trucks, unfortunately, the specs of the vehicle in need was out of our budget. We were then able to demo some lightly used vac trucks and actually utilized them here in our own drywells around the city. We appreciate the dealers that allowed us to do that. It is recommended that we move forward with a 2018 vac truck. With this purchase of approximately \$320,000, it will save some of the budget and he can begin the process of selling the current sewer jetter. During Council's budget workshop, the sewer jetter will no longer be needed once the vac truck has been purchased. The Service Department will be selling a 2007 O'Brien Manufacturing Hydrojetter, model # 7040-SC with an estimated value of \$25,000-\$35,000. The used market is very hot right now for this type of machinery. This is on as a single reading as to make space for the vac truck. This legislation will approve staff to list the sewer jetter on GovDeals for public auction.

Mr. Kilpatrick asked if we knew a delivery date for the vac truck. Mr. Rushing stated that it was negotiated for some minor reconditioning before delivery. Once that has been completed, they will receive an actual delivery date. It is currently housed in Indiana so it is assumed to be here within just a few weeks.

Mrs. Kemper asked if the City has a place to store this truck as she remembers this vehicle to be rather large. Mr. Rushing stated that the main issue is storing it through the winter months as it must be either winterized or stored in a temperature controlled location. With the proposed movement of our Fire Department into the new JEMS building, the current fire station will have new bay doors installed that will accommodate this vehicle giving it a regulated environment for proper storage. Until that time, it will need to be winterized, when necessary, after its use. It is not anticipated to be longer than one winter season for storing it without temperature control available as the new JEMS building is proposed to open in Spring of 2024.

Mr. Bicknell and the other members of Council passed along their appreciation and thanks to Mr. Casson and the Service Department for all they do to maintain our vehicles.

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

Roll Call:

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

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

Roll Call:

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

Ordinance passed on this day will be entered into Ordinance Record Book as Ord. 9-23.

ORD. 10-23 AN ORDINANCE APPROVING A TEXT AMENDMENT TO SECTION 618.19(A) OF THE CARLISLE CODIFIED ORDINANCES REGARDING RESTRICTING OTHER ANIMALS. (1ST Reading)

Mrs. Walton stated that this legislation was a request to change the text regarding the keeping of chicken within the city limits. Currently, our ordinances do not allow chickens to be kept inside of 100 feet of any dwelling or property line. Due to a Council initiative and several work sessions, staff has put together a text amendment that will better fit our community and it is presented tonight for Council's approval. As this amendment is part of our general offenses and not a part of the zoning code, it does not require a public hearing in front of Planning Commission so it will be on for a typical three-reading cycle before Council. If there are questions or discussions, that can be completed throughout this reading cycle.

Mr. Faulkner asked if the Zoning Administrator would be completing the inspections as stated in subsection (a). Mrs. Walton stated inspections would most likely be done by our Code Enforcement Officer and she will make that change to the language.

Mr. Kilpatrick stated that he has received some public distraught over the requirement of a permit. He asked if it was currently required to obtain a permit for a dog. Mrs. Walton explained that residents need to have a dog license which is issued through the county. Mr. Kilpatrick commented that he is okay with the permit as long as the amendment states that there will be no fee for it. Mr. Bicknell explained that the common ground was that a permit would allow the city to inspect the chickens and their environment with a 24-hour notice to be sure they are safe, healthy and not creating any nuisance. He wants our residents to understand the difference between a chicken and a dog. Most people are

getting dogs as pets. Dogs serve as protectors of homes and as a pet. This whole chicken debate, came about so people could feed their families by having the eggs. He thanked Mr. Kilpatrick for his passion regarding this subject and for the rest of Council and staff taking the time through many work sessions to make this change for our residents.

Mrs. Walton explained that the permit process would formalize that what was submitted and approved was what was built and the coop was in place. This text amendment is written so that if there are any issues or concerns brought to staff regarding a property with chickens that they would have the ability to complete an inspection with a 24-hour notice to the owner. Mr. Kilpatrick stated that they were all in agreement that most people who get chickens don't know how to properly care for them so this permit process will hold them to a standard of care. Mr. Humphries commented that the permit will also be to keep people safe regarding any structure that is built as a coop. Mr. Kilpatrick stated that if residents want to live somewhere that does not have restrictions, then they should move to the township. This will allow us to give the community what they want with very reasonable limits. This is a huge move forward for the city. Mayor Winkler stated that the whole intent of the inspection aspect of the permit is to be sure that owners are keeping up the maintenance and not creating a health or safety issue for their neighbors. He also reiterated that if this becomes law, residents need to understand that the City does not enforce the covenants or homeowners associations within each subdivision. If an HOA or a covenant state that chickens are not permitted, then their regulations would have to be enforced by that entity.

Mr. Rushing clarified that if a homeowner comes in for a permit and meets our requirements, they will be issued a permit. That does not mean that their HOA or subdivision covenants have to approve it. HOAs are private, civil matters that must be enforced by that specific entity. Mr. Kilpatrick asked if a cover sheet could be available with a permit application to explain the different HOAs that could be in our community. Mr. Rushing stated that he would not consider that good practice to get into specifically but we could have a generic line for residents to be sure and check their covenants and/or HOA.

Mr. Faulkner stated that there is nothing in the text amendment that speaks to those few that already have chickens within the city. Mr. Kilpatrick stated that this was discussed in their work sessions and anyone who currently has chickens would need to apply for a permit and make sure they met the requirements of the new code. Most of those residents have mentioned to him that if his law goes into effect that they would be sure to meet the specific requirements including the coop as well as maximum number of chickens. Mrs. Walton stated that language was not added about pre-existing chickens because, technically, if they do have chickens, they are most likely not currently in compliance. Mayor Winkler commented that those residents who are not compliant now and have chickens, will need to come in and apply for a permit as soon as this law goes into effect. Mr. Stivers asked if there would be a timeline put on those individuals for compliance. Mrs. Walton explained that our Code Enforcement Officer is very good about working with residents. He doesn't just see an issue and send out a violation notice. He makes sure that the issue is repeating or continual before sending the resident a letter with steps to come into compliance within a specific amount of time. His plan for this is to notify the resident of the law change and give them a timeline to submit for a permit. If compliance is not made within that specified timeline, then a violation notice will be sent.

Mr. Faulkner asked if 2(a) “no more than six chickens are permitted per dwelling unit on lots less than three contiguous acres” would conflict with the current ordinance that allows them for lots with 150 setback from any property lines. Mrs. Walton stated that she was not a part of earlier discussions so that point would need to be decided by Council. Mr. Bicknell questioned that Council will need to be careful of “spot zoning” making it different for various size lots, they should all be the same regulations regardless of the property size. The easiest and most efficient way to control this is to specify a limit for all residents. If we are not allowing the sale of chicken products then a maximum of six chickens per property should be plenty to provide a family with eggs for personal consumption. He believes that any personal variance request to have more could be brought before our Board of Zoning Appeals to determine.

This legislation will be on Council’s agenda for a second reading on March 28, 2023.

Second and Third Readings of Ordinances and Resolutions:

None

Mayor Winkler stated that this concluded the business items on their agenda. There will be an executive session to discuss ORC 121.22(G)(1): the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official. There will be possible action to follow.

Mrs. Kemper 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 8:55 p.m.

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

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 9:18 p.m.

Mr. Bicknell regrettably made a motion to accept the resignation of Mr. Ryan Rushing dated March 14, 2023; seconded by Mr. Faulkner.

Roll Call:

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

Mr. Rushing's resignation has been accepted.

Mayor Winkler wished Mr. Rushing the best in all of his future endeavors and thanked him for everything he has done for Carlisle.

With no further discussion, Mr. Faulkner made a motion to adjourn, seconded by Mr. 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 9:19 p.m.

Date: 3-28-23

Randy Winkler
Mayor

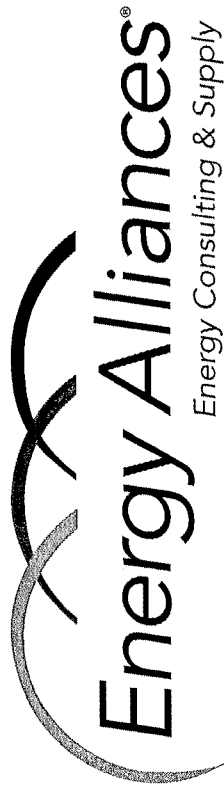
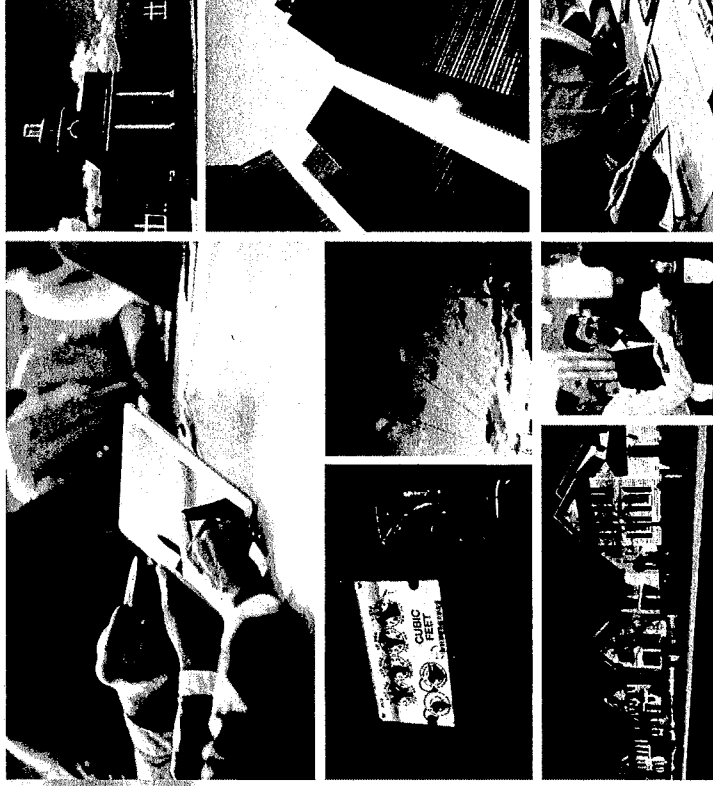
Attest: [Signature]
Clerk of Council

ENERGY ALLIANCES

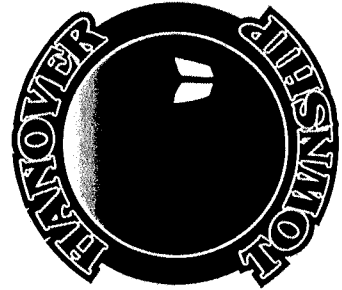
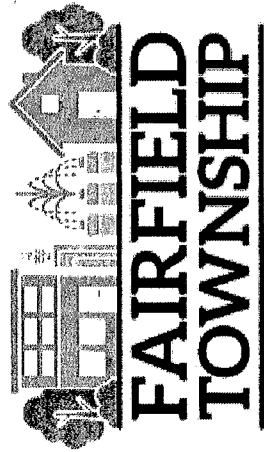
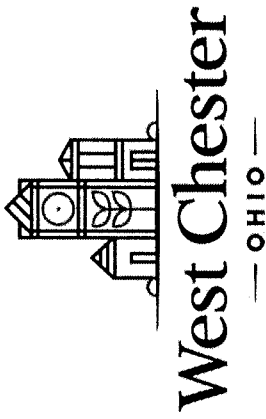
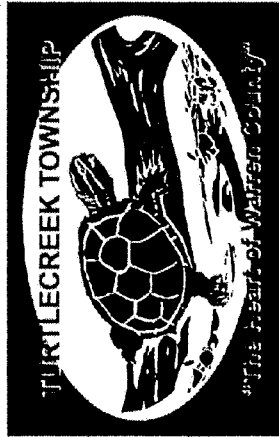
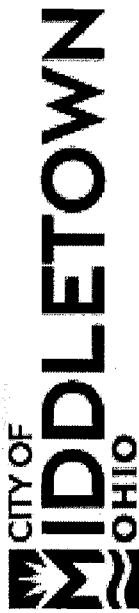
OHIO'S MOST TRUSTED
ENERGY ADVISER.

City of Carlisle
Energy Aggregation

March 14, 2023



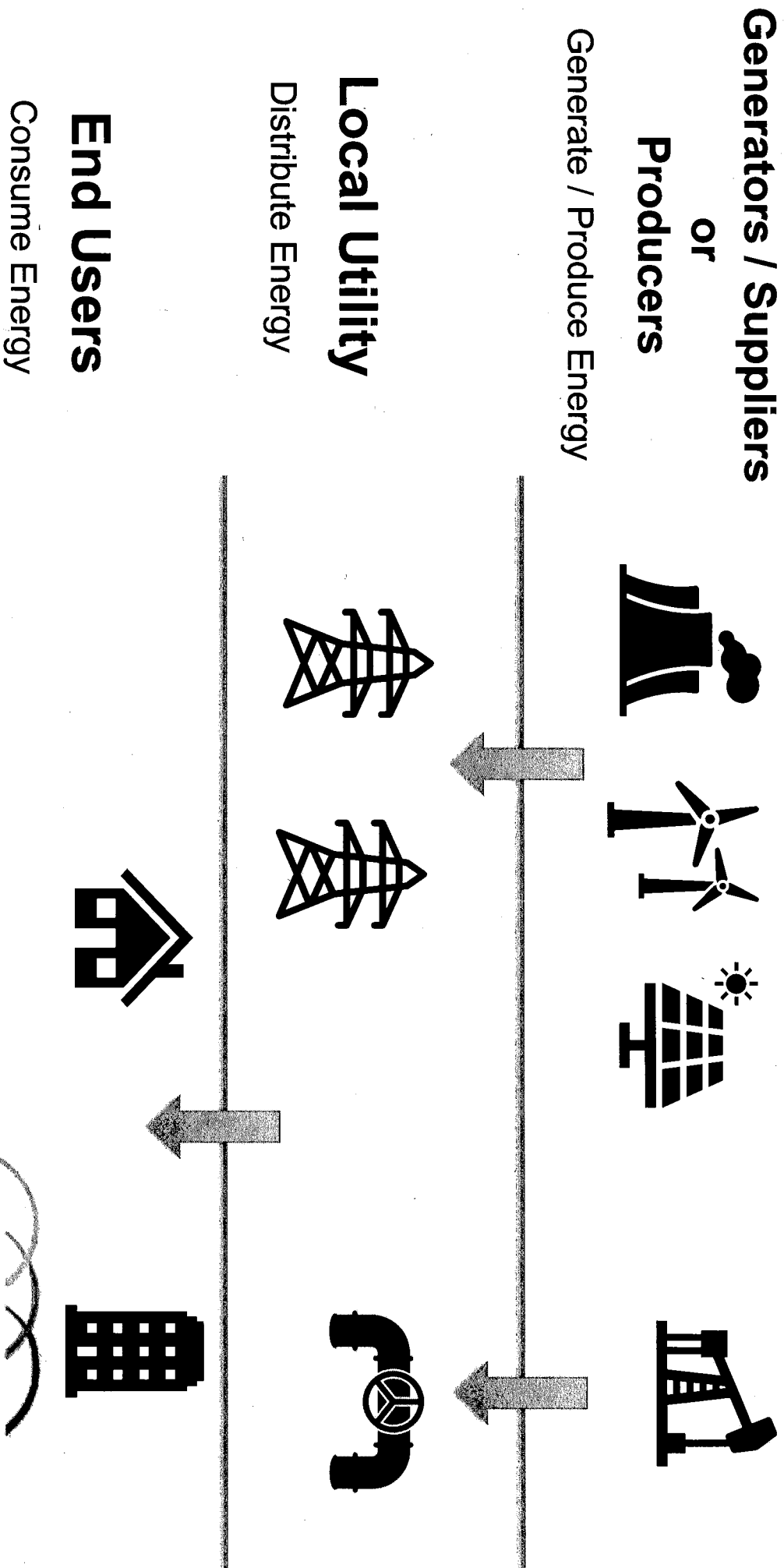
City of Carlisle - Neighboring Partners



Energy Alliances Communities

Anderson Township	Green Township	Ross Township
Batavia Township	Hanover Township	Springfield Township
Beavercreek, City of	Harrison, City of	Sycamore Township
Blanchester, Village of	Huber Heights, City of	Symmes Township
Clearcreek Township	Liberty Township	Turtlecreek Township
Colerain Township	Lockland, Village of	Union Township
Crosby Township	Miami Township (Hamilton)	West Chester Township
Deer Park, City of	Miami Township (Clermont)	Whitewater Township
Delaware, City of	Middletown, City of	Williamsburg, Village of
Delhi Township	Moscow, Village of	Worthington, City of
Evendale, Village of	Newtown, Village of	Wyoming, City of
Fairfield Township (Butler)	North Bend, Village of	
Forest Park, City of	Norwood, City of	
Golf Manor, Village of	Reading, City of	

Retail Energy Overview



Aggregation Overview

- **What is a Municipal Aggregation Program?**

A Municipal Aggregation allows communities to form a buying group on behalf of their citizens with the intent that a larger buying group may acquire better pricing and more favorable terms and conditions for the citizens than if they shop on their own.

- **Who Governs a Municipal Aggregation Program?**

The Public Utilities Commission of Ohio (PUCO) has developed strict guidelines for forming and running a Municipal Aggregation Program.

- **Who Can Create a Municipal Aggregation Program?**

Townships, Villages, Cities and Counties.

- **Over 400 Electric and 250 Natural Gas Certified Aggregators**

What Changes, Or Does Not Change?

- Local Utility will continue to deliver electricity and natural gas
 - Manage Power / Natural Gas Outages
 - Handle Billing Questions
- Residents will continue to receive one bill from Utility with only one section of the bill changing to reflect the new supplier charges.
- Budget billing still available through Duke Energy
 - Budget billing in AES is handled by the supplier

Who is NOT Eligible?

These Residents would NOT receive an opt-out letter...

- Those currently with another alternate supplier
- Those enrolled in the Percentage of Income Payment Plan (PIPP)
- Those that have previously opted out of the program

Energy Aggregation IS...

- Value add to Residents
- Simplifies Choice
 - Only 25% of electric accounts in community chose to shop on their own
- Option for residents to choose
- Price certainty vs. utility rates on fixed priced programs

Energy Aggregation IS NOT...

- **Mandatory**
 - Residents can opt out of program at no cost
- **Always best option for all residents**
 - Residents should understand price and terms and conditions
- **Always better than future market offers**
 - Should be very competitive at start of program

Aggregations: Beyond Price...

- Aggregation is about the entire value of the program
 - Gives residents a simpler energy solution including...
 - Price
 - Terms and Conditions
 - No Termination Fees
 - Enter or Leave the Program at anytime at no cost
 - Ability to provide additional Renewable Energy
- As market conditions and utility rates are always changing, aggregation brings price protection and stability to the residents

Why Energy Alliances?

Energy Alliances is a full-service consultant. Below are some of the services you will receive...

- Customer Service via Phone, Email and Chat!
- Ballot Issue Awareness
- Drafting/Submitting PUCO certification materials
- Administer RFP process for receiving aggregation bids
- Work with suppliers on..
 - Opt-Out materials
 - Reporting (i.e. enrollments / drops, customer inquiries)
 - Customer service related issues
- Quarterly Performance Reports

Sample Performance Report



Electric Aggregation Performance Report Summary

Liberty Township (Butler County), Ohio

Bill Month	Number of Accounts	Total Volume (kWh)	Aggregation Price (\$/kWh)	Average "Price to Compare" (\$/kWh)	Total Aggregation Cost (\$)	Total Utility Cost (\$)*	Total Performance (\$)	Total Performance (%)	Avg. Performance Per Account (\$)	% of Accounts w/ Positive Performance
Aug-2020	8,500	14,553,112	\$0.0477	\$0.0544	\$694,211.13	\$792,202.57	\$97,991.43	12.4%	\$11.53	99%
Sep-2020	8,276	12,442,874	\$0.0477	\$0.0544	\$593,548.60	\$677,367.43	\$83,818.83	12.4%	\$10.13	100%
Oct-2020	8,149	9,363,176	\$0.0477	\$0.0475	\$446,641.70	\$444,632.37	-\$2,009.34	-0.5%	-\$0.25	72%
Nov-2020	8,000	7,065,176	\$0.0477	\$0.0496	\$337,033.59	\$350,202.47	\$13,178.88	3.8%	\$1.65	86%
Dec-2020	7,908	8,763,414	\$0.0477	\$0.0477	\$418,034.11	\$418,278.94	\$244.83	0.1%	\$0.03	75%
Jan-2021	7,796	10,359,121	\$0.0477	\$0.0466	\$494,150.25	\$483,148.81	\$11,001.45	-2.3%	-\$1.41	69%
Feb-2021	7,730	9,082,973	\$0.0477	\$0.0473	\$433,275.64	\$429,758.99	-\$3,516.66	-0.8%	-\$0.45	78%
Mar-2021	7,649	8,506,951	\$0.0477	\$0.0478	\$405,798.10	\$406,445.89	\$647.78	0.2%	\$0.08	79%
Apr-2021	7,568	6,955,963	\$0.0477	\$0.0502	\$331,815.78	\$349,370.02	\$17,554.24	5.0%	\$2.32	87%
May-2021	7,485	6,592,978	\$0.0477	\$0.0506	\$314,502.52	\$333,604.48	\$19,101.96	5.7%	\$2.55	89%
Jun-2021	7,392	8,746,337	\$0.0477	\$0.0542	\$417,223.34	\$474,182.83	\$56,959.49	12.0%	\$7.71	100%
Jul-2021	7,308	11,470,408	\$0.0477	\$0.0552	\$547,169.32	\$632,691.15	\$85,521.83	13.5%	\$11.70	99%
Aug-2021	7,224	11,264,815	\$0.0477	\$0.0551	\$537,358.34	\$621,297.47	\$83,939.14	13.5%	\$11.62	99%
Sep-2021	7,155	11,890,641	\$0.0477	\$0.0514	\$567,214.10	\$655,690.52	\$88,476.42	13.5%	\$12.37	99%
Oct-2021	7,101	8,956,515	\$0.0477	\$0.0494	\$427,248.23	\$442,303.88	\$15,055.65	3.4%	\$2.12	79%
Nov-2021	7,035	6,713,229	\$0.0477	\$0.0520	\$320,237.58	\$349,250.42	\$29,012.84	8.3%	\$4.12	91%
Dec-2021	6,968	7,551,794	\$0.0477	\$0.0506	\$360,239.01	\$381,761.10	\$21,522.09	5.6%	\$3.09	85%
Jan-2022	6,895	8,610,745	\$0.0477	\$0.0494	\$410,753.98	\$425,098.10	\$14,344.12	3.4%	\$2.08	79%
Feb-2022	6,847	8,206,331	\$0.0477	\$0.0491	\$391,460.58	\$402,582.09	\$11,121.51	2.8%	\$1.62	83%
Mar-2022	6,652	6,758,116	\$0.0477	\$0.0505	\$322,379.63	\$341,078.93	\$18,699.30	5.5%	\$2.81	87%
Apr-2022	6,651	6,162,823	\$0.0477	\$0.0501	\$293,984.27	\$308,993.00	\$15,008.73	4.9%	\$2.26	87%
May-2022	6,633	5,835,269	\$0.0477	\$0.0508	\$278,361.69	\$296,166.90	\$17,805.20	6.0%	\$2.68	90%
Jun-2022	6,587	8,406,384	\$0.0477	\$0.0628	\$401,016.16	\$528,146.04	\$127,129.88	24.1%	\$19.30	100%
Jul-2022	6,542	10,847,297	\$0.0477	\$0.0635	\$517,453.25	\$689,036.01	\$171,582.76	24.9%	\$26.23	99%
Aug-2022	6,480	10,527,366	\$0.0477	\$0.0655	\$502,189.73	\$668,645.94	\$166,456.21	24.9%	\$25.69	100%
Sep-2022	6,420	9,994,221	\$0.0477	\$0.0655	\$473,893.76	\$630,849.50	\$156,955.74	24.9%	\$24.45	100%
Total	7,267	235,568,029	\$0.0477	\$0.0532	\$11,237,184.42	\$12,532,785.84	\$1,295,601.42	10.3%	\$17.45	100%

* Total Utility Cost (\$) represent what those in the aggregation would have paid if they stayed with Duke's Standard Service Offer

Notes: Participating residents and small businesses have saved almost a combined \$1,300,000 since the electric aggregation program started which offers 10% savings compared to Duke's standard service offer rates. We expect significant savings to remain in place through the end of this aggregation term with Duke's default rates above 6.3¢ per kWh.



Sample Website



WELCOME

LIBERTY TOWNSHIP (BUTLER CO)

Community Aggregation Rates

Commodity	Current Rate	Commodity Category	Effective Date	Supplier	Product Number
Electric	\$0.0477 per kWh	No	July 2023	Constellation	100-070-0007
Electric	\$0.0487 per kWh	Yes	July 2023	Constellation	100-070-0008
Natural Gas	\$0.839 per ccf	No	October 2024	AEP Energy	100-070-0009

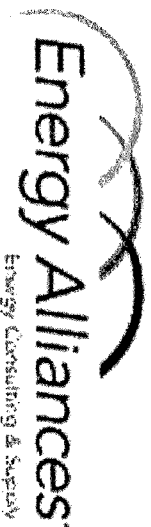
*Click on the commodity name to read Frequently Asked Questions (FAQ)

NATURAL GAS AGGREGATION UPDATE

*****NOTE - Make sure to compare the aggregation rate to Duke's Gas Cost Recovery (GCR) rate and NOT the Delivery/Distribution rate. The GCR is listed on your Duke bill *****
The natural gas program starts this fall at a rate of \$0.839/ ccf through your October 2024 meter-reading-date with AEP Energy as the new supplier. There are no termination fees to leave this program at any time!

Only those on Duke's Gas Cost Recovery Rate (GCR) would have received the opt-out materials. If you are currently shopping with an alternate natural gas supplier, you are not considered eligible due to current Ohio laws and would not receive a letter. You can choose to opt-in to the program, but we strongly suggest that you speak with your current supplier to make sure you understand your contract terms and if you have any termination fees before making any changes.

<https://energyalliances.com/liberty-township>



Final Thoughts

- **Get certified!**
 - Communities aren't "required" to offer program
 - Will be able to act quickly if market opportunity presents itself
- **Reminder: Community controls the program**
- **Don't chase price alone**
 - Commodity market always changing
 - Look for best value at start of program

Draft Timeline for Aggregation Program

- Submit aggregation issue(s) for ballot.
- Election Day
- 30 Days Post Election: Develop Plan of Operation and Governance(s)
- 60 – 90 Days Post Election:
 - Holds 2 public hearings (per commodity) to discuss/revise the Plan
 - Community Adopts the Plan of Operation and Governance
 - Aggregation application submitted to PUCO (30-day approval period)
- 3 – 4 Months Post Election: - Energy Alliances obtains bids & recommends a supplier
- 4 – 5 Months Post Election:
 - The supplier notifies eligible residents about the program and gives them 21 days to decide if they want to participate
 - At the end of the 21-day notification period, supplier submits enrollments, and the program goes into effect