

LANCASTER CITY COUNCIL  
LANCASTER, OHIO

August 11, 2025

PRAYER  
PLEDGE OF ALLEGIANCE  
REGULAR MEETING CONVENES  
CALL TO ORDER  
ROLL CALL  
READING AND DISPOSING OF THE JOURNAL  
REPORTS OF CITY OFFICIALS  
COMMUNICATIONS  
SPECIAL PRESENTATION AND AWARDS  
*Fire Chief Schutlz*  
PETITIONS AND MEMORIALS  
PERMISSION OF VOTERS AND TAXPAYERS TO ADDRESS COUNCIL  
REPORTS OF STANDING COMMITTEES  
REPORTS OF SPECIAL COMMITTEES  
PUBLIC HEARINGS  
READING OF RESOLUTIONS

**THIRD READING**

- |                        |   |
|------------------------|---|
| <b>Temp Res #58-25</b> | A RESOLUTION TO APPROPRIATE FROM THE UNENCUMBERED BALANCE AND AMEND THE CERTIFICATE OF APPROPRIATIONS WITH THE COUNTY AUDITOR IN THE LAW ENFORCEMENT BLOCK JAG GRANT-POLICE FUND (2027) AND APPROVE A THEN & NOW CERTIFICATE FOR PURCHASES<br><b>Safety Committee (Bizjak/Tener) (3 Readings)</b>                       |
| <b>Temp Res #59-25</b> | A RESOLUTION TO APPROPRIATE FROM THE UNENCUMBERED BALANCE AND AMEND THE CERTIFICATE OF APPROPRIATIONS WITH THE COUNTY AUDITOR IN THE DOJ EQUITABLE SHARING FUND (2048) FOR GRANT MATCH DOLLARS FOR THE MAJOR CRIMES UNIT<br><b>Safety Committee (Bizjak/Sollie) (3 Readings)</b>  |
| <b>Temp Res #60-25</b> | A RESOLUTION TO APPROPRIATE FROM THE UNENCUMBERED BALANCE AND AMEND THE CERTIFICATE OF APPROPRIATIONS WITH THE COUNTY AUDITOR IN THE .45 POLICE & FIRE LEVY 2021 FUND (2051) FOR THE PURCHASE OF FOUR POLICE VEHICLES FOR USE BY THE LANCASTER POLICE DEPARTMENT<br><b>Safety Committee (Bizjak/Tener) (3 Readings)</b> |
| <b>Temp Res #61-25</b> | A RESOLUTION TO SCHEDULE LANCASTER CITY COUNCIL MEETINGS AND FINANCE COMMITTEE MEETINGS FOR 2026<br><b>Law Committee (Crites/Bizjak) (3 Readings)</b>   |

**SECOND READING**

- Temp Res #65-25** A RESOLUTION TO APPROPRIATE FROM THE UNENCUMBERED BALANCE AND AMEND THE CERTIFICATE OF APPROPRIATIONS WITH THE COUNTY AUDITOR IN THE CITY INCOME TAX FUND (2016) TO ACCOMMODATE INCREASED REFUNDS IN 2025 AND TO PAY TO REPLACE THE BACK-UP SERVER FOR THE INCOME TAX DEPARTMENT WITH A CLOUD BASED SYSTEM  
**Finance Committee (Schoonover/Sollie) (3 Readings)**

**FIRST READING**

- Temp Res #67-25** A RESOLUTION AUTHORIZING THE CITY ADMINISTRATION TO ACT ON BEHALF OF THE CITY OF LANCASTER AND ENTER INTO ANY AND ALL AGREEMENTS OR SETTLEMENTS NECESSARY TO PARTICIPATE IN NEW NATIONAL OPIOID SETTLEMENTS WITH ALVOGEN, INC., AMNEAL PHARMACEUTICALS INC., APOTEX INC., HIKMA PHARMACEUTICALS USA, INC., INDIVIOR INC., MYLAN PHARMACEUTICALS INC., SUN PHARMACEUTICAL INDUSTRIES, INC., AND ZYDUS PHARMACEUTICALS (USA), INC., AND TO DECLARE AN EMERGENCY  
**Law Committee (Crites/Bizjak) (3 Readings)**
- Temp Res #68-25** A RESOLUTION TO DECLARE A CONTINUING REAL AND PRESENT EMERGENCY DUE TO WEATHER IN THE CITY OF LANCASTER  
**Law Committee (Crites/Bitler) (1 Reading)**
- Temp Res #69-25** A RESOLUTION TO APPROPRIATE FROM THE UNENCUMBERED BALANCE AND AMEND THE CERTIFICATE OF APPROPRIATIONS WITH THE COUNTY AUDITOR IN THE GENERAL FUND (1001) TO ACCOMMODATE SICK LEAVE AND VACATION ACCRUAL PAYOUTS FOR THE RETIREMENT OF THE FAIRFIELD COUNTY MUNICIPAL COURT'S DIRECTOR OF PROBATION SERVICES AND TO DECLARE AN EMERGENCY  
**Finance Committee (Schoonover/Sollie) (3 Readings)**
- Temp Res #70-25** A RESOLUTION AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO ENTER INTO AN ENGINEERING AGREEMENT FOR UPDATING THE DIVISION OF WATER ASSET MANAGEMENT PLAN AS REQUIRED BY THE OHIO ENVIRONMENTAL PROTECTION AGENCY AND OHIO WATER DEVELOPMENT AUTHORITY  
**Water/Water Pollution Control Committee (Wing/Tener) (3 Readings)**

**Temp Res #71-25** A RESOLUTION TO AUTHORIZE THE SERVICE-SAFETY DIRECTOR TO ADVERTISE A REQUEST FOR QUALIFICATIONS AND ISSUE A REQUEST FOR PROPOSALS FOR A DESIGN PROFESSIONAL FOR DESIGN AND CONSTRUCTION ADMINISTRATION OF THE ETY ROAD FIRE STATION PROJECT AND TO DECLARE AN EMERGENCY

**Safety Committee (Bizjak/Sollie) (3 Readings)**

**Temp Res #72-25** A RESOLUTION TO INCREASE RECEIPTS, APPROPRIATE FROM THE UNENCUMBERED BALANCE, AMEND THE CERTIFICATE OF OTHER SOURCES AND APPROPRIATIONS WITH THE COUNTY AUDITOR IN THE FIRE IMPACT FUND (3022), ISSUE A THEN AND NOW CERTIFICATE FOR THE PURCHASE OF A NEW MEDIC UNIT, AND TO DECLARE AN EMERGENCY

**Safety Committee (Bizjak/Tener) (1 Reading)**

## READING OF ORDINANCES

### THIRD READING

**Temp Ord #28-25** AN ORDINANCE DECLARING THE IMPROVEMENT TO CERTAIN REAL PROPERTY LOCATED IN THE CITY OF LANCASTER, OHIO TO BE A PUBLIC PURPOSE; DECLARING SUCH IMPROVEMENT TO BE EXEMPT FROM REAL PROPERTY TAXATION PURSUANT TO OHIO REVISED CODE SECTION 5709.40(B); REQUIRING THE OWNERS THEREOF TO MAKE ANNUAL SERVICE PAYMENTS IN LIEU OF TAXES; DESCRIBING THE PUBLIC INFRASTRUCTURE IMPROVEMENTS TO BE MADE THAT WILL DIRECTLY BENEFIT THE REAL PROPERTY; ESTABLISHING A PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SERVICE PAYMENTS, TOGETHER WITH RELATED AUTHORIZATIONS, AND DECLARING AN EMERGENCY

**Economic Development Committee (Hoop/Crites) (3 Readings)**

**Temp Ord #29-25** AN ORDINANCE DECLARING THE IMPROVEMENT TO CERTAIN REAL PROPERTY LOCATED IN THE CITY OF LANCASTER, OHIO TO BE A PUBLIC PURPOSE; DECLARING SUCH IMPROVEMENT TO BE EXEMPT FROM REAL PROPERTY TAXATION PURSUANT TO OHIO REVISED CODE SECTION 5709.40(B); REQUIRING THE OWNERS THEREOF TO MAKE ANNUAL SERVICE PAYMENTS IN LIEU OF TAXES; DESCRIBING THE PUBLIC INFRASTRUCTURE IMPROVEMENTS TO BE MADE THAT WILL DIRECTLY BENEFIT THE REAL PROPERTY; ESTABLISHING A PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SERVICE PAYMENTS, TOGETHER WITH RELATED AUTHORIZATIONS, AND DECLARING AN EMERGENCY

**Economic Development Committee (Hoop/Schoonover) (3 Readings)**

- Temp Ord #30-25** AN ORDINANCE DECLARING THE IMPROVEMENT TO CERTAIN REAL PROPERTY LOCATED IN THE CITY OF LANCASTER, OHIO TO BE A PUBLIC PURPOSE; DECLARING SUCH IMPROVEMENT TO BE EXEMPT FROM REAL PROPERTY TAXATION PURSUANT TO OHIO REVISED CODE SECTION 5709.40(B); REQUIRING THE OWNERS THEREOF TO MAKE ANNUAL SERVICE PAYMENTS IN LIEU OF TAXES; DESCRIBING THE PUBLIC INFRASTRUCTURE IMPROVEMENTS TO BE MADE THAT WILL DIRECTLY BENEFIT THE REAL PROPERTY; ESTABLISHING A PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SERVICE PAYMENTS, TOGETHER WITH RELATED AUTHORIZATIONS, AND DECLARING AN EMERGENCY  
**Economic Development Committee (Hoop/Crites) (3 Readings)**

**SECOND READING**

- Temp Ord #31-25** AN ORDINANCE TO AMEND THE LANCASTER CODIFIED ORDINANCES, PART ELEVEN – PLANNING AND ZONING, TITLE THREE – ZONING AND PROPERTY RESTRICTIONS, AND TO ADOPT CHAPTER 1131 – SHORT TERM RENTALS  
**Code Enforcement & Zoning Committee (Sollie/Hoop) (3 Readings)**
- Temp Ord #32-25** AN ORDINANCE TO ACCEPT THE ANNEXATION OF 0.605 +/- ACRES IN PLEASANT TOWNSHIP AND TO DECLARE AN EMERGENCY  
**Economic Development Committee (Hoop/Crites) (2 Readings)**
- Temp Ord #33-25** AN ORDINANCE TO AMEND THE ZONING MAP SUBJECT TO PASSAGE OF THE ANNEXATION OF 0.605 +/- ACRES IN PLEASANT TOWNSHIP, AND TO DECLARE AN EMERGENCY  
**Economic Development Committee (Hoop/Wing) (2 Readings)**

**FIRST READING**

- Temp Ord #36-25** AN ORDINANCE TO AMEND PERMANENT ORDINANCE 54-24, THE NON-UNION PAY ORDINANCE, AND TO DECLARE AN EMERGENCY  
**Code Enforcement & Zoning Committee (Sollie/Luchtenberg) (2 Readings)**
- Temp Ord #37-25** AN ORDINANCE TO ESTABLISH NEW PERMANENT RIGHT OF WAY ALONG A NEW CENTERLINE IN CONNECTION WITH THE ARBOR VALLEY DRIVE REHABILITATION PROJECT, TO VACATE THE EXISTING ARBOR VALLEY DRIVE RIGHT OF WAY ONCE THE NEW ARBOR VALLEY DRIVE RIGHT OF WAY IS DEDICATED, AND TO ACQUIRE A NEW EASEMENT FOR A WATER MAIN IN CONNECTION WITH THE NEW LANCASTER HIGH SCHOOL  
**Public Works Committee (Tener/Ailes) (3 Readings)**

**Temp Ord #38-25** AN ORDINANCE AMENDING PART FIVE – GENERAL OFFENSES CODE OF THE LANCASTER CODIFIED ORDINANCES AND ADOPTING CHAPTER 568 – CAMPING PROHIBITED  
**Law Committee (Crites/Bitler) (3 Readings)**

**Temp Ord #39-25** AN ORDINANCE TO GRANT TO SOUTH CENTRAL POWER COMPANY, ITS SUCCESSORS AND ASSIGNS, A FRANCHISE FOR THE RIGHT TO ACQUIRE, CONSTRUCT, MAINTAIN AND OPERATE IN THE STREETS, THOROUGHFARES, ALLEYS, BRIDGES AND PUBLIC PLACES OF THE CITY OF LANCASTER, OHIO AND ITS SUCCESSORS, LINES FOR THE TRANSMISSION AND DISTRIBUTION OF ELECTRIC ENERGY TO THE CITY OF LANCASTER, AND THE INHABITANTS THEREOF FOR LIGHT, HEAT, POWER, AND OTHER PURPOSES, AND FOR THE TRANSMISSION OF THE SAME WITHIN, THROUGH, OR ACROSS SAID CITY OF LANCASTER AND TO DECLARE AN EMERGENCY  
**Law Committee (Bizjak/Schoonover) (3 Readings)**

#### **TABLED LEGISLATION**

**NONE**

#### **UNFINISHED BUSINESS**

**NONE**

#### **NEW BUSINESS**

Committee updates  
Liquor License Permit #07511421-1 Rooster's

#### **ANNOUNCEMENT OF SCHEDULED MEETINGS**

##### **REGULARLY SCHEDULED CITY COUNCIL MEETINGS**

1. August 25<sup>th</sup>, 2025 at 6:30 p.m. – Council Chambers
2. September 8<sup>th</sup>, 2025 at 6:30 p.m. – Council Chambers

##### **SPECIAL SCHEDULED MEETINGS**

None

##### **REGULARLY SCHEDULED COMMITTEE MEETINGS**

1. Law Committee – August 15th at 9:00 a.m. – City Hall 1897 Conference Room
2. Water / Water Pollution Control Service Committee – August 18th at 7:30 a.m. - City Hall 1897 Conference Room

#### **READING OF BILLS**

MNCO – \$58.60  
MNCO - \$70.63

#### **EXECUTIVE SESSION (if needed)**

#### **ADJOURNMENT**

TEMPORARY RESOLUTION NO. 67-25

PERMANENT RESOLUTION NO. \_\_\_\_\_

A RESOLUTION AUTHORIZING THE CITY ADMINISTRATION TO ACT ON BEHALF OF THE CITY OF LANCASTER AND ENTER INTO ANY AND ALL AGREEMENTS OR SETTLEMENTS NECESSARY TO PARTICIPATE IN NEW NATIONAL OPIOID SETTLEMENTS WITH ALVOGEN, INC., AMNEAL PHARMACEUTICALS INC., APOTEX INC., HIKMA PHARMACEUTICALS USA, INC., INDIVIOR INC., MYLAN PHARMACEUTICALS INC., SUN PHARMACEUTICAL INDUSTRIES, INC., AND ZYDUS PHARMACEUTICALS (USA), INC., AND TO DECLARE AN EMERGENCY

WHEREAS, the City was notified of new national opioid settlements that have been reached between settling states and participating subdivisions against multiple opioid manufacturers, including Alvogen, Inc., Amneal Pharmaceuticals Inc., Apotex Inc., Hikma Pharmaceuticals USA, Inc., Indivior Inc., Mylan Pharmaceuticals Inc., Sun Pharmaceutical Industries, Inc. and Zydus Pharmaceuticals (USA), Inc.; and

WHEREAS, the proposed settlements that have been reached would resolve opioid litigation brought by states, local political subdivisions, and special districts against the preceding eight (8) pharmaceutical companies; and

WHEREAS, the settlements require manufacturers to pay hundreds of millions of dollars to abate the opioid epidemic; and

WHEREAS, failure to actively participate in these national settlements will result in the City losing its ability to share in any of the settlement funds; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LANCASTER, STATE OF OHIO:

SECTION 1. That the Mayor or his designee is hereby authorized to act on behalf of the City of Lancaster and enter into any and all agreements or settlements necessary to participate in proposed national opioid settlements for which the City is entitled to recover against one or more of the following pharmaceutical companies: Alvogen, Inc., Amneal Pharmaceuticals Inc., Apotex Inc., Hikma Pharmaceuticals USA, Inc., Indivior Inc., Mylan Pharmaceuticals Inc., Sun Pharmaceutical Industries, Inc. and Zydus Pharmaceuticals (USA) Inc.

SECTION 2. That in the interest of the health, safety, and welfare of the community and more specifically in furtherance of not missing relevant deadlines in the national class action settlement procedures, City Council does hereby declare an emergency so that this ordinance shall take effect and be in full force immediately upon its passage by City Council and approval by the Mayor.

Passed: \_\_\_\_\_ after \_\_\_\_\_ reading. Vote: Yeas \_\_\_\_\_ Nays \_\_\_\_\_

Date Approved: \_\_\_\_\_

\_\_\_\_\_  
President of Council

Clerk: \_\_\_\_\_

\_\_\_\_\_  
Mayor

Offered by: \_\_\_\_\_

Second by: \_\_\_\_\_

Requested by Law Committee

TEMPORARY RESOLUTION NO. 68-25

PERMANENT RESOLUTION NO. \_\_\_\_\_

A RESOLUTION TO DECLARE A CONTINUING REAL AND PRESENT EMERGENCY DUE TO WEATHER IN THE CITY OF LANCASTER

WHEREAS, on or about July 26, 2025, severe weather occurred in the City of Lancaster, where storms and flash floods inundated various businesses and residents' homes with water and damaged various City roads and road culverts; and

WHEREAS, as a result of these storms, an emergency situation currently exists in these areas in which public and private property are damaged, and roads/culverts are in need of repair/replacement in order to prevent injury or loss of life to the traveling public; and

WHEREAS, R.C. Sections 153.65 through 153.71 provide the statutory procedures necessary for contracting professional design services for a public improvement project; however, ORC Section 153.71(B)(3) provides that ORC Sections 153.65 through 153.71 do not apply to any project determined in writing by the public authority head to be an emergency requiring immediate action; and

WHEREAS, the City administration and City Engineer have informed this Council that a real and present emergency exists and that an insufficient amount of time exists to address the emergency situation if this Council were to follow the statutory procedures outline in R.C. 153.65 through 153.71; and

WHEREAS, this Council's continuing primary concern is the health, safety, and welfare of the public, including residents of and visitors to the City of Lancaster; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LANCASTER, STATE OF OHIO:

SECTION 1. That this Council hereby declares that due to the severe weather that occurred on or about July 26, 2025, there is a real and present emergency in the City including flooded and damaged public and private property and damaged City roads and culverts, pursuant to ORC Section 153.71(B)(3), and that these repair and replacement projects constitute an exception to the competitive bidding requirements of ORC Sections 153.65 through 153.71.

SECTION 2. That the Mayor is hereby authorized to enter into any agreements on behalf of the City as they relate to this declared emergency.

SECTION 3. That this resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and welfare of the City and for the further reason that this resolution must be enacted to allow emergency remediation to start immediately; wherefore, this resolution shall take effect and be in force immediately upon its adoption and approval by the Mayor.

Passed: \_\_\_\_\_ after \_\_\_\_\_ reading. Vote: Yeas \_\_\_\_\_ Nays \_\_\_\_\_

Date Approved: \_\_\_\_\_

Clerk: \_\_\_\_\_

Offered by: \_\_\_\_\_

Second by: \_\_\_\_\_

Requested by Law Committee

\_\_\_\_\_  
President of Council

\_\_\_\_\_  
Mayor

TEMPORARY RESOLUTION NO. 69-25

PERMANENT RESOLUTION NO. \_\_\_\_\_

A RESOLUTION TO APPROPRIATE FROM THE UNENCUMBERED BALANCE AND AMEND THE CERTIFICATE OF APPROPRIATIONS WITH THE COUNTY AUDITOR IN THE GENERAL FUND (1001) TO ACCOMMODATE SICK LEAVE AND VACATION ACCRUAL PAYOUTS FOR THE RETIREMENT OF THE FAIRFIELD COUNTY MUNICIPAL COURT'S DIRECTOR OF PROBATION SERVICES AND TO DECLARE AN EMERGENCY

WHEREAS, Fairfield County Municipal Court's Director of Probation Services, Tamara Bartek, announced her intention to retire effective August 8, 2025, in late June 2025; and

WHEREAS, as this retirement was unplanned, payouts for sick and vacation leave accruals were not included in the Court's 2025 budget; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LANCASTER, STATE OF OHIO:

SECTION 1. That the City of Lancaster Auditor shall amend the Certificate of Appropriations with the County Auditor in the amount of Thirty-Eight Thousand Dollars (\$38,000.00) in the General Fund (1001).

SECTION 2. That the City of Lancaster Auditor appropriate from the unencumbered balance in the amount of Thirty-Eight Thousand Dollars (\$38,000.00) in expense account 1001.2500.51004 (Retire - Judicial).

SECTION 3. That this resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and welfare of the City and for the further reason that this resolution must be enacted in order to ensure funds are available to process these sick leave and vacation accrual payouts; wherefore, this resolution shall take effect and be in force immediately upon its adoption and approval by the Mayor.

Passed: \_\_\_\_\_ after \_\_\_\_\_ reading. Vote: Yeas \_\_\_\_\_ Nays \_\_\_\_\_

Date Approved: \_\_\_\_\_

Clerk: \_\_\_\_\_

Offered by: \_\_\_\_\_

Second by: \_\_\_\_\_

Requested by Finance Committee

\_\_\_\_\_  
President of Council

\_\_\_\_\_  
Mayor

TEMPORARY RESOLUTION NO. 70-25

PERMANENT RESOLUTION NO. \_\_\_\_\_

A RESOLUTION AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO ENTER INTO AN ENGINEERING AGREEMENT FOR UPDATING THE DIVISION OF WATER ASSET MANAGEMENT PLAN AS REQUIRED BY THE OHIO ENVIRONMENTAL PROTECTION AGENCY AND OHIO WATER DEVELOPMENT AUTHORITY

WHEREAS, pursuant to Ohio Environmental Protection Agency ("OEPA") and Ohio Water Development Authority ("OWDA") regulations, the City is required to maintain an Asset Management Plan for the Division of Water as a condition of the operating license and the various project loans; and

WHEREAS, the Division of Water would like to engage an engineering firm to assist with the asset inventory and risk analysis for the Asset Management Plan; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LANCASTER, STATE OF OHIO:

SECTION 1. That the Service-Safety Director is hereby authorized to enter into an engineering agreement in an amount not to exceed One Hundred Fifty Thousand Dollars (\$150,000.00) for the engineering evaluation for the project.

SECTION 2. That this resolution shall take effect and be in force from passage and approval by the Mayor.

Passed: \_\_\_\_\_ after \_\_\_\_\_ reading. Vote: Yeas \_\_\_\_\_ Nays \_\_\_\_\_

Date Approved: \_\_\_\_\_

\_\_\_\_\_  
President of Council

Clerk: \_\_\_\_\_

\_\_\_\_\_  
Mayor

Offered by: \_\_\_\_\_

Second by: \_\_\_\_\_

Requested by Water/Water Pollution Control Committee

TEMPORARY RESOLUTION NO. 71-25

PERMANENT RESOLUTION NO. \_\_\_\_\_

A RESOLUTION TO AUTHORIZE THE SERVICE-SAFETY DIRECTOR TO ADVERTISE A REQUEST FOR QUALIFICATIONS AND ISSUE A REQUEST FOR PROPOSALS FOR A DESIGN PROFESSIONAL FOR DESIGN AND CONSTRUCTION ADMINISTRATION OF THE ETY ROAD FIRE STATION PROJECT AND TO DECLARE AN EMERGENCY

WHEREAS, the City of Lancaster Fire Department has been planning to construct a new engine house to replace current Engine House No. 2 due to development on the City's Northwest side; and

WHEREAS, according to the City's Incident HEAT Map a fire/EMS station should be located in this portion of the City to improve response times due to industrial, commercial, and residential growth in that direction; and

WHEREAS, the City already owns Parcel No. 0531800450 on Ety Road that will serve this purpose and save the City from buying any additional real estate; and

WHEREAS, the City needs a Design Professional to start the general contractor construction procurement process for the Ety Road Fire Station Project pursuant to Ohio Revised Code; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LANCASTER, STATE OF OHIO:

SECTION 1. That the Service-Safety Director is hereby authorized to advertise a request for qualifications and issue a request for proposals from qualified design professionals for the Ety Road Fire Station Project design and construction administration process.

SECTION 2. That this resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and welfare of the City and for the further reason that a request for proposals needs to be issued as soon as possible in order to allow the project to move forward in a timely manner; wherefore, this resolution shall take effect and be in force immediately upon its adoption and approval by the Mayor.

Passed: \_\_\_\_\_ after \_\_\_\_\_ reading. Vote: Yeas \_\_\_\_\_ Nays \_\_\_\_\_

Date Approved: \_\_\_\_\_

\_\_\_\_\_  
President of Council

Clerk: \_\_\_\_\_

\_\_\_\_\_  
Mayor

Offered by: \_\_\_\_\_

Second by: \_\_\_\_\_

Requested by: Safety Committee

TEMPORARY RESOLUTION NO. 72-25

PERMANENT RESOLUTION NO. \_\_\_\_\_

A RESOLUTION TO INCREASE RECEIPTS, APPROPRIATE FROM THE UNENCUMBERED BALANCE, AMEND THE CERTIFICATE OF OTHER SOURCES AND APPROPRIATIONS WITH THE COUNTY AUDITOR IN THE FIRE IMPACT FUND (3022), ISSUE A THEN AND NOW CERTIFICATE FOR THE PURCHASE OF A NEW MEDIC UNIT, AND TO DECLARE AN EMERGENCY

WHEREAS, carryover funds in the Fire Impact Fund (3022) were not appropriated in the Lancaster Fire Department's 2025 budget; and

WHEREAS, the Lancaster Fire Department wishes to appropriate available carryover funds in order to cover the purchase of a new medic unit which was ordered from Horton Emergency Vehicles on March 1, 2023, and will be ready for delivery on August 15, 2025; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LANCASTER, STATE OF OHIO:

SECTION 1. That the City of Lancaster Auditor shall amend the Certificate of Other Sources and Appropriations with the County Auditor in the amount of Three Hundred Fifty-Five Thousand Dollars (\$355,000.00) in the Fire Impact Fund (3022).

SECTION 2. That the City of Lancaster Auditor shall increase receipts in revenue account 3022.0000.44042 (Impact Fees) in the amount of Three Hundred Fifty-Five Thousand Dollars (\$355,000.00).

SECTION 3. That the City of Lancaster Auditor shall appropriate from the unencumbered balance in expense account 3022.9270.56050 (Vehicles – Fire Impact) in the amount of Three Hundred Fifty-Five Thousand Dollars (\$355,000.00).

SECTION 4. That Lancaster City Council hereby approves a Then and Now Certificate for the purchase of this medic that was contracted for in March of 2023.

SECTION 5. That this resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and welfare of the City and for the further reason that these funds will be needed to pay for the new medic unit when the City takes delivery on August 15<sup>th</sup>, 2025; wherefore, this resolution shall take effect and be in force immediately upon its adoption and approval by the Mayor.

Passed: \_\_\_\_\_ after \_\_\_\_\_ reading. Vote: Yeas \_\_\_\_\_ Nays \_\_\_\_\_

Date Approved: \_\_\_\_\_

Clerk: \_\_\_\_\_

\_\_\_\_\_  
President of Council

\_\_\_\_\_  
Mayor

Offered by: \_\_\_\_\_

Second by: \_\_\_\_\_

Requested by: Safety Committee

①

reading

TEMPORARY RESOLUTION NO. 72-25

PERMANENT RESOLUTION NO. \_\_\_\_\_

A RESOLUTION TO INCREASE RECEIPTS, APPROPRIATE FROM THE UNENCUMBERED BALANCE AND AMEND THE CERTIFICATE OF OTHER SOURCES AND APPROPRIATIONS WITH THE COUNTY AUDITOR IN THE FIRE IMPACT FUND (3022) FOR THE PURCHASE OF A NEW MEDIC UNIT

WHEREAS, carryover funds in the Fire Impact Fund (3022) were not appropriated in the Lancaster Fire Department's 2025 budget; and

WHEREAS, the Lancaster Fire Department wishes to appropriate available carryover funds in order to cover the purchase of a new medic unit which was ordered from Horton Emergency Vehicles on March 1, 2023 and will be ready for delivery on August 15, 2025; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LANCASTER, STATE OF OHIO:

SECTION 1. That the City of Lancaster Auditor shall amend the Certificate of Other Sources and Appropriations with the County Auditor in the amount of Three Hundred Fifty-Five Thousand Dollars (\$355,000.00) in the Fire Impact Fund (3022).

SECTION 2. That the City of Lancaster Auditor shall increase receipts in revenue account 3022.0000.44042 (Impact Fees) in the amount of Three Hundred Fifty-Five Thousand Dollars (\$355,000.00).

SECTION 3. That the City of Lancaster Auditor shall appropriate from the unencumbered balance in expense account 3022.9270.56050 (Vehicles – Fire Impact) in the amount of Three Hundred Fifty-Five Thousand Dollars (\$355,000.00).

SECTION 2. That this resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and welfare of the City and for the further reason that these funds will be needed to pay for the new medic unit when it is ready for delivery on August 15<sup>th</sup>, 2025; wherefore, this resolution shall take effect and be in force immediately upon its adoption and approval by the Mayor.

Passed: \_\_\_\_\_ after \_\_\_\_\_ reading. Vote: Yeas \_\_\_\_\_ Nays \_\_\_\_\_

Date Approved: \_\_\_\_\_

Clerk: \_\_\_\_\_

\_\_\_\_\_  
President of Council

\_\_\_\_\_  
Mayor

Offered by: \_\_\_\_\_

Second by: \_\_\_\_\_

Requested by: Safety Committee

# REQUEST FOR PREPARATION OF LEGISLATION

**REQUESTS ARE REQUIRED TO BE IN THE LAW DIRECTOR'S OFFICE BY NOON THE MONDAY PRIOR TO THE NEXT COUNCIL MEETING. THOSE REQUESTS RECEIVED AFTER THE DEADLINE WILL NOT BE PROCESSED UNTIL THE NEXT MEETING.**

**WE NOW ACCEPT EMAIL COPIES VERSUS ORIGINALS**

1. DATE: August 4th, 2025

2.  ORDINANCE       RESOLUTION

Readings Requested: 1

3. EMERGENCY       YES       NO

4. PLEASE CHECK BELOW BOXES A-H THAT APPLY: Make sure to include in box I below the account(s)/fund name(s) and number(s) with your description.

A.  Decrease/Increase Approp.      B.  Apply for grant funding      C.  Then & Now Resolution

D.  Go Out for bid/contract amount not to exceed \$ \_\_\_\_\_      E.  Create a new Fund \_\_\_\_\_

F.  Appropriate from unencumbered balance in expense account # \_\_\_\_\_ in the amount of \$ \_\_\_\_\_ & Amend the Certificate of Appropriations w/ the County Auditor in Fund # \_\_\_\_\_

G.  Increase Estimated Receipts in revenue account # 3022-0000-44042 in the amount of \$ 355,000.00,  
Appropriate from unencumbered balance in expense account # 3022-9270-56050 in the amount of \$ 355,000.00 & Amend the Certificate of Other Sources and Appropriations w/ the County Auditor in Fund # 3022

H.  Other - Explain below in Section I:

I. DESCRIPTION: Account(s)/fund number(s) & name(s) must be listed for the above section. Description for legislation. **Please include language as to why this legislation is necessary and what it will accomplish.**

This legislation would appropriate carryover in the 3022 (Fire Impact Fund) to pay for a medic unit. The truck was ordered from Horton Emergency Vehicles (Rev Group) on 3/1/2023 and will be ready for delivery August 15th, 2025. The estimated invoice amount is \$353,468.000.

5. HAS AN APPROPRIATION BEEN MADE:       YES       NO       N/A

**ALL SIGNATURES MUST APPEAR BELOW PRIOR TO SUBMISSION TO THE LAW DIRECTOR'S OFFICE FOR PREPARATION. Telephone approval accepted with notation marked below. Forms submitted without all signatures will not be processed and returned to department to obtain those signatures.**

Person completing this form      Fire Chief Slade Schultz

Committee Sponsoring & Council Person Sponsoring      Safety Committee, Councilman Joe Bizjak

Service-Safety Director Approval      \_\_\_\_\_

Auditor Approval of above language      \_\_\_\_\_



**WARRANTY:**

Contract includes all published warranties in force at the date this proposal is accepted.

**TERMS AND CONDITIONS:**

A. LABOR AND MATERIALS: Horton Ambulance shall furnish the Ambulance listed as specified, with the price and delivery quoted herein, are based on materials which were in our inventory and in the inventory of our suppliers at the time of this proposal and are subject to prior sale.

Delivery quotes are contingent on timely confirmation from Customer. Any variations to material listed will result in a cost change.

Change Order Fees may apply

B. ARBITRATION: If any controversy or dispute arises under, out of, or in relation to any of the provisions hereof which cannot be settled by the parties within 15 days after the same shall arise, such controversy or dispute shall be submitted for arbitration in the State of Ohio in accordance with the rules of the American Arbitration Association. Such arbitrator(s) in accordance with such rules shall determine any dispute or controversy submitted to arbitration in accordance with the provisions of the section.

The arbitrator(s) may award any relief which he or she shall deem proper in the circumstances, without regard to the relief which would otherwise be available to any party hereto in a court of law or equity including, without limitation, an award of money damages, specific performance, injunctive relief and/or declaratory relief. The award and findings of the arbitrators shall be conclusive and binding upon all the parties hereto, whether or not all parties hereto participate in the arbitration proceeding, and judgment upon the award may be entered in any court of competent jurisdiction upon the application of any party.

Any party may initiate an arbitration proceeding hereunder, all costs of which (including filing fees, fees payable to arbitrators, court reporters' fees, transcript costs and counsel fees) shall be recovered by the prevailing party. No party hereto shall commence any arbitration proceeding hereunder other than in good faith, or take any action other than in good faith which requires another party hereto to commence such arbitration hearing and, in the event any party is determined in arbitration to have so acted other than in good faith, he or it shall bear all costs of the such proceeding.

C. REPRESENTATION OF SOLVENCY: Buyer represents that buyer is solvent and has assets sufficient to meet all of its financial obligations, and that it is current on all of its financial obligations. Buyer further represents that it can and will meet all its financial obligations to seller on time. Buyer understands seller relies on this promise and that any breach is material and substantial and to the essence of the contract.

D. FORCE MAJEURE: Seller shall not be responsible for delay, nondelivery, failure to complete installation or construction, or default in shipment or other performance, in whole or in part if occasioned by strike, war, riot, or revolutions, or for any delay in transportation due to demands or embargoes of the United States government or any other government, or nondelivery or delays through fire, floods, droughts, accidents, insurrections, lockouts, breakdown of machinery, commandeering of vessels carrying goods, or for loss or damage in transit, or detention of or delay in vessels resulting directly or indirectly from acts of God, perils of the sea, stoppage of labor, shortage of carriers, or refusal of any necessary license of government restrictions considered as "force majeure," or any other unavoidable cause other than seller's own negligence. In no case shall seller be responsible after delivery of goods in good order or conditioning to the carrier or carriers at the point of shipment.

E. CUSTOM ORDERS: Buyer understands that a custom-ordered vehicle is specific to Buyers needs. Any deposit received for a custom order is non-refundable once Engineering has begun, material has been purchased or the vehicle begins production.

**YOU MAY CONSIDER THE PRICE QUOTED FIRM FOR WRITTEN ACCEPTANCE WITHIN 30 DAYS OF THE DATE OF OUR PROPOSAL.**

Thank you for your interest in having Horton Ambulance provide you with our quotation for this purchase. If you have any questions or comments regarding this sales agreement please contact us.

Sincerely,

Horton Ambulance

**ACCEPTANCE OF PROPOSAL:**

I have read, understand and agree to the terms, conditions and specifications described herein and authorize Horton Emergency Vehicles to go forward with this order.

By Chief St. M...  
Customer Signature

3/1/23  
Date

TEMPORARY ORDINANCE NO. 36-25

PERMANENT ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE TO AMEND PERMANENT ORDINANCE 54-24, THE NON-UNION PAY ORDINANCE, AND TO DECLARE AN EMERGENCY

WHEREAS, Permanent Ordinance 54-24 established the benefits, titles, and compensation for those employees who are not members of the recognized bargaining units employed by the City of Lancaster, Ohio for the year 2025; and

WHEREAS, recent changes within the Community Development Department necessitate the addition of another Zoning Inspector position; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LANCASTER, STATE OF OHIO:

SECTION 1. That Permanent Ordinance 54-24 is hereby amended, pursuant to Exhibit A, attached hereto.

SECTION 2. That this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City, and for the further reason that this Ordinance is necessary to attempt to fill the needed position soon; wherefore this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

Passed: \_\_\_\_\_ after \_\_\_\_\_ reading. Vote: Yeas \_\_\_\_\_ Nays \_\_\_\_\_

Approved: \_\_\_\_\_

\_\_\_\_\_  
President of Council

Clerk: \_\_\_\_\_

\_\_\_\_\_  
Mayor

Offered by: \_\_\_\_\_

Second by: \_\_\_\_\_

Requested by Code Enforcement & Zoning Committee

I, Anitra Scott, Clerk of Council do hereby certify that on \_\_\_\_\_, 2025 the Lancaster Eagle Gazette published the summary of this ordinance in accordance with Ohio Revised Code 731.24.

\_\_\_\_\_  
Clerk of Council



TEMPORARY ORDINANCE NO. 49-24\*

PERMANENT ORDINANCE NO. 54-24

AN ORDINANCE TO ESTABLISH BENEFITS, TITLES, AND COMPENSATION FOR THOSE EMPLOYEES WHO ARE NOT MEMBERS OF THE RECOGNIZED BARGAINING UNITS EMPLOYED BY THE CITY OF LANCASTER, OHIO FOR THE YEAR 2025, AND TO DECLARE AN EMERGENCY

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LANCASTER, STATE OF OHIO:

SECTION 1. NON-UNION PERSONNEL.

The following non-union positions are approved and established, effective Payroll 1, 2025, in accordance with the department, job title, salary range, and number of employees listed below:

<u>DEPARTMENT</u>	<u>JOB TITLE</u>	<u>RANGE</u>	<u>EMPLOYEES</u>
Auditor	Finance Specialist	J	3
	Payroll Specialist	J	1
Cemetery	Administrative Assistant I	D	1
Code Enforcement	PT Code Enforcement Inspector	J	2
	Code Enforcement Inspector	J	1
Community Development	Administrative Assistant II	G	1
	Permit Clerk	G	1
	Certified Inspector (Building)	L	2
	Housing Program Coordinator	G	1
	PT Grant Finance Specialist	J	1
	Program Coordinator	J	1
	Zoning Inspector	L	+ 2 (TO 36-25, 8/25/25)
Engineering	Office Manager	J	1
	Engineer I	K	1
	Right-of-Way Manager	L	1
Fire	<del>Office Manager</del> Administrative Assistant III	I	1
	Administrative Assistant II (part-time)	G	1
Gas	Administrative Assistant II	G	1
	Engineering Technology & Econ Development Technician	L	1
Income Tax	Tax Auditor	J	3
	PT Tax Clerk	A	1
IT/Telecom	Administrative Assistant II	G	1
	IT Specialist II	H	2
	Fiber Maintenance Specialist	J	1
	GIS Specialist	L	1

TEMPORARY ORDINANCE NO. 37-25

PERMANENT ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE TO ESTABLISH NEW PERMANENT RIGHT OF WAY ALONG A NEW CENTERLINE IN CONNECTION WITH THE ARBOR VALLEY DRIVE REHABILITATION PROJECT, TO VACATE THE EXISTING ARBOR VALLEY DRIVE RIGHT OF WAY ONCE THE NEW ARBOR VALLEY DRIVE RIGHT OF WAY IS DEDICATED, AND TO ACQUIRE A NEW EASEMENT FOR A WATER MAIN IN CONNECTION WITH THE NEW LANCASTER HIGH SCHOOL

WHEREAS, the existing right of way does not adequately overlay the existing or proposed road infrastructure; and

WHEREAS, Arbor Valley Drive will be dedicated to the City of Lancaster on a new plat that will be recorded at the Fairfield County Recorder's Office that has the road centerline and right of way properly delineated; and

WHEREAS, an easement for a new water main to serve the new High School is needed for the construction and permanent maintenance of the water line and all appurtenances; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LANCASTER, STATE OF OHIO:

SECTION 1. That the City Engineer is hereby authorized to record a new plat dedicating Arbor Valley Drive to the City of Lancaster.

SECTION 2. That once the new plat dedicating Arbor Valley Drive to the City of Lancaster is recorded, the existing road is hereby vacated.

SECTION 3. That Arbor Valley Drive is hereby accepted as a public street after the new plat is recorded.

SECTION 4. That the Mayor is hereby authorized to acquire a permanent easement for a water main to be installed in the vicinity of the new Lancaster High School facility.

SECTION 5. That the Mayor is hereby authorized to acquire any temporary easements required for construction of said water line.

SECTION 6. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed: \_\_\_\_\_ after \_\_\_\_\_ reading. Vote: Yeas \_\_\_\_\_ Nays \_\_\_\_\_

Approved: \_\_\_\_\_

\_\_\_\_\_  
President of Council

Clerk: \_\_\_\_\_

\_\_\_\_\_  
Mayor

Offered by: \_\_\_\_\_

Second by: \_\_\_\_\_

Requested by Public Works Committee

I, Anitra Scott, Clerk of Council do hereby certify that on \_\_\_\_\_, 2025 the Lancaster Eagle Gazette published the summary of this ordinance in accordance with Ohio Revised Code 731.24.

\_\_\_\_\_  
Clerk of Council

TEMPORARY ORDINANCE NO. 38-25

PERMANENT ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING PART FIVE – GENERAL OFFENSES CODE OF THE LANCASTER CODIFIED ORDINANCES AND ADOPTING CHAPTER 568 – CAMPING PROHIBITED

WHEREAS, at its May 23, 2025, meeting the Law Committee approved proposing to Lancaster City Council as a whole that Chapter 568 – Camping Prohibited be adopted to regulate camping on public and private property within the City limits; and

WHEREAS, this new codified ordinance is necessary to remediate citizen complaints regarding significant health concerns on public property, to ensure the safety of all users of public property, and to assist law enforcement and code enforcement officers who encounter individuals unlawfully camping on public or private property; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LANCASTER, STATE OF OHIO:

SECTION 1. That the Lancaster Codified Ordinances Part Five – General Offenses Code shall hereby be amended and Chapter 568 – Camping Prohibited shall hereby be adopted and enacted pursuant to “Exhibit A” attached hereto and incorporated herein by reference.

SECTION 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed: \_\_\_\_\_ after \_\_\_\_\_ reading. Vote: Yeas \_\_\_\_\_ Nays \_\_\_\_\_

Approved: \_\_\_\_\_

\_\_\_\_\_  
President of Council

Clerk: \_\_\_\_\_

\_\_\_\_\_  
Mayor

Offered by: \_\_\_\_\_

Second by: \_\_\_\_\_

Requested by: Law Committee

I, Anitra Scott, Clerk of Council do hereby certify that on \_\_\_\_\_, 2025 in the Lancaster Eagle Gazette published the summary of this ordinance in accordance with Ohio Revised Code 731.24.

\_\_\_\_\_  
Clerk of Council



**CODIFIED ORDINANCES OF LANCASTER  
PART FIVE - GENERAL OFFENSES CODE**

- Chap. 501. General Provisions and Penalty.**
- Chap. 503. Alarm Systems.**
- Chap. 505. Animals and Fowl.**
- Chap. 509. Disorderly Conduct and Peace Disturbance.**
- Chap. 513. Drug Abuse Control.**
- Chap. 515. Felon Registration.**
- Chap. 517. Gambling.**
- Chap. 521. Health, Safety and Sanitation.**
- Chap. 525. Law Enforcement and Public Office.**
- Chap. 529. Liquor Control.**
- Chap. 531. Obscene Materials, Performances and Other Matters.**
- Chap. 533. Obscenity and Sex Offenses.**
- Chap. 537. Offenses Against Persons.**
- Chap. 541. Property Offenses.**
- Chap. 545. Theft and Fraud.**
- Chap. 549. Weapons and Explosives.**
- Chap. 553. Railroads.**
- Chap. 561. Streets and Sidewalks. (Repealed)**
- Chap. 565. Weeds and Trees.**
- Chap. 567. Civil Penalties for Violations Under Live Digital Video School  
Bus Violation Detection Monitoring Technology (“DMT”).**
- Chap. 568. Camping Prohibited**

**CHAPTER 568  
CAMPING PROHIBITED**

- 568.01 Purpose**
- 568.02 Definitions**
- 568.03 Prohibition**
- 568.04 Enforcement**
- 568.99 Penalty**

**568.01 PURPOSE**

This chapter is adopted for the purpose of promoting the public health, safety, and welfare of all residents by ensuring the safe and orderly use of public and private property.

**568.02 DEFINITIONS**

(a) As used in this chapter:

- (1) "Camping" means the use of any public or private property for the purpose of sleeping, preparing to sleep, storing personal property, performing food preparation activities, or overnight or longer habitation. "Camping" may or may not include the use of any manmade or natural shelter. "Camping" does not include habitation in a lawful structure, napping during the day, or picnicking.

**568.03 PROHIBITION**

- (a) As a matter of individual and public safety, except as may be permitted by the Service-Safety Director, the Board of Park Commissioners, or in designated areas pursuant to this Code, camping is prohibited within the City.

**568.04 ENFORCEMENT**

- (a) Any officer employed by the Lancaster Police Department or the Lancaster Code Enforcement Department shall have authority to enforce any requirements of this Chapter.

**568.99 PENALTY**

- (a) Whoever violates any of the provisions of this chapter is guilty of a minor misdemeanor on the first offense and a misdemeanor of the fourth degree for each subsequent offense in accordance with the penalties as listed in Section 501.99. A separate offense shall be deemed committed each day during or on which a violation occurs or continues.
- (b) In addition to any other remedy provided by law, any person found in violation of this chapter may be immediately removed from the premises.

TEMPORARY ORDINANCE NO. 39-25

PERMANENT ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE TO GRANT TO SOUTH CENTRAL POWER COMPANY, ITS SUCCESSORS AND ASSIGNS, A FRANCHISE FOR THE RIGHT TO ACQUIRE, CONSTRUCT, MAINTAIN AND OPERATE IN THE STREETS, THOROUGHFARES, ALLEYS, BRIDGES AND PUBLIC PLACES OF THE CITY OF LANCASTER, OHIO AND ITS SUCCESSORS, LINES FOR THE TRANSMISSION AND DISTRIBUTION OF ELECTRIC ENERGY TO THE CITY OF LANCASTER, AND THE INHABITANTS THEREOF FOR LIGHT, HEAT, POWER, AND OTHER PURPOSES, AND FOR THE TRANSMISSION OF THE SAME WITHIN, THROUGH, OR ACROSS SAID CITY OF LANCASTER AND TO DECLARE AN EMERGENCY

WHEREAS, pursuant to Permanent Ordinance No. 45-74 (Exhibit A) which was passed and approved by Lancaster City Council on September 10, 1974, the City of Lancaster granted a fifty (50) year franchise to South Central Power Company to provide and maintain electric energy to the City and its residents by use of the City right-of-way; and

WHEREAS, that Permanent Ordinance expired on October 10, 2024, and South Central Power Company and the City would like to see a new franchise ordinance adopted; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LANCASTER, STATE OF OHIO:

SECTION 1. That South Central Power Company, its successors, and assigns (hereinafter "Grantee") are hereby granted the right, privilege, franchise, and authority to acquire, construct, maintain and operate in, above, under, across and along the streets, thoroughfares, alleys, bridges and public places (as the same now exist or may hereafter be laid out) of the City of Lancaster, State of Ohio (hereinafter "City"), lines for the transmission and distribution of electric energy, either by means of overhead or underground conductors, together with all necessary or desirable appurtenances to render public utility service in the City and to the inhabitants thereof by supplying electric power and energy to the City and the inhabitants thereof, and persons or entities beyond the limits thereof for light, heat, power, or any other purposes or purpose for which electric power and energy is now or may hereafter be used, and the transmission and distribution of the same within, though or across the City.

SECTION 2. That said lines and appurtenances shall be constructed in a manner that shall not unreasonably interfere with the traveling public in its use of the streets, thoroughfares, alleys, bridge, and public places of the City. The location of all poles and conduits shall be made under such reasonable supervision of the proper board or committee of the City as permitted by law.

SECTION 3. That the rights, privileges, and franchise hereby granted shall be in force and effect for a term of twenty-five (25) years from the date of the passage of this Ordinance, which shall be reviewed by Council every five (5) years.

SECTION 4. The rights, privileges, and franchise hereby granted shall not be construed to be exclusive and City Council hereby reserves the power to grant similar rights, privileges, and franchises to any other person or persons, firm or firms, corporation or corporations.

SECTION 5. That said Grantee shall indemnify, defend, and save the City harmless from any and all liability arising in any way from Grantee's negligence in the erection, maintenance, or operation of said lines for the distribution and transmission of electric energy.

SECTION 6. That whenever said Grantee shall begin the erection or installation of any lines or equipment, it will obtain all the necessary and applicable Federal, State, and Local permits required. Grantee shall promptly and diligently perform all work to completion and leave the streets, thoroughfares, alleys, bridges, sewer, utility lines, and public places where such work is done in as good or better condition of repair as before such work was commenced. Repairs to any and all City infrastructure (streets, thoroughfares, alleys, bridges, sewer, utility lines, public places, etc.) shall be made according to the most current City standards and/or any statutes, rules or regulations that govern the quality of the repair being made.

SECTION 7. That wherever in this Ordinance, reference is made to the City or the Grantee, it shall be deemed to include the respective successors or assigns of either; and all rights, privileges, franchises, and obligations herein contained by or on behalf of said City, or by or on behalf of said Grantee, shall be binding upon, and inure to the benefit of the respective successors or assigns of said City, or of said Grantee, whether so expressed or not.

SECTION 8. That this Ordinance shall be accepted by the Grantee within sixty (60) days from the date of the passage of same.

SECTION 9. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and welfare of the City's residents as it is necessary to ensure continued and uninterrupted electric utility services by South Central Power Company; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

Passed: \_\_\_\_\_ after \_\_\_\_\_ reading. Vote: Yeas \_\_\_\_\_ Nays \_\_\_\_\_

Approved: \_\_\_\_\_

\_\_\_\_\_  
President of Council

Clerk: \_\_\_\_\_

\_\_\_\_\_  
Mayor

Offered by: \_\_\_\_\_

Second by: \_\_\_\_\_

Requested by Law Committee

I, Anitra Scott, Clerk of Council do hereby certify that on \_\_\_\_\_, 2025 the Lancaster Eagle Gazette published the summary of this ordinance in accordance with Ohio Revised Code 731.24.

\_\_\_\_\_  
Clerk of Council

ORDINANCE NO. 45-74

AN ORDINANCE GRANTING TO SOUTH CENTRAL POWER COMPANY, ITS SUCCESSORS AND ASSIGNS, THE RIGHT TO ACQUIRE, CONSTRUCT, MAINTAIN AND OPERATE IN THE STREETS, THOROUGHFARES, ALLEYS, BRIDGES AND PUBLIC PLACES OF THE CITY OF LANCASTER, STATE OF OHIO, AND ITS SUCCESSORS, LINES FOR THE DISTRIBUTION OF ELECTRIC ENERGY TO CERTAIN PARTS OF THE CITY OF LANCASTER AND THE INHABITANTS THEREOF FOR LIGHT, HEAT, POWER AND OTHER PURPOSES AND FOR THE TRANSMISSION OF THE SAME WITHIN, THROUGH OR ACROSS SAID CITY OF LANCASTER, STATE OF OHIO

BE IT ORDAINED by the Council of the City of Lancaster, State of Ohio,

SECTION 1. That South Central Power Company, its successors and assigns (hereinafter called "Grantee") are hereby granted the right, privilege, franchise and authority to acquire, construct, maintain and operate in, above, under, across and along the streets, thoroughfares, alleys, bridges, and public places (as the same now exist or may hereafter be laid out) of the City of Lancaster, State of Ohio, and its successors (hereinafter called "City"), lines for the distribution of electric energy, either by means of overhead or underground conductors, with all the necessary or desirable appurtenances to render public utility service in the City and to the inhabitants thereof by supply electric energy to the City and to the inhabitants thereof, and persons or corporations beyond the limits thereof, for light, heat, power or any other purposes or purpose for which electric energy is now or may hereafter be used, and the transmission of the same within, through or across the City; provided, however, that Grantee shall provide electric service hereunder within: (1) the area or areas of the City either presently being provided electric service by Grantee, or which, at the date of this ordinance, is closer to the facilities of Grantee than to those of any other electric supplier, and (2) any other area or areas annexed to the City after the date of this ordinance any portion of which is either being provided electric service by Grantee at the time of such annexation, or which at the date of this ordinance is closer to the facilities of Grantee than to those of any other electric supplier.

SECTION 2. That said lines and appurtenances shall be constructed so as to interfere as little as possible with the traveling public in its use of the streets, thoroughfares, alleys, bridges and public places. The location of all poles, or conduits, shall be made under the supervision of the proper board or committee of the City government.

SECTION 3. That the rights, privileges and franchise hereby granted shall be in force and effect for a period of fifty (50) years from the date of the passage of this ordinance.

That the rights, privileges and franchise hereby granted shall not be construed to be exclusive and the Council of the City hereby reserves the power to grant similar rights, privileges and franchises to any other person or persons, firm or firms, corporation or corporations.

SECTION 4. That said Grantee shall save the City harmless from any and all liability arising in any way from negligence in the erection, maintenance or operation of said lines for the distribution of electric energy.

SECTION 5. That whenever said Grantee shall begin the erection of any lines or equipment it shall promptly and diligently prosecute the work to completion and leave the streets, thoroughfares, alleys, bridges, and public places where such work is done in as good condition of repair as before such work was commenced.

SECTION 6. That wherever in this ordinance, reference is made to the City or the Grantee, it shall be deemed to include the respective successors or assigns of either; and all rights, privileges and obligations herein contained by or on behalf of said City, or by or on behalf of said Grantee, shall be binding upon, and inure to the benefit of the respective successors or assigns of said City, or of said Grantee, whether so expressed or not.

SECTION 7. That this ordinance shall be accepted by the Grantee within sixty (60) days from the date of the passage of the same.

Passed: 9-9-74 after 2 reading. Vote: Yeas 8 Nays 1

Approved: 9-10-74

Attest: Madonna Adcock  
Clerk

John P. Thompson  
President of Council

Offered by: Amos J. Gandy

Amos J. Gandy  
Mayor

Seconded by: Dale J. Brady  
9-9-74

Requested by

## ORDINANCE NO. 4174

AN ORDINANCE GRANTING TO SOUTH CENTRAL POWER COMPANY, ITS SUCCESSORS AND ASSIGNS, THE RIGHT TO ACQUIRE, CONSTRUCT, MAINTAIN AND OPERATE IN THE STREETS, THOROUGHFARES, ALLEYS, BRIDGES AND PUBLIC PLACES OF THE CITY OF LANCASTER, STATE OF OHIO, AND ITS SUCCESSORS, LINES FOR THE DISTRIBUTION OF ELECTRIC ENERGY TO CERTAIN PARTS OF THE CITY OF LANCASTER AND THE INHABITANTS THEREOF FOR LIGHT, HEAT, POWER AND OTHER PURPOSES AND FOR THE TRANSMISSION OF THE SAME WITHIN, THROUGH OR ACROSS SAID CITY OF LANCASTER, STATE OF OHIO.

BE IT ORDAINED by the Council of the City of Lancaster, State of Ohio, SECTION 1. That South Central Power Company, its successors and assigns (hereinafter called "Grantee") are hereby granted the right, privilege, franchise and authority to acquire, construct, maintain and operate its wires, poles, lines and other apparatus, through, over, across and along the streets, thoroughfares, alleys, bridges, and public places for the same, now owned or may hereafter be held by the City of Lancaster, State of Ohio, and its successors (hereinafter called "City"), lines for the distribution of electric energy, either by means of overhead or underground conductors, with all the necessary or desirable appurtenances to render public utility service to the City and to the inhabitants thereof, to supply electric energy to the City and to the institutions thereof, and portions of corporations beyond the limits thereof, for light, heat, power or any other purpose or purposes for which electric energy is now or may hereafter be used, and the transmission of the same within, through or across the City provided, however, that Grantee shall provide electric service, hereafter within (1) the area or areas of the City which are now being supplied electric service by Grantee or which, at the date of this ordinance, is closer to the facilities of Grantee than to those of any other electric supplier and (2) any other area or areas owned by the City other, the date of this ordinance any portion of which is either being provided electric service by Grantee at the time of such ordinance, or which, at the date of this ordinance is closer to the facilities of Grantee than to those of any other electric supplier.

SECTION 2. That said lines and appurtenances shall be constructed so as to interfere as little as possible with the travelling public in its use of the streets, thoroughfares, alleys, bridges and public places. The location of all poles or conductors shall be made under the supervision of the proper board or committee of the City government.

SECTION 3. That the rights, privileges and franchises hereby granted shall be in force and effect for a period of fifty (50) years from the date of the passage of this ordinance. That the rights, privileges and franchises hereby granted shall not be construed to be exclusive and the Council of the City hereby reserves the power to grant similar rights, privileges and franchises to any other person or persons, firm or firms, corporations or corporations.

SECTION 4. That said Grantee shall save the City harmless from any and all liability arising in any way from negligence in the erection, maintenance or operation of said lines for the distribution of electric energy.

SECTION 5. That whenever said Grantee shall begin the erection of any lines or equipment it shall promptly and diligently prosecute the work to completion and leave the streets, thoroughfares, alleys, bridges and public places where such work is done in as good condition of repair as before such work was commenced.

SECTION 6. That wherever in this ordinance reference is made to the



10-22-74  
File with 45-74

POST OFFICE BOX 250 • PHONE 614/653-4422 • LANCASTER, OHIO 43130

*"Owned By Those It Serves"*

October 22, 1974

HAND DELIVERED

City of Lancaster  
Lancaster, Ohio 43150

Attention: City Clerk

Gentlemen:

Ordinance No. 45-74, passed by the Council of the City of Lancaster, Fairfield County, Ohio on September 9, 1974 and approved on September 10, 1974, is hereby accepted by South Central Power Company this 22nd day of October, 1974. This letter is submitted in fulfillment of the requirement of Section 7 of the aforesaid Ordinance and the requirements of Ohio law.

Attached hereto is a copy of the resolutions of the Board of Trustees of South Central Power Company authorizing this action.

Very truly yours,

SOUTH CENTRAL POWER COMPANY

*John W. Eakin*  
By John W. Eakin, President

RESOLUTION

"BE IT RESOLVED, That Ordinance No. 45-74, passed by the City Council of the City of Lancaster, Ohio on September 9, 1974 granting a franchise to South Central Power Company, its successors and assigns, a certified copy of which has been presented to the Board of Trustees of this Company which the Secretary has been ordered to attach to the Minutes of the meetings of said Board of Trustees, be, and the same hereby is accepted, and the President or General Manager of this Company is authorized and directed to notify the City of Lancaster of such acceptance and to execute any documents which may be necessary or desirable to indicate such acceptance."

CERTIFICATE

I, Harold Kline, the duly qualified, elected and acting Secretary of South Central Power Company, do certify that the Resolution set forth above this Certificate is a true and correct copy of a certain resolution adopted by the Board of Trustees of South Central Power Company at a meeting held on the 22nd day of October, 1974; that said resolution has not been modified or rescinded, and is now in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand this 22nd day of October, 1974.



Secretary

(SEAL)