
MUNICIPALITY OF CARLISLE COUNCIL MINUTES
REGULAR MEETING OF COUNCIL
APRIL 11, 2023 – 7:00 P.M.
760 CENTRAL AVENUE, CARLISLE, OHIO

Mayor Randy Winkler called the Carlisle, Ohio City Council Regular Meeting of Tuesday, April 11, 2023 to order in Council Chambers at the Carlisle City Hall building, 760 Central Avenue, Carlisle, Ohio. The meeting was opened at 7:02 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 special meeting minutes of March 28, 2023 were presented to Council for review. Mrs. Kemper made a motion to approve the minutes as presented, seconded by Mr. Faulkner.

Roll Call:

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

Special meeting minutes of March 28, 2023 were approved.

The regular meeting minutes of March 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. Kilpatrick	yes
Mr. Stivers	yes
Mr. Humphries	yes
Mr. Bicknell	yes
Mr. Faulkner	yes
Mrs. Kemper	yes
Mayor Winkler	yes

Regular meeting minutes of March 28, 2023 were approved.

Public Forum:

Mr. Steve Kemper of 258 Auburn Meadows approached Council. He has been hearing about the chicken legislation that Council will be voting on tonight. He is against this and does not believe that chickens should be allowed within the city. He currently works with a person who is a chicken farmer and that individual will tell you that they are dirty and nasty. On a rainy and/or hot day, you will smell what chickens leave behind. He does not want one of his neighbors having a chicken coop. There is a home that has chickens next to where he works and he hears them and smells them every day. If an individual would like chickens, they should have a farm outside of the city limits.

Mayor Winkler acknowledged Ross Campbell, a sophomore at Carlisle High School who was recently on Wheel of Fortune. Ross grew up here in our community and participated in the game show during the Teen Week. He did very well and made it to the Bonus Round winning a trip to Puerto Rico and other prizes totaling over \$30,000. Ross is also known for his TikTok videos, "Riding with Ross" that he films in Carlisle pointing out good and bad things around the city. Mayor Winkler presented Ross with a Carlisle challenge coin as well as a Proclamation describing his accomplishments and designating April 11, 2023 as Ross Campbell Day within the City of Carlisle.

Mrs. Cathy Walton, Planning & Zoning Administrator, presented Council will a department review for 2022. The Planning & Zoning Department has two employees. She is the full-time administrator and there is a part-time Code Enforcement Officer. She was hired in 2022 that filled a vacancy of almost six years. The department is in charge of directing, planning and coordinating the application process for residential and commercial building as well as enforcement of the zoning code. They complete field inspections and complete property inspections in regard to any violations. In 2022, a combined 239 residential and commercial permits were issued which included 23 new single-family dwellings. This completed the Timber Ridge subdivision, continued the Waterbury subdivision and began the long vacant subdivision of Indian Trace. Permits have remained relatively steady for the past four years. There was a jump in 2020 and 2021 for new residential building as well as zoning as it related to fences during the COVID time period with residents staying home and upgrading their properties. Section 10 of Eagle Ridge was also approved although construction has not yet started and Section 8 was completed. There was a sale of acreage at the front of the Business Park to JEMS for their new facility slated to begin this spring. This will combine JEMS and Carlisle Fire Department. There are approximately 50 acres remaining available in the Business Park. At 500 Central Avenue, the multi-tenant complex was sold and brought some much-needed aesthetic improvements. They have one vacant tenant space left. Village Station Bar & Grill opened up in this space giving Carlisle their first sit-down restaurant in the city in quite some time. There was the creation of a business retention and expansion program to connect the city to businesses. They met with Jobs Ohio, Redi Cincinnati, and Refresco to further gauge the needs of Refresco as it relates to jobs, grants and funding. Our Code Enforcement Officer works approximately 25 hours per week. He does enforce the current zoning maintenance code that was adopted in 2007. This addresses exterior property, structures, and yards. The most received citizen complaints are those of junk motor vehicles, trash around property, tall grass and work without a permit. As she has completed her first year and assessed the needs of Carlisle, her goal this year is to meet with 15 different businesses and discuss their needs and goals for their business as well as how the city can help them. The Comprehensive Plan is something that still needs

to be focused on as it will help to form zoning regulations as well as to know what type of economic development is needed. There are some water needs within the city that were discussed during the budget review. There will be a need for water tower as well as Lower Carlisle infrastructure improvements which will help with our water system. There are some good things coming to Carlisle. There has been interest in the property at Sunset and Central which is ongoing. Goodwill is currently permitted for tenant-buildout in the shopping center at 500 Central. There has been a lot of interest in the Dillman property on Central.

Mr. Faulkner asked Mrs. Walton what she feels is the biggest gap within Planning & Zoning after such a long time with no active administrator. Mrs. Walton stated that she came from a Township so acclimating herself to a city was a big adjustment. She feels she is just now where she should be to analyze the department appropriately. She doesn't feel comfortable yet with answering that question before she meets with businesses.

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

Council Report:

Mr. Humphries highlighted a safety issue in our community. Recently, a thirty-year-old resident was cooking in her home when a fire broke out. She had prepared herself by having a fire extinguisher close by and was able to put the fire out quickly. This was an incident where she could have easily ran outside, dialed 9-1-1 and waited on emergency crews. However, because she remained calm and followed the procedures she had practiced, she was able to safely take care of the emergency herself. When it comes to safety, being prepared and knowing what to do can make a huge difference in the outcome. He encourages everyone to have a fire extinguisher and smoke detectors in their homes.

Mr. Stivers thanked Mr. Kemper and Mrs. Walton for speaking. He congratulated Ross Campbell on his accomplishment. As weather gets warmer, please be cautious of children out playing. Motorcycles are coming out of storage so he encourages everyone to look twice before making a turn.

Mr. Kilpatrick commented that later this evening Council will be voting on legislation that has been roughly six months in the making regarding allowing chickens on smaller lots within Carlisle. He finds it interesting that there are so many people who seem to be anti-allowing freedom. Some have said that chickens are messy and dirty. While they can be, they can also be done well. Council has taken their time with this legislation to be sure that implementing this would be done well. He is not 100% behind how it ended up but there is always some give and take when working together as a group. He feels a lot of people don't take into consideration that we live in a time of instance delivery systems. One of the biggest things we found during COVID was a massive disruption of this system. When you have your own chickens, you have an instant product. To him, this issue is a matter of food security and being comfortable knowing you have something to feed yourself and your family. It can also be a great learning experience for children as many of them these days don't understand where their food comes from as well as how to care for them. He may add chickens at some point for his children as it will help them to learn responsibility. Freedoms are often talked about and he feels that everyone should have the ability to feed themselves. Looking at the federal level, they have caused people to be very dependent. Any government safety net put into place only makes people to be more dependent upon them.

Mr. Bicknell stated that JEMS has submitted all of the permit applications for the new building. Megan construction has sent out RFQs for approximately twenty different bid projects. They are hoping that the last week of April will be their groundbreaking. There will be an event scheduled once the date has been narrowed down. He would like to have all of Council present as well as the Township and Fire Department. This will be bringing emergency services directly to the heart of Carlisle so he hopes that everyone comes out to celebrate this milestone.

Mr. Kilpatrick commended Mr. Bicknell for all of his hard work on this new building. He knows that a lot of hours have been spent with the planning of this building. He is very excited to see this project under way and knows that the community will be proud of it. Mr. Bicknell appreciated the comments but also gave highlight to the Township, JEMS and Carlisle officials who came together with this idea of creating a combined emergency services within our community.

Mrs. Kemper congratulated Ross Campbell and his family. She wished him fun on his upcoming trip. She thanked Kim and Craig Harris for all of their hard work putting together the Easter egg hunt event. There were also lots of businesses and community members that got involved. There was not one child who left the event emptyhanded. There were amazing prizes given out and it was a beautiful day. Valley Real Estate, Church in the Village, Community Church, the Lions Club and many others were pillars in making this event so amazing. She reminded everyone that Food Truck Thursdays will begin again on May 4th. This will be weekly beginning on May 4th with "Safety Week". There will be plenty of emergency vehicles present for the kids to see and learn more about safety. She thanked Heather Kidwell for all of her work on arranging and scheduling all of the trucks.

Mr. Faulkner thanked everyone in the audience for attending this evening. He thanked Mr. Kemper for coming out and voicing his opinion as well as for his service on the Board of Zoning Appeals.

Mayor's Report:

Mayor Winkler thanked Ross Campbell for coming to the meeting tonight as well as all of his accomplishments. He looks forward to seeing more of his videos. He thanked Craig Harris and everyone involved in the Easter egg hunt event. The parking lots were full. There were people here from at least five different communities and it was free to anyone who showed up. Last week, he was in Florida for spring break and was able to watch the Carlisle baseball team as they played against Franklin of which he is sure was the longest baseball game ever. This league game was played in Florida and Franklin was winning the game up until the seventh inning when Carlisle tied it up. This game went a total of 14 innings with Carlisle winning 5 to 4. He congratulated both teams.

Manager's Report:

Mr. Rushing reminded residents that Tax Day is Tuesday, April 18th. Our Tax Department will be working extended hours on Monday, April 17th and Tuesday, April 18th. The office will remain open until 6:00pm for these two evenings. Our tax office is a one-person department so please be patient and do not wait until the last minute to get your taxes filed. If you are just dropping off your paperwork, you can place them in a sealed envelope marked "Tax Department" and place it in the overnight utility drop box located in our parking lot. Carlisle does not collect the School Tax as that is a common question. School taxes are collected by the State of Ohio. Mr. Rick Dixon has been with our Service Department since 2012 and recently passed his Ohio EPA Wastewater Collection Class 1 Licensing test. This is a

rigorous and lengthy process. These were weekly classes in the evenings after his work day and is all voluntary with no additional compensation for his time. He congratulated Mr. Dixon and appreciates his dedication. This in-house licensure will benefit the City in that we no longer will have to contract these services. John Coffey, also with our Service Department, holds a Class 1 license for water collection through the EPA. This is one of the few, if not only, times in the city's history that we have had multiple license holders within our Service Department.

Committee Report:

None

Old Business:

None

New Business:

Mayor Winkler stated that Council has received a letter of resignation for Matt Bishop regarding his position on the Parks & Recreation Board. He appreciates the time that Mr. Bishop has given to the community.

Mr. Kilpatrick made a motion to accept Mr. Bishop's resignation from the Parks & Recreation Board, seconded by Mrs. Kemper.

Roll Call:

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

Mr. Bishop's resignation has been accepted.

First Reading of Ordinances and Resolutions:

RES. 8-23 A RESOLUTION DECLARING IT NECESSARY TO PROVIDE FOR THE LIGHTING OF THE STREETS, LEANES AND OTHER PUBLIC WAYS IN THE CITY OF CARLISLE, OHIO WITH ELECTRIC LIGHTING DURING THE YEAR 2022 AND AUTHORIZING THE ASSESSMENTS FOR THE COST AND EXPENSE THEREOF UPON ALL LOTS AND LANDS LYING AND BEING WITHIN THE CORPORATE LIMITS OF SAID CITY.

Mr. Rushing stated this is the annual street lighting program that has been in place for over 16 years and provides the general street lighting for our community. This is a three-step process as prescribed by the Ohio Revised Code. This comes before Council every year to renew this assessment to property owners of Carlisle as a capital cost for street lighting. The operational costs for 2022 was \$73,837 and will be placed on the tax duplicate payable in 2023. This first step of the process is read

by itself while steps 2 and 3 can be read concurrently. Those steps will be placed on Council's agenda for a later date as it is not due to the county until September.

With no further discussion, this legislation will be on for a second reading at Council's meeting on April 25, 2023.

Second and Third Readings of Ordinances and Resolutions:

ORD. 5-23 AN ORDINANCE TO AUTHORIZE FUND TRANSFERS AS INCLUDED IN THE 2023 BUDGET. (3rd Reading)

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

Ordinance passed on this day will be entered into Ordinance Record Book as Ord. 5-23.

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. (3rd Reading)

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

Roll Call:

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

Ordinance passed on this day will be entered into Ordinance Record Book as Ord. 6-23.

ORD. 10-23 AN ORDINANCE APPROVING A TEXT AMENDMENT TO SECTION 618.19(A) OF THE CARLISLE CODIFIED ORDINANCES REGARDING RESTRICTING OTHER ANIMALS. (3^d Reading)

Mr. Faulkner stated he is to understand that Mrs. Walton has updated the section of code in the last sentence of this legislation as it refers to penalty and enforcement. He also asked to be walked through the process of any probable violation. Mrs. Walton explained that the referenced section of code in the last sentence of the proposed new language was incorrect. The correct Section should read as 698.02. The use of this code would be the city's last resort when enforcing property issues. For any property infraction, including this proposed legislation, would be investigated and a notice sent to the owner of the property, as well as the occupant if that is different. They are given time to correct the violation. If correction does not occur, they will receive a follow-up notice of the violation that states the date of the first notice as well as reiterates the ways to correct the violation. There will also be personal contact made, if possible, to determine ways to correct the violation. By the time this Section 698.02 comes into play, there have been several attempts to correct the issue. The goal is to have the property owner in compliance with our ordinances and not to take them to court or to receive fines. Although we have this Section available to us, it is only utilized as a last resort. If it does resort to a court summons, it is categorized as a misdemeanor. The City does not control the outcome once the courts are involved or as to what penalties are given. However, it can be up to \$100 per day, but all of that would be up to the Magistrate.

Mr. Faulkner asked Mrs. Walton how she and staff feel about enforcing this proposed legislation. Mrs. Walton explained that it would be the same as any other enforcement issue they have and it would be treated in the same manner. She believes that the allowance of a the Zoning Administrator or designee to make an inspection will be very important as typically, infractions need to be seen from a public right-of-way or a neighboring property. If the administrator is not able to do that, then they are not able to enforce it. Outside of that portion, it will be exactly the same as any other infractions that they currently enforce.

Mr. Faulkner asked how the City would enforce something like "noxious odors" if that were a complaint received. Mrs. Walton explained that as this is a new piece for the city, she is in no way an expert on keeping chickens. If there were any questions or concerns, she would request that the county send out a designated official to help them determine any unsanitary animal conditions or issues.

Mr. Faulkner's only concern with this proposed legislation is that if it become a fiasco, he would be adamant that the city shut it down. He asked Mrs. Walton if the public hearing currently scheduled for Planning Commission this week was supposed to be completed before this vote tonight. Mrs. Walton explained that the public hearing is for other areas of the code that reference "livestock". That could be interpreted to include chickens so what is happening is that they will be pulling any reference of chickens out of those areas so that this proposed language this evening would be the only portion related specifically to chickens. Regardless of whether this issue this evening passes or not, those references of "livestock" need to be specified. Chickens need to be pulled out of zoning regulations and should only be mentioned in the general offenses portion.

Mr. Kilpatrick made a motion to change the proposed language with the correct enforcement/penalty section referenced as 698.02, seconded by Mr. Faulkner.

Roll Call:

Mr. Bicknell yes
Mr. Faulkner yes
Mr. Kilpatrick yes
Mr. Stivers yes

- Mr. Stivers stated that when he lived in the township, he was next door to chickens. That owner did not keep the coop tidy which caused an extreme odor. He would like to think that this one experience would not be the rule but rather the exception. He will be placing his faith with the citizens of Carlisle to do things right.

Mr. Humphries yes
Mrs. Kemper yes
Mayor Winkler yes

The enforcement/penalty section referenced in the proposed language has been updated to 698.02.

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

Roll Call:

Mr. Bicknell yes – Mr. Bicknell stated that he does not necessarily agree with this legislation being added into the current structure of our city. He is torn between that and “pocket legislating” or “pocket zoning” where a specific instance only affects those that want something allowed versus what an area is zoned.

Mr. Faulkner no
Mr. Kilpatrick yes
Mr. Stivers yes
Mr. Humphries yes
Mrs. Kemper no

– Mrs. Kemper remembers that when this issue first came to conversation, it was due to the cost of eggs rising and Council wanted to allow residents the ability to save money. Now, egg prices have come down. She is now torn between the nice subdivision areas in the town and those with acreage.

Mayor Winkler no

Ordinance passed on this day will be entered into Ordinance Record Book as Ord. 10-23.

Mayor Winkler stated that this concluded the business items on their agenda. Council will have 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 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 7:54pm.

Mr. Kilpatrick made a motion to return to the Special Meeting, 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 returned to the Special Meeting at 8:20pm.

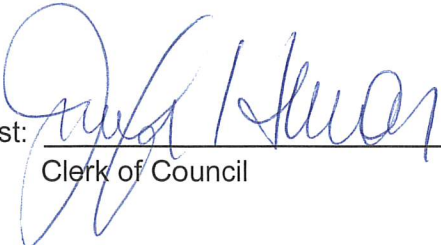
With no further discussion, Mr. Stivers made a motion to adjourn, seconded by Mr. Kilpatrick.

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 8:21 p.m.

Date: 4-25-23

Mayor

Attest: 
Clerk of Council