



8/24/2026 | 6:00 PM

**Municipal Services Center, Council Chamber
3600 Tremont Road**

1. Call to Order/Roll Call

2. Pledge of Allegiance Led by Council Member John Kulewicz

3. Consent Agenda

- a. Approve August 17, 2026, City Council Meeting Minutes
- b. Ordinance No. 30-2026 - To Authorize the City Manager to Enter into an Amended Agreement with Perry Township for the Intergovernmental Contract for Fire and EMS Services
- c. Ordinance No. 31-2026 - To amend 2026 Appropriations and the Employee Strength Table as Authorized by Ordinance 42-2025

4. Reports/Presentations

- a. Economic Development Annual Update, Presented by Economic Development Manager James Russell

5. Legislative Items for Fourth Reading/Public Hearing

- a. Ordinance No. 27-2026 - To Amend Chapters 301 - Definitions, 383 - Bicycles, Motorized Bicycles, Motorcycles, and Other Forms of Transportation Other Than Walking, and 543 - Parks, Playgrounds and Open Space Areas of the Upper Arlington Code of Ordinances to Establish an E-Mobility Device Registration, Safety Education, and Parking Restriction Program

6. Legislative Items for First Reading/Public Hearing

- a. Ordinance No. 32-2026 - To Authorize the City Manager to Enter into Contract with Performance Pipelining, Inc. for Construction-Related Services for the 2026 Sustainable Sewer Solutions Project

7. Legislative Items for Seventh Reading/Public Hearing/ Council Action

- a. Ordinance No. 21-2026 - To Amend Various Sections of Part 1 - Administrative Code, Part 4 - Schedule of Fees, and Part 13 - Building Code, of the Upper Arlington Code of Ordinances (*Tracy*)

8. Liquor Control

- a. Liquor Permit Application Notice – Ohio CVS LLC, dba CVS Pharmacy #6149, 1855 W. Henderson Road, Upper Arlington, OH 43220

9. City Manager Update

10. Council Liaison Report

11. Adjournment

August 17, 2026

City Council met in regular session in the Council Chamber of the Municipal Services Center, 3600 Tremont Road, and the meeting was called to order by President Awakessien Jeter at 6:00 p.m.

Members Present: President Ukeme Awakessien Jeter, Vice President Heidi Munc, Nic Fortkamp, John Kulewicz, Laura Oldham, Ben Tracy, and Todd Walter

Staff Present: City Manager Steven Schoeny, City Attorney Darren Shulman, City Clerk Krystal Grove, Assistant City Manager Jackie Thiel, Finance Director Brent Lewis, IT Director Ross Morrow, Public Service Director Gary Wilfong, Police Chief Keith Hall, Parks & Recreation Director Debbie McLaughlin, Community Affairs Director Emma Speight, Fire Chief Chris Zimmer, Community Development Director Chad Gibson, Police Sergeant Bryan McKean, and Economic Development Manager James Russell

Pledge of Allegiance

The Pledge of Allegiance was led by Vice President Munc.

Consent Agenda

a. Approve June 15, 2026, City Council Meeting Minutes

Mr. Kulewicz moved, seconded by Vice President Munc, to approve the Consent Agenda. The motion carried with the following vote:

Voting Aye: President Ukeme Awakessien Jeter, Vice President Heidi Munc, Nic Fortkamp, John Kulewicz, Laura Oldham, Ben Tracy, and Todd Walter

Reports/Presentations

a. Finance Director Report- May, June, July 2026

Finance Director Brent Lewis presented a summary of the Finance Director Report for May, June, and July 2026 (attached as Exhibit A). He noted that overall finances appear on pace, with the only notable anomaly being utility billing numbers running slightly low through July, an

expected timing issue as bills went out in late July and receipts are anticipated in August. Mr. Lewis also reported that the police and fire pension levy, scheduled for the November ballot, had received approval from Franklin County and was awaiting final approval from the Board of Elections. He announced that the City's independent financial audit, completed at the end of June, resulted in an unqualified opinion, the highest possible rating, continuing a streak of more than 30 consecutive years of such results. He also noted the 2025 Popular Annual Financial Report (PAFR), a summary of the full audit document, is available at the Municipal Services Center, Upper Arlington Libraries, and on the City's website. Mr. Lewis noted that budget season is underway, with department information distributed the prior week and budget hearings scheduled for November 9th, 16th, and 30th, followed by approval of the 2027–2028 two-year budget.

Mr. Tracy asked where residents could obtain a print copy of the PAFR. Mr. Lewis confirmed copies are available at City facilities and the Upper Arlington libraries.

Vice President Munc asked whether any updates had emerged from state-level property tax discussions during the summer recess. Mr. Lewis stated that nothing substantive had been developed.

Legislative Items for Third Reading/Public Hearing

- a. Ordinance No. 27-2026 - To Amend Chapters 301 - Definitions, 383 - Bicycles, Motorized Bicycles, Motorcycles, and Other Forms of Transportation Other Than Walking, and 543 - Parks, Playgrounds and Open Space Areas of the Upper Arlington Code of Ordinances to Establish an E-Mobility Device Registration, Safety Education, and Parking Restriction Program**

City Manager Steven Schoeny introduced Nationwide Children's Hospital Section Chief for Pediatric Surgery and Trauma Medical Director Dr. Rajan Thakkar and Trauma Program Director Lee Ann Wurster to review safety data related to e-mobility devices (presentation attached as Exhibit B).

The presenters outlined the three classifications of e-bikes (Class 1, 2, and 3), each carrying different speed capabilities and age recommendations from the research-based coalition T4CIP. Key age recommendations include: no e-bikes for children under 12; Class 1 only for ages 12–15; and Class 1 or 2 for those 16 and older. Presenters emphasized that Class 3 e-bikes require a more protective helmet closer to motorcycle-grade equipment, and that community awareness of these distinctions remains critically low, even at the point of sale.

Injury data showed alarming trends. At Nationwide Children's Hospital, admitted e-bike injuries rose 122% between 2024 and 2025, with year-to-date 2026 numbers already exceeding that full-year figure. Statewide, Ohio saw a 126% increase in e-bike injuries and a 98% increase in e-scooter injuries between 2023 and 2025. Concurrently, traditional pedal bike injuries have

declined, suggesting a direct correlation with the shift to electric devices. Dr. Thakkar noted the severity of injuries mirrors those seen in adult motorcycle trauma, including traumatic brain injuries, solid organ injuries, pelvic trauma, and significant friction burns. Approximately 80% of injured patients are male, predominantly in the 10–15 age range, riders who have not yet been through driver's education and therefore lack basic road safety instincts.

Helmet use remains low: only approximately 25% of e-bike and pedal bike riders in Ohio statewide, and under 10% of e-scooter riders, were wearing helmets at the time of injury. Even among admitted patients at Nationwide Children's where helmet use was recorded at nearly 50% for e-bikes, the data does not capture whether the correct type of helmet was worn. The presenters advocated for positive reinforcement as a key enforcement complement, such as officers acknowledging and rewarding helmeted riders, alongside regulatory measures.

Mr. Walter asked about age recommendations specific to scooters; the presenters noted that T4CIP's recommendations address e-bikes only. Mr. Fortkamp asked whether other hospitals are observing similar trends nationally; Dr. Thakkar confirmed this is a recognized national problem being discussed within the American Pediatric Surgical Association, the AAP, and Ohio's state trauma committee, though no active Ohio legislation is currently in progress. Mr. Tracy asked about the age breakdown of injured patients; presenters confirmed the spike is concentrated in the 10–15 age group, with children under 16 disproportionately affected as they lack the road judgment developed through driver's education. Vice President Munc asked about best practices for education from peer hospital communities; presenters noted that Florida and San Diego, having encountered these injuries five or more years earlier, have been the primary sources of borrowed educational frameworks, and that Ohio is notably behind on community education. President Awakessien Jeter noted that root-cause responsibility also lies with manufacturers and retailers, citing a staff experience in which a bike shop employee was unfamiliar with Class 3 helmet requirements and did not carry them in stock.

In response to President Ukeme Awakessien Jeter's invitation to speak, the following speaker came forward:

Paul Shannon - expressed appreciation for the City's engagement on the ordinance. He indicated general support for the amendments as presented online, and specifically endorsed including strict helmet requirements, noting the injury data made a compelling case. Mr. Shannon noted he would be unable to attend the following week's vote.

City Attorney Darren Shulman explained that three independent potential amendments had been included in the packet for transparency, based on prior Council feedback, and outlined the parliamentary process for their introduction. He also noted that Mr. Walter had proposed a different approach, which had not yet been formally drafted.

On registration, Mr. Tracy stated his support for the education and registration components but proposed limiting mandatory registration to individuals without a driver's license. His rationale

was that a driver's license already confers road safety education, and that this more targeted approach is preferable as a first step, being underinclusive rather than overinclusive. Mr. Schoeny and Chief of Police Keith Hall expressed reservations about the practical enforceability of a license-limited registration program. Mr. Schoeny explained that without universal registration, officers cannot conduct proactive compliance checks at parks, libraries, schools, or the community center; the enforcement mechanism breaks down because there is no baseline expectation that all devices bear a sticker. Chief Hall reinforced that the last voluntary safety class offered was attended by approximately five people and was ultimately cancelled, underscoring that education requires an enforcement hook to be effective.

Mr. Fortkamp raised the possibility of a phased approach, beginning with the more limited registration and expanding to universal registration if results proved insufficient. Mr. Schoeny acknowledged the administrative feasibility of adding an adult registration component later but cautioned that the same logic was applied to prior transportation ordinance revisions and the community's persistent concern has been enforcement. Mr. Walter stated his preference for a targeted approach first, noting the dual purposes of registration: ensuring non-licensed riders receive education, and providing law enforcement with a visible tool. He agreed with Mr. Tracy's framework but acknowledged staff's countervailing position. Mr. Kulewicz and Ms. Oldham expressed support for the targeted approach as a starting point, emphasizing that education is the primary goal and that a peer reinforcement dynamic could emerge if all similarly aged youth are required to go through the same process. President Awakessien Jeter, while personally comfortable with universal registration for its operational clarity, acknowledged the legitimate concerns of colleagues and sought a middle path, raising the possibility of place-based registration requirements tied to specific public facilities such as schools.

On the substantive rules to be incorporated, Mr. Tracy outlined support for: operators exercising care when passing pedestrians; a requirement to yield to pedestrians; a 10-mile-per-hour maximum speed on sidewalks, paths, and park paths; and a lighting requirement. He proposed replacing the general "safe manner" language with reference to a legally defined standard such as "reckless" operation. Mr. Shulman noted that a recklessness provision already exists elsewhere in the code and would be reconciled. Mr. Tracy also proposed a single-rider requirement for non-licensed operators, even on devices designed for two riders. Mr. Kulewicz raised questions about prohibiting reckless operation on private property; Mr. Shulman explained this provision was intended to allow enforcement in commercial parking lots and on private properties accessible to the public, citing shopping center incidents as a practical example. Chief Hall confirmed that officers already enforce reckless vehicle behavior in parking lots, making this a modest extension.

Mr. Walter indicated he would circulate proposed age minimums for e-bikes and scooters for consideration prior to the next meeting, noting that Class 3 devices may already be registered at the state level. Mr. Schoeny cautioned that age-minimum provisions are difficult to enforce in the absence of a registration program, as officers cannot reliably determine a rider's age on sight.

Mr. Shulman summarized the full list of items to be incorporated into a revised draft for vote at the next meeting, including: the amendment limiting registration to non-driver's license holders; striking the "safe manner" language in favor of the existing recklessness provision; expanding relevant operational rules from the parks section to the transportation chapter so they apply citywide; a single-rider amendment; the helmet requirement for riders under 18 applying to all devices; and age minimum language from Mr. Walter, to be drafted prior to the next meeting.

President Awakessien Jeter advised a fourth reading/public hearing/Council action will occur on August 24, 2026.

Legislative Items for Sixth Reading/Public Hearing/Council Action

a. Ordinance No. 21-2026 - To Amend Various Sections of Part 1- Administrative Code, Part 4- Schedule of Fees, and Part 13- Building Code, of the Upper Arlington Code of Ordinances

In response to President Ukeme Awakessien Jeter's invitation to speak, there were no questions or comments from the public relative to Ordinance No. 21-2026.

Mr. Shulman noted that five potential amendments, based on prior Council feedback, were before the body. President Awakessien Jeter requested that rather than vote on the item tonight, that all approved amendments be incorporated into the document and brought back to be voted on at next week's meeting. Mr. Shulman advised that Council may simply vote on each amendment.

Mr. Shulman explained that for Amendment 1 - Section 105.03 (Financial Contributions), this amendment would increase the maximum individual campaign contribution limit from \$250 to \$400, reflecting that the current figure has not been updated since approximately 1990 and that \$400 remains below the inflation-adjusted equivalent.

Ms. Oldham expressed a preference for retaining the \$250 limit, arguing that lower limits reinforce equal participation in local elections and that creative campaign approaches are possible within that amount. Mr. Kulewicz agreed, stating that the lower limit preserves public confidence in the fairness and accessibility of the electoral process. Mr. Walter countered that the adjustment is not a policy change but a modernization to account for inflation and supported \$400. Vice President Munc, while appreciating the perspective of those supporting \$250, agreed that inflation is real and found \$400 reasonable. Mr. Fortkamp, though personally sympathetic to the equity arguments, concluded that \$400 remains below comparable communities and the school board's unlimited framework, and indicated he could support the higher figure. President Awakessien Jeter noted that the maximum contribution does not obligate donors to give at that level, and that in practice most donors give what they can rather than the maximum.

Voting Aye: President Ukeme Awakessien Jeter, Vice President Heidi Munc, Nic Fortkamp, and Todd Walter

Voting Nay: John Kulewicz, Laura Oldham, and Ben Tracy

The vote on Amendment 1, to amend Section 105.03 to increase the maximum campaign contribution from \$250 to \$400, carried 4–3.

Mr. Shulman explained that Amendment 2 – Section 105.03 (Financial Contributions) establishes an effective date for the contribution limit increase, ensuring no sitting Council Member would have a perceived benefit from the higher limit in their next election. The proposed effective date is after the 2029 City Council election. Mr. Tracy, who proposed this amendment, stated he was ultimately persuaded by colleagues to support the dollar increase, but felt strongly that an effective date was essential for public perception. Vice President Munc asked whether the date should be extended further to ensure members seeking re-election are also not advantaged; Mr. Walter clarified that the 2029 date already accomplishes this for all current members elected in 2025.

Voting Aye: President Ukeme Awakessien Jeter, Vice President Heidi Munc, Nic Fortkamp, John Kulewicz, Laura Oldham, Ben Tracy, and Todd Walter

The vote on Amendment 2, to amend Section 105.03 to add an effective date following the 2029 City Council election, carried unanimously.

Mr. Shulman explained that for Amendment 3 – Section 105.04 (Political Activity) current code restricts city employees from engaging in political activity on behalf of candidates. This proposed amendment would flip the restriction, instead prohibiting Council Members or candidates from soliciting employees, which would effectively permit employees to engage in political activity voluntarily. Mr. Shulman and Mr. Schoeny noted staff's opposition to this amendment, expressing concern that staff involvement in council elections could create management difficulties and undermine the appearance of impartiality, regardless of which candidate prevails. Mr. Tracy, who proposed the amendment, acknowledged the legitimate management concerns raised by staff but argued that the First Amendment may limit the City's ability to prohibit employee political speech, and that city staff may possess uniquely valuable knowledge about what leadership the city needs. However, he expressed personal ambivalence and invited further discussion. President Awakessien Jeter spoke from personal experience with a competitive primary, noting that staff neutrality had been preferable both for staff morale and for the functioning of the organization following the election. Mr. Walter and Mr. Fortkamp concurred with staff's recommendation, with Mr. Walter noting that subsection (a) of the existing code may already be in tension with the proposed change and that deference to staff's management judgment is appropriate here. Mr. Kulewicz added that taxpayers do not expect public funds to support political activity by city employees.

Voting Nay: President Ukeme Awakessien Jeter, Vice President Heidi Munc, Nic Fortkamp, John Kulewicz, Laura Oldham, Ben Tracy, and Todd Walter

The vote on Amendment 3, to amend Section 105.04 regarding political activity, failed. The amendment was not adopted.

Mr. Shulman explained that Amendment 4 – Section 135.01 (Marriages) adds permissive language allowing an established fee for officiating marriages, based only on the City's actual cost (e.g., mailing), to be included in the Master Fee Schedule. The amendment does not require a fee but provides the option to recover costs if warranted. Any fee and pickup-versus-mail options would be disclosed upfront to residents.

Voting Aye: President Ukeme Awakessien Jeter, Vice President Heidi Munc, Nic Fortkamp, John Kulewicz, Laura Oldham, Ben Tracy, and Todd Walter

The vote on Amendment 4, to amend Section 135.01 to permit a cost-recovery fee for marriage services, carried unanimously.

Mr. Shulman explained that for Amendment 5 – Section 149.07 (Examinations) the original proposed change had recommended striking language requiring that examinations fairly and accurately reflect the duties of the position being tested. Mr. Tracy proposed retaining this language rather than relying on norms or changeable state law, as a safeguard against potential nefarious manipulation of the hiring process.

Voting Aye: President Ukeme Awakessien Jeter, Vice President Heidi Munc, Nic Fortkamp, John Kulewicz, Laura Oldham, Ben Tracy, and Todd Walter

The vote on Amendment 5, to retain rather than strike the examination standards language in Section 149.07, carried unanimously.

President Awakessien Jeter reiterated that this item will have an additional reading/public hearing/Council action at the August 24, 2026 City Council meeting.

Legislative Items for First Reading/Public Hearing

a. Ordinance No. 30-2026 - To Authorize the City Manager to Enter into an Amended Agreement with Perry Township for the Intergovernmental Contract for Fire and EMS Services

In response to President Ukeme Awakessien Jeter's invitation to speak, there were no questions or comments from the public relative to Ordinance No. 30-2026.

Assistant City Manager Jackie Thiel explained that this is the third amendment to the original 1999 intergovernmental contract with Perry Township for fire and EMS services. The amendment adds 21 homes in the Haven development project, located just east of Sawmill on Henderson Road. The impact on response operations and city costs is minimal. Mr. Shulman noted the property in question was arguably already partially covered under the existing agreement, as it had been developed further back from its original footprint. Staff also indicated that all parties (Upper Arlington, Worthington, and Perry Township) have agreed to undertake a full reboot of the original 1999 contract by the end of 2026, with a comprehensive renewal anticipated in the following year.

President Awakessien Jeter advised the second reading/public hearing/Council action will occur on August 24, 2026.

b. Ordinance No. 31-2026- To amend 2026 Appropriations and the Employee Strength Table as Authorized by Ordinance 42-2025

In response to President Ukeme Awakessien Jeter's invitation to speak, there were no questions or comments from the public relative to Ordinance No. 31-2026.

Mr. Lewis presented a summary of the 2026 Mid-Year Budget changes, describing it as one of the smaller mid-year adjustments in recent memory, as payroll appears on track and no broad payroll adjustments were included. Key items include appropriations for police ballistic vests carried over from the prior year; a digital forensic workstation and evidence storage system replacement for the Internet Crimes Against Children (ICAC) task force; parks-related adjustments partially offset by stronger-than-anticipated personal training revenue; tree trimming services related to the recent storm; and a property tax exemption adjustment for the community center pending resolution. Mayor's Court revenues are also running above projections, necessitating a corresponding expenditure adjustment.

Ms. Thiel explained the proposed change to the Employee Strength Table: a sergeant position that had been added on a temporary basis in anticipation of upcoming retirements had proven highly beneficial to operations across multiple departments. The position has served as the primary administrative liaison to finance, the city attorney's office, HR, and the Mayor's Court Clerk's office, freeing patrol sergeants to focus on field enforcement. Staff recommended making the position permanent.

Mr. Kulewicz asked whether the ICAC workstation represented a sufficient investment given the severity of internet crimes against children. Chief Hall confirmed the system is the most critical current need for that task force member and that additional technology needs, including those connected to a new crime analyst position, would be brought forward separately. Mr. Kulewicz also asked whether the permanent sergeant position would reduce patrol presence; Chief Hall explained the opposite, by absorbing administrative duties, the position allows patrol sergeants

to remain in the field. Mr. Tracy asked why the department maintains its own forensic equipment rather than relying on BCI or ICAC centralized resources; Chief Hall explained that each task force member operates with their own equipment to avoid queuing delays, and that the City's system has been used to resolve Upper Arlington-specific cases.

President Awakessien Jeter advised the second reading/public hearing/Council action will occur on August 24, 2026.

City Manager Update

Mr. Schoeny provided an update on two matters: the City's response to the August 12 storm, and a new economic development policy.

Mr. Schoeny extended thanks to the Parks and Forestry team, led by Director Debbie McLaughlin and Superintendent Sam Simmons, for their rapid and expert response to the storm, including coordinating contractors and managing debris removal operations. He also recognized mutual aid received from the communities of Hilliard, Winchester, Dublin, Gahanna, Grove City, Westerville, and Worthington, noting that Grove City additionally provided building inspectors on August 12 and 13 to assist with structural assessments. Mr. Schoeny stated that he had declared an official emergency following the storm and used emergency contracting authority to execute a \$176,000 contract with MBI Tree Service for tree removal. He indicated the emergency declaration would remain in effect until approximately the end of the week to retain flexibility for any additional contracting needs. The City is conducting daily operational reviews and will complete a formal after-action review upon conclusion of cleanup operations.

Mr. Schoeny noted that debris pickup is proceeding west to east across the city and is estimated to take a minimum of two to four weeks. He cautioned that there will be just one pass and cannot guarantee pickup for materials not placed at the curb before the crew reaches a given street. He directed residents to use the City's online tracking map for real-time updates.

Ms. McLaughlin addressed the impact on the Urban Forestry Master Plan, explaining that the consulting firm has been asked to formally acknowledge the change to the city's tree inventory and canopy resulting from the storm. The master plan's long-term strategies will not be derailed, but the immediate priority has shifted to street tree replanting in the impacted area, whereas the prior focus had been more on residential and non-street plantings. A full updated canopy assessment will take time to complete. Mr. Fortkamp noted he had been in contact with the Tree Commission, which has ideas about new planting approaches and root structures.

Mr. Kulewicz asked about the status of city-wide cleanup; Mr. Schoeny confirmed that trees are out of all roadways and off sidewalks throughout the city, and that the remaining work is curb-line debris collection. He noted that private contractor and home repair work will extend for months.

Mr. Walter raised concerns about unlicensed contractors soliciting storm-damaged homeowners. Mr. Schoeny advised residents to contact the building department to verify contractor registration before engaging any vendor, noting that the number of permits a company has previously pulled in Upper Arlington is a useful indicator of their legitimacy. Community Development Director Chad Gibson confirmed that permit applications for storm-related structural repairs are being prioritized for expedited review, and that his team has documented approximately 74 structures potentially requiring permits for damage repair.

Council Members expressed gratitude to city staff and the partner communities for the response effort, relaying positive feedback received from residents.

Mr. Schoeny introduced a draft staff policy establishing threshold criteria for when the city will enter into Tax Increment Financing (TIF) negotiations with a developer for large-scale redevelopment projects (attached as Exhibit C). The policy is not being brought forward as legislation and does not require Council action; it is a staff administrative policy that will be published on the City's economic development webpage within the coming weeks. The policy is intended to apply to projects covering approximately five or more acres with at least \$50 million in building investment (excluding land). To qualify for TIF consideration, a developer would generally need to demonstrate: completion of at least five projects that received certificates of occupancy; successful development of over 300,000 square feet of office space; at least two residential projects of 100 units each; at least two completed projects in Central Ohio or comparable markets; and total project completions exceeding \$100 million in value.

Mr. Schoeny emphasized that the policy is not intended to be exclusionary and is being adopted as staff guidance rather than legislation specifically to preserve flexibility for atypical circumstances that do not fit a rigid checklist. He also noted that staff had taken care in preparing an illustrative list of qualifying Central Ohio developers to exclude any firms employing current council members. The city does not intend to actively pursue TIF deals until community deliberations regarding the schools are resolved.

Mr. Kulewicz asked whether a companion policy exists to determine when TIF financing is necessary to achieve city goals. Mr. Schoeny acknowledged this is a logical next step and expressed interest in developing that framework.

* * *

There being no further business to come before City Council, Mr. Walter moved, seconded by Vice President Munc, to adjourn. President Ukeme Awakessien Jeter adjourned the meeting at 8:32 p.m.

Authors:	Brent Lewis, Finance Department Director
Council Meeting Date:	August 17, 2026
Subject/Legislative Item:	Finance Director Report - May, June, July 2026
Purpose:	To keep City Council informed about the City’s financial status and assist them with the monitoring of the current year’s budget.
Executive Summary:	As required by City Council's adopted financial accounting and reporting policies, the Finance Director is presenting a staff report on the finances through the second quarter and well as the May, June, and July 2026 Finance Director reports. No legislative action is required.

Purpose and Impact

** Reminder: The accompanying financial report is prepared using the “budgetary method”. This means revenues are equal to the amounts actually collected and expenditures are equal to the amounts actually spent plus amounts that have been committed (encumbered) to date.**

General Fund Overview

- **Ending Balance (Q2 2026):** \$39.1M
 - \$9.7M over projection, but \$5.8M lower than the Jan. 1st balance
- **Reserve Requirement:**
 - Minimum (30%): \$18.2M
 - Maximum (50%): \$30.3M
- **Revenues:**
 - **Income taxes:** 25.7% above projections (details below)
 - **Real estate taxes:** First half settlement has been received from Franklin County
 - **Other Revenue:**
 - Investment earnings: Outperforming
 - Parks and Recreation revenue is coming in strongly
- **Expenditures:** All departments are within budget with no notable variances

Income Tax Overview

- **Total Q2 Income Tax Receipts:** \$33.4 million
 - 25.69% above current projections

- 21.13 higher than Q2 2025
- **Withholding Tax:** 30.63% over projections (strongest performer) — includes a one-time large payment of \$4.3M (5.5% over projections without one-time large payment, 2.8% over prior year Q2 total)
- **Individual Filers:** 28.01% over projections — includes a one-time large payment of \$1.2M (9.2% over projections without one-time large payment, 13.22% over prior year Q2 total)
- **Net Profits:** 5.75% below projections at this point
 - Net Profit Tax is not consistent year-to-year, making it difficult to predict
 - Projections are based on the average of the last three years
- **Allocation:**
 - General Fund: \$24.1M
 - Capital Asset Management Fund: \$9.4M
- **Outlook:** Very positive overall. One-time large payments will not be factored into future revenue forecasts

Other Funds & Notes

- **Citywide Cash Position:** Increased from \$175.1M to \$190.6M
 - Driven by strong income tax collections and receiving first half property tax and TIF settlements
- **Utility Billing:**
 - Second half bills sent in July 2026 and are due by August 24, 2026. Unpaid balances are subject to penalty (10%).
 - Second half bill contained a printing error. Finance has been working with affected customers and a notification has been posted to the City website
 - Unpaid balances after the second bill are sent to Franklin County for special assessment
- **Police and Fire Pension Levy (November 2026 Ballot):**
 - Approved ballot ordinance(s) have been submitted prior to the filing deadline and are scheduled to be approved by the Franklin County Board of Elections on August 17th
- **2025 Independent Financial Audit** has been completed, and the City received an unqualified opinion (the highest possible opinion)
- **2025 Popular Annual Financial Report (PAFR)**, a summary of the year's financial information, has been completed and is available on the City's website
- **2027-2028 budget hearings** are set for November 9, November 16, and November 30

History

N/A

Alternatives

N/A

Attachments

1.	Finance Director Report - May 2026
2.	Finance Director Report - June 2026





Monthly Financial Report As of May 2026

General Fund (101)

	Original Budget	Amended Budget	Projected To Date	Actual	Dollar Variance	Percentage Variance
Revenues and Other Sources						
Income Tax	\$ 35,544,200	\$ 35,544,200	\$ 15,669,781	\$ 20,510,456	\$ 4,840,675	30.89%
Real & Personal Property Tax	10,061,400	10,061,400	5,030,700	5,627,491	596,791	11.86%
All Other Operating Revenues	15,302,900	15,302,900	5,715,460	7,917,377	2,201,917	38.53%
Transfers/Advances In	4,594,100	4,594,100	867,429	867,429	-	0.00%
Total Revenues and Other Sources	65,502,600	65,502,600	27,283,370	34,922,753	7,639,383	28.00%
Obligations:						
Police Division	14,045,400	14,045,400	6,476,726	6,272,960	203,766	3.15%
Fire Division	12,815,400	12,815,400	5,498,686	5,099,476	399,210	7.26%
Board of Health	415,000	415,000	397,208	397,208	-	0.00%
Parks and Recreation	9,413,200	9,413,200	3,759,443	3,580,339	179,104	4.76%
Community Development	1,629,900	1,629,900	799,998	707,384	92,614	11.58%
Public Service Administration	1,505,400	1,505,400	691,250	641,068	50,182	7.26%
Public Works	1,804,000	1,804,000	793,472	696,317	97,155	12.24%
City Manager	2,070,900	2,670,900	1,673,943	1,565,218	108,725	6.50%
City Attorney	1,111,600	1,111,600	435,370	383,822	51,548	11.84%
City Clerk	354,400	354,400	147,667	129,623	18,044	12.22%
City Council	253,900	253,900	74,054	69,864	4,190	5.66%
Finance	1,994,700	1,994,700	808,898	723,729	85,169	10.53%
Facilities Maintenance	5,674,900	5,674,900	2,593,121	2,502,311	90,810	3.50%
Information Technology	2,575,400	2,575,400	1,333,827	1,261,712	72,115	5.41%
General Administration	4,314,600	4,314,600	2,336,323	2,253,143	83,180	3.56%
Transfers/Advances Out	17,252,100	23,156,100	17,307,194	17,307,194	-	0.00%
Total Obligations	77,230,800	83,734,800	45,127,180	43,591,368	1,535,812	3.40%
Excess of Revenue and Other Sources over Obligations:	(11,728,200)	(18,232,200)	(17,843,810)	(8,668,615)		
Total Beginning Fund Balance	44,900,538	44,900,538	44,900,538	44,900,538		
Anticipated Appropriation Lapses	1,799,000	1,799,000	-	-		
Total Ending Fund Balance	\$ 34,971,338	\$ 28,467,338	\$ 27,056,728	\$ 36,231,923	\$ 9,175,195	33.91%

Capital Asset Management Fund (102)

	Original Budget	Amended Budget	Projected To Date	Actual	Dollar Variance	Percentage Variance
Revenues and Other Sources						
Income Tax	\$ 13,822,700	\$ 13,822,700	\$ 6,093,784	\$ 7,975,072	\$ 1,881,288	30.87%
Transfers In	5,533,900	11,374,000	11,363,158	11,363,158	-	0.00%
Total Revenues and Other Sources	19,356,600	25,196,700	17,456,942	19,338,230	1,881,288	10.78%
Obligations						
Transfers/Advances Out	11,881,700	11,881,700	1,558,210	1,558,210	-	0.00%
Total Obligations	11,881,700	11,881,700	1,558,210	1,558,210	-	0.00%
Excess of Revenue and Other Sources over Obligations:	7,474,900	13,315,000	15,898,732	17,780,020		
Beginning Fund Balance	28,361,159	28,361,159	28,361,159	28,361,159		
Ending Fund Balance	\$ 35,836,059	\$ 41,676,159	\$ 44,259,891	\$ 46,141,179	\$ 1,881,288	4.25%

Monthly Financial Report As of May 2026

Capital Equipment Fund (106)

	Original Budget	Amended Budget	Projected To Date	Actual	Dollar Variance	Percentage Variance
<u>Revenues and Other Sources</u>						
Real & Personal Property Tax	\$ 1,290,800	\$ 1,290,800	\$ 645,400	\$ 718,154	\$ 72,754	0.00%
All Other Operating Revenues	511,800	511,800	-	-	-	0.00%
Transfers In	500,000	500,000	-	-	-	0.00%
Total Revenues and Other Sources	2,302,600	2,302,600	645,400	718,154	72,754	0.00%
<u>Obligations</u>						
Capital Equipment	2,211,600	2,211,600	791,545	791,545	-	0.00%
Total Obligations	2,211,600	2,211,600	791,545	791,545	-	0.00%
Excess of Revenue and Other Sources over Obligations:	91,000	91,000	(146,145)	(73,391)		
Beginning Fund Balance	760,108	760,108	760,108	760,108		
Ending Fund Balance	\$ 851,108	\$ 851,108	\$ 613,963	\$ 686,717	\$ 72,754	11.85%

Street Maintenance and Repair Fund (207)

	Original Budget	Amended Budget	Projected To Date	Actual	Dollar Variance	Percentage Variance
<u>Revenues and Other Sources</u>						
Gasoline Taxes	\$ 1,800,000	\$ 1,800,000	\$ 707,316	\$ 769,241	\$ 61,925	8.75%
Motor Vehicle License Taxes	450,000	450,000	177,968	192,953	14,985	8.42%
All Other Operating Revenues	53,000	53,000	25,424	41,941	16,517	64.97%
Total Revenues and Other Sources	2,303,000	2,303,000	910,708	1,004,136	93,428	10.26%
<u>Obligations</u>						
Public Service Administration	1,501,200	1,501,200	413,285	357,314	55,971	13.54%
Public Works	911,800	911,800	533,685	522,087	11,598	2.17%
Total Obligations	2,413,000	2,413,000	946,970	879,401	67,569	7.14%
Excess of Revenue and Other Sources over Obligations:	(110,000)	(110,000)	(36,262)	124,735		
Beginning Fund Balance	2,185,856	2,185,856	2,185,856	2,185,856		
Ending Fund Balance	\$ 2,075,856	\$ 2,075,856	\$ 2,149,594	\$ 2,310,591	\$ 160,997	7.49%

Bonded Improvement Fund (402)

	Original Budget	Amended Budget	Projected To Date	Actual	Dollar Variance	Percentage Variance
<u>Revenues and Other Sources</u>						
Sale of Bonds and Notes	\$ 27,315,800	\$ 27,315,800	\$ 22,323,027	\$ 22,323,027	\$ -	0.00%
All Other Operating Revenues	300,000	300,000	125,000	121,211	(3,789)	-3.03%
Total Revenues and Other Sources	27,615,800	27,615,800	22,448,027	22,444,238	(3,789)	-0.02%
<u>Obligations</u>						
Capital Improvements - CIP	10,130,400	10,130,400	4,875,330	4,875,330	-	0.00%
Capital Improvements	3,000,000	3,000,000	8,118	8,118	-	0.00%
Debt Issuance Costs	400,000	400,000	408,027	408,027	-	0.00%
Total Obligations	13,530,400	13,530,400	5,291,475	5,291,475	-	0.00%
Excess of Revenue and Other Sources over Obligations:	14,085,400	14,085,400	17,156,552	17,152,763		
Beginning Fund Balance	3,531,042	3,531,042	3,531,042	3,531,042		
Ending Fund Balance	\$ 17,616,442	\$ 17,616,442	\$ 20,687,594	\$ 20,683,805	\$ (3,789)	-0.02%

Monthly Financial Report As of May 2026

Infrastructure Improvement Fund (404)

	Original Budget	Amended Budget	Projected To Date	Actual	Dollar Variance	Percentage Variance
<u>Revenues and Other Sources</u>						
All Other Operating Revenues	\$ 4,846,500	\$ 4,846,500	\$ 1,125,298	\$ 1,125,298	\$ -	0.00%
Transfers/Advances In	5,250,000	5,250,000	-	-	-	0.00%
Total Revenues and Other Sources	10,096,500	10,096,500	1,125,298	1,125,298	-	0.00%
<u>Obligations</u>						
Capital Improvements	9,563,900	9,563,900	4,781,950	4,618,610	163,340	3.42%
Transfers/Advances Out	800,000	800,000	-	-	-	0.00%
Total Obligations	10,363,900	10,363,900	4,781,950	4,618,610	163,340	3.42%
Excess of Revenue and Other Sources over Obligations:	(267,400)	(267,400)	(3,656,652)	(3,493,312)		
Beginning Fund Balance	13,980,019	13,980,019	13,980,019	13,980,019		
Ending Fund Balance	\$ 13,712,619	\$ 13,712,619	\$ 10,323,367	\$ 10,486,707	\$ 163,340	1.58%

Solid Waste Management Fund (710)

	Original Budget	Amended Budget	Projected To Date	Actual	Dollar Variance	Percentage Variance
<u>Revenues and Other Sources</u>						
Charges for Services	\$ 3,900,000	\$ 3,900,000	\$ 1,612,697	\$ 1,883,569	\$ 270,872	16.80%
All Other Operating Revenues	50,000	50,000	20,833	45,057	24,224	116.28%
Total Revenues and other sources	3,950,000	3,950,000	1,633,530	1,928,626	295,096	18.06%
<u>Obligations</u>						
Public Works	4,396,600	4,396,600	4,301,729	4,052,500	249,229	5.79%
Total Obligations	4,396,600	4,396,600	4,301,729	4,052,500	249,229	5.79%
Excess of Revenue and Other Sources over Obligations:	(446,600)	(446,600)	(2,668,199)	(2,123,874)		
Beginning Fund Balance	1,835,054	1,835,054	1,835,054	1,835,054		
Ending Fund Balance	\$ 1,388,454	\$ 1,388,454	\$ (833,145)	\$ (288,820)	\$ 544,325	-65.33%

Water Surcharge Fund (720)

	Original Budget	Amended Budget	Projected To Date	Actual	Dollar Variance	Percentage Variance
<u>Revenues and Other Sources</u>						
Charges for Services	\$ 942,000	\$ 942,000	\$ 399,705	\$ 486,115	\$ 86,410	21.62%
Total Revenues and other sources	942,000	942,000	399,705	486,115	86,410	21.62%
<u>Obligations</u>						
Public Works	581,600	581,600	539,068	490,296	48,772	9.05%
Capital Improvements	552,200	552,200	-	-	-	0.00%
Transfers Out (including intra-city services)	94,000	94,000	2,000	1,100	900	44.98%
Total Obligations	1,227,800	1,227,800	541,068	491,396	49,672	9.18%
Excess of Revenue and Other Sources over Obligations:	(285,800)	(285,800)	(141,363)	(5,281)		
Beginning Fund Balance	2,461,389	2,461,389	2,461,389	2,461,389	-	
Ending Fund Balance	\$ 2,175,589	\$ 2,175,589	\$ 2,320,026	\$ 2,456,108	\$ 136,082	5.87%

Monthly Financial Report As of May 2026

Sanitary Sewer Surcharge Fund (730)

	Original Budget	Amended Budget	Projected To Date	Actual	Dollar Variance	Percentage Variance
Revenues and Other Sources						
Charges for Services	\$ 1,466,000	\$ 1,466,000	\$ 661,814	\$ 763,855	\$ 102,041	15.42%
All Other Operating Revenues	1,500	1,500	1,634	1,634	-	0.00%
Total Revenues and other sources	1,467,500	1,467,500	663,448	765,489	102,041	-15.38%
Obligations						
Public Works	1,345,000	1,345,000	810,743	719,842	90,901	11.21%
Capital Equipment	300,000	300,000	-	-	-	0.00%
Capital Improvements	226,200	226,200	-	-	-	0.00%
Transfers Out (including intra-city services)	27,100	27,100	1,667	1,931	(264)	-15.83%
Total Obligations	1,898,300	1,898,300	812,410	721,773	90,637	11.16%
Excess of Revenue and Other Sources over Obligations:	(430,800)	(430,800)	(148,962)	43,716		
Beginning Fund Balance	3,094,580	3,094,580	3,094,580	3,094,580		
Ending Fund Balance	\$ 2,663,780	\$ 2,663,780	\$ 2,945,618	\$ 3,138,296	\$ 192,678	6.54%

Stormwater Management Fund (740)

	Original Budget	Amended Budget	Projected To Date	Actual	Dollar Variance	Percentage Variance
Revenues and Other Sources						
Charges for Services	\$ 753,000	\$ 753,000	\$ 387,015	\$ 362,501	\$ (24,514)	-6.33%
All Other Operating Revenues	50,000	50,000	20,833	53,758	32,925	158.04%
Total Revenues and other sources	803,000	803,000	407,848	416,259	8,411	2.06%
Obligations						
Public Works	734,000	734,000	597,539	574,377	23,162	3.88%
Capital Equipment	100,000	100,000	-	-	-	0.00%
Capital Improvements	184,500	184,500	-	-	-	0.00%
Transfers Out (including intra-city services)	73,400	73,400	10,707	10,416	291	2.72%
Total Obligations	1,091,900	1,091,900	608,246	584,793	23,453	3.86%
Excess of Revenue and Other Sources over Obligations:	(288,900)	(288,900)	(200,398)	(168,534)		
Beginning Fund Balance	2,823,282	2,823,282	2,823,282	2,823,282		
Ending Fund Balance	\$ 2,534,382	\$ 2,534,382	\$ 2,622,884	\$ 2,654,748	\$ 31,864	1.21%

Swimming Pool Fund (750)

	Original Budget	Amended Budget	Projected To Date	Actual	Dollar Variance	Percentage Variance
Revenues and Other Sources						
Charges for Services	\$ 1,038,800	\$ 1,038,800	\$ 472,393	\$ 462,919	\$ (9,475)	-2.01%
Transfers/Advances In	200,000	200,000	-	-	-	0.00%
Total Revenues and other sources	1,238,800	1,238,800	472,393	462,919	(9,475)	-2.01%
Obligations						
Parks and Recreation	1,266,800	1,266,800	313,118	280,030	33,088	10.57%
Total Obligations	1,266,800	1,266,800	313,118	280,030	33,088	10.57%
Excess of Revenue and Other Sources over Obligations:	(28,000)	(28,000)	159,275	182,889		
Beginning Fund Balance	619,563	619,563	619,563	619,563		
Ending Fund Balance	\$ 591,563	\$ 591,563	\$ 778,838	\$ 802,452	\$ 23,614	3.03%

Monthly Financial Report As of May 2026

Statement of Receipts and Disbursements (cash basis rounding)

<u>Fund</u>	<u>Beginning Balance</u>	<u>Year to Date & Transfer In</u>	<u>Year to Date & Transfer Out</u>	<u>Ending Balance</u>	<u>Percentage Change</u>
General	\$ 48,358,630	\$ 34,922,753	\$ 42,023,629	\$ 41,257,754	-14.7%
Capital Asset Management	28,361,159	19,338,229	1,558,210	46,141,178	62.7%
Police Pension	1,635,554	430,892	234,205	1,832,241	12.0%
Fire Pension	1,596,118	430,892	234,206	1,792,804	12.3%
Self Insurance	1,143,941	57,646	26,401	1,175,186	2.7%
Capital Equipment	1,542,509	718,154	890,031	1,370,632	-11.1%
Police & Fire Pension	1,345,109	735,106	399,017	1,681,198	25.0%
Technology Fund	223,177	51,161	60,817	213,521	-4.3%
Facilities Maintenance Reserve	-	5,642,230	-	5,642,230	0.0%
Street Maintenance and Repair Fund	2,257,183	1,004,136	780,438	2,480,881	9.9%
EMS Billing Fund	1,852,414	356,197	106,685	2,101,926	13.5%
Law Enforcement	2,953,682	45,079	322,129	2,676,632	-9.4%
Tree Planting Fund	129,176	11,150	-	140,326	8.6%
Enforcement Education	21,176	150	34	21,292	0.5%
Mayor's Court Computer	57,035	11,790	-	68,825	20.7%
Mayor's Court Special Project	179,140	10,135	900	188,375	5.2%
Local Fiscal Recovery Fund	69,564	-	-	69,564	0.0%
OneOhio Opioid Fund	187,432	6,244	4,237	189,439	1.1%
Economic Development	4,560,554	-	430	4,560,124	0.0%
Arlington Centre TIF Fund	110,482	12,960	27,021	96,421	-12.7%
Tremont Road TIF Fund	21,397	20,393	229	41,561	94.2%
Lane Avenue Mixed Use TIF Fund	777,327	524,762	6,148	1,295,941	66.7%
Lane Avenue TIF Fund	264,157	48,853	120,551	192,459	-27.1%
Arlington Crossing TIF Fund	977,793	70,446	366,860	681,379	-30.3%
Horizon TIF Fund	1,096,694	268,290	404,871	960,113	-12.5%
Kingsdale West TIF Fund	402,742	28,708	50,329	381,121	-5.4%
Kingsdale CORE TIF Fund	1,028,671	922,488	45,716	1,905,443	85.2%
Civil Service	48,700	-	4,800	43,900	-9.9%
Riverside North TIF Fund	21,009	1,455	1,816	20,648	-1.7%
Riverside South TIF Fund	218,851	23,193	50,261	191,783	-12.4%
W. Lane Northwest TIF Fund	25,479	9,114	102	34,491	35.4%
Lane II TIF Fund	1,373,063	625,506	322,248	1,676,321	22.1%
Kingsdale Center TIF Fund	224,049	797,916	504,512	517,453	131.0%
Gateway TIF Fund	157,204	1,009,377	426,370	740,211	370.9%
Neighborhood Lighting Utility	352,522	35,240	15,934	371,828	5.5%
Clerk of Courts Fund	25,188	3,020	-	28,208	12.0%
UA Visitor's Bureau Fund	616,364	52,249	92,500	576,113	-6.5%
General Bond Retirement	314,893	5,553,611	4,255,602	1,612,902	412.2%
Bonded Improvements	3,759,688	22,444,238	505,340	25,698,586	583.5%
Infrastructure Improvement Fund	22,665,632	1,125,299	3,441,964	20,348,967	-10.2%
Community Fiber Optic Fund	385,336	177,900	-	563,236	46.2%
Employee Benefit	1,854,458	2,256,734	2,021,183	2,090,009	12.7%
BWC Administration Fund	1,427,134	165,111	153,444	1,438,801	0.8%
Solid Waste Management	2,204,995	1,928,626	1,701,489	2,432,132	10.3%
Water Surcharge	2,728,691	486,115	178,289	3,036,517	11.3%
Sanitary Sewer Surcharge	3,948,374	765,489	430,654	4,283,209	8.5%
Stormwater Management	3,135,467	416,259	431,113	3,120,613	-0.5%
UA Swimming Pools	642,221	462,919	173,311	931,829	45.1%
Unclaimed Funds	9,204	-	-	9,204	0.0%
Revolving Fund	79,121	880,591	88,126	871,586	1001.6%
Construction Withholding	600,453	113,287	244,610	469,130	-21.9%
Payroll Clearing Fund	357,375	15,153,453	14,878,992	631,836	76.8%
Totals (ROUNDED)	\$ 148,328,287	\$ 120,155,546	\$ 77,585,754	\$ 190,898,079	ROUNDED TOTALS

Monthly Financial Report As of May 2026

Income Tax Comparisons

	Projections	Year to date	Difference	% Difference
Withholdings	\$ 14,581,631	\$ 19,230,443	\$ 4,648,812	31.88%
Individuals	4,698,744	6,847,696	2,148,952	45.73%
Net Profits	2,483,190	2,407,391	(75,799)	-3.05%
Total	\$ 21,763,565	\$ 28,485,530	\$ 6,721,965	30.89%

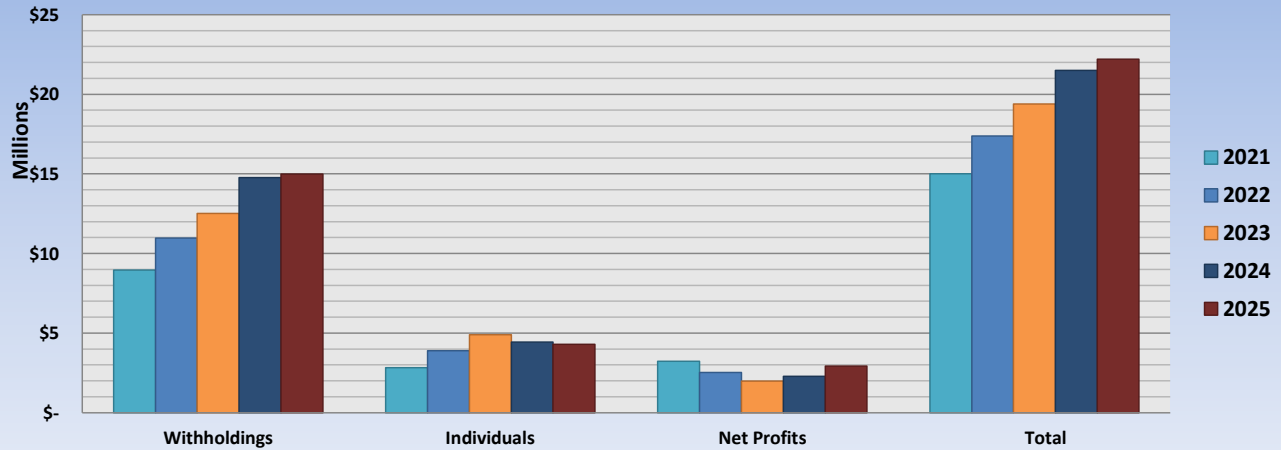
Income Tax Five Year Comparison

	2022	2023	2024	2025	2026
Withholdings	\$ 10,970,787	\$ 12,512,733	\$ 14,767,836	\$ 14,988,526	\$ 19,230,443
Individuals	3,894,305	4,890,766	4,434,376	4,295,623	6,847,696
Net Profits	2,515,715	1,989,219	2,290,434	2,918,925	2,407,391
Total	\$ 17,380,807	\$ 19,392,718	\$ 21,492,646	\$ 22,203,074	\$ 28,485,530

Percentage Increase (Decrease) From Prior Year

	2021-2022	2022-2023	2023-2024	2024-2025	2025-2026
Withholdings	22.50%	14.06%	18.02%	1.49%	28.30%
Individuals	37.88%	25.59%	-9.33%	-3.13%	59.41%
Net Profits	-22.22%	-20.93%	15.14%	27.44%	-17.52%
Total	15.76%	11.58%	10.83%	3.31%	28.30%

Income Tax Five Year Trend vs Prior YTD Monthly



Interest & Investment Income
May-26

General Investments	Beginning Balance	Purchased	Matured/Sold	Deposited/Withdrawn	Investment Acct.	Ending Balance
Municipal Securities	8,202,786.00					\$ 8,202,786.00
Corporate / General Investments	6,503,641.00					\$ 6,503,641.00
Federal Agency	70,814,523.75					\$ 70,814,523.75
US Government Bonds	29,715,103.37	445,449.22	(396,093.75)			\$ 29,764,458.84
Total Bonds	\$ 115,236,054.12	\$ 445,449.22	\$ (396,093.75)	\$ -	\$ -	\$ 115,285,409.59
Short Term Fixed Maturity Commercial Paper	-					\$ -
Other Assets (Savings Cert - Market Traded)	\$ 5,656,740.05					\$ 5,656,740.05
Bond and Investments:						
2026 CIP Bonds						
Federal Agency	2,947,650.00					\$ 2,947,650.00
Corporate / General Investments	-					\$ -
Short Term Fixed Maturity Commercial Paper	5,825,116.59					\$ 5,825,116.59
US Government Bonds	4,934,902.34					\$ 4,934,902.34
Total Bonds & Investments	\$ 134,600,463.10	\$ 445,449.22	\$ (396,093.75)	\$ -	\$ -	\$ 134,649,818.57
Money Markets:						
General	13,558.56	397,312.50	(445,449.22)	(2,365.00)	258,207.62	\$ 221,264.46
2026 CIP Bonds	194,673.15				394.26	\$ 195,067.41
Total Money Markets	\$ 208,231.71	\$ 397,312.50	\$ (445,449.22)	\$ (2,365.00)	\$ 258,601.88	\$ 416,331.87
Star Ohio:						
General Investment	26,585,901.35			5,008,975.59	95,501.78	\$ 31,690,378.72
Bond Proceeds	8,039,134.67			(8,757.91)	25,871.59	\$ 8,056,248.35
Federal ARPA (Gen. Inv.)	69,781.36			(217.68)	224.29	\$ 69,787.97
Gateway	1,029,882.48				3,316.59	\$ 1,033,199.07
Kingsdale	0.00					\$ 0.00
Community Center	2,657,423.82				8,557.85	\$ 2,665,981.67
Office (Comm. Center)	1,087,527.89				3,502.23	\$ 1,091,030.12
Total STAR Ohio	\$ 39,469,651.57	\$ -	\$ -	\$ 5,000,000.00	\$ 136,974.33	\$ 44,606,625.90
Total Investments	\$ 174,278,346.38	\$ 842,761.72	\$ (841,542.97)	\$ 4,997,635.00	\$ 395,576.21	\$ 179,672,776.34
NW Huntington Bank	\$ 1,570,874.32					\$ 11,225,303.35
Total Cash & Investments	\$ 175,849,220.70					\$ 190,898,079.69

ITEMS PURCHASED BETWEEN \$25,000 & \$150,000 MAY 2026

[illegible]

QUALITY BASED SELECTION CONSULTANTS – MAY 2026

<u>DATE</u>	<u>VENDOR</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>

NOTIFICATION OF CHANGE ORDERS: NON-CONSTRUCTION, CITY MANAGER APPROVAL MAY 2026

<u>DATE</u>	<u>VENDOR</u>	<u>DESCRIPTION</u>	<u>CHANGE ORDER</u> <u>AMOUNT</u>	<u>New Total</u>
None				

GRANTS MAY 2026

<u>DATE</u>	<u>ORGANIZATION</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
None			

Monthly Financial Report As of June 2026

General Fund (101)

	Original Budget	Amended Budget	Projected To Date	Actual	Dollar Variance	Percentage Variance
Revenues and Other Sources						
Income Tax	\$ 35,544,200	\$ 35,544,200	\$ 19,154,896	\$ 24,077,396	\$ 4,922,500	25.70%
Real & Personal Property Tax	10,061,400	10,061,400	5,030,700	5,627,491	596,791	11.86%
All Other Operating Revenues	15,302,900	15,302,900	7,806,874	10,397,346	2,590,472	33.18%
Transfers/Advances In	4,594,100	4,594,100	1,587,113	1,587,113	-	0.00%
Total Revenues and Other Sources	65,502,600	65,502,600	33,579,583	41,689,346	8,109,763	24.15%
Obligations:						
Police Division	14,045,400	14,045,400	7,330,307	7,129,807	200,500	2.74%
Fire Division	12,815,400	12,815,400	6,120,593	5,973,027	147,566	2.41%
Board of Health	415,000	415,000	397,208	397,208	-	0.00%
Parks and Recreation	9,413,200	9,413,200	4,712,722	4,480,510	232,212	4.93%
Community Development	1,629,900	1,629,900	888,284	811,510	76,774	8.64%
Public Service Administration	1,505,400	1,505,400	752,700	687,549	65,151	8.66%
Public Works	1,804,000	1,804,000	854,028	797,298	56,730	6.64%
City Manager	2,070,900	2,670,900	1,836,063	1,669,142	166,921	9.09%
City Attorney	1,111,600	1,111,600	497,783	437,792	59,991	12.05%
City Clerk	354,400	354,400	177,200	152,928	24,272	13.70%
City Council	253,900	253,900	95,213	81,394	13,819	14.51%
Finance	1,994,700	1,994,700	962,396	857,789	104,607	10.87%
Facilities Maintenance	5,674,900	5,674,900	3,208,686	2,946,249	262,437	8.18%
Information Technology	2,575,400	2,575,400	1,462,508	1,383,593	78,915	5.40%
General Administration	4,314,600	4,314,600	2,439,180	2,363,065	76,115	3.12%
Transfers/Advances Out	17,252,100	23,156,100	17,307,194	17,307,194	-	0.00%
Total Obligations	77,230,800	83,734,800	49,042,065	47,476,055	1,566,010	3.19%
Excess of Revenue and Other Sources over Obligations:	(11,728,200)	(18,232,200)	(15,462,482)	(5,786,709)		
Total Beginning Fund Balance	44,900,538	44,900,538	44,900,538	44,900,538		
Anticipated Appropriation Lapses	1,799,000	1,799,000	-	-		
Total Ending Fund Balance	\$ 34,971,338	\$ 28,467,338	\$ 29,438,056	\$ 39,113,829	\$ 9,675,773	32.87%

Capital Asset Management Fund (102)

	Original Budget	Amended Budget	Projected To Date	Actual	Dollar Variance	Percentage Variance
Revenues and Other Sources						
Income Tax	\$ 13,822,700	\$ 13,822,700	\$ 7,449,102	\$ 9,362,216	\$ 1,913,114	25.68%
Transfers In	5,533,900	11,374,000	11,363,158	11,363,158	-	0.00%
Total Revenues and Other Sources	19,356,600	25,196,700	18,812,260	20,725,374	1,913,114	10.17%
Obligations						
Transfers/Advances Out	11,881,700	11,881,700	1,558,210	1,558,210	-	0.00%
Total Obligations	11,881,700	11,881,700	1,558,210	1,558,210	-	0.00%
Excess of Revenue and Other Sources over Obligations:	7,474,900	13,315,000	17,254,050	19,167,164		
Beginning Fund Balance	28,361,159	28,361,159	28,361,159	28,361,159		
Ending Fund Balance	\$ 35,836,059	\$ 41,676,159	\$ 45,615,209	\$ 47,528,323	\$ 1,913,114	4.19%

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Capital Equipment Fund (106)

	Original Budget	Amended Budget	Projected To Date	Actual	Dollar Variance	Percentage Variance
<u>Revenues and Other Sources</u>						
Real & Personal Property Tax	\$ 1,290,800	\$ 1,290,800	\$ 645,400	\$ 718,154	\$ 72,754	11.27%
All Other Operating Revenues	511,800	511,800	85,900	86,018	118	0.14%
Transfers In	500,000	500,000	-	-	-	0.00%
Total Revenues and Other Sources	2,302,600	2,302,600	731,300	804,172	72,872	0.00%
<u>Obligations</u>						
Capital Equipment	2,211,600	2,211,600	777,948	777,948	-	0.00%
Total Obligations	2,211,600	2,211,600	777,948	777,948	-	0.00%
Excess of Revenue and Other Sources over Obligations:	91,000	91,000	(46,648)	26,224		
Beginning Fund Balance	760,108	760,108	760,108	760,108		
Ending Fund Balance	\$ 851,108	\$ 851,108	\$ 713,460	\$ 786,332	\$ 72,872	10.21%

Street Maintenance and Repair Fund (207)

	Original Budget	Amended Budget	Projected To Date	Actual	Dollar Variance	Percentage Variance
<u>Revenues and Other Sources</u>						
Gasoline Taxes	\$ 1,800,000	\$ 1,800,000	\$ 859,402	\$ 940,914	\$ 81,512	9.48%
Motor Vehicle License Taxes	450,000	450,000	223,173	232,253	9,080	4.07%
All Other Operating Revenues	53,000	53,000	22,500	50,108	27,608	122.70%
Total Revenues and Other Sources	2,303,000	2,303,000	1,105,075	1,223,276	118,201	10.70%
<u>Obligations</u>						
Public Service Administration	1,501,200	1,501,200	444,560	425,709	18,851	4.24%
Public Works	911,800	911,800	609,669	601,312	8,357	1.37%
Total Obligations	2,413,000	2,413,000	1,054,229	1,027,021	27,208	2.58%
Excess of Revenue and Other Sources over Obligations:	(110,000)	(110,000)	50,846	196,255		
Beginning Fund Balance	2,185,856	2,185,856	2,185,856	2,185,856		
Ending Fund Balance	\$ 2,075,856	\$ 2,075,856	\$ 2,236,702	\$ 2,382,111	\$ 145,409	6.50%

Bonded Improvement Fund (402)

	Original Budget	Amended Budget	Projected To Date	Actual	Dollar Variance	Percentage Variance
<u>Revenues and Other Sources</u>						
Sale of Bonds and Notes	\$ 27,315,800	\$ 27,315,800	\$ 22,323,027	\$ 22,323,027	\$ -	0.00%
All Other Operating Revenues	300,000	300,000	150,000	186,750	36,750	24.50%
Total Revenues and Other Sources	27,615,800	27,615,800	22,473,027	22,509,777	36,750	0.16%
<u>Obligations</u>						
Capital Improvements - CIP	10,130,400	10,130,400	7,812,018	7,812,018	-	0.00%
Capital Improvements	3,000,000	3,000,000	28,802	28,802	-	0.00%
Debt Issuance Costs	400,000	400,000	408,027	408,027	-	0.00%
Total Obligations	13,530,400	13,530,400	8,248,847	8,248,847	-	0.00%
Excess of Revenue and Other Sources over Obligations:	14,085,400	14,085,400	14,224,180	14,260,930		
Beginning Fund Balance	3,531,042	3,531,042	3,531,042	3,531,042		
Ending Fund Balance	\$ 17,616,442	\$ 17,616,442	\$ 17,755,222	\$ 17,791,972	\$ 36,750	0.21%

**Monthly Financial Report
As of June 2026**

Infrastructure Improvement Fund (404)

	Original Budget	Amended Budget	Projected To Date	Actual	Dollar Variance	Percentage Variance
<u>Revenues and Other Sources</u>						
All Other Operating Revenues	\$ 4,846,500	\$ 4,846,500	\$ 1,129,448	\$ 1,129,448	\$ -	0.00%
Transfers/Advances In	5,250,000	5,250,000	-	-	-	0.00%
Total Revenues and Other Sources	10,096,500	10,096,500	1,129,448	1,129,448	-	0.00%
<u>Obligations</u>						
Capital Improvements	9,563,900	9,563,900	5,180,446	4,829,278	351,168	6.78%
Transfers/Advances Out	800,000	800,000	-	-	-	0.00%
Total Obligations	10,363,900	10,363,900	5,180,446	4,829,278	351,168	6.78%
Excess of Revenue and Other Sources over Obligations:	(267,400)	(267,400)	(4,050,998)	(3,699,830)		
Beginning Fund Balance	13,980,019	13,980,019	13,980,019	13,980,019		
Ending Fund Balance	\$ 13,712,619	\$ 13,712,619	\$ 9,929,021	\$ 10,280,189	\$ 351,168	3.54%

Solid Waste Management Fund (710)

	Original Budget	Amended Budget	Projected To Date	Actual	Dollar Variance	Percentage Variance
<u>Revenues and Other Sources</u>						
Charges for Services	\$ 3,900,000	\$ 3,900,000	\$ 1,865,992	\$ 1,888,959	\$ 22,967	1.23%
All Other Operating Revenues	50,000	50,000	25,000	53,012	28,012	112.05%
Total Revenues and other sources	3,950,000	3,950,000	1,890,992	1,941,971	50,979	2.70%
<u>Obligations</u>						
Public Works	4,396,600	4,396,600	4,327,212	4,056,391	270,821	6.26%
Total Obligations	4,396,600	4,396,600	4,327,212	4,056,391	270,821	6.26%
Excess of Revenue and Other Sources over Obligations:	(446,600)	(446,600)	(2,436,220)	(2,114,420)		
Beginning Fund Balance	1,835,054	1,835,054	1,835,054	1,835,054		
Ending Fund Balance	\$ 1,388,454	\$ 1,388,454	\$ (601,166)	\$ (279,366)	\$ 321,800	-53.53%

Water Surcharge Fund (720)

	Original Budget	Amended Budget	Projected To Date	Actual	Dollar Variance	Percentage Variance
<u>Revenues and Other Sources</u>						
Charges for Services	\$ 942,000	\$ 942,000	\$ 413,409	\$ 512,711	\$ 99,302	24.02%
Total Revenues and other sources	942,000	942,000	413,409	512,711	99,302	24.02%
<u>Obligations</u>						
Public Works	581,600	581,600	811,352	758,335	53,017	6.53%
Capital Improvements	552,200	552,200	-	-	-	0.00%
Transfers Out (including intra-city services)	94,000	94,000	2,000	1,358	642	32.08%
Total Obligations	1,227,800	1,227,800	813,352	759,693	53,659	6.60%
Excess of Revenue and Other Sources over Obligations:	(285,800)	(285,800)	(399,943)	(246,982)		
Beginning Fund Balance	2,461,389	2,461,389	2,461,389	2,461,389	-	
Ending Fund Balance	\$ 2,175,589	\$ 2,175,589	\$ 2,061,446	\$ 2,214,407	\$ 152,961	7.42%

Monthly Financial Report **As of June 2026**

Sanitary Sewer Surcharge Fund (730)

	<u>Original Budget</u>	<u>Amended Budget</u>	<u>Projected To Date</u>	<u>Actual</u>	<u>Dollar Variance</u>	<u>Percentage Variance</u>
<u>Revenues and Other Sources</u>						
Charges for Services	\$ 1,466,000	\$ 1,466,000	\$ 676,524	\$ 811,105	\$ 134,581	19.89%
All Other Operating Revenues	1,500	1,500	2,014	2,014	-	0.00%
Total Revenue	1,467,500	1,467,500	678,538	813,119	134,581	19.83%
Total Revenues and other sources	1,467,500	1,467,500	678,538	813,119	134,581	19.83%
<u>Obligations</u>						
Public Works	1,345,000	1,345,000	808,388	748,955	59,433	7.35%
Capital Equipment	300,000	300,000	-	-	-	0.00%
Capital Improvements	226,200	226,200	-	-	-	0.00%
Transfers Out (including intra-city services)	27,100	27,100	3,333	2,292	1,041	31.24%
Total Obligations	1,898,300	1,898,300	811,721	751,247	60,474	7.45%
Excess of Revenue and Other Sources over Obligations:	(430,800)	(430,800)	(133,183)	61,872		
Beginning Fund Balance	3,094,580	3,094,580	3,094,580	3,094,580		
Ending Fund Balance	\$ 2,663,780	\$ 2,663,780	\$ 2,961,397	\$ 3,156,452	\$ 195,055	6.59%

Stormwater Management Fund (740)

	<u>Original Budget</u>	<u>Amended Budget</u>	<u>Projected To Date</u>	<u>Actual</u>	<u>Dollar Variance</u>	<u>Percentage Variance</u>
<u>Revenues and Other Sources</u>						
Charges for Services	\$ 753,000	\$ 753,000	\$ 421,357	\$ 366,031	\$ (55,326)	-13.13%
All Other Operating Revenues	50,000	50,000	25,000	63,890	38,890	155.56%
Total Revenues and other sources	803,000	803,000	446,357	429,921	(16,436)	-3.68%
<u>Obligations</u>						
Public Works	734,000	734,000	625,767	606,986	18,781	3.00%
Capital Equipment	100,000	100,000	-	-	-	0.00%
Capital Improvements	184,500	184,500	-	-	-	0.00%
Transfers Out (including intra-city services)	73,400	73,400	11,020	10,792	228	2.07%
Total Obligations	1,091,900	1,091,900	636,787	617,778	19,009	2.99%
Excess of Revenue and Other Sources over Obligations:	(288,900)	(288,900)	(190,430)	(187,857)		
Beginning Fund Balance	2,823,282	2,823,282	2,823,282	2,823,282		
Ending Fund Balance	\$ 2,534,382	\$ 2,534,382	\$ 2,632,852	\$ 2,635,425	\$ 2,573	0.10%

Swimming Pool Fund (750)

	<u>Original Budget</u>	<u>Amended Budget</u>	<u>Projected To Date</u>	<u>Actual</u>	<u>Dollar Variance</u>	<u>Percentage Variance</u>
<u>Revenues and Other Sources</u>						
Charges for Services	\$ 1,038,800	\$ 1,038,800	\$ 836,888	\$ 773,152	\$ (63,737)	-7.62%
Transfers/Advances In	200,000	200,000	-	-	-	0.00%
Total Revenues and other sources	1,238,800	1,238,800	836,888	773,152	(63,737)	-7.62%
<u>Obligations</u>						
Parks and Recreation	1,266,800	1,266,800	538,001	500,979	37,022	6.88%
Total Obligations	1,266,800	1,266,800	538,001	500,979	37,022	6.88%
Excess of Revenue and Other Sources over Obligations:	(28,000)	(28,000)	298,887	272,173		
Beginning Fund Balance	619,563	619,563	619,563	619,563		
Ending Fund Balance	\$ 591,563	\$ 591,563	\$ 918,450	\$ 891,736	\$ (26,715)	-2.91%

Monthly Financial Report As of June 2026

Statement of Receipts and Disbursements (cash basis rounding)

<u>Fund</u>	<u>Beginning Balance</u>	<u>Year to Date & Transfer In</u>	<u>Year to Date & Transfer Out</u>	<u>Ending Balance</u>	<u>Percentage Change</u>
General	\$ 48,358,630	\$ 41,689,346	\$ 45,997,487	\$ 44,050,489	-8.9%
Capital Asset Management	28,361,159	20,725,373	1,558,210	47,528,322	67.6%
Police Pension	1,635,554	482,503	428,520	1,689,537	3.3%
Fire Pension	1,596,118	482,503	428,520	1,650,101	3.4%
Self Insurance	1,143,941	63,495	42,651	1,164,785	1.8%
Capital Equipment	1,542,509	804,172	973,466	1,373,215	-11.0%
Police & Fire Pension	1,345,109	821,113	730,073	1,436,149	6.8%
Technology Fund	223,177	54,147	84,417	192,907	-13.6%
Facilities Maintenance Reserve	-	5,642,230	-	5,642,230	0.0%
Street Maintenance and Repair Fund	2,257,183	1,223,276	928,813	2,551,646	13.0%
EMS Billing Fund	1,852,414	440,252	140,704	2,151,962	16.2%
Law Enforcement	2,953,682	54,366	639,700	2,368,348	-19.8%
Tree Planting Fund	129,176	17,341	1	146,516	13.4%
Enforcement Education	21,176	175	65	21,286	0.5%
Mayor's Court Computer	57,035	13,401	-	70,436	23.5%
Mayor's Court Special Project	179,140	11,495	900	189,735	5.9%
Local Fiscal Recovery Fund	69,564	-	-	69,564	0.0%
OneOhio Opioid Fund	187,432	8,468	60,346	135,554	-27.7%
Economic Development	4,560,554	-	430	4,560,124	0.0%
Arlington Centre TIF Fund	110,482	12,960	27,021	96,421	-12.7%
Tremont Road TIF Fund	21,397	20,393	229	41,561	94.2%
Lane Avenue Mixed Use TIF Fund	777,327	524,762	237,030	1,065,059	37.0%
Lane Avenue TIF Fund	264,157	48,853	120,551	192,459	-27.1%
Arlington Crossing TIF Fund	977,793	78,487	366,867	689,413	-29.5%
Horizon TIF Fund	1,096,694	268,290	404,871	960,113	-12.5%
Kingsdale West TIF Fund	402,742	29,193	50,330	381,605	-5.2%
Kingsdale CORE TIF Fund	1,028,671	922,488	533,313	1,417,846	37.8%
Civil Service	48,700	-	4,800	43,900	-9.9%
Riverside North TIF Fund	21,009	1,455	1,816	20,648	-1.7%
Riverside South TIF Fund	218,851	23,193	50,261	191,783	-12.4%
W. Lane Northwest TIF Fund	25,479	9,114	102	34,491	35.4%
Lane II TIF Fund	1,373,063	625,506	426,404	1,572,165	14.5%
Kingsdale Center TIF Fund	224,049	797,916	504,512	517,453	131.0%
Gateway TIF Fund	157,204	1,009,377	426,370	740,211	370.9%
Neighborhood Lighting Utility	352,522	36,551	17,786	371,287	5.3%
Clerk of Courts Fund	25,188	3,435	-	28,623	13.6%
UA Visitor's Bureau Fund	616,364	67,823	92,501	591,686	-4.0%
General Bond Retirement	314,893	5,553,611	4,255,602	1,612,902	412.2%
Bonded Improvements	3,759,688	22,509,777	527,076	25,742,389	584.7%
Infrastructure Improvement Fund	22,665,632	1,129,449	5,063,715	18,731,366	-17.4%
Community Fiber Optic Fund	385,336	177,900	-	563,236	46.2%
Employee Benefit	1,854,458	2,697,902	2,576,692	1,975,668	6.5%
BWC Administration Fund	1,427,134	216,217	165,360	1,477,991	3.6%
Solid Waste Management	2,204,995	1,941,971	2,034,144	2,112,822	-4.2%
Water Surcharge	2,728,691	512,711	200,166	3,041,236	11.5%
Sanitary Sewer Surcharge	3,948,374	813,119	466,336	4,295,157	8.8%
Stormwater Management	3,135,467	429,921	470,739	3,094,649	-1.3%
UA Swimming Pools	642,221	773,152	431,591	983,782	53.2%
Unclaimed Funds	9,204	-	-	9,204	0.0%
Revolving Fund	79,121	904,028	808,420	174,729	120.8%
Construction Withholding	600,453	141,020	259,146	482,327	-19.7%
Payroll Clearing Fund	357,375	17,946,978	17,944,479	359,874	0.7%
Totals (ROUNDED)	\$ 148,328,287	\$ 132,761,208	\$ 90,482,533	\$ 190,606,962	ROUNDED TOTALS

Monthly Financial Report As of June 2026

Income Tax Comparisons

	Projections	Year to date	Difference	% Difference
Withholdings	\$ 16,917,066	\$ 22,154,380	\$ 5,237,314	30.96%
Individuals	6,383,841	8,172,048	1,788,207	28.01%
Net Profits	3,303,091	3,113,185	(189,906)	-5.75%
Total	\$ 26,603,998	\$ 33,439,613	\$ 6,835,615	25.69%

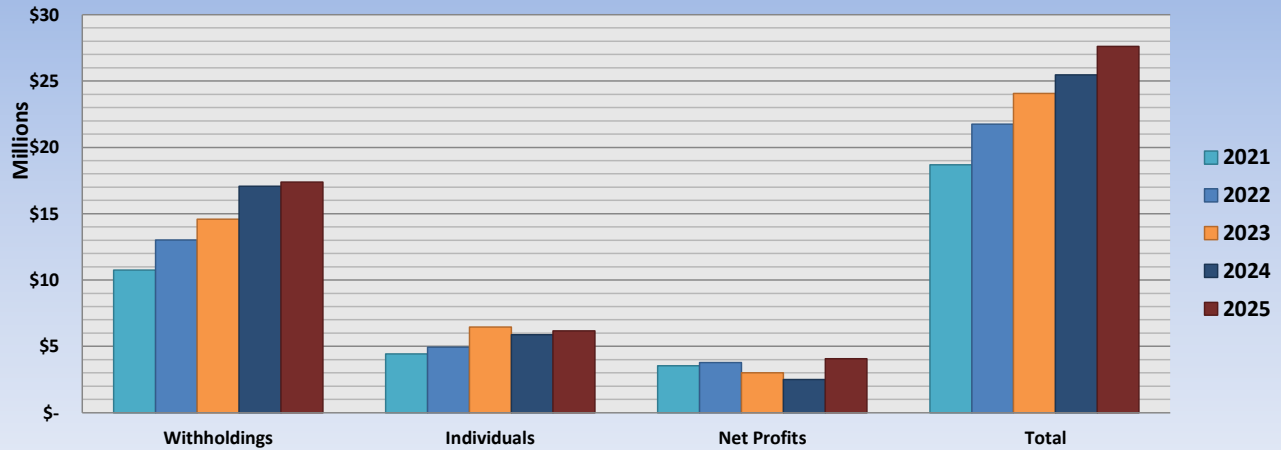
Income Tax Five Year Comparison

	2022	2023	2024	2025	2026
Withholdings	\$ 13,021,471	\$ 14,591,744	\$ 17,071,708	\$ 17,375,624	\$ 22,154,380
Individuals	4,947,659	6,459,347	5,888,321	6,157,873	8,172,048
Net Profits	3,780,968	3,006,774	2,496,472	4,072,071	3,113,185
Total	\$ 21,750,098	\$ 24,057,865	\$ 25,456,501	\$ 27,605,568	\$ 33,439,613

Percentage Increase (Decrease) From Prior Year

	2021-2022	2022-2023	2023-2024	2024-2025	2025-2026
Withholdings	21.14%	12.06%	17.00%	1.78%	27.50%
Individuals	11.95%	30.55%	-8.84%	4.58%	32.71%
Net Profits	7.23%	-20.48%	-16.97%	63.11%	-23.55%
Total	16.35%	10.61%	5.81%	8.44%	21.13%

Income Tax Five Year Trend vs Prior YTD Monthly



Interest & Investment Income
Jun-26

General Investments	Beginning Balance	Purchased	Matured/Sold	Deposited/Withdrawn	Investment Acct.	Ending Balance
Municipal Securities	8,202,786.00					\$ 8,202,786.00
Corporate / General Investments	6,503,641.00					\$ 6,503,641.00
Federal Agency	70,814,523.75	499,415.00				\$ 71,313,938.75
US Government Bonds	29,764,458.84					\$ 29,764,458.84
Total Bonds	\$ 115,285,409.59	\$ 499,415.00	\$ -	\$ -	\$ -	\$ 115,784,824.59
Short Term Fixed Maturity Commercial Paper	-					\$ -
Other Assets (Savings Cert - Market Traded)	\$ 5,656,740.05					\$ 5,656,740.05
Bond and Investments:						
2026 CIP Bonds						
Federal Agency	2,947,650.00					\$ 2,947,650.00
Corporate / General Investments	-					\$ -
Short Term Fixed Maturity Commercial Paper	5,825,116.59					\$ 5,825,116.59
US Government Bonds	4,934,902.34					\$ 4,934,902.34
Total Bonds & Investments	\$ 134,649,818.57	\$ 499,415.00	\$ -	\$ -	\$ -	\$ 135,149,233.57
Money Markets:						
General	221,264.46		(499,415.00)	(2,365.00)	396,805.07	\$ 116,289.53
2026 CIP Bonds	195,067.41				28,428.60	\$ 223,496.01
Total Money Markets	\$ 416,331.87	\$ -	\$ (499,415.00)	\$ (2,365.00)	\$ 425,233.67	\$ 339,785.54
Star Ohio:						
General Investment	31,690,378.72			6,017,634.31	111,567.71	\$ 37,819,580.74
Bond Proceeds	8,056,248.35			(17,410.02)	25,303.10	\$ 8,064,141.43
Federal ARPA (Gen. Inv.)	69,787.97			(224.29)	219.13	\$ 69,782.81
Gateway	1,033,199.07				3,246.95	\$ 1,036,446.02
Kingsdale	0.00					\$ 0.00
Community Center	2,665,981.67				8,378.17	\$ 2,674,359.84
Office (Comm. Center)	1,091,030.12				3,428.69	\$ 1,094,458.81
Total STAR Ohio	\$ 44,606,625.90	\$ -	\$ -	\$ 6,000,000.00	\$ 152,143.75	\$ 50,758,769.65
Total Investments	\$ 179,672,776.34	\$ 499,415.00	\$ (499,415.00)	\$ 5,997,635.00	\$ 577,377.42	\$ 186,247,788.76
NW Huntington Bank	\$ 11,225,303.35					\$ 4,359,171.40
Total Cash & Investments	\$ 190,898,079.69					\$ 190,606,960.16

ITEMS PURCHASED BETWEEN \$25,000 & \$150,000 JUNE 2026

<u>DATE</u>	<u>VENDOR</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
6-1-26	RedTree Investment Group	Investment Advisory Services	\$31,380.00
6-9-26	BoundTree Medical	Medical Supply Dispenser	\$36,719.99
6-9-26	Ace Truck Body	Dump Bed Insert for Parks	\$39,875.00
6-9-26	Kiesler's Police Supply	Police Supplies	\$32,523.71
6-9-26	Mr. B's Cleaning Services	Custodial Services for City Buildings	\$108,000.00
6-9-26	Clean All Services	Custodial Services for the BCCC	\$184,440.00
6-24-26	MBI Tree Service	Tree Removal & Stump Grinding	\$36,793.00

QUALITY BASED SELECTION CONSULTANTS – JUNE 2026

<u>DATE</u>	<u>VENDOR</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
6-30-26	DHDC, Inc.	Geotechnical Investigation	\$10,500.00

NOTIFICATION OF CHANGE ORDERS: NON-CONSTRUCTION, CITY MANAGER APPROVAL JUNE 2026

<u>DATE</u>	<u>VENDOR</u>	<u>DESCRIPTION</u>	<u>CHANGE ORDER AMOUNT</u>	<u>New Total</u>
6-25-26	Tolliver & Curl	Parking Lot Repairs	*\$0	\$33,175.00

*Extended ending date of the contract.

GRANTS JUNE 2026

<u>DATE</u>	<u>ORGANIZATION</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
None			

Monthly Financial Report As of July 2026

General Fund (101)

	Original Budget	Amended Budget	Projected To Date	Actual	Dollar Variance	Percentage Variance
Revenues and Other Sources						
Income Tax	\$ 35,544,200	\$ 35,544,200	\$ 22,386,564	\$ 26,935,038	\$ 4,548,474	20.32%
Real & Personal Property Tax	10,061,400	10,061,400	5,030,700	5,627,491	596,791	11.86%
All Other Operating Revenues	15,302,900	15,302,900	9,149,520	11,803,945	2,654,425	29.01%
Transfers/Advances In	4,594,100	4,594,100	1,587,113	1,587,113	-	0.00%
Total Revenues and Other Sources	65,502,600	65,502,600	38,153,897	45,953,587	7,799,690	20.44%
Obligations:						
Police Division	14,045,400	14,045,400	8,489,566	8,331,979	157,587	1.86%
Fire Division	12,815,400	12,815,400	7,385,652	7,269,694	115,958	1.57%
Board of Health	415,000	415,000	397,208	397,208	-	0.00%
Parks and Recreation	9,413,200	9,413,200	5,705,991	5,491,930	214,061	3.75%
Community Development	1,629,900	1,629,900	984,666	944,348	40,318	4.09%
Public Service Administration	1,505,400	1,505,400	930,110	892,800	37,310	4.01%
Public Works	1,804,000	1,804,000	977,167	926,845	50,322	5.15%
City Manager	2,070,900	2,670,900	1,926,829	1,848,747	78,082	4.05%
City Attorney	1,111,600	1,111,600	597,529	540,592	56,937	9.53%
City Clerk	354,400	354,400	206,733	184,377	22,356	10.81%
City Council	253,900	253,900	105,792	93,772	12,020	11.36%
Finance	1,994,700	1,994,700	1,080,429	1,032,454	47,975	4.44%
Facilities Maintenance	5,674,900	5,674,900	3,835,672	3,623,712	211,960	5.53%
Information Technology	2,575,400	2,575,400	1,705,301	1,618,506	86,795	5.09%
General Administration	4,314,600	4,314,600	2,586,944	2,452,759	134,185	5.19%
Transfers/Advances Out	17,252,100	23,156,100	21,675,594	21,675,594	-	0.00%
Total Obligations	77,230,800	83,734,800	58,591,183	57,325,317	1,265,866	2.16%
Excess of Revenue and Other Sources over Obligations:	(11,728,200)	(18,232,200)	(20,437,286)	(11,371,730)		
Total Beginning Fund Balance	44,900,538	44,900,538	44,900,538	44,900,538		
Anticipated Appropriation Lapses	1,799,000	1,799,000	-	-		
Total Ending Fund Balance	\$ 34,971,338	\$ 28,467,338	\$ 24,463,252	\$ 33,528,808	\$ 9,065,556	37.06%

Capital Asset Management Fund (102)

	Original Budget	Amended Budget	Projected To Date	Actual	Dollar Variance	Percentage Variance
Revenues and Other Sources						
Income Tax	\$ 13,822,700	\$ 13,822,700	\$ 8,705,858	\$ 10,473,521	\$ 1,767,663	20.30%
Transfers In	5,533,900	11,374,000	11,363,158	11,363,158	-	0.00%
Total Revenues and Other Sources	19,356,600	25,196,700	20,069,016	21,836,679	1,767,663	8.81%
Obligations						
Transfers/Advances Out	11,881,700	11,881,700	1,558,210	1,558,210	-	0.00%
Total Obligations	11,881,700	11,881,700	1,558,210	1,558,210	-	0.00%
Excess of Revenue and Other Sources over Obligations:	7,474,900	13,315,000	18,510,806	20,278,469		
Beginning Fund Balance	28,361,159	28,361,159	28,361,159	28,361,159		
Ending Fund Balance	\$ 35,836,059	\$ 41,676,159	\$ 46,871,965	\$ 48,639,628	\$ 1,767,663	3.77%

Monthly Financial Report As of July 2026

Capital Equipment Fund (106)

	Original Budget	Amended Budget	Projected To Date	Actual	Dollar Variance	Percentage Variance
<u>Revenues and Other Sources</u>						
Real & Personal Property Tax	\$ 1,290,800	\$ 1,290,800	\$ 645,400	\$ 718,154	\$ 72,754	11.27%
All Other Operating Revenues	511,800	511,800	85,900	86,018	118	0.14%
Transfers In	500,000	500,000	500,000	500,000	-	0.00%
Total Revenues and Other Sources	2,302,600	2,302,600	1,231,300	1,304,172	72,872	0.00%
<u>Obligations</u>						
Capital Equipment	2,211,600	2,211,600	1,857,493	1,857,493	-	0.00%
Total Obligations	2,211,600	2,211,600	1,857,493	1,857,493	-	0.00%
Excess of Revenue and Other Sources over Obligations:	91,000	91,000	(626,193)	(553,321)		
Beginning Fund Balance	760,108	760,108	760,108	760,108		
Ending Fund Balance	\$ 851,108	\$ 851,108	\$ 133,915	\$ 206,787	\$ 72,872	54.42%

Street Maintenance and Repair Fund (207)

	Original Budget	Amended Budget	Projected To Date	Actual	Dollar Variance	Percentage Variance
<u>Revenues and Other Sources</u>						
Gasoline Taxes	\$ 1,800,000	\$ 1,800,000	\$ 1,006,821	\$ 1,095,015	\$ 88,194	8.76%
Motor Vehicle License Taxes	450,000	450,000	264,513	274,257	9,744	3.68%
All Other Operating Revenues	53,000	53,000	32,924	57,231	24,307	73.83%
Total Revenues and Other Sources	2,303,000	2,303,000	1,304,258	1,426,504	122,246	9.37%
<u>Obligations</u>						
Public Service Administration	1,501,200	1,501,200	538,385	512,078	26,307	4.89%
Public Works	911,800	911,800	723,644	712,434	11,210	1.55%
Total Obligations	2,413,000	2,413,000	1,262,029	1,224,512	37,517	2.97%
Excess of Revenue and Other Sources over Obligations:	(110,000)	(110,000)	42,229	201,992		
Beginning Fund Balance	2,185,856	2,185,856	2,185,856	2,185,856		
Ending Fund Balance	\$ 2,075,856	\$ 2,075,856	\$ 2,228,085	\$ 2,387,848	\$ 159,763	7.17%

Bonded Improvement Fund (402)

	Original Budget	Amended Budget	Projected To Date	Actual	Dollar Variance	Percentage Variance
<u>Revenues and Other Sources</u>						
Sale of Bonds and Notes	\$ 27,315,800	\$ 27,315,800	\$ 22,323,027	\$ 22,323,027	\$ -	0.00%
All Other Operating Revenues	300,000	300,000	175,000	269,651	94,651	54.09%
Total Revenues and Other Sources	27,615,800	27,615,800	22,498,027	22,592,678	94,651	0.42%
<u>Obligations</u>						
Capital Improvements - CIP	10,130,400	10,130,400	8,004,880	8,004,880	-	0.00%
Capital Improvements	3,000,000	3,000,000	69,153	69,153	-	0.00%
Debt Issuance Costs	400,000	400,000	400,000	408,027	(8,027)	-2.01%
Total Obligations	13,530,400	13,530,400	8,474,033	8,482,060	(8,027)	0.00%
Excess of Revenue and Other Sources over Obligations:	14,085,400	14,085,400	14,023,994	14,110,618		
Beginning Fund Balance	3,531,042	3,531,042	3,531,042	3,531,042		
Ending Fund Balance	\$ 17,616,442	\$ 17,616,442	\$ 17,555,036	\$ 17,641,660	\$ 86,624	0.49%

**Monthly Financial Report
As of July 2026**

Infrastructure Improvement Fund (404)

	Original Budget	Amended Budget	Projected To Date	Actual	Dollar Variance	Percentage Variance
<u>Revenues and Other Sources</u>						
All Other Operating Revenues	\$ 4,846,500	\$ 4,846,500	\$ 1,130,588	\$ 1,130,588	\$ -	0.00%
Transfers/Advances In	5,250,000	5,250,000	3,000,000	3,000,000	-	0.00%
Total Revenues and Other Sources	10,096,500	10,096,500	4,130,588	4,130,588	-	0.00%
<u>Obligations</u>						
Capital Improvements	9,563,900	9,563,900	5,220,295	4,931,556	288,739	5.53%
Transfers/Advances Out	800,000	800,000	-	-	-	0.00%
Total Obligations	10,363,900	10,363,900	5,220,295	4,931,556	288,739	5.53%
Excess of Revenue and Other Sources over Obligations:	(267,400)	(267,400)	(1,089,707)	(800,968)		
Beginning Fund Balance	13,980,019	13,980,019	13,980,019	13,980,019		
Ending Fund Balance	\$ 13,712,619	\$ 13,712,619	\$ 12,890,312	\$ 13,179,051	\$ 288,739	2.24%

Solid Waste Management Fund (710)

	Original Budget	Amended Budget	Projected To Date	Actual	Dollar Variance	Percentage Variance
<u>Revenues and Other Sources</u>						
Charges for Services	\$ 3,900,000	\$ 3,900,000	\$ 3,332,509	\$ 2,508,140	\$ (824,369)	-24.74%
All Other Operating Revenues	50,000	50,000	29,167	62,040	32,873	112.71%
Total Revenues and other sources	3,950,000	3,950,000	3,361,676	2,570,180	(791,496)	-23.54%
<u>Obligations</u>						
Public Works	4,396,600	4,396,600	4,327,212	4,062,755	264,457	6.11%
Total Obligations	4,396,600	4,396,600	4,327,212	4,062,755	264,457	6.11%
Excess of Revenue and Other Sources over Obligations:	(446,600)	(446,600)	(965,536)	(1,492,575)		
Beginning Fund Balance	1,835,054	1,835,054	1,835,054	1,835,054		
Ending Fund Balance	\$ 1,388,454	\$ 1,388,454	\$ 869,518	\$ 342,479	\$ (527,039)	-60.61%

Water Surcharge Fund (720)

	Original Budget	Amended Budget	Projected To Date	Actual	Dollar Variance	Percentage Variance
<u>Revenues and Other Sources</u>						
Charges for Services	\$ 942,000	\$ 942,000	\$ 453,421	\$ 585,962	\$ 132,541	29.23%
Total Revenues and other sources	942,000	942,000	453,421	585,962	132,541	29.23%
<u>Obligations</u>						
Public Works	581,600	581,600	306,240	282,364	23,876	7.80%
Capital Improvements	552,200	552,200	552,200	548,050	4,150	0.00%
Transfers Out (including intra-city services)	94,000	94,000	7,000	2,055	4,945	70.64%
Total Obligations	1,227,800	1,227,800	865,440	832,469	32,971	3.81%
Excess of Revenue and Other Sources over Obligations:	(285,800)	(285,800)	(412,019)	(246,507)		
Beginning Fund Balance	2,461,389	2,461,389	2,461,389	2,461,389	-	
Ending Fund Balance	\$ 2,175,589	\$ 2,175,589	\$ 2,049,370	\$ 2,214,882	\$ 165,512	8.08%

Monthly Financial Report As of July 2026

Sanitary Sewer Surcharge Fund (730)

	Original Budget	Amended Budget	Projected To Date	Actual	Dollar Variance	Percentage Variance
Revenues and Other Sources						
Charges for Services	\$ 1,466,000	\$ 1,466,000	\$ 745,594	\$ 933,017	\$ 187,423	25.14%
All Other Operating Revenues	1,500	1,500	2,331	2,331	-	0.00%
Total Revenues and other sources	1,467,500	1,467,500	747,925	935,348	187,423	25.06%
Obligations						
Public Works	1,345,000	1,345,000	808,388	800,323	8,065	1.00%
Capital Equipment	300,000	300,000	-	-	-	0.00%
Capital Improvements	226,200	226,200	-	-	-	0.00%
Transfers Out (including intra-city services)	27,100	27,100	3,333	3,388	(55)	-1.64%
Total Obligations	1,898,300	1,898,300	811,721	803,711	8,010	0.99%
Excess of Revenue and Other Sources over Obligations:	(430,800)	(430,800)	(63,796)	131,637		
Beginning Fund Balance	3,094,580	3,094,580	3,094,580	3,094,580		
Ending Fund Balance	\$ 2,663,780	\$ 2,663,780	\$ 3,030,784	\$ 3,226,217	\$ 195,433	6.45%

Stormwater Management Fund (740)

	Original Budget	Amended Budget	Projected To Date	Actual	Dollar Variance	Percentage Variance
Revenues and Other Sources						
Charges for Services	\$ 753,000	\$ 753,000	\$ 665,326	\$ 469,792	\$ (195,534)	-29.39%
All Other Operating Revenues	50,000	50,000	25,000	75,817	50,817	203.27%
Total Revenues and other sources	803,000	803,000	690,326	545,609	(144,717)	-20.96%
Obligations						
Public Works	734,000	734,000	625,767	486,475	139,292	22.26%
Capital Equipment	100,000	100,000	100,000	91,100	8,900	0.00%
Capital Improvements	184,500	184,500	184,500	165,000	19,500	0.00%
Transfers Out (including intra-city services)	73,400	73,400	16,957	12,009	4,948	29.18%
Total Obligations	1,091,900	1,091,900	927,224	754,584	172,640	18.62%
Excess of Revenue and Other Sources over Obligations:	(288,900)	(288,900)	(236,898)	(208,975)		
Beginning Fund Balance	2,823,282	2,823,282	2,823,282	2,823,282		
Ending Fund Balance	\$ 2,534,382	\$ 2,534,382	\$ 2,586,384	\$ 2,614,307	\$ 27,923	1.08%

Swimming Pool Fund (750)

	Original Budget	Amended Budget	Projected To Date	Actual	Dollar Variance	Percentage Variance
Revenues and Other Sources						
Charges for Services	\$ 1,038,800	\$ 1,038,800	\$ 971,728	\$ 911,645	\$ (60,084)	-6.18%
Miscellaneous Revenues	-	-	-	53	53	100.00%
Transfers/Advances In	200,000	200,000	200,000	200,000	-	0.00%
Total Revenues and other sources	1,238,800	1,238,800	1,171,728	1,111,698	(60,031)	-5.12%
Obligations						
Parks and Recreation	1,266,800	1,266,800	950,100	897,930	52,170	5.49%
Total Obligations	1,266,800	1,266,800	950,100	897,930	52,170	5.49%
Excess of Revenue and Other Sources over Obligations:	(28,000)	(28,000)	221,628	213,768		
Beginning Fund Balance	619,563	619,563	619,563	619,563		
Ending Fund Balance	\$ 591,563	\$ 591,563	\$ 841,191	\$ 833,331	\$ (7,861)	-0.93%

Monthly Financial Report As of July 2026

Statement of Receipts and Disbursements (cash basis rounding)

<u>Fund</u>	<u>Beginning Balance</u>	<u>Year to Date & Transfer In</u>	<u>Year to Date & Transfer Out</u>	<u>Ending Balance</u>	<u>Percentage Change</u>
General	\$ 48,358,630	\$ 45,953,587	\$ 56,006,364	\$ 38,305,853	-20.8%
Capital Asset Management	28,361,159	21,836,678	1,558,210	48,639,627	71.5%
Police Pension	1,635,554	482,503	428,520	1,689,537	3.3%
Fire Pension	1,596,118	482,503	428,520	1,650,101	3.4%
Self Insurance	1,143,941	83,811	42,651	1,185,101	3.6%
Capital Equipment	1,542,509	1,304,172	973,466	1,873,215	21.4%
Police & Fire Pension	1,345,109	821,113	730,073	1,436,149	6.8%
Technology Fund	223,177	157,132	88,220	292,089	30.9%
Facilities Maintenance Reserve	-	5,642,230	-	5,642,230	0.0%
Street Maintenance and Repair Fund	2,257,183	1,426,504	1,125,566	2,558,121	13.3%
EMS Billing Fund	1,852,414	511,409	168,580	2,195,243	18.5%
Law Enforcement	2,953,682	60,756	687,728	2,326,710	-21.2%
Tree Planting Fund	129,176	18,591	1	147,766	14.4%
Enforcement Education	21,176	175	65	21,286	0.5%
Mayor's Court Computer	57,035	15,117	-	72,152	26.5%
Mayor's Court Special Project	179,140	12,945	5,236	186,849	4.3%
Local Fiscal Recovery Fund	69,564	-	-	69,564	0.0%
OneOhio Opioid Fund	187,432	22,251	85,240	124,443	-33.6%
Economic Development	4,560,554	500,000	99,415	4,961,139	8.8%
Arlington Centre TIF Fund	110,482	12,960	27,021	96,421	-12.7%
Tremont Road TIF Fund	21,397	20,393	229	41,561	94.2%
Lane Avenue Mixed Use TIF Fund	777,327	524,762	237,030	1,065,059	37.0%
Lane Avenue TIF Fund	264,157	48,853	120,551	192,459	-27.1%
Arlington Crossing TIF Fund	977,793	78,487	366,867	689,413	-29.5%
Horizon TIF Fund	1,096,694	268,290	404,871	960,113	-12.5%
Kingsdale West TIF Fund	402,742	29,193	50,330	381,605	-5.2%
Kingsdale CORE TIF Fund	1,028,671	922,488	533,313	1,417,846	37.8%
Civil Service	48,700	-	4,800	43,900	-9.9%
Riverside North TIF Fund	21,009	1,455	1,816	20,648	-1.7%
Riverside South TIF Fund	218,851	23,193	50,261	191,783	-12.4%
W. Lane Northwest TIF Fund	25,479	9,114	102	34,491	35.4%
Lane II TIF Fund	1,373,063	625,506	434,904	1,563,665	13.9%
Kingsdale Center TIF Fund	224,049	797,916	513,012	508,953	127.2%
Gateway TIF Fund	157,204	1,009,377	434,870	731,711	365.5%
Neighborhood Lighting Utility	352,522	47,973	19,574	380,921	8.1%
Clerk of Courts Fund	25,188	3,872	-	29,060	15.4%
UA Visitor's Bureau Fund	616,364	82,989	92,500	606,853	-1.5%
General Bond Retirement	314,893	5,553,611	4,307,894	1,560,610	395.6%
Bonded Improvements	3,759,688	22,592,677	575,312	25,777,053	585.6%
Infrastructure Improvement Fund	22,665,632	4,130,589	5,507,496	21,288,725	-6.1%
Community Fiber Optic Fund	385,336	246,300	-	631,636	63.9%
Employee Benefit	1,854,458	3,178,868	2,946,518	2,086,808	12.5%
BWC Administration Fund	1,427,134	266,136	180,900	1,512,370	6.0%
Solid Waste Management	2,204,995	2,570,180	2,369,404	2,405,771	9.1%
Water Surcharge	2,728,691	585,962	355,887	2,958,766	8.4%
Sanitary Sewer Surcharge	3,948,374	935,348	541,537	4,342,185	10.0%
Stormwater Management	3,135,467	545,609	629,571	3,051,505	-2.7%
UA Swimming Pools	642,221	1,111,698	854,033	899,886	40.1%
Unclaimed Funds	9,204	-	-	9,204	0.0%
Revolving Fund	79,121	920,455	819,660	179,916	127.4%
Construction Withholding	600,453	152,293	400,198	352,548	-41.3%
Payroll Clearing Fund	357,375	22,477,581	22,098,976	735,980	105.9%
Totals (ROUNDED)	\$ 148,328,287	\$ 149,105,605	\$ 107,307,292	\$ 190,126,600	ROUNDED TOTALS

Monthly Financial Report As of July 2026

Income Tax Comparisons

	Projections	Year to date	Difference	% Difference
Withholdings	\$ 19,484,923	\$ 24,617,121	\$ 5,132,198	26.34%
Individuals	7,500,122	8,971,401	1,471,279	19.62%
Net Profits	4,107,377	3,820,038	(287,339)	-7.00%
Total	\$ 31,092,422	\$ 37,408,560	\$ 6,316,138	20.31%

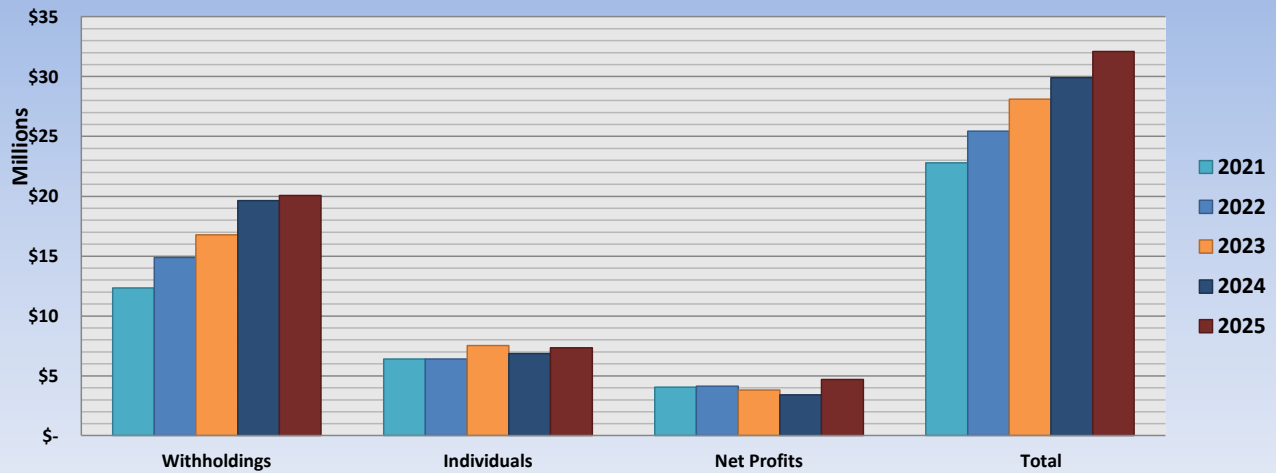
Income Tax Five Year Comparison

	2022	2023	2024	2025	2026
Withholdings	\$ 14,888,424	\$ 16,773,971	\$ 19,640,614	\$ 20,068,220	\$ 24,617,121
Individuals	6,408,361	7,544,024	6,850,318	7,347,086	8,971,401
Net Profits	4,135,834	3,805,026	3,414,860	4,686,902	3,820,038
Total	\$ 25,432,619	\$ 28,123,021	\$ 29,905,792	\$ 32,102,208	\$ 37,408,560

Percentage Increase (Decrease) From Prior Year

	2021-2022	2022-2023	2023-2024	2024-2025	2025-2026
Withholdings	20.71%	12.66%	17.09%	2.18%	22.67%
Individuals	0.17%	17.72%	-9.20%	7.25%	22.11%
Net Profits	1.87%	-8.00%	-10.25%	37.25%	-18.50%
Total	11.59%	10.58%	6.34%	7.34%	16.53%

Income Tax Five Year Trend vs Prior YTD Monthly



Interest & Investment Income

Jul-26

General Investments	Beginning Balance	Purchased	Matured/Sold	Deposited/Withdrawn	Investment Acct.	Ending Balance
Municipal Securities	8,202,786.00					\$ 8,202,786.00
Corporate / General Investments	6,503,641.00	998,650.00	(748,837.50)			\$ 6,753,453.50
Federal Agency	71,313,938.75	997,950.00	(86,298.00)			\$ 72,225,590.75
US Government Bonds	29,764,458.84		(1,043,351.69)			\$ 28,721,107.15
Total Bonds	\$ 115,784,824.59	\$ 1,996,600.00	\$ (1,878,487.19)	\$ -	\$ -	\$ 115,902,937.40
Short Term Fixed Maturity Commercial Paper	-					\$ -
Other Assets (Savings Cert - Market Traded)	\$ 5,656,740.05					\$ 5,656,740.05
Bond and Investments:						
2026 CIP Bonds						
Federal Agency	2,947,650.00		(1,957,110.00)			\$ 990,540.00
Corporate / General Investments	-					\$ -
Short Term Fixed Maturity Commercial Paper	5,825,116.59	3,881,200.56	(242,842.01)			\$ 9,463,475.14
US Government Bonds	4,934,902.34		(1,482,656.25)			\$ 3,452,246.09
Total Bonds & Investments	\$ 135,149,233.57	\$ 5,877,800.56	\$ (5,561,095.45)	\$ -	\$ -	\$ 135,465,938.68
Money Markets:						
General	116,289.53	1,888,117.55	(1,996,600.00)	(2,365.00)	293,429.38	\$ 298,871.46
2026 CIP Bonds	223,496.01	3,695,501.82	(3,881,200.56)		31,496.80	\$ 69,294.07
Total Money Markets	\$ 339,785.54	\$ 5,583,619.37	\$ (5,877,800.56)	\$ (2,365.00)	\$ 324,926.18	\$ 368,165.53
Star Ohio:						
General Investment	37,819,580.74			21,954.85	123,189.37	\$ 37,964,724.96
Bond Proceeds	8,064,141.43			(21,735.72)	26,236.64	\$ 8,068,642.35
Federal ARPA (Gen. Inv.)	69,782.81			(219.13)	227.00	\$ 69,790.68
Gateway	1,036,446.02				3,375.31	\$ 1,039,821.33
Kingsdale	0.00					\$ 0.00
Community Center	2,674,359.84				8,709.37	\$ 2,683,069.21
Office (Comm. Center)	1,094,458.81				3,564.23	\$ 1,098,023.04
Total STAR Ohio	\$ 50,758,769.65	\$ -	\$ -	\$ 0.00	\$ 165,301.92	\$ 50,924,071.57
Total Investments	\$ 186,247,788.76	\$ 11,461,419.93	\$ (11,438,896.01)	\$ (2,365.00)	\$ 490,228.10	\$ 186,758,175.78
NW Huntington Bank	\$ 4,359,171.40					\$ 3,368,421.76
Total Cash & Investments	\$ 190,606,960.16					\$ 190,126,597.54

ITEMS PURCHASED BETWEEN \$25,000 & \$150,000 JULY 2026

<u>DATE</u>	<u>VENDOR</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
7-7-26	Parr Public Safety	NightRide Cameras	\$56,465.00
7-9-26	Toole Design Group, LLC	Speed Management Policy	\$51,960.00
7-20-26	North American Rescue	Medical Manikins	\$79,983.46
7-24-26	Burgess & Niple	Northwest Blvd, Phase 3 Construction Support Services	\$72,000.00
7-27-26	MS Consultants	Bridge and Culvert Inspection	\$39,922.00
7-28-26	Parr Public Safety	Police Cruiser Upfitting	\$41,831.42
7-29-26	Johnson Controls	Fire Protection Inspection & Monitoring	\$33,936.46
7-31-26	CivicPlus	Software Renewals	\$41,768.05
7-31-26	Franklin Co. Emergency Mgmt.	Siren Installation	\$73,207.24

QUALITY BASED SELECTION CONSULTANTS – JULY 2026

<u>DATE</u>	<u>VENDOR</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
7-28-26	Burgess & Niple	Waterline Replacement Prioritization Report	\$159,975.00

NOTIFICATION OF CHANGE ORDERS: NON-CONSTRUCTION, CITY MANAGER APPROVAL JULY 2026

<u>DATE</u>	<u>VENDOR</u>	<u>DESCRIPTION</u>	<u>CHANGE ORDER AMOUNT</u>	<u>New Total</u>
None				

GRANTS JULY 2026

<u>DATE</u>	<u>ORGANIZATION</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
None			

Electric Bike, Electric Scooter and Pedal Bikes

3-Year Injury Data: 2023-2025

Rajan Thakkar, MD: Trauma Medical Director

Lee Ann Wurster MS, RN, TCRN, CPNP-PC: Director- Trauma and Burn Programs



Education and Prevention

Download materials:

T4cip.org/ebikes



Not all E-BIKES are the same.



Each class of e-bike increases the power and speed - which can lead to more serious injuries in the event of a crash. It is safest to start with a Class 1 e-bike and build skills before moving to classes with more power and speed.

Class 1

-  Pedal-assist only
-  Up to 20 mph
-  Best place to start
-  12+ For 12 yrs and older only

Class 2

-  Pedal-assist + throttle
-  Up to 20 mph
-  More control needed
-  16+ For 16 yrs and older only

Class 3

-  Pedal-assist
-  Up to 28 mph
-  **Higher speed = higher risk**
-  16+ For 16 yrs and older only

Be aware of local and state policies and other applicable laws before riding.

E-BIKE

Helmet Check



Faster speeds mean you need more protection.



If you ride any class of e-bike, wear a high-quality helmet made for higher speeds.

Look for one with an ASTM F1952, NTA 8776, or DOT label.



No helmet, no ride.

Even if it is "just in the driveway" or the neighborhood.

Be aware of local and state policies and other applicable laws before riding.

- Always wear an ASTM or CPSC certified bike helmet, every time your ride
- If you have a Class 3 e-bike, you need a speed-rated helmet. Look for one with an NTA 8776 or ASTM F1952 sticker

E-Bike Classifications

****Electric bikes are classified based on speed and motor assistance****

Is your child ready for an E-BIKE?



Kids need strong skills on a traditional pedal bicycle before they are ready for an e-bike.

Make sure they always follow family rules and traffic rules, wear a helmet every time they ride, and have the ability to handle the increased speed and size before considering an e-bike.

Under 12 years



No E-bikes

12-15 years



If they are ready, choose Class 1 only

Pedal assist < 20 mph

16 years+



Start with Class 1 or 2

Build skills before faster options

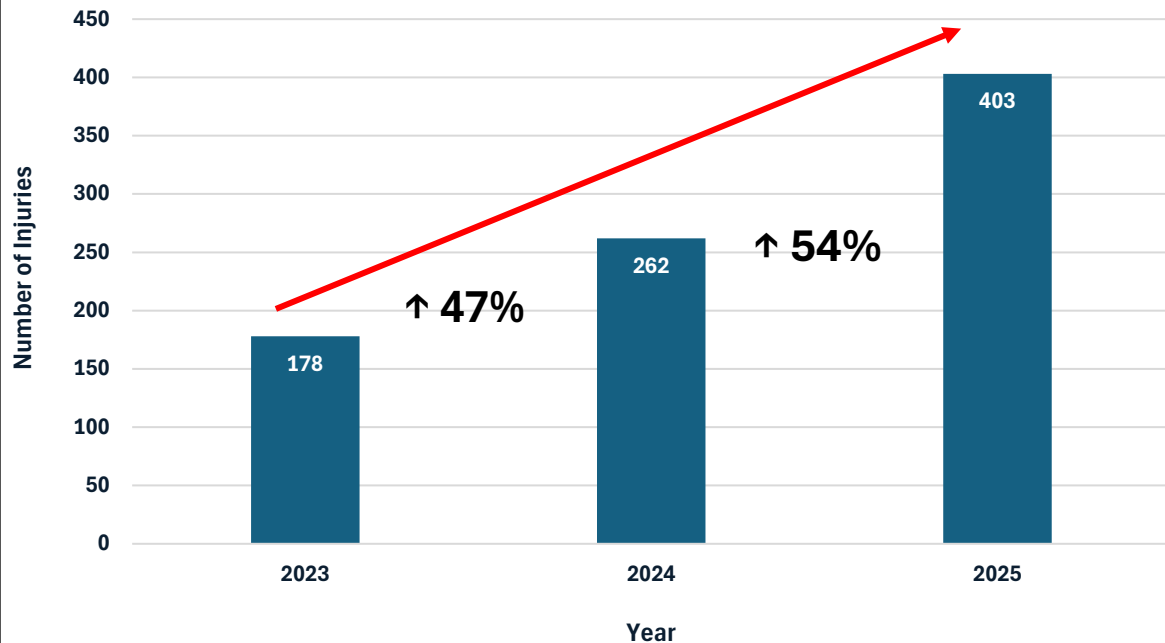
Where Can I Ride E-Bikes?

Under state law:

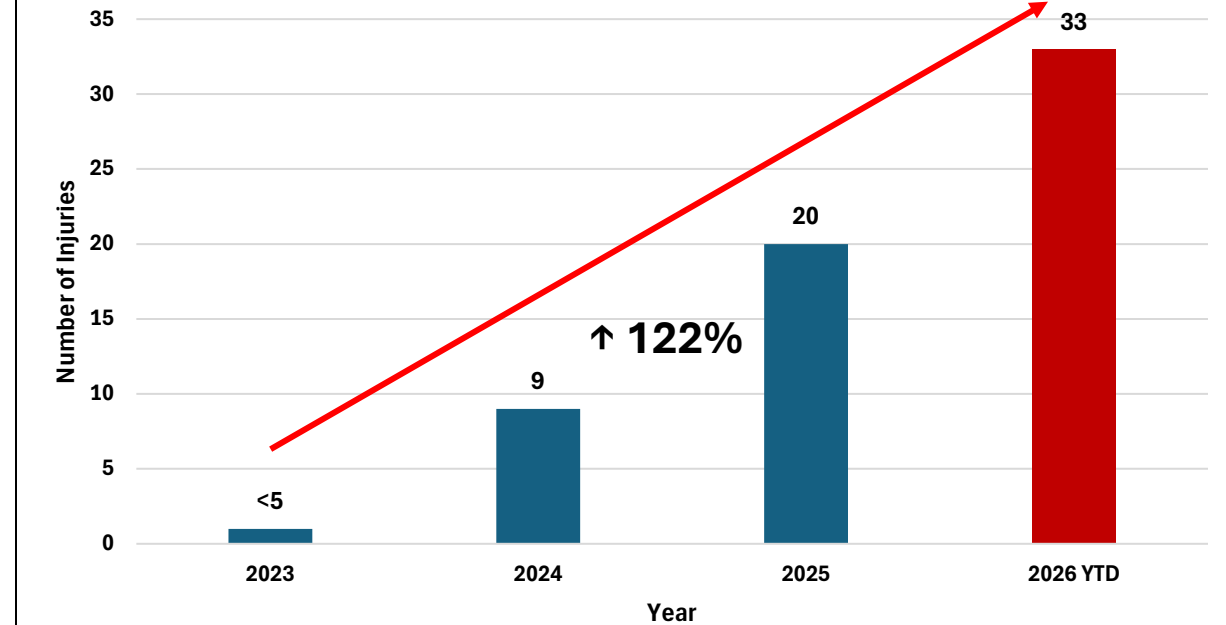
- E-bikes and low-speed micromobility devices may be operated on all public roadways, except on limited access highways and interstates.
- People are allowed to ride bicycles and E-bikes, if the motor is not engaged, on the sidewalk. **However, local municipalities might adopt more restrictive rules for devices.**
- E-bikes should not be ridden on paths primarily designed for hiking, equestrian use, or mountain biking, or on any natural surface.
- Class 1 and 2 E-bikes are generally permitted on any bike lane, sidepath, or shared use path, although local laws may prohibit these classes of e-bikes on certain paths.
- **Class 3 E-bikes are generally not permitted on shared use paths that aren't adjacent to a roadway.**

Electric Bike Injuries- Incidence

State of Ohio- Electric Bike Injuries
2023-2025



NCH- Electric Bike Injuries
2023-YTD 2026

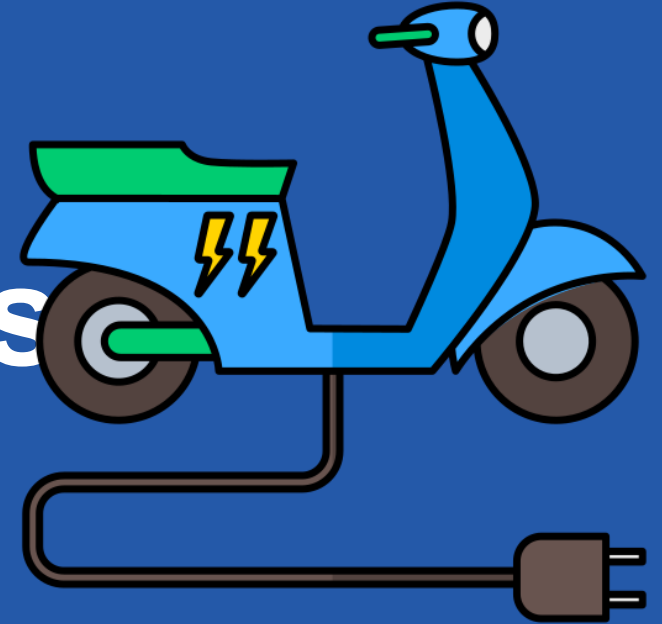


↑ 126% between 2023-2025



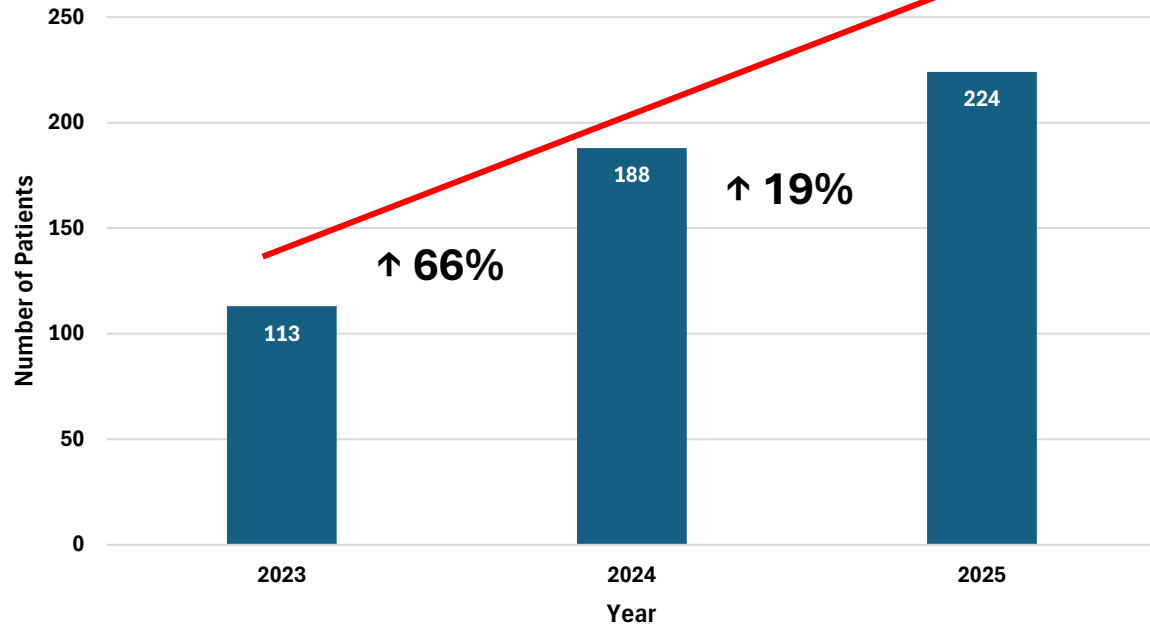
NATIONWIDE CHILDREN'S®

Electric Scooter Injuries

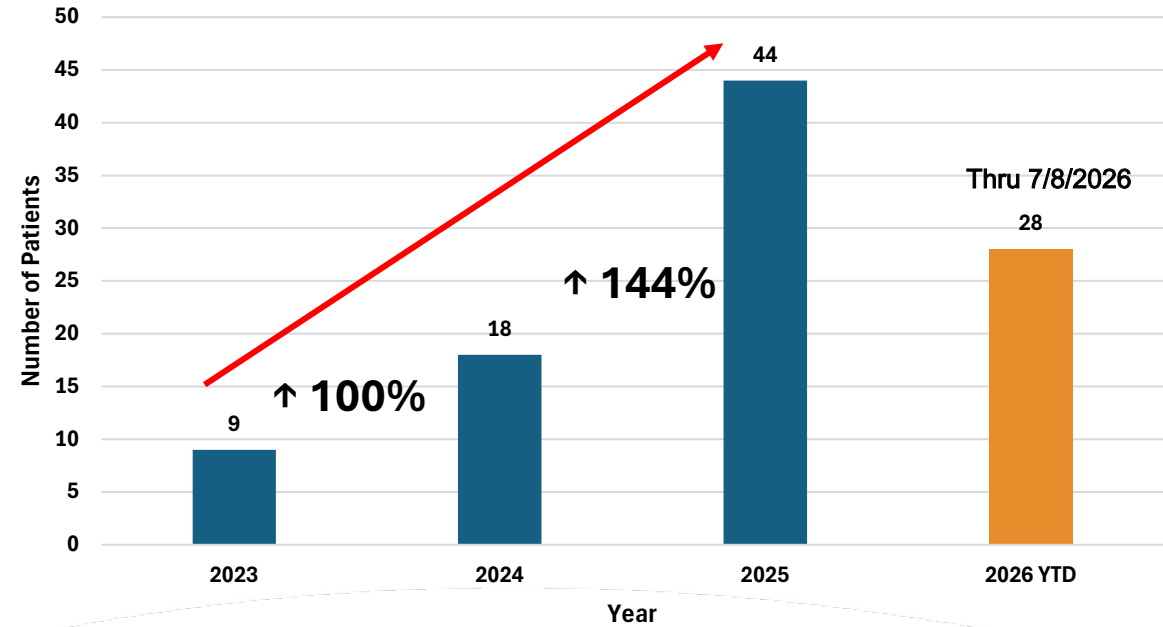


Electric Scooter Injuries- Incidence

State of Ohio- Electric Scooter Injuries
2023-2025



NCH- Electric Scooter Injuries
2023-YTD 2026

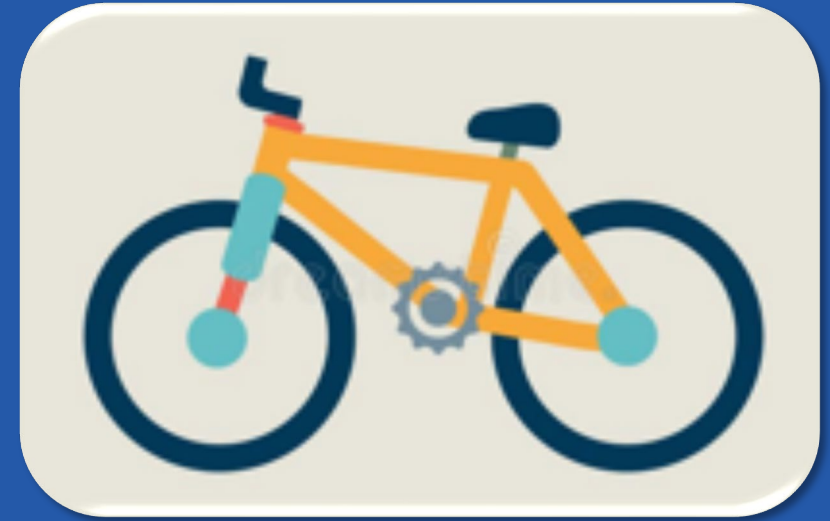


↑ 98% between 2023-2025



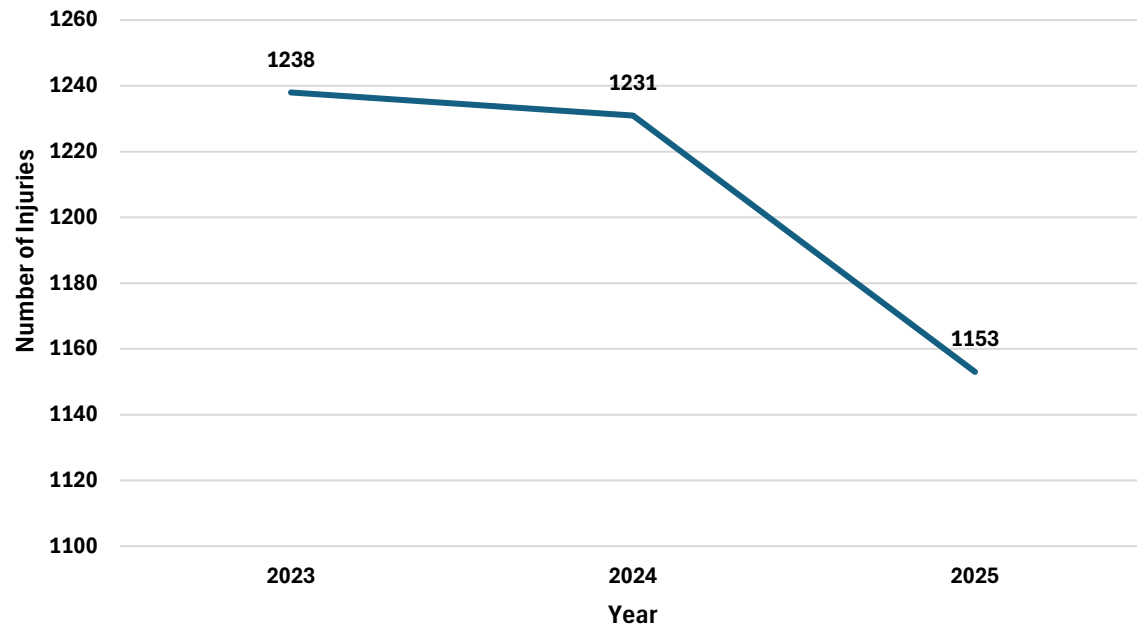
NATIONWIDE CHILDREN'S®

Pedal Bike Injuries

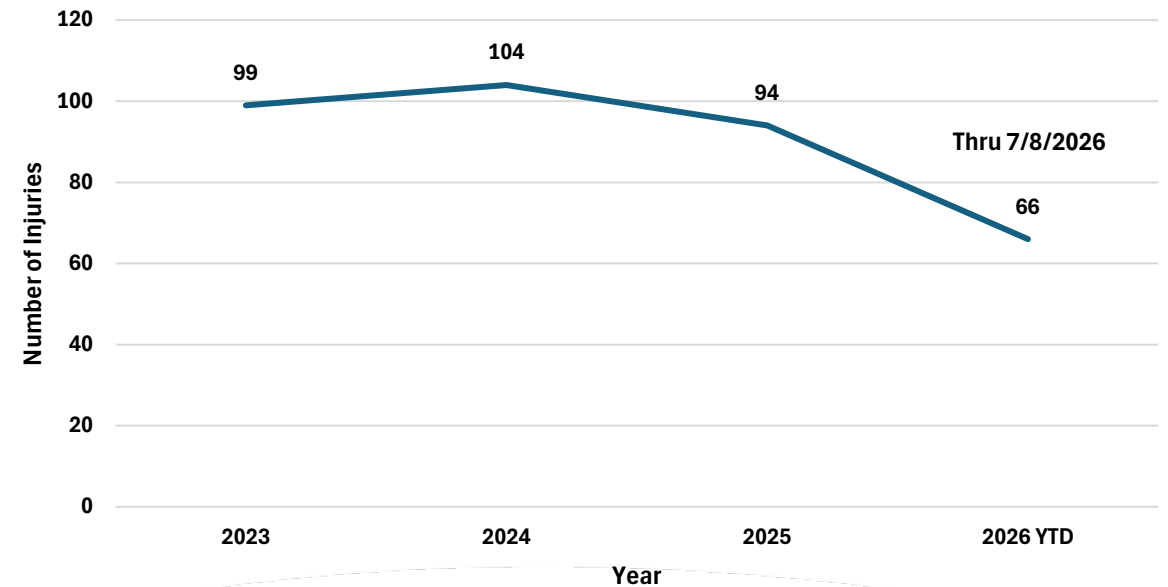


Pedal Bike Injuries- Incidence

State of Ohio- Pedal Bike Injuries
2023-2025



NCH- Pedal Bike Injuries
2023-YTD 2026



NATIONWIDE CHILDREN'S®

Injury Trends

Injury Trends- Nationwide Children's

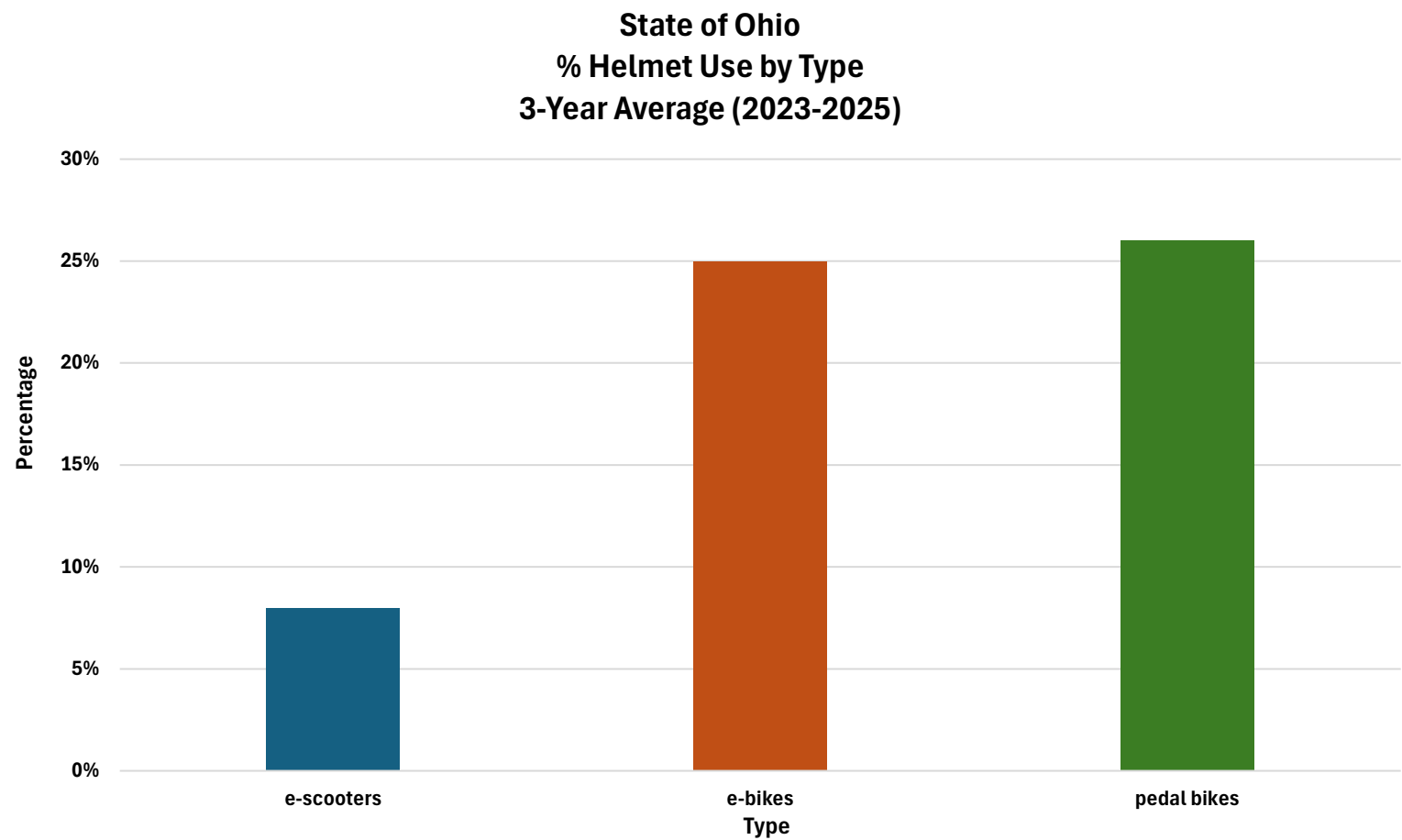
- Demographics:
 - ~80% of injured riders are male
- Common Injury Types:
 - Fractures (most commonly facial and extremity)
 - Head trauma



NATIONWIDE CHILDREN'S®

Helmet Use

State of Ohio- Helmet Use



NCH- Helmet Use

Electric Bikes				Electric Scooters				Pedal Bikes			
	2023	2024	2025		2023	2024	2025		2023	2024	2025
% helmet use (if known)	0.0%	22.0%	45.0%	% helmet use (if known)	22.0%	11.0%	20.0%	% helmet use (if known)	10.0%	10.0%	16.0%



Questions?

- Rajan Thakkar, MD: Trauma Medical Director
rajan.thakkar@nationwidechildrens.org
- Lee Ann Wurster MS, RN, TCRN, CPNP: Trauma Program Director
leeann.wurster@nationwidechildrens.org



NATIONWIDE CHILDREN'S®

New Commercial TIF Policy and Guidelines 2026

As the City of Upper Arlington explores large-scale redevelopment projects on key commercial corridors, the City recognizes that Tax Increment Financing (TIF) may be required to achieve the City's site planning and revenue generation goals. Given the large capital investment and sophistication required to execute on a large-scale redevelopment project, the City has established the following standards that it will consider when choosing whether to engage in TIF discussions with a developer proposing a redevelopment project that encompasses at least five acres of land and has construction costs of at least \$50 Million. The City's goal is to only enter discussions with developers who have the financial and technical capacity to successfully execute on development plans within 3-5 years of the announcement of conceptual plans.

A qualified developer meets the following standards:

- At least five completed projects that have obtained a Certificate of Occupancy (CO).
- Successful development of over 300,000 sf of office space, if the project includes office.
- Successful development of at least two residential projects with a minimum of 100 units per project, if the project is mixed-use or includes residential uses.
- At least two completed projects in the Central Ohio region, greater Midwest, or comparable metropolitan markets.
- Successful completion of over \$100 million in development projects.

In cases where the site will be redeveloped by a partnership of developers, the criteria can be met by a combination of two developers. If more than two developers are required to meet these criteria, the City will engage in more extensive due diligence to understand the roles of each partner. The City's emphasis will be on ensuring that the lead partner has the required experience.

This list is exclusively to pre-qualify eligibility. Before any TIF agreements are finalized, City staff will complete due diligence on the project's capital stack and lenders.



The formal TIF policy will not include a list of pre-qualified developers. However, for City Council's edification, a representative list of the type of firms that would qualify under the policy is listed.

Central Ohio Development Firms that would Meet TIF Eligibility Standards

- Continental Development Ventures
- Crawford Hoying
- Daimler Group
- Elford Realty
- Equity Commercial Real Estate Solutions
- Thrive Companies
- VanTrust
- Casto





Authors:	Jacolyn Thiel, Assistant City Manager Chris Zimmer, Fire Chief
Council Meeting Date:	August 24, 2026
Subject/Legislative Item:	Ordinance No. 30-2026 - To Authorize the City Manager to Enter into an Amended Agreement with Perry Township for the Intergovernmental Contract for Fire and EMS Services
Purpose:	To amend the existing Fire Protection and Emergency Medical Services Agreement with Perry Township to include Fire and EMS service for the Haven residential development.
Executive Summary:	This legislation authorizes a third amendment to the Fire Protection and Emergency Medical Services Agreement with Perry Township to add the Haven residential development to Upper Arlington's contracted service area.

Purpose and Impact

This legislation authorizes the City Manager to execute a third amendment to the existing Fire Protection and Emergency Medical Services Contract with Perry Township to provide Fire and EMS services to the Haven residential development located at 3720 West Henderson Road.

Upper Arlington has provided Fire and EMS services to portions of Perry Township since 1999 under an intergovernmental agreement. In 2021, City Council approved the Second Amendment to that agreement to add the Courtyard and Ravello residential developments on Riverside Drive. The proposed Third Amendment adds the Haven development, located at 3720 West Henderson Road, a 21-unit single-family rental community immediately adjacent to the City's existing Perry Township service area.

Because of the development's proximity to Upper Arlington's existing service area and response capabilities, Perry Township requested that Upper Arlington become the primary Fire and EMS provider for the Haven. Similar to the 2021 amendment, the Township will remit 100 percent of the proceeds generated from the four continuing fire operating levies collected from the Haven development to the City in exchange for providing Fire and EMS services.

Using actual 2025 service demand and operating costs, City staff evaluated the financial impacts of adding the Haven development. The analysis estimates the development will generate approximately six Fire and EMS calls annually at an estimated annual service cost of approximately \$1,978. Revenue generated from the fire levies is projected to total



approximately \$5,430 annually, resulting in an estimated positive annual net impact of approximately \$3,450.

In addition, staff reviewed the financial performance of the 2021 amendment covering the Courtyard and Ravello developments. Based on 2025 operating data, that amendment continues to generate revenues that exceed service costs by approximately \$36,900 annually, confirming that the agreement continues to provide a positive financial benefit to the City.

The proposed amendment also acknowledges that both the City and Perry Township intend to conduct a comprehensive review of the overall Fire Protection and Emergency Medical Services Agreement starting before the end of 2026. This review will evaluate service levels, response expectations, cost recovery, and funding mechanisms to ensure the long-term agreement remains equitable for both parties. The City also intends to coordinate this review with the City of Worthington so both municipalities have similarly structured agreements with Perry Township.

Perry Township approved the attached amendment on June 15, 2026, in anticipation of Upper Arlington's consideration. While Township approval occurred prior to completion of the City's review, staff has reviewed the amendment and believes it appropriately adds the Haven development while preserving the City's ability to comprehensively renegotiate the overall agreement later this year.

As with the existing agreement, Perry Township will notify residents that Upper Arlington is the primary Fire and EMS provider and that response times to this area may not meet current National Fire Protection Association (NFPA) response time standards due to the location of the development.

History

Upper Arlington has provided Fire and EMS services to portions of Perry Township since December 31, 1999, following the merger of Perry Township Fire with Washington Township Fire Department. Under the existing agreement, Upper Arlington provides service to portions of the Township's southern service area while the City of Worthington provides service to the remaining portions.

In 2021, City Council approved the Second Amendment to the agreement, adding the Courtyard and Ravello residential developments after they detached from the City of Columbus and returned to Perry Township. Those developments have performed as anticipated from both an operational and financial standpoint.

The Haven development represents a logical expansion of the City's existing service area, as it is directly adjacent to areas already served by the Upper Arlington Fire Division.

The Fire Division will continue utilizing Automatic Aid Agreements with the City of Columbus, Washington Township, and Norwich Township to ensure the closest available emergency resources are dispatched regardless of jurisdictional boundaries. These agreements continue to provide efficient emergency response while maintaining service to both Upper Arlington residents and contracted service areas.



Alternatives

Council could choose not to approve the amendment.

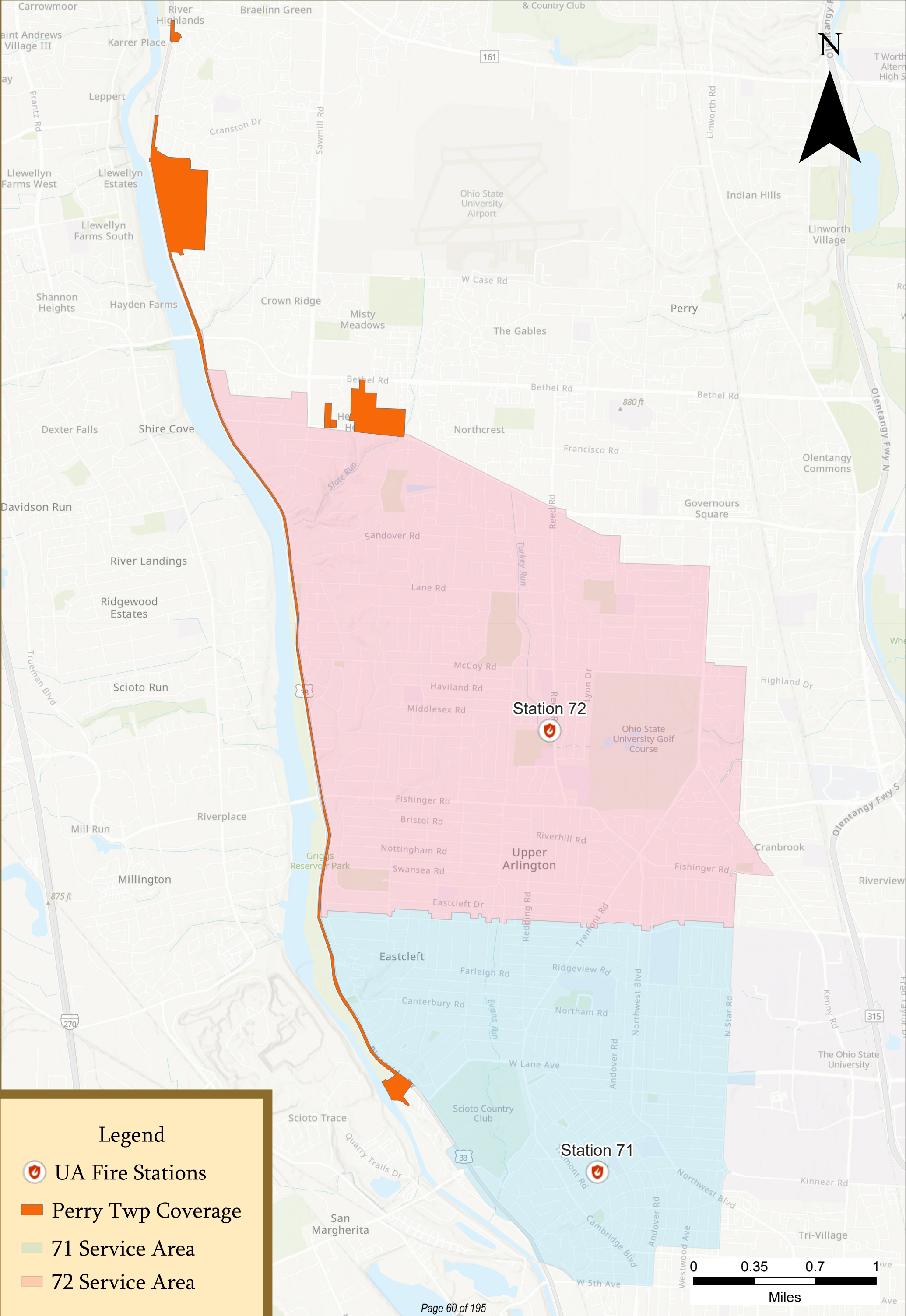
If the amendment is not approved, Perry Township would need to contract with another Fire and EMS provider to serve the Haven development. Although emergency response would continue to be supplemented through existing automatic aid agreements, Upper Arlington would not receive the estimated annual fire levy revenue associated with the development despite potentially responding to incidents under automatic aid.

Based on the City's financial analysis, staff believes the proposed amendment provides a positive financial return while expanding service within an area immediately adjacent to the City's existing contracted service area. Approval of the amendment does not limit the City's ability to renegotiate or modify the broader Perry Township Fire Protection and Emergency Medical Services Agreement during the comprehensive review planned to kick-off later in 2026.

Attachments

1.	UA Fire Station Service Areas 20260714
2.	2026 Haven Project Addendum approved from Perry Township
3.	Ordinance No. 30-2026





**THIRD AMENDMENT TO FIRE PROTECTION AND
EMERGENCY MEDICAL SERVICES CONTRACT**

This third Amendment to the Fire Protection and Emergency Medical Services Contract is made and entered into on or as of the 15 day of June, 2026, by and between the City of Upper Arlington, Ohio (the "City") and the Township of Perry, Franklin County, Ohio (the "Township").

WHEREAS, on or as of December 31, 1999, the City and the Township entered into a Fire Protection and Emergency Medical Services Contract under which the City agreed to provide fire protection and emergency medical services to a portion of the Township (the Fire Protection and Emergency Medical Services Contract, as amended on or as of December 31, 2003, is hereinafter referred to as the "Contract"); and

WHEREAS, the Township has previously negotiated an annexation agreement with the City of Columbus that will allow certain residential developments to receive water and sewer services without annexation; and

WHEREAS, one of those residential properties will be known as the Haven, a residential community consisting of 23 units, located at 3720 West Henderson Road, Columbus, Ohio 43220, identified as Franklin County Auditor Parcel No. 210-003587-00 (hereinafter "the Haven"). The County Auditor has advised that because each of these homes will be owned by the same company, this single parcel number will apply to all units, though each will have its own distinct street address. A copy of the site plan is attached hereto and incorporated herein as Exhibit A. The Haven has begun development and is under construction. The development of the units will necessitate the need for Fire Protection and Emergency Medical Services to this additional area; and; and

WHEREAS, the Township understands and acknowledges that the Fire Protection and Emergency Medical Service response times to this additional service area by the City will not meet current NFPA response times standards; and

WHEREAS, the City and the Township would like to amend the Contract as hereinafter provided.

NOW, THEREFORE, in consideration of the promises and mutual covenants and agreements hereinafter set forth, the City and the Township agree to amend the Contract as follows:

1. Section II of the Contract, concerning the Service Area, shall be amended to add a subsection (f) to read as follows: "The residential development known as the Haven, a residential community consisting of 23 units, located at 3720 West Henderson Road, Columbus, Ohio 43220, identified as Franklin

County Auditor Parcel No. 210-003587-00 (hereinafter "the Haven")." The remainder of Section II shall remain unchanged.

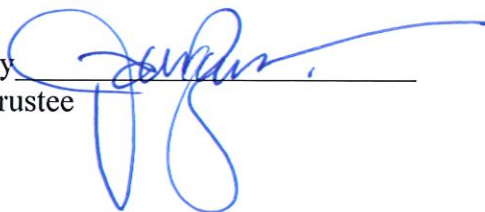
2. The Township will provide written notice to residents in the Haven that the City will be the primary service provider and the estimated response times.
3. Section VI of the Contract, concerning the Cost of Fire Protection, shall be amended to include the following: "Notwithstanding the foregoing, the Township agrees to pay to the City, for all services provided under the Contract to the Havens, the sum of one hundred percent (100%) of the monies received by the Township from all properties located within Detachment Area 1 during each calendar year from the proceeds of the four (4) specified separate continuing fire operating levies." The remainder of Section VI shall remain unchanged.
4. Any obligations by the Township and City hereunder shall be effective upon the date of approval by the City and Township of this Amendment.
5. The City and Township agree that there is a need to review the existing Contract and amendments thereto and meet to discuss fire protection and medical services and funding of such services in the near future. The City and Township will use good-faith efforts to meet on this issue before the end of the calendar year 2026.
6. All other provisions of the Contract shall remain unchanged and in full force and effect, as previously provided and, except as provided above, this amendment shall in no way serve to supersede, waive, limit and/or otherwise affect any rights, privileges and/or immunities afforded to either party under the Contract or applicable law.

IN TESTIMONY WHEREOF, the City and Township have caused multiple counterparts hereof to be duly executed on or as of the date first written above.

**PERRY TOWNSHIP,
FRANKLIN COUNTY, OHIO**

**CITY OF UPPER ARLINGTON,
FRANKLIN COUNTY, OHIO**

By _____
Trustee



By _____
Assistant City Manager

Approved as to form:

City Attorney

PERRY TOWNSHIP FISCAL OFFICER CERTIFICATION

As evidenced by my signature affixed hereinafter, I hereby certify that the amount of funds required of Perry Township by the terms of this Amendment have been lawfully appropriated for the purposes stated therein, or is in the treasury, or is in the process of collection to the credit of an appropriate fund free from encumbrances.



Perry Township Fiscal Officer



RECORD OF ORDINANCES

CITY OF UPPER ARLINGTON
STATE OF OHIO

ORDINANCE NO. 30-2026

TO AUTHORIZE THE CITY MANAGER TO ENTER INTO AN AMENDED AGREEMENT WITH PERRY TOWNSHIP FOR THE INTERGOVERNMENTAL CONTRACT FOR FIRE AND EMS SERVICES

- WHEREAS,** the Upper Arlington Fire Division currently provides fire protection and emergency medical services to portions of Perry Township pursuant to an existing intergovernmental agreement, as amended; and
- WHEREAS,** Perry Township has requested that the City of Upper Arlington become the primary fire and emergency medical services provider for the Haven residential development located at 3720 West Henderson Road due to its proximity to the City's existing service area; and
- WHEREAS,** the proposed third amendment to the fire protection and emergency medical services agreement adds the Haven residential development to Upper Arlington's contracted service area while preserving the parties' ability to comprehensively review and renegotiate the overall agreement; and
- WHEREAS,** in consideration for providing fire protection and emergency medical services to the Haven residential development, Perry Township will remit to the City one hundred percent (100%) of the proceeds generated from the four continuing fire operating levies collected from the Haven development; and
- WHEREAS,** City staff has determined that the proposed amendment is expected to provide positive financial benefit to the City while enhancing emergency service delivery to an area immediately adjacent to the City's existing contracted service area.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Upper Arlington, Ohio:

SECTION 1. The City Manager is hereby authorized to enter into an amended intergovernmental agency agreement with Perry Township to expand fire protection and emergency medical services to the Haven residential development located at 3720 West Henderson Road.

SECTION 2. As part of the agreement, Perry Township will remit to the City of Upper Arlington one hundred percent (100%) of the proceeds generated from the four continuing fire operating levies collected from the Haven residential development located at 3720 West Henderson Road.

SECTION 3.

The City Manager, Finance Director, and City Attorney are hereby authorized to take all actions necessary to enter into, implement, and administer the agreement, including the execution of all documents and amendments, provided such actions are not substantially inconsistent with this ordinance.

SECTION 4.

This ordinance shall take effect immediately upon passage.



Authors:	Brent Lewis, Finance Department Director
Council Meeting Date:	August 24, 2026
Subject/Legislative Item:	Ordinance No. 31-2026 - To amend 2026 Appropriations and the Employee Strength Table as Authorized by Ordinance 42-2025
Purpose:	To have the City Council authorize certain amendments to the 2026 adopted budget, including the employee strength table, as required by the City Code.
Executive Summary:	City staff has conducted a mid-year review of the City's 2026 budget and is proposing the noted amendments for City Council's approval.

Purpose and Impact

Each year, during the City Council's summer recess, staff conducts a comprehensive review of the current budget year revenue estimates and appropriations for anticipated amendments. Upon City Council's return, any proposed amendments are brought before Council for approval.

Amendments typically consist of:

- Requesting supplemental appropriations related to additional goods or services that have come up during the first half of the year;
- Requesting additional (reducing) appropriations for goods or services that were determined to be initially under/over budgeted; or,
- Requesting a re-allocation of existing appropriations.

Exhibits 1 and 2 have been included to supplement this report to show the impact of the proposed adjustments on each affected fund and provide further details for each proposed adjustment. It should be noted that revenue adjustments are not required to be approved by the City Council. However, adjustments that staff will be making have been included in Exhibit 1 to help show the impact on fund balance.

Staff is proposing the addition of **\$1,481,400 in supplemental appropriations as described in Exhibit 2**. All the proposed changes in appropriations are non-payroll related. While there may need to be changes in the allocation of payroll-related appropriations between departments or funds, due to matching appropriations with actual work performed, the overall



payroll budget appears to be sufficient at this time. Proposed re-allocations of the payroll budgets will be made with the year-end budget review.

As noted previously, revenue estimates are not required to be approved by the City Council, but are only provided to show the true impact on a particular fund's balance. Adjustments to revenues are typically only made if there is a significant impact on the fund or if additional appropriations are needed. A total reduction of **\$4,350,500** (\$550,000 in increases offset by \$4.9M in reductions) in revenue estimates are being made and are noted in Exhibit 1. The largest portion of this reduction is related to truing up revenue estimates associated with the CIP bond sale that occurred earlier in the year.

In addition to the proposed changes in appropriations, staff is proposing an amendment to the employee strength table. Ordinance 42-2005 authorized the Police Department strength table to temporarily carry one additional Sergeant position for a period of 12 months in anticipation of future retirements. It has been determined that this additional Sergeant position has proven beneficial to the department and should be made a permanent position. See Exhibit 3 for additional details.

History

N/A

Alternatives

The City Council could reject or amend any of the proposed amendments.

Attachments

1.	Exhibit 1 - Mid Year Appropriations
2.	Exhibit 2 - Mid Year Appropriations
3.	Exhibit 3 - Employee Strength Table Change Memo
4.	Ordinance No. 31-2026



2026 MID-YEAR Budget Adjustments

ALL #S PRESENTED ROUNDED TO WHOLE
DOLLAR ON THIS SUMMARY SHEET

	101	105	215	256	257	402	404	750	950	
	General Fund	Self Insurance Fund	Law Enforcement Fund	Arlington Crossing TIF	Horizon TIF	Bonded Improvement Fund	Infrastructure Improvement Fund	Swimming Pools Fund	Mayor's Court Agency Fund	Grand Totals of All Adjusted Funds
Revenue Adjustments from Adopted:										
Investment Revenue	\$ 500,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 500,000
Charges for Services	-	-	-	-	-	-	-	-	-	-
Fines and forfeitures	-	-	-	-	-	-	-	-	-	-
Licenses and Permits	-	-	-	-	-	-	-	-	-	-
Hotel/Motel Tax	-	-	-	-	-	-	-	-	-	-
Miscellaneous revenue	-	50,000	-	-	-	-	-	-	-	50,000
Lease Proceeds	-	-	-	-	-	-	-	-	-	-
OFU - Proceeds	-	-	-	-	-	(4,900,000)	-	-	-	(4,900,000)
OFU - Transfers In	-	-	-	-	-	-	-	-	-	-
OFU - Advances In	-	-	-	-	-	-	-	-	-	-
Total Revenue	500,000	50,000	-	-	-	(4,900,000)	-	-	-	(4,350,000)
Appropriation Changes:										
Supplemental Appropriations	1,200,000	50,000	145,900	1,500	3,000	-	1,000	30,000	50,000	1,481,400
Total Appropriations	1,200,000	50,000	145,900	1,500	3,000	-	1,000	30,000	50,000	1,481,400
Effect on Fund Balance	(700,000)	-	(145,900)	(1,500)	(3,000)	(4,900,000)	(1,000)	(30,000)	(50,000)	(5,831,400)
Current Amended Budget Fund Balance (ENDING)	26,668,338	1,128,941	1,616,096	752,893	1,147,594	17,616,442	13,712,619	591,563	95,133	63,329,619
NEW Amended Budget Fund Balance (ENDING)	\$ 25,968,338	\$ 1,128,941	\$ 1,470,196	\$ 751,393	\$ 1,144,594	\$ 12,716,442	\$ 13,711,619	\$ 561,563	\$ 45,133	\$ 57,498,219
Consolidated effect on all fund balances	<u>(5,831,400)</u>									

2026 MID-YEAR
Supplemental Appropriations

			Supplemental/Transfer			Breakdown By Budget Category					Description
			Supplemental Appropriations	Transfer of Appropriations	Total	Personal Services	Other than Personal Services	Capital	Transfers/ Advances	Total	
101	General Fund	Facilities Maintenance	\$ 930,000	\$ -	\$ 930,000	\$ -	\$ 930,000	\$ -	\$ -	\$ 930,000	Proposed supplement appropriation to cover property taxes paid for the BCCC. Finance is still working on the tax-exemption process. Once completed, revenues/expenses will be reconciled.
101	General Fund	Parks and Recreation	120,000	-	120,000	-	120,000	-	-	120,000	Proposed supplemental appropriation to pay for contracted trainers at the BCCC due to higher than expected participation in personal training, including group fitness and indoor aqua. This appropriation is supported by the revenue that is collected for these programs.
101	General Fund	Parks and Recreation	150,000	-	150,000	-	150,000	-	-	150,000	Proposed supplemental appropriation for tree services as result of the storm that occurred on 8/12/26. These services were obtained in accordance City Code 138.06(A), 138.09(J), and 138.09(K) - associated with the City Manager declaring a state of emergency.
Total General Fund			1,200,000	-	1,200,000	-	1,200,000	-	-	1,200,000	
105	Self Insurance Fund	General Administration	50,000	-	50,000	-	50,000	-	-	50,000	Proposed supplemental appropriation for small insurance claims. The City has had a number of small insurance-related claims paid this year and needs additional appropriations in case additional items arise. A standard \$50K is budgeted annually our of this fund. This appropriation is supported by an increase in revenue estimates for the year.
Total Self Insurance Fund			50,000	-	50,000	-	50,000	-	-	50,000	
215	Law Enforcement Fund	Police	132,000	-	132,000	-	132,000	-	-	132,000	Proposed supplemental appropriation for the purchase of ballistic rile plates. There were approved in the 2025 budget but the purchase was not made due to delivery issues with the vendor and our training staff. The current inventory of ballistic rifle plates issued to officers is beyond the manufacturer-stated expiration date. The expired plates should be replaced with new, stand-alone, lightweight rifle plates.
215	Law Enforcement Fund	Police	13,900	-	13,900	13,900				13,900	Proposed supplemental appropriation for the replacement of a digital forensic workstation and evidence storage system. This is a purpose-built forensic workstation, not a standard desktop computer. It will support investigations involving computers, mobile devices, external storage media, device imaging, evidence review, and long-term digital evidence storage. This items is critical to both internet crimes against children and internal forensic investigations. Cryptocurrency fraud is increasing within our city, and we currently face significant challenges with our outdated system.
Total Law Enforcement Fund			145,900	-	145,900	-	132,000	13,900	-	145,900	
256	Arlington Crossing TIF Fund	Finance	1,500	-	1,500	-	1,500	-	-	1,500	Proposed supplemental appropriation for fees associated with collecting and disbursing PILOT payments.
Total Arlington Crossing TIF Fund			1,500	-	1,500	-	1,500	-	-	1,500	
257	Horizons TIF Fund	Finance	3,000	-	3,000	-	3,000	-	-	3,000	Proposed supplemental appropriation for fees associated with collecting and disbursing PILOT payments.
Total Horizons TIF Fund			3,000	-	3,000	-	3,000	-	-	3,000	
402	Bonded Improvement Fund	Finance	-	-	-	-	8,100	(8,100)	-	-	Proposed transfer of appropriations to cover debt issuance costs.
Total Bonded Improvement Fund			-	-	-	-	8,100	(8,100)	-	-	
404	Infrastructure Improvement Fund	Finance	1,000	-	1,000	-	1,000	-	-	1,000	Proposed supplemental appropriation for fees associated with collecting and disbursing special assessment payments.
Total Infrastructure Improvement Fund			1,000	-	1,000	-	1,000	-	-	1,000	

2026 MID-YEAR
Supplemental Appropriations

	Fund	Department	Supplemental/Transfer			Breakdown By Budget Category					Description
			Supplemental Appropriations	Transfer of Appropriations	Total	Personal Services	Other than Personal Services	Capital	Transfers/ Advances	Total	
750	Swimming Pools Fund	Parks and Recreation	30,000	-	30,000	-	30,000	-	-	30,000	Proposed supplemental appropriation to cover utilities at the City's three outdoor pools. The additional funds are need due to increased utility charges and a leak that was detected at Devon Pool.
	Total Swimming Pools Fund		30,000	-	30,000	-	30,000	-	-	30,000	
950	Mayor's Court Fund		50,000	-	50,000	-	50,000	-	-	50,000	Proposed supplemental appropriation to cover increased mayor's court activity. The increased expenses are directly related to increased revenue activity.
	Total Mayor's Court Fund		50,000	-	50,000	-	50,000	-	-	50,000	
	Total Non-General Funds		281,400	-	281,400	-	275,600	5,800	-	281,400	
	TOTAL ALL FUNDS		\$ 1,481,400	\$ -	\$ 1,481,400	\$ -	\$ 1,475,600	\$ 5,800	\$ -	\$ 1,481,400	



MEMORANDUM FOR POSITION REQUESTS OR UPGRADES

Date: August 5, 2026

To: Steve Schoeny, City Manager

From: Keith Hall, Chief of Police

RE: **Request for Position Strength Change**

Chief of Police
P.D. #2026-010

Summary

This request amends the Police Division's authorized strength table to establish the Administrative Sergeant position. The Division's current strength table authorizes eight Sergeant positions; however, in 2025, it was temporarily increased to nine to create the Administrative Sergeant assignment. This proposal would make that additional Sergeant position permanent.

The Administrative Sergeant will work under the supervision of the Support Services Bureau Lieutenant and serve as the Police Division's central point of contact for internal and external administrative systems and processes. The Administrative Sergeant will coordinate with the command staff and the Chief on projects while remaining responsible for all phases of the Division's recruitment, background investigations, and hiring processes.

The current succession plan and position description clearly outline all related duties that require consistent ownership, timely follow-up, and coordination across the Division. These additional duties include system administration; uniform and unmarked fleet management; protection-order and sex-offender records; vehicle impounds, immobilizations, and seizures; legal and court liaison responsibilities; OVI Task Force administration; and CALEA support. Additionally, this position serves as the backup supervisor for the Patrol and the Criminal Investigations Bureaus. Establishing an Administrative Sergeant position will provide clear accountability for these functions while preserving the ability to provide sworn supervisory support when needed.

Budget Impact

The succession plan classifies the position as Police Administrative Sergeant and would add one sworn Police Sergeant position to the Division's authorized staffing. The anticipated schedule is generally Monday through Friday, 0700-1500 hours, with sufficient flexibility to support personnel throughout the Division.

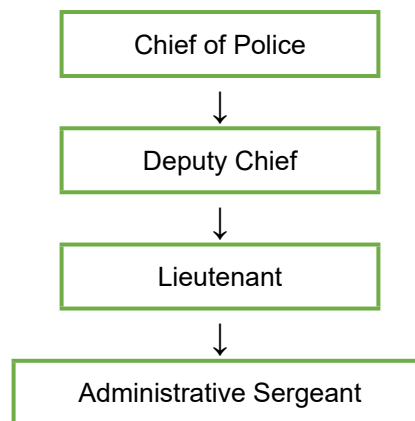
- **Current Structure:** There is no permanent, dedicated Administrative Sergeant position in the Division's organizational chart or strength table. However, the Division has temporary authorization from the City Manager to staff an Administrative Sergeant position until December of 2026. This position has been staffed during the 2026 calendar year and has generated extremely positive feedback from the City Clerk of Courts, the City Attorney's Office, and the Human Resource



Manager. In addition, it has allowed the Command Staff, the Detective Sergeant, and the Training Sergeant to focus on duties that are more directly related to their roles. If the position were eliminated, the identified responsibilities must be reassigned across our existing command, supervisory, and specialty personnel, thus reducing the efficiency levels we have achieved during the 2026 calendar year.

- **Proposed Position:** Administrative Sergeant - Police Sergeant, Bargaining Unit. The exact annual budget increase will depend on the applicable Police Sergeant salary schedule and benefit selections. The current rate for a Police Sergeant with benefits is \$176,328.

Proposed Administrative Sergeant Reporting Structure



Division-wide project coordination and support to all three bureaus

New or Expanded Services to Community

The Administrative Sergeant position will improve the consistency, timeliness, and reliability of services provided to the community by our command and front-line supervisory staff. Assigning clear ownership of recruitment, legal coordination, compliance responsibilities, administrative systems, and all city liaison responsibilities can reduce delays. This will ensure that critical processes continue even when operational supervisors are addressing immediate public service demands. Specialty Supervisors will have the freedom to focus on their specific responsibilities (Criminal Investigations and Training) rather than on administrative tasks that require them to divert their attention.

- **Improved recruitment and hiring** - Provides a single point of contact for applicants, Human Resources, and the Civil Service Commission; maintains up-to-date hiring timelines; schedules interviews; and completes background investigations and follow-up tasks.
- **Reliable public-safety records and notifications** - Maintains active protection-order records, local sex-offender registration information, and required prosecutor notifications, providing accurate, timely information for officers and the public.
- **Consistent legal and court coordination** - Serves as the initial contact for the City Attorney's Office and the Clerk of Courts, coordinating responses with the appropriate Bureau Commander or sergeant.

- **CALEA Accreditation support** - Provides requested proofs, policy input, and revisions for CALEA compliance and collaborates with the Professional Standards Manager on recurring accreditation requirements.
- **Continuity of supervision** - Provides backup supervision for Patrol or CIB, including approving reports, assigning cases, providing on-call coverage, and other supervisory duties when the primary supervisor is unavailable.

Operational Improvements

The proposed position will consolidate administrative responsibilities requiring daily monitoring and specialized system access, placing them under a single sworn supervisor who reports to a specific Lieutenant. This will create a consistent chain of command through the Chief of Police and allow Bureau Commanders to assign projects, eliminating ownership uncertainties and missed completion deadlines.

Comparison to Current Structure

Under the current structure, the duties identified for this position are divided or shared between the command staff, sergeants from all three bureaus, and multiple civilian administrative professionals. This position will reduce duplication or confusion about who is responsible for the specified tasks outlined in the job description and succession plan. The position's regular administrative schedule provides access to City departments, courts, applicants, and vendors during normal business hours, while flexible hours and call-back availability allow the position to assist Police Division Staff when necessary.

Implementation and Training

The position is currently filled, requiring no application, interview process, or training. Future openings will be filled with the process outlined in the Collective Bargaining Agreement.

Conclusion

The position will strengthen accountability by providing a single point of contact for key administrative functions, improving coordination and efficiency across the Division and allowing command staff and Sergeants to remain focused on their primary operational and bureau responsibilities.

RECORD OF ORDINANCES

CITY OF UPPER ARLINGTON

STATE OF OHIO

ORDINANCE NO. 31-2026

TO AMEND 2026 APPROPRIATIONS AND THE EMPLOYEE STRENGTH TABLE AS AUTHORIZED BY ORDINANCE 42-2025

- WHEREAS,** it is necessary to adjust appropriations and effect certain transfers; and
- WHEREAS,** City Council adopted the 2025-2026 Biennial Budget Supplement (draft) via Ordinance 42-2025; and
- WHEREAS,** on occasion, there are changes to the employee strength table that require amendments to the adopted budget, which must be approved by City Council; and
- WHEREAS,** Ordinance No. 42-2025 authorized the Police Department strength table to temporarily carry one additional sergeant position for a period of 12 months in anticipation of future retirements; and
- WHEREAS,** staff recommends that this additional sergeant position be made a permanent position as it has been proven to be beneficial to the police department.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Upper Arlington, Ohio:

SECTION 1. The Finance Director is hereby authorized and directed to appropriate \$1,200,000 from the unappropriated balance of the General Fund, as follows:

Department	Category	Amount
Parks and Recreation	Other Than Personal Services	\$270,000
Facilities Maintenance	Other Than Personal Services	930,000
		\$1,200,000

SECTION 2. The Finance Director is hereby authorized and directed to appropriate \$50,000 from the unappropriated balance of the Self Insurance Fund to the General Administration – Other Than Personal Service category.

SECTION 3. The Finance Director is authorized and directed to appropriate \$145,900 from the unappropriated balance of the Law Enforcement Fund, as follows:

Department	Category	Amount
Police	Other Than Personal Services	\$132,000
Police	Capital	13,900
		\$145,900

- SECTION 4.** The Finance Director is hereby authorized and directed to appropriate \$1,500 from the unappropriated balance of the Arlington Crossing TIF Fund to the Finance – Other Than Personal Service category.
- SECTION 5.** The Finance Director is hereby authorized and directed to appropriate \$3,000 from the unappropriated balance of the Horizons TIF Fund to the Finance – Other Than Personal Service category.
- SECTION 6.** The Finance Director is hereby authorized and directed to transfer \$8,100 in appropriations within the Bonded Improvement Fund from the Capital category to the Finance – Other Than Personal Services category.
- SECTION 7.** The Finance Director is hereby authorized and directed to appropriate \$1,000 from the unappropriated balance of the Infrastructure Improvement Fund to the Finance – Other Than Personal Service category.
- SECTION 8.** The Finance Director is hereby authorized and directed to appropriate \$30,000 from the unappropriated balance of the Swimming Pools Fund to the Parks and Recreation – Other Than Personal Service category.
- SECTION 9.** The Finance Director is hereby authorized and directed to appropriate \$50,000 from the unappropriated balance of the Mayor’s Court Agency Fund to the Finance – Other Than Personal Service category.
- SECTION 10.** The 2026 Employee Strength Table shall be amended to reflect the temporary Sergeant position within the Police Division as a permanent position bringing the total number of Sergeants to nine.
- SECTION 11.** This ordinance shall take effect immediately upon passage.



Authors:	Steven Schoeny, City Manager
Council Meeting Date:	August 24, 2026
Subject/Legislative Item:	Ordinance No. 27-2026 - To Amend Chapters 301 - Definitions, 383 - Bicycles, Motorized Bicycles, Motorcycles, and Other Forms of Transportation Other Than Walking, and 543 - Parks, Playgrounds and Open Space Areas of the Upper Arlington Code of Ordinances to Establish an E-Mobility Device Registration, Safety Education, and Parking Restriction Program
Purpose:	The purpose of this legislation is to proactively safeguard pedestrians, motorists, and the operators of motorized micro-mobility (e-mobility) devices within Upper Arlington. With the rapid growth of electric scooters, electric skateboards, and e-bikes, this program fills a crucial regulatory gap. By establishing a formalized registration process, mandatory safety instruction, and public parking parameters, the City will facilitate accountability, build public awareness of safe riding practices, and provide the Upper Arlington Police Division (UAPD) with the standard enforcement tools needed to maintain orderly and safe public rights-of-way. The legislation also amends Upper Arlington Parks rules to increase safety and protect parks from reckless operation of motorized devices.
Executive Summary:	In response to escalating public safety complaints and a 2026 community engagement survey confirming that over 90% of residents view motorized micro-mobility as a moderate-to-significant safety concern, the City administration proposes a comprehensive regulatory and public education framework. This ordinance requires motorized vehicles not licensed by the Ohio Bureau of Motor Vehicles (BMV)—such as e-bikes, motorized scooters, and electric skateboards—to be formally registered with the UAPD to operate within the City of UA or park on any public property in Upper Arlington. Licensed drivers receive free registration via a simple affidavit, while unlicensed riders (primarily minors) must pass a collaborative public safety course to obtain a registration sticker. Additionally, minors are required to wear a helmet. Violations are categorized as unclassified misdemeanors, subjecting devices to immediate immobilization or physical seizure and a \$150 fee.



Purpose and Impact

There are 5 key elements to the proposed legislative changes:

1. Two-Tiered Registration Framework & Sticker Identification

To balance resident convenience with public accountability, the program splits registrations into two categories:

Driver's License Registration: Designed for operators possessing a valid Ohio Motor Vehicle Driver's License. The application will be free and completed online or at the UAPD desk (3600 Tremont Rd). Applicants must supply the device make, model, and serial number, and a signed affidavit attesting that only licensed drivers will operate the device and that operators will carry their licenses.

Non-Driver's License Registration: Required if any user of the device lacks a valid driver's license. To qualify, all authorized operators must attend and pass a free safety class. Minors under 18 require a parent/guardian signature confirming review of training materials, accepting financial responsibility for fines, and acknowledging key terms of the City's registration program, including helmet requirements.

2. Parking Restrictions

This ordinance explicitly outlaws parking any unregistered electronic scooter, electric skateboard, or motorized bicycle on public property — including City Parks, Upper Arlington City Schools, Upper Arlington Public Libraries, and the Bob Crane Community Center. Furthermore, to prevent regulatory circumvention, any device ridden by an individual under the age of 16 but displaying a "Driver's License" registration sticker is subject to immediate parking enforcement on these designated public properties.

3. Operational Rules, Helmets, and State Law Intersections

The proposed addition of Section 383.02 establishes a requirement that helmets be worn by anyone under 18 years old operating an e-mobility device, regardless of whether they have a valid driver's license.

4. Enforcement, Seizure, and Immobilization Protocols

A citation is explicitly *not* required for law enforcement to secure an offending device. UAPD officers are granted clear discretion to stop young riders lacking visible registration stickers. Under the proposed framework, if a device is illegally operated or improperly parked, the City has two distinct enforcement pathways:

- **Immobilization (Preferred Method):** Securing the device at a public bike rack using a City-owned lock, which can only be removed by UAPD personnel upon compliance.



- **Seizure:** Physical transportation of the device to a City facility—either the UAPD Headquarters at 3600 Tremont Road or the City's Public Service Center at 4100 Roberts Road.

For an initial registration violation, the \$150 impoundment or locking device removal fee may be waived upon successful device registration (and completion of the safety course if applicable). Second and subsequent violations strictly mandate the payment of the \$150 fee before the device is released or unlocked. Any item left unclaimed after six months will be legally disposed of as forfeited property.

5. Park Rules Clarifications

The legislation also requires operators of wheeled transportation in Upper Arlington parks to abide by the following rules:

- a. Obey city laws and requirements
- b. Operate in a safe manner per manufacturer's requirements
- c. Travel only on paved areas
- d. Use on natural trails and in natural areas is prohibited
- e. Speed limit of 10 miles per hour
- f. Must yield to pedestrians
- g. Walk through crowded areas and over park bridges
- h. Use lights before dawn or after dusk
- i. All motorcycles, including e-dirt bikes, are prohibited

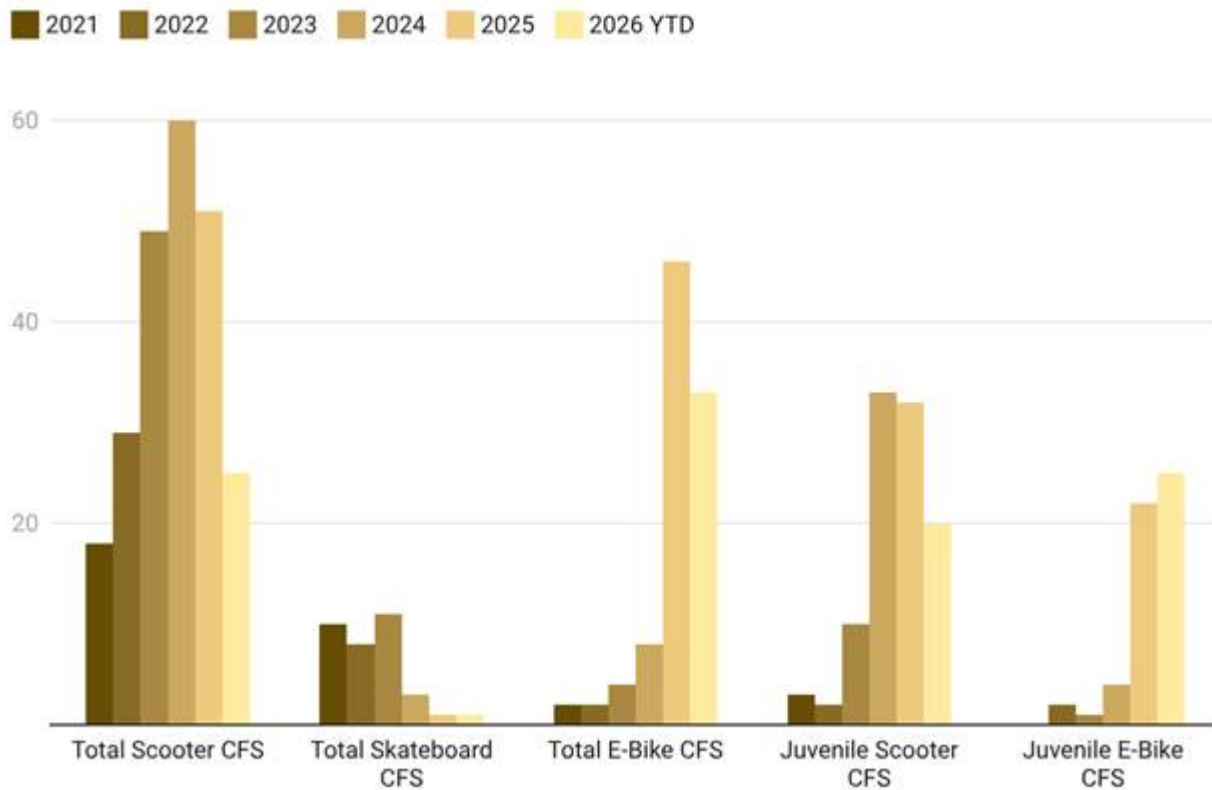
History

1. Quantitative Need: UAPD Calls for Service (CFS) Trends

An evaluation of UAPD data from 2021 through 2026 Year-to-Date (YTD) reveals a spike in e-mobility issues, heavily driven by juvenile operators and the rapid adoption of e-bikes. Total e-bike calls skyrocketed from a mere 2 in 2021 to 46 in 2025, with 2026 YTD already reaching 33 calls. Crucially, juvenile-specific e-bike calls grew from 0 in 2021 to 22 in 2025 and 25 in 2026 YTD.



UAPD Calls For Service (CFS)



Created with Datawrapper

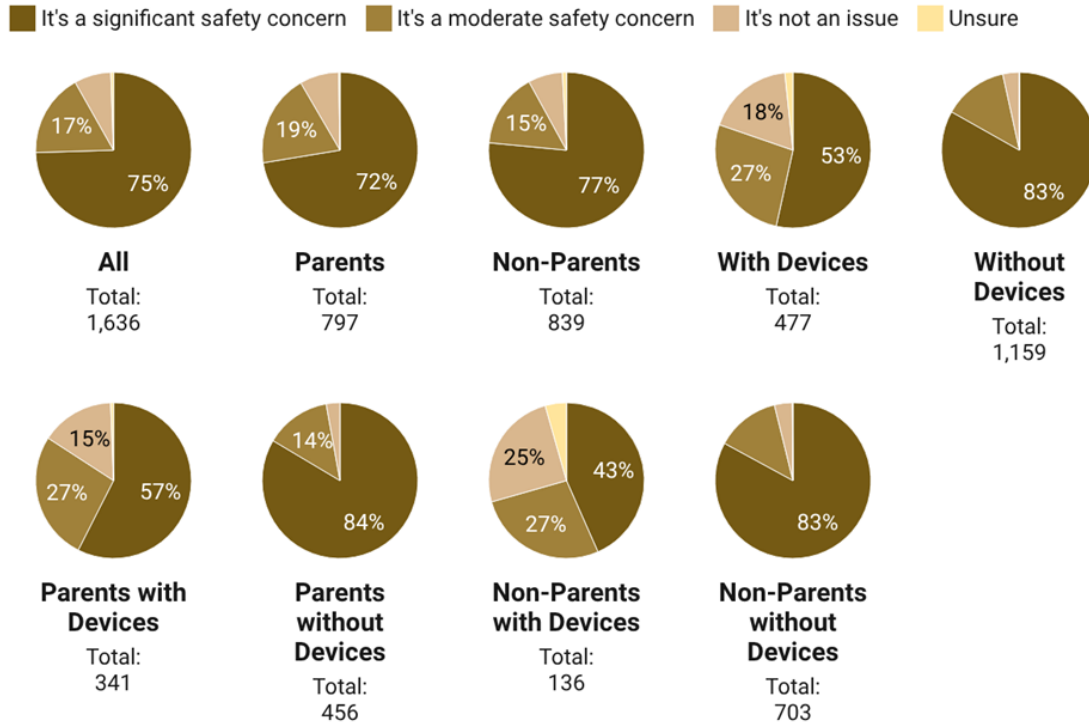
2. Stakeholder and Community Survey Feedback

In May 2026, the City launched an opt-in community survey to compile stakeholder sentiments. The feedback overwhelmingly supported robust legislative intervention. Across all respondents, 1,219 individuals classified e-mobility devices as a "significant safety concern," while 283 labeled them a "moderate concern." Only 125 felt it was not an issue.



Respondents Are Worried About e-Mobility Devices

All Respondents



Source: City of Upper Arlington May 2026 Survey • Created with Datawrapper

When asked about specific anxieties, the community highlighted the following core areas:

Unsafe operation on City streets and sidewalks: 1,444 respondents

Operators not wearing helmets: 1,069 respondents

Pedestrian safety: 1,018 respondents

Operation of devices in parks: 728 respondents

Inappropriate parking/placement when not in use: 400 respondents

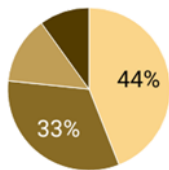
Regarding the proposed two-class registration plan, 712 respondents liked the concept exactly as written, and an additional 528 supported it with minor adjustments. Only 217 expressed a general dislike of the policy. Looking specifically at Upper Arlington residents, 669 approved as proposed and 504 approved with adjustments, representing an overwhelming supermajority in favor of the program in some form.



Ownership Impacts Opinion, To A Degree

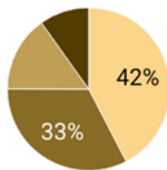
All Survey Respondents

■ I like it as proposed
 ■ I like it, but it needs some adjustments to be most effective
 ■ I don't like it
 ■ I'm not sure, I would need to know more



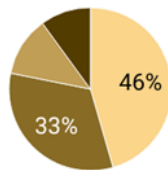
All

Total:
1,618



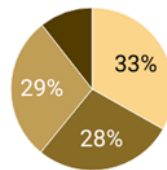
Parents

Total:
790



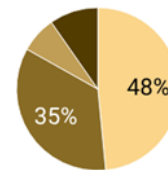
Non-Parents

Total:
828



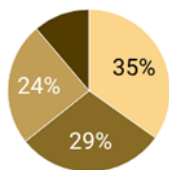
With Devices

Total:
473



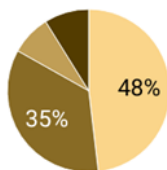
Without Devices

Total:
1,145



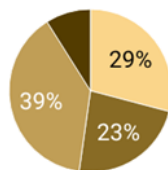
Parents with Devices

Total:
339



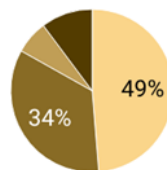
Parents without Devices

Total:
451



Non-Parents with Devices

Total:
134



Non-Parents without Devices

Total:
694

Source: City of Upper Arlington May 2026 Survey • Created with Datawrapper

3. Program Development and Implementation Timeline

The policy has been systematically advanced through the following community and administrative milestones in 2026:

Week of April 20: Completed initial regional outreach to UA Schools and UA Public Library; issued introductory community Insight post.

Week of May 4: Formally released the draft regulatory framework alongside the community opt-in survey.

Week of May 25: Aggregated and analyzed survey data.

June 8 & June 9: First Council reading/public hearing and subsequent School Board presentation.

June 15: Second reading/public hearing

August 17: Third reading/public hearing. Review and discussion of proposed amendments.



City of Upper Arlington

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August 25: Proposed Final Fourth Reading and official legislative roll-call vote.

Fall / Winter: Finalize safety class schedules in September for the Winter activity guide, launch courses in November or December.

Implementation: Registration officially opens January 1, with active police enforcement commencing March 1.

Alternatives

Through the survey, several suggestions were made. Those suggestions included:

1. Universal helmet requirement
2. Require lights
3. Minimum age/Parental supervision requirement
4. Sidewalk speed limit
5. Sidewalk ban
6. Park ban
7. Ban riding after dark
8. Full ban
9. More police staffing

Staff is prepared to talk through each of these suggested modifications. In discussing these modifications, staff will be focused on evaluating the impact of these potential changes on:

- The ability of UAPD to effectively enforce the law.
- The probability of achieving voluntary compliance from the public.
- The potential for positive impact on the community, especially related to safety.
- The potential for unintended negative consequences.
- Financial costs of the proposed change.

Attachments

1.	eMobility Code Changes summary
2.	Ordinance No. 27-2026
3.	Scooter Program Presentation Slides
4.	Council Proposed Amendments 8.17.26
5.	Ordinance No. 27-2026 - Council Proposed Amendments 8.17.26 Exhibit
6.	Council Proposed Amendments 8.24.26



Proposed Code for e-Mobility Registration Program

§ 301.02 - DEFINITIONS (D-H)

Add: Electric skateboard is a vehicle or device consisting of a floorboard that is designed to be stood upon while riding and is powered by an electric motor.

§ 383.01 - TRANSPORTATION RULES FOR FORMS OF TRANSPORTATION OTHER THAN WALKING.

- (A) This section shall apply to all forms of transportation other than walking.
- (B) All traffic laws must be followed when using any form of transportation. All traffic laws that by their nature could apply to a mode of transportation other than walking, do apply upon any public street, highway, sidewalk, or shared-use path, or upon any portion of a roadway set aside for the exclusive use of bicycles.
- (C) When using a vehicle or other transportation device, the vehicle/device may only carry the number of people the vehicle is designed for.
- (D) Due care must be taken when passing.
- (E) No person shall travel recklessly on any public or private property a city street or sidewalk.

§ 383.02 - REGISTRATION AND HELMET REQUIREMENTS

- (A) It shall be unlawful to operate any electronic scooter, electric skateboard, or motorized bicycle on the city streets or on any public right of way, including public paths or sidewalks unless:
 - (1) The operator is wearing a helmet and has successfully completed a safe riding course through the Upper Arlington Police Division and the device bears a City registration sticker certifying completion and providing contact information for the rider's parent, guardians, or other person legally responsible for the immediate care of the rider; or
 - (2) The operator has registered the device with the Upper Arlington Police Division, provided a valid driver's license, and attested that only persons bearing a valid

driver's license will operate the device in Upper Arlington, and the device bears a registration sticker certifying the above; or

(3) The operator has successfully completed a safe riding course through the Upper Arlington Police Division, is over 18 years of age, and the device bears a City registration sticker certifying completion.

(B) It shall be unlawful to park an electronic scooter, electric skateboard, or motorized bicycle on public property, including but not limited to City, Upper Arlington City Schools or Upper Arlington Public Library property, without a registration sticker.

(C) It shall be unlawful to permit an operator who is not authorized under (A) to use a registered device.

(D) A violation of this section is an unclassified misdemeanor.

§ 383.15 – IMPOUNDING AND IMMOBILIZATION.

(A) Whenever any mode of transportation is used in violation of 383.01, such mode of transportation may be impounded until such time as the \$150 impound fee has been paid.

(B) Whenever any mode of transportation is in violation of 383.02, such mode of transportation may be immobilized or impounded as follows:

(1) Impound: A seized mode of transportation will be returned upon registering the device and paying a \$150 impound fee.

(2) Immobilization: A mode of transportation may be immobilized by a locking device. A locking device will be removed upon registering the device and paying a \$150 locking device removal fee.

(3) The fee associated with an initial violation of this subsection section may be waived upon registration of the device.

(C) A citation is not required to impound or immobilize a mode of transportation under this section.

(D) The City Manager may designate employees who have authority to enforce this section by immobilizing parked devices with equipment approved by the Upper Arlington Police Division.

(E) Items unclaimed after six months shall be disposed of as unclaimed and forfeited property pursuant to C.O. 551.03.

§ 543.02 ADOPTION OF RULES, VIOLATIONS; UNAUTHORIZED AND PROHIBITED ACTS.

(A) The following rules and regulations are ordained and established for the conduct in the parkettes, public parks, playgrounds and open space areas of the city.

(1) No person shall cut, injure, deface, remove or disturb any tree, shrub, building, fence, sign, bench or other structure, apparatus or property; or pick, cut, or remove any shrub, bush or flower; or mark or write upon any building, fence, bench or other structure. No person shall modify any park grounds in any way, including but not limited, to creating or altering paths. The use of a metal detector is permitted, but digging is not permitted.

(2) No person shall make or kindle an open fire except in barrels, fireplaces or picnic grills provided by the city for that purpose.

(3) No abusive, profane or indecent language, or any lewd or obscene conduct, or any other conduct that may annoy others, shall be allowed.

(4) (a) No person, except law enforcement officers within the scope of their duties, shall shoot or discharge any firearms of any description, knives, bows and arrows, crossbows, air and gas guns, slingshots, missiles or missile-throwing devices, or other dangerous ordnance or deadly weapon as defined in C.O. ch. 523.

(b) No person shall have in his or her possession or ignite or detonate any fireworks or explosive devices, or model rockets, as defined in C.O. ch. 523, without having first obtained in writing the permission of the director of parks and recreation and fire chief.

(c) Model rocketry, archery and similar hobbies and/or activities shall be prohibited without the written permission of the director of parks and recreation.

(5) No person shall sell, offer or solicit for sale any goods or merchandise, conduct business, or provide instructional services on park grounds or parking lots without a written permit from the director of parks and recreation. The following are considerations for granting a permit:

(a) Person has entered into a contract with the city for such sales as a service to patrons at facilities specifically designed for such purpose, including, but not

limited to, pool concession stands, community center café, and vending machines.

(b) Sales are being done as part of either a city-hosted or city-permit-approved special event. Special events for the purpose of promoting a private business shall not be approved. Specifically, the sale of beverages, pre-packaged goods, or sales from food trucks are only permitted on park grounds or parking lots if part of a permitted event.

(c) Instructional services are being performed by a person that has entered into a contract with the city for such purposes. This shall include group programs as well as individual lessons.

(6) No person shall use, consume, carry or bring any alcoholic beverage in or upon any parkette, public park, playground or open space areas.

(a) This subsection does not apply to intoxicating liquor or beer consumed on the premises of the Amelita Mirolo Barn or within the event areas designated by the city manager in accordance with a city permit issued by the city manager pursuant to C.O. § 131.05.

(7) Betting, gambling in any form or maintaining any gambling equipment is prohibited.

(8) The playing of baseball, golf and other games, activities, or contests involving risk of injury to persons or property is prohibited except in areas expressly set aside for such activities, unless otherwise approved by the director of parks and recreation.

(9) No person shall distribute any advertising, commercial or promotional circulars, cards or written matter, or place signs within any parkette, public park, or playground or open space areas.

(10) No events, entertainment or exhibition (public or private) shall be given in any parkette, public park, playground or open space areas except under the direction or by written permission of the director of parks and recreation.

(11) It shall be unlawful for any person to scatter or litter any form of waste material including but not limited to wrappers, gum, seeds, and cigarette butts.

(12) No motor vehicles of any description, other than municipal service or emergency vehicles, may enter upon a parkette, public park, playground or open space areas, except as authorized by the director of parks and recreation.

(13) No person or group of persons shall erect, place or cause to be placed, alter or cause to be altered any equipment (including stakes or inflatable apparatus), facilities or grounds in the city-owned parkette, public park, playground or open space areas without special written permission from the director of parks and recreation.

(14) No person or group of persons shall enter, use or remain upon city parkette, public park, playground or open space areas between the hours of 11:00 p.m. to 5:00 a.m. except upon the express authorization of the director of parks and recreation.

(a) Lights for the multi-sport court at Sunny 95 park are limited to use up to 9:30 p.m.

(b) All other park lighting systems for active areas such as ball diamonds and courts shall only be used within the designated park hours.

(15) No person shall feed, cause to be fed or provide food for any wildlife on any public property within the boundaries of the city. Exceptions to this will only be granted through city, state and/or federal permitting processes.

(a) Signs shall be conspicuously posted to notify individuals that feeding of waterfowl is prohibited on public property within the city.

(b) The absence of a sign shall not be an indication that the no feeding of waterfowl policy does not apply to a particular water source.

(c) Defacing, tampering, moving, or damaging such signs shall constitute a violation of this chapter in addition to any other penalties that may apply regarding the defacement of public property.

(16) No person in a park shall engage in the activities of swimming, wading, boating and/or ice skating in areas or at times which have not been set aside for these purposes by appropriate signage.

(a) Signs shall be conspicuously posted to notify individuals that these activities are prohibited on public property within the city.

(b) The absence of a sign shall not be an indication that these activities do not apply to a particular water source.

(c) Defacing, tampering, moving or damaging such signs shall constitute a violation of this chapter in addition to any other penalties that may apply regarding the defacement of public property.

(17) *Regulations regarding animals.*

(a) No person in a park shall hunt, capture, take, trap or in any other way abuse, molest, injure, pursue or destroy any animal without the permission of the director other than by fishing.

(b) No person shall release any domesticated or exotic fish or animals in any park.

(c) All persons using a park must comply with C.O. § 519.02 (animals at large and animals causing physical harm).

(18) Fishing on a catch-and-release only basis is permitted within the City of Upper Arlington. After capture, all fish must be unhooked and returned to the water unharmed. No person shall take or carry away or attempt to take or carry away any fish caught in a public body of water within the City of Upper Arlington.

(a) Signs shall be conspicuously posted to notify individuals that a water source is catch-and-release fishing only and criminal penalties exist for taking or carrying away, or attempting to take or carry away fish from the water source.

(b) The absence of a sign shall not be an indication that this catch and release policy does not apply to a particular water source.

(c) Defacing, tampering, moving or damaging such signs shall constitute a violation of this chapter in addition to any other penalties that may apply regarding the defacement of public property.

(d) No person in a park shall fish in public park waters in violation of any sign or signs prohibiting fishing or a manner thereof.

(19) Smoking and the use of any smoking, vaping, or e-cigarette materials or devices within any areas of any parkette, public park, playground, or open space areas is prohibited.

(20) Any wheeled transportation in parks must abide by the following:

(a) Obey city laws and requirements

(b) Operate in a safe manner per manufacturer's requirements

(c) Travel only on paved areas

(d) Use on natural trails and in natural areas is prohibited

(e) Speed limit of 10 miles per hour

(f) Must yield to pedestrians

(g) Walk through crowded areas and over park bridges

(h) Use lights before dawn or after dusk

(i) All motorcycles, including e-dirt bikes, are prohibited

(B) (1) Except as provided in subsections (B)(2) and (B)(3), whoever violates this section is guilty of violating park rules and regulations, a minor misdemeanor.

(2) If the offender has previously been convicted of a violation of this section, violating park rules is a misdemeanor of the fourth degree.

(3) If a violation of this section constitutes a higher classification of offense under another section of the general offenses code or under a state or federal statute, then the offender may also be prosecuted for said section of the general offense code or state or federal statute. It is the intent of this section that the offender be subject to the full range of penalties provided by said section of the general offense code or state or federal statute.

RECORD OF ORDINANCES

CITY OF UPPER ARLINGTON
STATE OF OHIO

ORDINANCE NO. 27-2026

TO AMEND CHAPTERS 301 – DEFINITIONS, 383 – BICYCLES, MOTORIZED BICYCLES, MOTORCYCLES, AND OTHER FORMS OF TRANSPORTATION OTHER THAN WALKING, AND 543 – PARKS, PLAYGROUNDS AND OPEN SPACE AREAS OF THE UPPER ARLINGTON CODE OF ORDINANCES TO ESTABLISH AN E-MOBILITY DEVICE REGISTRATION, SAFETY EDUCATION, AND PARKING RESTRICTION PROGRAM

WHEREAS, the use of electric bicycles, electric scooters, electric skateboards, and other motorized micro-mobility devices has increased within the City of Upper Arlington; and

WHEREAS, the Upper Arlington Police Division has experienced an increase in calls for service related to motorized micro-mobility devices, particularly involving juvenile operators; and

WHEREAS, a 2026 community survey found that more than ninety percent of respondents identified motorized micro-mobility devices as a moderate or significant public safety concern and expressed strong support for enhanced regulation and education efforts; and

WHEREAS, City Council finds it necessary and appropriate to establish a registration, education, safety, parking, and enforcement program to promote the safe operation of motorized micro-mobility devices and protect the health, safety, and welfare of residents and visitors.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Upper Arlington, Ohio:

SECTION 1. Chapter 301 – DEFINITIONS, § 301.02 - DEFINITIONS (D-H) of the Upper Arlington Code of Ordinances is hereby amended as follows:

§ 301.02 - DEFINITIONS (D - H).

The following words and phrases when used in this traffic code or any traffic ordinance of the city shall have the meanings respectively ascribed to them in this chapter unless otherwise stated.

Drive: means any person who drives or operates a motor vehicle upon any street, highway or private property.

Driver: means every person who drives, operates, or is in actual physical control of a vehicle, trackless trolley or streetcar.

Drug abuse offense, cocaine, and L.S.D.: have the same meanings as in ORC § 2925.01.

Drug of abuse: has the same meaning as in ORC § 3719.011 and ORC § 4506.01.

Electronic scooter is a vehicle consisting of a two-wheeled device with handlebars and a floorboard that is designed to be stood upon while riding, and is powered by an electric motor.

Electric skateboard is a vehicle or device consisting of a floorboard that is designed to be stood upon while riding and is powered by an electric motor.

Electronic wireless communications device: includes any of the following:

- (A) A wireless telephone;
- (B) A text-messaging device;
- (C) A personal digital assistant;
- (D) A computer, including a laptop computer and a computer tablet;
- (E) Any device capable of displaying a video, movie, broadcast television image, or visual image;
- (F) Any other substantially similar wireless device that is designed or used to communicate text, initial or receive communication, or exchange information or data.

An "electronic wireless communications device" does not include a two-way radio transmitter or receiver used by a person who is licensed by the federal communications commission to participate in the amateur radio service.

Emergency vehicle: means emergency vehicles of municipal, township or county departments or public utility corporations when identified as such as required by law, the Ohio Director of Public Safety, or local authorities, and motor vehicles when commandeered by a law enforcement officer.

Equivalent offense: means any of the following:

- (A) A violation of a municipal ordinance, law of this state, law of another state, or law of the United States that is substantially similar or equivalent;
- (B) A violation of a former law of this state that is substantially similar or equivalent.

Explosives: means any chemical compound or mechanical mixture that is intended for the purpose of producing an explosion, that contains any oxidizing and combustible units or other ingredients in such proportions, quantities or packing that an ignition by fire, by friction by concussion, by percussion or by a detonator of any part of the compound or mixture may cause such a sudden generation of highly heated gases that the resultant gaseous pressures are capable of producing destructive effects on contiguous objects, or of destroying life or limb.

Manufactured articles shall not be held to be explosives when the individual units contain explosives in such limited quantities of such nature, or in such packing, that it is impossible to procure a simultaneous or a destructive explosion of such units, to the injury of life, limb or property by fire, by friction, by concussion, percussion, or by a detonator, such as fixed ammunition for small arms, firecrackers or safety fuse matches.

Flammable liquid: means any liquid which has a flash point of 70° Fahrenheit, or less, as determined by a tagliabue or equivalent closed cup test device.

Fronting: means facing a street or highway without regard to the placement of the school building and may include one (1) or more sides of the school property.

Funeral escort vehicle: means any motor vehicle, including funeral hearse, while used to facilitate the movement of a funeral procession.

Gross weight: means the weight of a vehicle plus the weight of any load thereon.

Handicapped parking space or disability parking spaces: means clearly marked parking spaces on public or private streets, parking lots and parking garages designated for the exclusive use of a handicapped designated vehicle and denoted in accordance with the requirements of ORC § 4511.60(E) and ORC § 3781.111(C).

Handicapped designated vehicle: means a motor vehicle that displays either (1) a parking card issued under ORC § 4503.44 or (2) a special license plate issued under ORC § 4503.44 and is being operated by or for the transport of a handicapped person. When a motor vehicle displays a temporary parking pass, disabled veteran plate, permanent parking card from the appropriate state agency, or special license plate, that is being operated by or transporting a disabled or handicapped person, the motor vehicle shall have the decal or parking card clearly displayed on the left

dashboard or in the left front windshield of enclosed vehicles so that the parking privilege information is on the front side of the card and is readily readable from outside the windshield.

Handicapped person: means any person who has lost the use of one (1) or both legs or one (1) or both arms, who is blind, deaf, or so severely handicapped as to be unable to move without the aid of crutches or a wheelchair, or whose mobility is restricted by a permanent cardiovascular, pulmonary, or other handicapping condition.

Highway or laned street: means a street or highway, the roadway of which is divided into two (2) or more clearly marked lanes for vehicular traffic.

House arrest: means a period of confinement of an offender that is in the offender's home or in other premises specified by the sentencing court or by the parole board pursuant to ORC § 2967.28 and during which all of the following apply:

- (1) The offender is required to remain in the offender's home or other specified premises for the specified period of confinement, except for periods of time during which the offender is at the offender's place of employment or at other premises as authorized by the sentencing court or by the parole board.
- (2) The offender is required to report periodically to a person designated by the court or parole board.
- (3) The offender is subject to any other restrictions and requirements that may be imposed by the sentencing court or by the parole board.

SECTION 2. Chapter 383 – BICYCLES, MOTORIZED BICYCLES, MOTORCYCLES, AND OTHER FORMS OF TRANSPORTATION OTHER THAN WALKING, § 383.01 – TRANSPORTATION RULES FOR FORMS OF TRANSPORTATION OTHER THAN WALKING of the Upper Arlington Code of Ordinances is hereby amended as follows:

§ 383.01 - TRANSPORTATION RULES FOR FORMS OF TRANSPORTATION OTHER THAN WALKING.

- (A) This section shall apply to all forms of transportation other than walking.
- (B) All traffic laws must be followed when using any form of transportation. All traffic laws that by their nature could apply to a mode of transportation other than walking, do apply upon any public street, highway, sidewalk, or shared-use path, or upon any portion of a roadway set aside for the exclusive use of bicycles.
- (C) When using a vehicle or other transportation device, the vehicle/device may only carry the number of people the vehicle is designed for.
- (D) Due care must be taken when passing.
- (E) No person shall travel recklessly on any public or private property ~~a city street or sidewalk~~.

SECTION 3. Chapter 383 – BICYCLES, MOTORIZED BICYCLES, MOTORCYCLES, AND OTHER FORMS OF TRANSPORTATION OTHER THAN WALKING, § 383.02 – RESERVED of the Upper Arlington Code of Ordinances is hereby amended as follows:

§ 383.02 – REGISTRATION AND HELMET REQUIREMENTS.

- (A) It shall be unlawful to operate any electronic scooter, electric skateboard, or motorized bicycle on the city streets or on any public right of way, including public paths or sidewalks unless:
 - (1) The operator is wearing a helmet and has successfully completed a safe riding course through the Upper Arlington Police Division and the device bears a City registration sticker certifying completion and providing

contact information for the rider's parent, guardians, or other person legally responsible for the immediate care of the rider; or

- (2) The operator has registered the device with the Upper Arlington Police Division, provided a valid driver's license, and attested that only persons bearing a valid driver's license will operate the device in Upper Arlington, and the device bears a registration sticker certifying the above; or
- (3) The operator has successfully completed a safe riding course through the Upper Arlington Police Division, is over 18 years of age, and the device bears a City registration sticker certifying completion.
- (B) It shall be unlawful to park an electronic scooter, electric skateboard, or motorized bicycle on public property, including but not limited to City, Upper Arlington City Schools, or Upper Arlington Public Library property, without a registration sticker.
- (C) It shall be unlawful to permit an operator who is not authorized under (A) to use a registered device.
- (D) A violation of this section is an unclassified misdemeanor.

SECTION 4. Chapter 383 – BICYCLES, MOTORIZED BICYCLES, MOTORCYCLES, AND OTHER FORMS OF TRANSPORTATION OTHER THAN WALKING, § 383.15 – RESERVED of the Upper Arlington Code of Ordinances is hereby amended as follows:

§ 383.15 – IMPOUNDING AND IMMOBILIZATION.

- (A) Whenever any mode of transportation is used in violation of 383.01, such mode of transportation may be impounded until such time as the \$150 impound fee has been paid.
- (B) Whenever any mode of transportation is in violation of 383.02, such mode of transportation may be immobilized or impounded as follows:
 - (1) Impound: A seized mode of transportation will be returned upon registering the device and paying a \$150 impound fee.
 - (2) Immobilization: A mode of transportation may be immobilized by a locking device. A locking device will be removed upon registering the device and paying a \$150 locking device removal fee.
 - (3) The fee associated with an initial violation of this subsection section may be waived upon registration of the device.
- (C) A citation is not required to impound or immobilize a mode of transportation under this section.
- (D) The City Manager may designate employees who have authority to enforce this section by immobilizing parked devices with equipment approved by the Upper Arlington Police Division.
- (E) Items unclaimed after six months shall be disposed of as unclaimed and forfeited property pursuant to C.O. 551.03.

SECTION 5. Chapter 543 – PARKS, PLAYGROUNDS AND OPEN SPACE AREAS, 543.02 – ADOPTION OF RULES, VIOLATIONS; UNAUTHORIZED AND PROHIBITED ACTS of the Upper Arlington Code of Ordinances is hereby amended as follows:

§ 543.02 – ADOPTION OF RULES, VIOLATIONS; UNAUTHORIZED AND PROHIBITED ACTS.

- (A) The following rules and regulations are ordained and established for the conduct in the parkettes, public parks, playgrounds and open space areas of the city.
- (1) No person shall cut, injure, deface, remove or disturb any tree, shrub, building, fence, sign, bench or other structure, apparatus or property; or pick, cut, or remove any shrub, bush or flower; or mark or write upon any building, fence, bench or other structure. No person shall modify any park grounds in any way, including but not limited to, creating or altering paths. The use of a metal detector is permitted, but digging is not permitted.
 - (2) No person shall make or kindle an open fire except in barrels, fireplaces or picnic grills provided by the city for that purpose.
 - (3) No abusive, profane or indecent language, or any lewd or obscene conduct, or any other conduct that may annoy others, shall be allowed.
 - (4)
 - (a) No person, except law enforcement officers within the scope of their duties, shall shoot or discharge any firearms of any description, knives, bows and arrows, crossbows, air and gas guns, slingshots, missiles or missile-throwing devices, or other dangerous ordnance or deadly weapon as defined in C.O. ch. 523.
 - (b) No person shall have in his or her possession or ignite or detonate any fireworks or explosive devices, or model rockets, as defined in C.O. ch. 523, without having first obtained in writing the permission of the director of parks and recreation and fire chief.
 - (c) Model rocketry, archery and similar hobbies and/or activities shall be prohibited without the written permission of the director of parks and recreation.
 - (5) No person shall sell, offer or solicit for sale any goods or merchandise, conduct business, or provide instructional services on park grounds or parking lots without a written permit from the director of parks and recreation. The following are considerations for granting a permit:
 - (a) Person has entered into a contract with the city for such sales as a service to patrons at facilities specifically designed for such purpose, including, but not limited to, pool concession stands, community center café, and vending machines.
 - (b) Sales are being done as part of either a city-hosted or city-permit-approved special event. Special events for the purpose of promoting a private business shall not be approved. Specifically, the sale of beverages, pre-packaged goods, or sales from food trucks are only permitted on park grounds or parking lots if part of a permitted event.
 - (c) Instructional services are being performed by a person that has entered into a contract with the city for such purposes. This shall include group programs as well as individual lessons.
 - (6) No person shall use, consume, carry or bring any alcoholic beverage in or upon any parkette, public park, playground or open space areas.
 - (a) This subsection does not apply to intoxicating liquor or beer consumed on the premises of the Amelita Mirolo Barn or within the event areas designated by the city manager in accordance with a city permit issued by the city manager pursuant to C.O. § 131.05.
 - (7) Betting, gambling in any form or maintaining any gambling equipment is prohibited.
 - (8) The playing of baseball, golf and other games, activities, or contests involving risk of injury to persons or property is prohibited except in areas expressly set aside for such activities, unless otherwise approved by the director of parks and recreation.
 - (9) No person shall distribute any advertising, commercial or promotional circulars, cards or written matter, or place signs within any parkette, public park, or playground or open space areas.
 - (10) No events, entertainment or exhibition (public or private) shall be given in any parkette, public park, playground or open space areas except under the direction or by written permission of the director of parks and recreation.
 - (11) It shall be unlawful for any person to scatter or litter any form of waste material including but not limited to wrappers, gum, seeds, and cigarette butts.

- (12) No motor vehicles of any description, other than municipal service or emergency vehicles, may enter upon a parkette, public park, playground or open space areas, except as authorized by the director of parks and recreation.
- (13) No person or group of persons shall erect, place or cause to be placed, alter or cause to be altered any equipment (including stakes or inflatable apparatus), facilities or grounds in the city-owned parkette, public park, playground or open space areas without special written permission from the director of parks and recreation.
- (14) No person or group of persons shall enter, use or remain upon city parkette, public park, playground or open space areas between the hours of 11:00 p.m. to 5:00 a.m. except upon the express authorization of the director of parks and recreation.
 - (a) Lights for the multi-sport court at Sunny 95 park are limited to use up to 9:30 p.m.
 - (b) All other park lighting systems for active areas such as ball diamonds and courts shall only be used within the designated park hours.
- (15) No person shall feed, cause to be fed or provide food for any wildlife on any public property within the boundaries of the city. Exceptions to this will only be granted through city, state and/or federal permitting processes.
 - (a) Signs shall be conspicuously posted to notify individuals that feeding of waterfowl is prohibited on public property within the city.
 - (b) The absence of a sign shall not be an indication that the no feeding of waterfowl policy does not apply to a particular water source.
 - (c) Defacing, tampering, moving, or damaging such signs shall constitute a violation of this chapter in addition to any other penalties that may apply regarding the defacement of public property.
- (16) No person in a park shall engage in the activities of swimming, wading, boating and/or ice skating in areas or at times which have not been set aside for these purposes by appropriate signage.
 - (a) Signs shall be conspicuously posted to notify individuals that these activities are prohibited on public property within the city.
 - (b) The absence of a sign shall not be an indication that these activities do not apply to a particular water source.
 - (c) Defacing, tampering, moving or damaging such signs shall constitute a violation of this chapter in addition to any other penalties that may apply regarding the defacement of public property.
- (17) *Regulations regarding animals.*
 - (a) No person in a park shall hunt, capture, take, trap or in any other way abuse, molest, injure, pursue or destroy any animal without the permission of the director other than by fishing.
 - (b) No person shall release any domesticated or exotic fish or animals in any park.
 - (c) All persons using a park must comply with C.O. § 519.02 (animals at large and animals causing physical harm).
- (18) Fishing on a catch-and-release only basis is permitted within the City of Upper Arlington. After capture, all fish must be unhooked and returned to the water unharmed. No person shall take or carry away or attempt to take or carry away any fish caught in a public body of water within the City of Upper Arlington.
 - (a) Signs shall be conspicuously posted to notify individuals that a water source is catch-and-release fishing only and criminal penalties exist for taking or carrying away, or attempting to take or carry away fish from the water source.
 - (b) The absence of a sign shall not be an indication that this catch and release policy does not apply to a particular water source.
 - (c) Defacing, tampering, moving or damaging such signs shall constitute a violation of this chapter in addition to any other penalties that may apply regarding the defacement of public property.
 - (d) No person in a park shall fish in public park waters in violation of any sign or signs prohibiting fishing or a manner thereof.
- (19) Smoking and the use of any smoking, vaping, or e-cigarette materials or devices within any areas of any parkette, public park, playground, or open space areas is prohibited.
- (20) Any wheeled transportation in parks must abide by the following:
 - (a) Obey city laws and requirements

- (b) Operate in a safe manner per manufacturer's requirements
- (c) Travel only on paved areas
- (d) Use on natural trails and in natural areas is prohibited
- (e) Speed limit of 10 miles per hour
- (f) Must yield to pedestrians
- (g) Walk through crowded areas and over park bridges
- (h) Use lights before dawn or after dusk
- (i) All motorcycles, including e-dirt bikes, are prohibited

(B) (1) Except as provided in subsections (B)(2) and (B)(3), whoever violates this section is guilty of violating park rules and regulations, a minor misdemeanor.

(2) If the offender has previously been convicted of a violation of this section, violating park rules is a misdemeanor of the fourth degree.

(3) If a violation of this section constitutes a higher classification of offense under another section of the general offenses code or under a state or federal statute, then the offender may also be prosecuted for said section of the general offense code or state or federal statute. It is the intent of this section that the offender be subject to the full range of penalties provided by said section of the general offense code or state or federal statute.

SECTION 5. This ordinance shall take effect 30 days after passage.

E-Mobility Device Safety in Upper Arlington

Version as of June 4, 2026

For June 8, 2026 Upper Arlington City Council meeting



City of Upper Arlington

Agenda

- Define the issue
- Elements of a Successful Safety Effort
- Current State
- Proposed New System
- Strengths and Weaknesses
- What we heard from the community
- Next Steps



Bottom Line Up Front

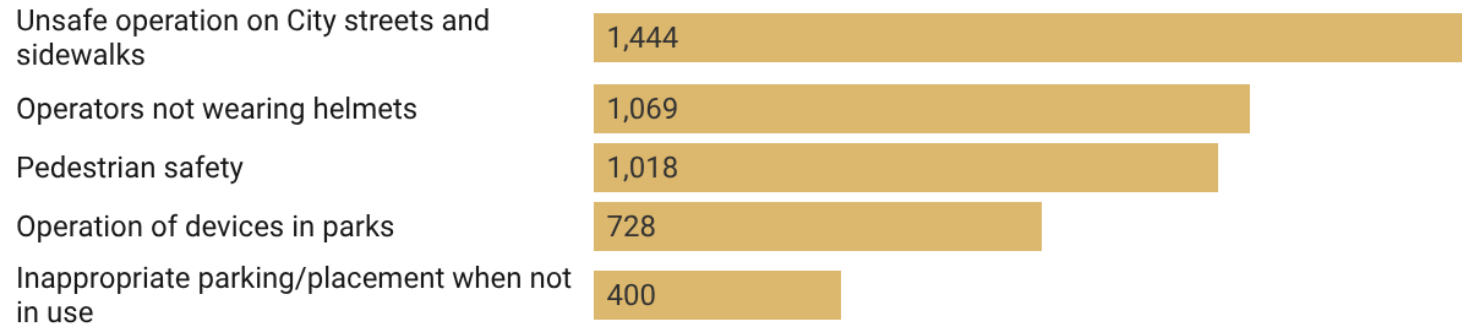
City staff recommends implementing an e-mobility device registration system, coupled with an education requirement for operators without a driver's license and changes to our park rules. We believe this program fills a critical gap in the safety system for these devices and is the most workable solution that we have identified.



Defining the issue

What kinds of problems?

Concerns About Both Riders and Pedestrians



1,626 people responded to this question. More than one answer was allowed.

Source: City of Upper Arlington, May 2026 • Created with Datawrapper

What kinds of devices?

- Transportation devices with a motor that don't require a license plate.
- Low-speed assistive devices intended for someone with a mobility challenge are exempt



Elements of a successful safety effort

- Easy to understand
 - Overall principles
 - Specifics and technicalities
- Easy to enforce
 - Limited ambiguity
 - Easily demonstrated standards
 - Ease of observation
- Low barrier to comply
- A penalty that is higher than the barriers to compliance
- Easy for the target audience to see the self-interest in compliance



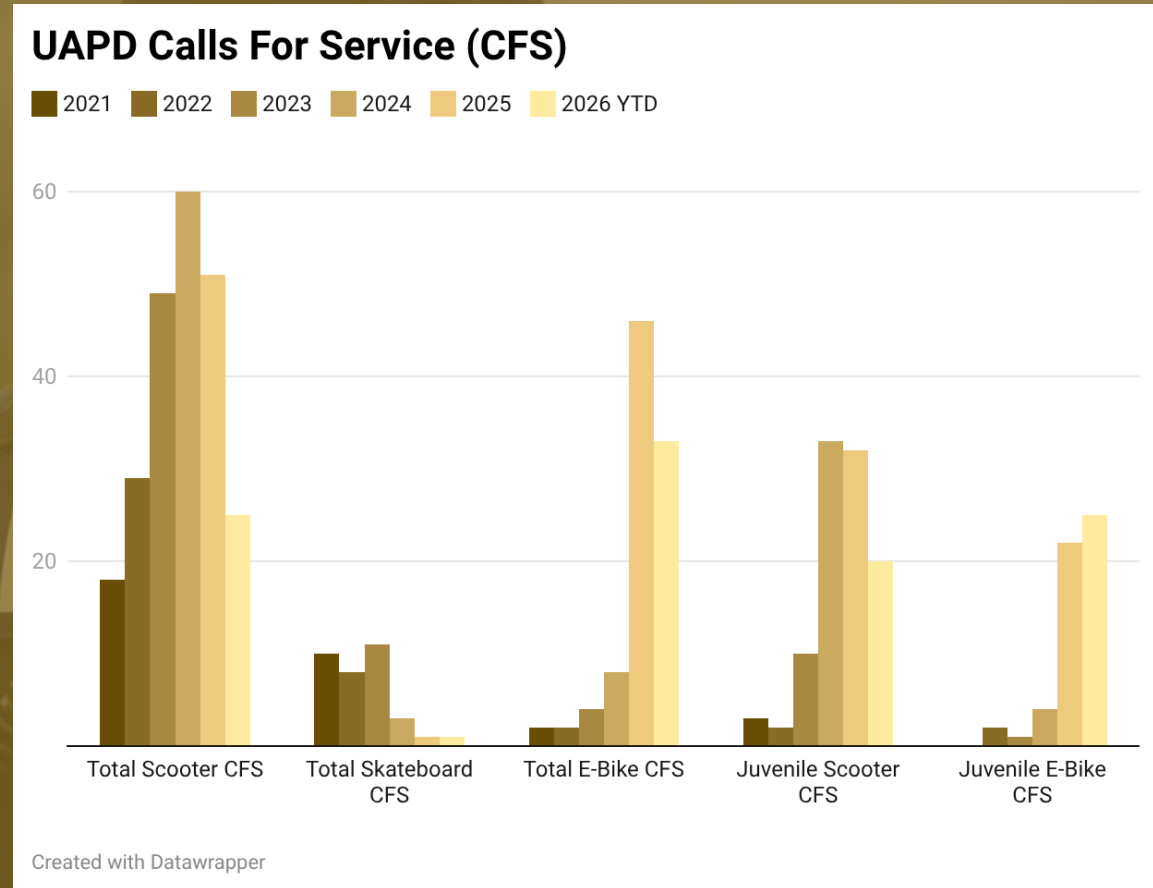
The current state

- The following things are currently illegal in UA:
 - Operating Class 3 devices underage and without a helmet
 - Riding an e-motorcycle without license and registration
 - Riding more than 2 abreast
 - Riding double
 - Riding the wrong way on a street.
 - Running stop signs
 - Weaving in the road
 - Any other violations of the federal, state or city traffic laws
- The following things are NOT currently illegal in UA:
 - Riding without a helmet
 - Riding on the sidewalk (except in a business district)
 - Riding in a park
 - Riding 2 abreast
 - There is no minimum age for riding a motorized device



Enforcement

- Typically, UAPD has 4-6 officers assigned to patrol at all times.
 - 10 square miles
 - 166 miles of roads
 - 183 acres of park land
 - 10 public schools, 3 private schools
 - Multiple shopping centers
- Most people stop illegal or unsafe behavior when they see a police officer or a patrol vehicle.
- We cannot use unmarked vehicles for traffic enforcement
- UAPD officers know to stop anyone they see operating any e-device device unsafely
- Enforcement of moving violations can lead to more unsafe behavior (running from police)



The new system

The Theory

- UA's legal framework already prohibits most of the unsafe behavior we see
- Kids under 16 have not had any education on the rules of the road since Safety Town
- Rules for Parks need clarified
- Ensure everyone operating a device knows the rules of the road
- Simplify enforcement for UAPD
- Easy compliance with appropriate penalties



Program Specifics - Registration

- **If you have a driver's license**
 - Supply a copy of driver's license
 - Sign an affidavit that only individuals with a valid driver's license will operate the device
 - Put the sticker on your device
- **If you do not have a driver's license**
 - Take a class taught by UAPD
 - If you are under 18, a parent must sign an acknowledgement of financial responsibility and appropriate laws.
 - Put a sticker on your device
 - Put a helmet on your head



Program Specifics - Enforcement

- Devices without a registration sticker may be immobilized (locked in place with a UAPD lock) or seized.
 - Release of the device will require the device to be properly registered.
 - Unregistered motorcycles will be towed.
- If someone without a driver's license operates a device with a "licensed" sticker, the device will be immobilized or seized.
- Devices parked on City, UA Public Library, or UA City School District property may be immobilized if they do not have the appropriate sticker or the operator cannot produce a valid driver's license.
- All laws for safe operation still apply.
- Repeat violations are subject to a \$150 fine.



Program Specifics – Helmets

- Anyone under 18 operating an e-mobility device must wear a helmet.
- The same penalties (immobilization, seizure and fine) apply to failure to wear a helmet.



Program Specifics - Parks Rule Changes

Wheeled transportation in Parks must:

- Be registered and operate only when parks are open
- Travel only on paved areas
- Stay under 10 mph
- Yield to pedestrians
- Walk through crowded areas and over bridges
- Use lights after dusk and before dawn



Universal Registration

Strengths

- Does not rely on age assessment in the field.
- Ensures universal safety education

Weaknesses and Questions

- Imposes a burden on law-abiding adult riders
- Requires affixing a sticker that owners may find unappealing.
- Need to include exceptions for assistive devices.
- What about non-residents?



Required education for unlicensed operators

Strengths

- Ensures that everyone knows the rules of the road
- Mechanism in place to deliver the training through partnership with schools and library

Weaknesses

- May not successfully change behavior



Parking restrictions

Strengths

- Helps avoid safety hazard of kids fleeing police
- Allows police to actively enforce on larger numbers of devices and operators
- Protects officers by not needing to lift/transport devices

Weaknesses

- Could push parking to private property



Helmets

Strengths

- Requires a widely accepted, proven safety device for minors
- Does not impose a burden on adults

Weaknesses

- Removes some personal choice
- Does not cover adults on a key safety strategy.



Community Feedback

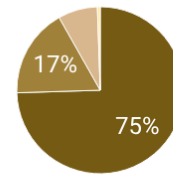
Whether you have an e-bike or e-scooter in your household has a large impact on whether you think that they are a “significant” or “moderate” safety concern.

Non-residents make up 22.4% of the people who don’t think this is an issue. Non-residents make up 7.6% of survey respondents.

Respondents Are Worried About e-Mobility Devices

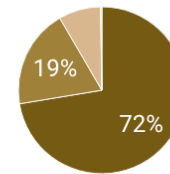
All Respondents

■ It's a significant safety concern ■ It's a moderate safety concern ■ It's not an issue ■ Unsure



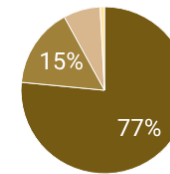
All

Total:
1,636



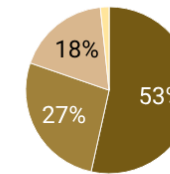
Parents

Total:
797



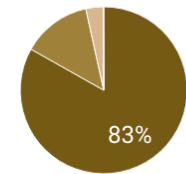
Non-Parents

Total:
839



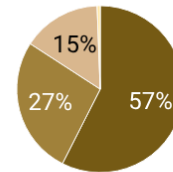
With Devices

Total:
477



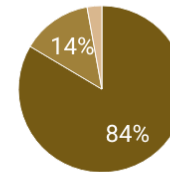
Without Devices

Total:
1,159



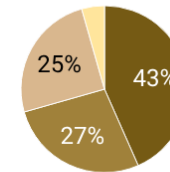
Parents with Devices

Total:
341



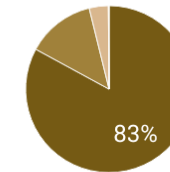
Parents without Devices

Total:
456



Non-Parents with Devices

Total:
136



Non-Parents without Devices

Total:
703

Source: City of Upper Arlington May 2026 Survey • Created with Datawrapper



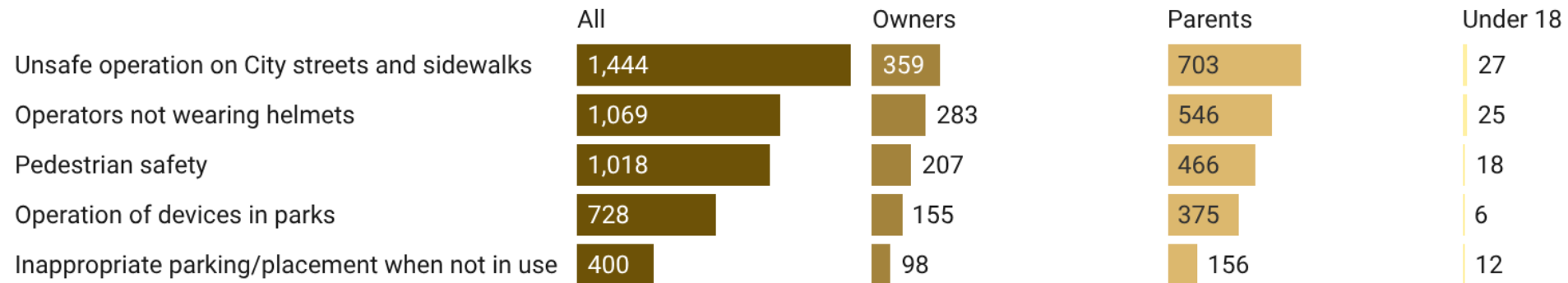
City of Upper Arlington

Consistent areas of concern

Surprising consistency across demographics on the areas of concern with a few items of note:

- Owners of devices reported less concern about pedestrian and park safety than others.
- Respondents under 18 reported relatively high concerns about riders without helmets.

Consistent concerns about both riders and pedestrians



1,626 respondents included at least one concern

Source: City of Upper Arlington, May 2026 • Created with Datawrapper



Where you stand depends on what you own

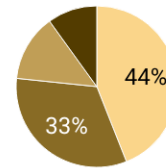
People without an e-mobility device were 45% more likely to like the device registration as proposed.

Nonetheless, 77 percent overall, and at least 50 percent of each of the main groupings, support the framework as proposed or with some adjustments.

Ownership Impacts Opinion, To A Degree

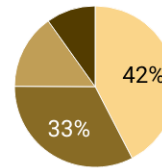
All Survey Respondents

■ I like it as proposed ■ I like it, but it needs some adjustments to be most effective ■ I don't like it ■ I'm not sure, I would need to know more



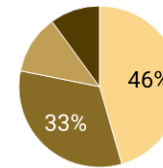
All

Total:
1,618



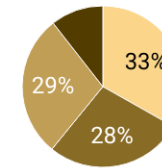
Parents

Total:
790



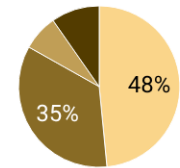
Non-Parents

Total:
828



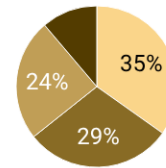
With Devices

Total:
473



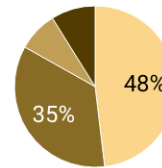
Without Devices

Total:
1,145



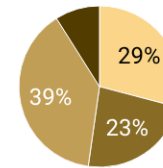
Parents with Devices

Total:
339



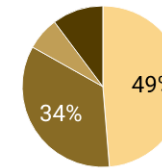
Parents without Devices

Total:
451



Non-Parents with Devices

Total:
134



Non-Parents without Devices

Total:
694

Source: City of Upper Arlington May 2026 Survey • Created with Datawrapper



City of Upper Arlington

Ideas for Improvement from the Survey

Ideas

1. Universal helmet requirement
2. Require lights
3. Minimum age/Parental supervision requirement
4. Sidewalk speed limit
5. Sidewalk ban
6. Park ban
7. Ban riding after dark
8. Full ban
9. More police staffing

Standards for evaluation

- Can police enforce without making assumptions?
- Probability of compliance
- Potential for positive impact
- Law of unintended consequences
- Financial cost



Next Steps

- First Reading - June 8
- School Board Presentation - June 9
- Second Reading - June 15
- Development and analysis of proposed changes - July
- 3rd Reading and Review proposed amendments, if needed - August 17
- 4th Reading and Vote - August 25
- Education and registration begins in 4th quarter
- Requirements are effective January 1, 2027



8/17/2026 Amendments

Amendment 1 (Changes reflected in green text)

Strike references to establishing “an e-mobility registration, safety education, and parking program”:

- Ordinance title: Amend Ordinance No. 27-2026 title to strike “TO ESTABLISH AN E-MOBILITY DEVICE REGISTRATION, SAFETY EDUCATION, AND PARKING RESTRICTION PROGRAM”)
- 4th “Whereas” clause (Strike “WHEREAS, City Council finds it necessary and appropriate to establish a registration, education, safety, parking, and enforcement program to promote the safe operation of motorized micro mobility devices and protect the health, safety, and welfare of residents and visitors”)
- Sections 3 & 4, related to Chapter 383: strike “Section 3” and “Section 4” in their entirety)

Amendment 2 (Changes reflected in blue text)

Moves some of the parks requirements to “transportation other than walking”:

Section 2:

- For “(D) Due care must be taken when passing” add “and operators must yield to pedestrians”
- Add “(F) All forms of transportation other than walking must be operated in a safe manner.”
- Add “(G) Use of a vehicle or transportation device must not exceed 10 miles per hour on a city sidewalk, shared use path, or park path.”
- Add “(H) Lights must be used before dawn and after dusk on all forms of transportation other than walking.”

Section 3 (formerly 5):

- For “(A)(20)” strike the following:
 - “(b) Operate in a safe manner per manufacturer’s requirements”
 - “(e) Speed limit of 10 miles per hour”
 - “(f) Must yield to pedestrians”
 - “(h) Use lights before dawn or after dusk”

Amendment 3 (Changes reflected in orange text)

Moving helmet requirement to “transportation other than walking” and applying to those under 18 years of age:

Section 2:

- Add “(l) All operators of any vehicle or device who are under the age of 18 must wear a helmet.”

RECORD OF ORDINANCES

CITY OF UPPER ARLINGTON
STATE OF OHIO

ORDINANCE NO. 27-2026

TO AMEND CHAPTERS 301 – DEFINITIONS, 383 – BICYCLES, MOTORIZED BICYCLES, MOTORCYCLES, AND OTHER FORMS OF TRANSPORTATION OTHER THAN WALKING, AND 543 – PARKS, PLAYGROUNDS AND OPEN SPACE AREAS OF THE UPPER ARLINGTON CODE OF ORDINANCES ~~TO ESTABLISH AN E-MOBILITY DEVICE REGISTRATION, SAFETY EDUCATION, AND PARKING RESTRICTION PROGRAM~~

WHEREAS, the use of electric bicycles, electric scooters, electric skateboards, and other motorized micro-mobility devices has increased within the City of Upper Arlington; and

WHEREAS, the Upper Arlington Police Division has experienced an increase in calls for service related to motorized micro-mobility devices, particularly involving juvenile operators; and

WHEREAS, a 2026 community survey found that more than ninety percent of respondents identified motorized micro-mobility devices as a moderate or significant public safety concern and expressed strong support for enhanced regulation and education efforts ~~;~~ **and**

~~**WHEREAS,** City Council finds it necessary and appropriate to establish a registration, education, safety, parking, and enforcement program to promote the safe operation of motorized micro-mobility devices and protect the health, safety, and welfare of residents and visitors.~~

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Upper Arlington, Ohio:

SECTION 1. Chapter 301 – DEFINITIONS, § 301.02 - DEFINITIONS (D-H) of the Upper Arlington Code of Ordinances is hereby amended as follows:

§ 301.02 - DEFINITIONS (D - H).

The following words and phrases when used in this traffic code or any traffic ordinance of the city shall have the meanings respectively ascribed to them in this chapter unless otherwise stated.

Drive: means any person who drives or operates a motor vehicle upon any street, highway or private property.

Driver: means every person who drives, operates, or is in actual physical control of a vehicle, trackless trolley or streetcar.

Drug abuse offense, cocaine, and L.S.D.: have the same meanings as in ORC § 2925.01.

Drug of abuse: has the same meaning as in ORC § 3719.011 and ORC § 4506.01.

Electronic scooter is a vehicle consisting of a two-wheeled device with handlebars and a floorboard that is designed to be stood upon while riding, and is powered by an electric motor.

Electric skateboard is a vehicle or device consisting of a floorboard that is designed to be stood upon while riding and is powered by an electric motor.

Electronic wireless communications device: includes any of the following:

- (A) A wireless telephone;
- (B) A text-messaging device;
- (C) A personal digital assistant;
- (D) A computer, including a laptop computer and a computer tablet;
- (E) Any device capable of displaying a video, movie, broadcast television image, or visual image;
- (F) Any other substantially similar wireless device that is designed or used to communicate text, initial or receive communication, or exchange information or data.

An "electronic wireless communications device" does not include a two-way radio transmitter or receiver used by a person who is licensed by the federal communications commission to participate in the amateur radio service.

Emergency vehicle: means emergency vehicles of municipal, township or county departments or public utility corporations when identified as such as required by law, the Ohio Director of Public Safety, or local authorities, and motor vehicles when commandeered by a law enforcement officer.

Equivalent offense: means any of the following:

- (A) A violation of a municipal ordinance, law of this state, law of another state, or law of the United States that is substantially similar or equivalent;
- (B) A violation of a former law of this state that is substantially similar or equivalent.

Explosives: means any chemical compound or mechanical mixture that is intended for the purpose of producing an explosion, that contains any oxidizing and combustible units or other ingredients in such proportions, quantities or packing that an ignition by fire, by friction by concussion, by percussion or by a detonator of any part of the compound or mixture may cause such a sudden generation of highly heated gases that the resultant gaseous pressures are capable of producing destructive effects on contiguous objects, or of destroying life or limb.

Manufactured articles shall not be held to be explosives when the individual units contain explosives in such limited quantities of such nature, or in such packing, that it is impossible to procure a simultaneous or a destructive explosion of such units, to the injury of life, limb or property by fire, by friction, by concussion, percussion, or by a detonator, such as fixed ammunition for small arms, firecrackers or safety fuse matches.

Flammable liquid: means any liquid which has a flash point of 70° Fahrenheit, or less, as determined by a tagliabue or equivalent closed cup test device.

Fronting: means facing a street or highway without regard to the placement of the school building and may include one (1) or more sides of the school property.

Funeral escort vehicle: means any motor vehicle, including funeral hearse, while used to facilitate the movement of a funeral procession.

Gross weight: means the weight of a vehicle plus the weight of any load thereon.

Handicapped parking space or disability parking spaces: means clearly marked parking spaces on public or private streets, parking lots and parking garages designated for the exclusive use of a handicapped designated vehicle and denoted in accordance with the requirements of ORC § 4511.60(E) and ORC § 3781.111(C).

Handicapped designated vehicle: means a motor vehicle that displays either (1) a parking card issued under ORC § 4503.44 or (2) a special license plate issued under ORC § 4503.44 and is being operated by or for the transport of a handicapped person. When a motor vehicle displays a temporary parking pass, disabled veteran plate, permanent parking card from the appropriate state agency, or special license plate, that is being operated by or transporting a disabled or handicapped person, the motor vehicle shall have the decal or parking card clearly displayed on the left

dashboard or in the left front windshield of enclosed vehicles so that the parking privilege information is on the front side of the card and is readily readable from outside the windshield.

Handicapped person: means any person who has lost the use of one (1) or both legs or one (1) or both arms, who is blind, deaf, or so severely handicapped as to be unable to move without the aid of crutches or a wheelchair, or whose mobility is restricted by a permanent cardiovascular, pulmonary, or other handicapping condition.

Highway or laned street: means a street or highway, the roadway of which is divided into two (2) or more clearly marked lanes for vehicular traffic.

House arrest: means a period of confinement of an offender that is in the offender's home or in other premises specified by the sentencing court or by the parole board pursuant to ORC § 2967.28 and during which all of the following apply:

- (1) The offender is required to remain in the offender's home or other specified premises for the specified period of confinement, except for periods of time during which the offender is at the offender's place of employment or at other premises as authorized by the sentencing court or by the parole board.
- (2) The offender is required to report periodically to a person designated by the court or parole board.
- (3) The offender is subject to any other restrictions and requirements that may be imposed by the sentencing court or by the parole board.

SECTION 2. Chapter 383 – BICYCLES, MOTORIZED BICYCLES, MOTORCYCLES, AND OTHER FORMS OF TRANSPORTATION OTHER THAN WALKING, § 383.01 – TRANSPORTATION RULES FOR FORMS OF TRANSPORTATION OTHER THAN WALKING of the Upper Arlington Code of Ordinances is hereby amended as follows:

§ 383.01 - TRANSPORTATION RULES FOR FORMS OF TRANSPORTATION OTHER THAN WALKING.

- (A) This section shall apply to all forms of transportation other than walking.
- (B) All traffic laws must be followed when using any form of transportation. All traffic laws that by their nature could apply to a mode of transportation other than walking, do apply upon any public street, highway, sidewalk, or shared-use path, or upon any portion of a roadway set aside for the exclusive use of bicycles.
- (C) When using a vehicle or other transportation device, the vehicle/device may only carry the number of people the vehicle is designed for.
- (D) Due care must be taken when passing [and operators must yield to pedestrians](#).
- (E) No person shall travel recklessly on [any public or private property](#) ~~a city street or sidewalk~~.
- (F) [All forms of transportation other than walking must be operated in a safe manner.](#)
- (G) [Use of a vehicle or transportation device must not exceed 10 miles per hour on a city sidewalk, shared use path, or park path.](#)
- (H) [Lights must be used before dawn and after dusk on all forms of transportation other than walking.](#)
- (I) [All operators of any vehicle or device who are under the age of 18 must wear a helmet.](#)

SECTION 3. ~~Chapter 383 – BICYCLES, MOTORIZED BICYCLES, MOTORCYCLES, AND OTHER FORMS OF TRANSPORTATION~~

OTHER THAN WALKING, § 383.02 — RESERVED of the Upper Arlington Code of Ordinances is hereby amended as follows:

§ 383.02 — REGISTRATION AND HELMET REQUIREMENTS.

- (A) It shall be unlawful to operate any electronic scooter, electric skateboard, or motorized bicycle on the city streets or on any public right of way, including public paths or sidewalks unless:
- (1) The operator is wearing a helmet and has successfully completed a safe riding course through the Upper Arlington Police Division and the device bears a City registration sticker certifying completion and providing contact information for the rider's parent, guardians, or other person legally responsible for the immediate care of the rider; or
 - (2) The operator has registered the device with the Upper Arlington Police Division, provided a valid driver's license, and attested that only persons bearing a valid driver's license will operate the device in Upper Arlington, and the device bears a registration sticker certifying the above; or
 - (3) The operator has successfully completed a safe riding course through the Upper Arlington Police Division, is over 18 years of age, and the device bears a City registration sticker certifying completion.
- (B) It shall be unlawful to park an electronic scooter, electric skateboard, or motorized bicycle on public property, including but not limited to City, Upper Arlington City Schools, or Upper Arlington Public Library property, without a registration sticker.
- (C) It shall be unlawful to permit an operator who is not authorized under (A) to use a registered device.
- (D) A violation of this section is an unclassified misdemeanor.

SECTION 4. Chapter 383 — BICYCLES, MOTORIZED BICYCLES, MOTORCYCLES, AND OTHER FORMS OF TRANSPORTATION OTHER THAN WALKING, § 383.15 — RESERVED of the Upper Arlington Code of Ordinances is hereby amended as follows:

§ 383.15 — IMPOUNDING AND IMMOBILIZATION.

- (A) Whenever any mode of transportation is used in violation of 383.01, abandoned on City Property or in the Right of Way, such mode of transportation may be impounded until such time as the \$150 impound fee has been paid. A mode of transportation is considered abandoned if it remains on City Property or Right of Way (other than a bike rack or other approved location) for more than 48 hours.
- (B) Whenever any mode of transportation is in violation of 383.02, such mode of transportation may be immobilized or impounded as follows:
- (1) Impound: A seized mode of transportation will be returned upon registering the device and paying a \$150 impound fee.
 - (2) Immobilization: A mode of transportation may be immobilized by a locking device. A locking device will be removed upon registering the device and paying a \$150 locking device removal fee.
 - (3) The fee associated with an initial violation of this subsection section may be waived upon registration of the device.
- (C) A citation is not required to impound or immobilize a mode of transportation under this section.

~~(D) The City Manager may designate employees who have authority to enforce this section by immobilizing parked devices with equipment approved by the Upper Arlington Police Division.~~

~~(E) Items unclaimed after six months shall be disposed of as unclaimed and forfeited property pursuant to C.O. 551.03.~~

SECTION 35. Chapter 543 – PARKS, PLAYGROUNDS AND OPEN SPACE AREAS, 543.02 – ADOPTION OF RULES, VIOLATIONS; UNAUTHORIZED AND PROHIBITED ACTS of the Upper Arlington Code of Ordinances is hereby amended as follows:

§ 543.02 – ADOPTION OF RULES, VIOLATIONS; UNAUTHORIZED AND PROHIBITED ACTS.

- (A) The following rules and regulations are ordained and established for the conduct in the parkettes, public parks, playgrounds and open space areas of the city.
- (1) No person shall cut, injure, deface, remove or disturb any tree, shrub, building, fence, sign, bench or other structure, apparatus or property; or pick, cut, or remove any shrub, bush or flower; or mark or write upon any building, fence, bench or other structure. No person shall modify any park grounds in any way, including but not limited to, creating or altering paths. The use of a metal detector is permitted, but digging is not permitted.
 - (2) No person shall make or kindle an open fire except in barrels, fireplaces or picnic grills provided by the city for that purpose.
 - (3) No abusive, profane or indecent language, or any lewd or obscene conduct, or any other conduct that may annoy others, shall be allowed.
 - (4)
 - (a) No person, except law enforcement officers within the scope of their duties, shall shoot or discharge any firearms of any description, knives, bows and arrows, crossbows, air and gas guns, slingshots, missiles or missile-throwing devices, or other dangerous ordnance or deadly weapon as defined in C.O. ch. 523.
 - (b) No person shall have in his or her possession or ignite or detonate any fireworks or explosive devices, or model rockets, as defined in C.O. ch. 523, without having first obtained in writing the permission of the director of parks and recreation and fire chief.
 - (c) Model rocketry, archery and similar hobbies and/or activities shall be prohibited without the written permission of the director of parks and recreation.
 - (5) No person shall sell, offer or solicit for sale any goods or merchandise, conduct business, or provide instructional services on park grounds or parking lots without a written permit from the director of parks and recreation. The following are considerations for granting a permit:
 - (a) Person has entered into a contract with the city for such sales as a service to patrons at facilities specifically designed for such purpose, including, but not limited to, pool concession stands, community center café, and vending machines.
 - (b) Sales are being done as part of either a city-hosted or city-permit-approved special event. Special events for the purpose of promoting a private business shall not be approved. Specifically, the sale of beverages, pre-packaged goods, or sales from food trucks are only permitted on park grounds or parking lots if part of a permitted event.
 - (c) Instructional services are being performed by a person that has entered into a contract with the city for such purposes. This shall include group programs as well as individual lessons.
 - (6) No person shall use, consume, carry or bring any alcoholic beverage in or upon any parkette, public park, playground or open space areas.
 - (a) This subsection does not apply to intoxicating liquor or beer consumed on the premises of the Amelita Mirolo Barn or within the event areas designated by the city manager in accordance with a city permit issued by the city manager pursuant to C.O. § 131.05.

- (7) Betting, gambling in any form or maintaining any gambling equipment is prohibited.
- (8) The playing of baseball, golf and other games, activities, or contests involving risk of injury to persons or property is prohibited except in areas expressly set aside for such activities, unless otherwise approved by the director of parks and recreation.
- (9) No person shall distribute any advertising, commercial or promotional circulars, cards or written matter, or place signs within any parkette, public park, or playground or open space areas.
- (10) No events, entertainment or exhibition (public or private) shall be given in any parkette, public park, playground or open space areas except under the direction or by written permission of the director of parks and recreation.
- (11) It shall be unlawful for any person to scatter or litter any form of waste material including but not limited to wrappers, gum, seeds, and cigarette butts.
- (12) No motor vehicles of any description, other than municipal service or emergency vehicles, may enter upon a parkette, public park, playground or open space areas, except as authorized by the director of parks and recreation.
- (13) No person or group of persons shall erect, place or cause to be placed, alter or cause to be altered any equipment (including stakes or inflatable apparatus), facilities or grounds in the city-owned parkette, public park, playground or open space areas without special written permission from the director of parks and recreation.
- (14) No person or group of persons shall enter, use or remain upon city parkette, public park, playground or open space areas between the hours of 11:00 p.m. to 5:00 a.m. except upon the express authorization of the director of parks and recreation.
 - (a) Lights for the multi-sport court at Sunny 95 park are limited to use up to 9:30 p.m.
 - (b) All other park lighting systems for active areas such as ball diamonds and courts shall only be used within the designated park hours.
- (15) No person shall feed, cause to be fed or provide food for any wildlife on any public property within the boundaries of the city. Exceptions to this will only be granted through city, state and/or federal permitting processes.
 - (a) Signs shall be conspicuously posted to notify individuals that feeding of waterfowl is prohibited on public property within the city.
 - (b) The absence of a sign shall not be an indication that the no feeding of waterfowl policy does not apply to a particular water source.
 - (c) Defacing, tampering, moving, or damaging such signs shall constitute a violation of this chapter in addition to any other penalties that may apply regarding the defacement of public property.
- (16) No person in a park shall engage in the activities of swimming, wading, boating and/or ice skating in areas or at times which have not been set aside for these purposes by appropriate signage.
 - (a) Signs shall be conspicuously posted to notify individuals that these activities are prohibited on public property within the city.
 - (b) The absence of a sign shall not be an indication that these activities do not apply to a particular water source.
 - (c) Defacing, tampering, moving or damaging such signs shall constitute a violation of this chapter in addition to any other penalties that may apply regarding the defacement of public property.
- (17) *Regulations regarding animals.*
 - (a) No person in a park shall hunt, capture, take, trap or in any other way abuse, molest, injure, pursue or destroy any animal without the permission of the director other than by fishing.
 - (b) No person shall release any domesticated or exotic fish or animals in any park.
 - (c) All persons using a park must comply with C.O. § 519.02 (animals at large and animals causing physical harm).
- (18) Fishing on a catch-and-release only basis is permitted within the City of Upper Arlington. After capture, all fish must be unhooked and returned to the water unharmed. No person shall take or carry away or attempt to take or carry away any fish caught in a public body of water within the City of Upper Arlington.

- (a) Signs shall be conspicuously posted to notify individuals that a water source is catch-and-release fishing only and criminal penalties exist for taking or carrying away, or attempting to take or carry away fish from the water source.
 - (b) The absence of a sign shall not be an indication that this catch and release policy does not apply to a particular water source.
 - (c) Defacing, tampering, moving or damaging such signs shall constitute a violation of this chapter in addition to any other penalties that may apply regarding the defacement of public property.
 - (d) No person in a park shall fish in public park waters in violation of any sign or signs prohibiting fishing or a manner thereof.
- (19) Smoking and the use of any smoking, vaping, or e-cigarette materials or devices within any areas of any parkette, public park, playground, or open space areas is prohibited.
- (20) Any wheeled transportation in parks must abide by the following:
- (a) Obey city laws and requirements
 - ~~— (b) Operate in a safe manner per manufacturer's requirements~~
 - ~~(be) Travel only on paved areas~~
 - ~~(cd) Use on natural trails and in natural areas is prohibited~~
 - ~~— (e) Speed limit of 10 miles per hour~~
 - ~~— (f) Must yield to pedestrians~~
 - ~~(dg) Walk through crowded areas and over park bridges~~
 - ~~— (h) Use lights before dawn or after dusk~~
 - ~~(ei) All motorcycles, including e-dirt bikes, are prohibited~~
- (B) (1) Except as provided in subsections (B)(2) and (B)(3), whoever violates this section is guilty of violating park rules and regulations, a minor misdemeanor.
- (2) If the offender has previously been convicted of a violation of this section, violating park rules is a misdemeanor of the fourth degree.
- (3) If a violation of this section constitutes a higher classification of offense under another section of the general offenses code or under a state or federal statute, then the offender may also be prosecuted for said section of the general offense code or state or federal statute. It is the intent of this section that the offender be subject to the full range of penalties provided by said section of the general offense code or state or federal statute.

SECTION 45.

This ordinance shall take effect 30 days after passage.

Ord. 27-2026 Council Proposed Amendments 8/24/2026

Amendment 1

Moving helmet requirement to “transportation other than walking” and applying to those under 18 years of age:

Section 2:

- Add “(I) All operators of any vehicle or device who are under the age of 18 must wear a helmet.”

Amendment 2

Moves some of the parks requirements to “transportation other than walking.” Note, there is an amendment below that would modify this further:

Section 2:

- For “(D) Due care must be taken when passing” add “and operators must yield to pedestrians”
- Add “(F) All forms of transportation other than walking must be operated in a safe manner.”
- Add “(G) Use of a vehicle or transportation device must not exceed 10 miles per hour on a city sidewalk, shared use path, or park path.”
- Add “(H) Lights must be used before dawn and after dusk on all forms of transportation other than walking.”

Section 3 (formerly 5):

- For “(A)(20)” strike the following:
 - “(b) Operate in a safe manner per manufacturer’s requirements”
 - “(e) Speed limit of 10 miles per hour”
 - “(f) Must yield to pedestrians”
 - “(h) Use lights before dawn or after dusk”

Amendment 3:

Strike reference to operating in a safe manner from either the parks rules (543.02(20)(b)) or Transportation other than Walking (383.01(F)) depending on vote on amendment 2.

~~383.01 (F) All forms of transportation other than walking must be operated in a safe manner.~~

OR

543.02(20)(b): ~~—(b) Operate in a safe manner per manufacturer’s requirements~~

Amendment 4:

Add clause to proposed inclusion of private property, limiting the applicability to private property that is open to the public. Staff believes this phrase would provide enough of a basis to enforce on parking lots but would prevent action based on activity in someone’s yard.

(E) No person shall travel recklessly on any public or private property that is open to the public ~~a city street or sidewalk~~.



Authors: Gary Wilfong, P.E., Public Service Director
Aaron Scott, City Engineer

Council Meeting Date: August 24, 2026

Subject/Legislative Item: Ordinance No. 32-2026 - To Authorize the City Manager to Enter into Contract with Performance Pipelining, Inc. for Construction-Related Services for the 2026 Sustainable Sewer Solutions Project

Purpose: To Maintain and Improve the Wastewater System

Executive Summary: Legislation authorizes the City Manager to enter into contract with Performance Pipelining, Inc. for construction related services for the 2026 Sustainable Sewer Solutions Project

Purpose and Impact

This is an ordinance authorizing the City Manager to enter into contract with Performance Pipelining, Inc. in the amount of \$1,406,411.03 for the 2026 Sustainable Sewer Solutions (SSS) Project. On Wednesday, August 5, 2026, the City received bids from three contractors. The results are summarized below:

Contractor	Base Bid – 2026 SSS	Alternate A
Performance Pipelining, Inc.	\$891,328.90	\$387,226.58
BLD Services, LLC	\$986,384.00	\$435,756.25
United Survey	\$1,116,887.00	\$510,518.50
Engineer's Estimate	\$1,029,976.34	\$406,826.44

Performance Pipelining, Inc. submitted the lowest and best bid of \$891,328.90 for the Base Bid. Staff recommends awarding the Base Bid together with Alternate A, for a combined total of \$1,278,555.48. Alternate A covers the area shown on the second page of the project map, located just south of Clifton Road, east of Riverside Drive. This area is part of the overall 2026 planned project but was structured as a bid alternate so that at least a portion of the project could move forward if bid pricing came in higher than expected. This project also includes quantities for the Sanitary Sewer Repair project, which has historically been bid separately, however this year staff bid a combined project as both accomplish similar work.

With the standard 10% contingency added, the total contract amount is \$1,406,411.03 —



\$498,446.37 below the 2026 budgeted amount for this project.

Under the requirements of the Ohio Environmental Protection Agency (OEPA) Director's Final Findings and Orders, the Engineering Division studied the sewer systems and developed a remediation plan to reduce excessive inflow and infiltration (I/I) of rain water into the sanitary sewer system. The OEPA has approved the remediation plan which we call the Sustainable Sewer Solutions projects. This program also updates and improves the overall sanitary sewer system for Upper Arlington. The attached exhibit shows the limits of the 2026 SSS project, which is generally located near the intersection of Mountview Road & Northam Road and Riverside Drive & Clifton Road.

The Sanitary Sewer Repair work included with this contract has been prioritized based on recommendations from the Public Works Division from conditions found while performing periodic video inspection of the sanitary system. Point Repairs are prioritized by Public Works and are completed as funds remain.

History

This project is part of the Ohio EPA approved plan to address inflow and infiltration of the sanitary sewer system. The total program cost of the plan is estimated at \$18,150,000. Construction of the program began in 2017 and must be completed by 2028 to meet EPA requirements.

A map of the overall SSS plan can be found on the city's website

at: <https://upperarlingtonoh.gov/wp-content/uploads/2018/07/Sustainable-Sewer-Solutions-Map.pdf>

A video overview of the program can be found

at: <https://www.youtube.com/watch?v=j3okYViZVPQ>

More information on the overall 2026 CIP can be found on the city's GIS system at:

<https://storymaps.arcgis.com/collections/a618ce4fe1d649fc9f7da209eefb2e8d?item=1>

Alternatives

Council could choose not to authorize the City Manager to enter into contract with Performance Pipeline, Inc. for the project. Upper Arlington would still be required to complete this project prior to the 2028 deadline.

Attachments

1.	2026 SSS Map
2.	Ordinance No. 32-2026



RECORD OF ORDINANCES

CITY OF UPPER ARLINGTON

STATE OF OHIO

ORDINANCE NO. 32-2026

TO AUTHORIZE THE CITY MANAGER TO ENTER INTO CONTRACT WITH PERFORMANCE PIPELINING, INC. FOR CONSTRUCTION-RELATED SERVICES FOR THE 2026 SUSTAINABLE SEWER SOLUTIONS PROJECT

WHEREAS, under the requirements of the Ohio Environmental Protection Agency (OEPA) Director's Final Findings and Orders, the Engineering Division studied the City's sewer systems and developed a remediation plan to reduce excessive inflow and infiltration of rainwater into the sanitary sewer system; and

WHEREAS, this investment supports both the OEPA and City's objectives to reduce water entering the sanitary sewer system, which will reduce water-in-basement events; and

WHEREAS, on August 5, 2026, the City received bids from three contractors, with Performance Pipelining, Inc. having the lowest and best bid; and

WHEREAS, staff recommends awarding the Base Bid together with Alternate A, which covers the project area located south of Clifton Road, east of Riverside Drive, to Performance Pipelining, Inc. in an amount not to exceed \$1,406,411.03, which includes a 10-percent contingency for construction-related services for the 2026 Sustainable Sewer Solutions Project.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Upper Arlington, Ohio:

SECTION 1. The City Manager is hereby authorized to enter into contract with Performance Pipelining, Inc. in an amount not to exceed \$ 1,406,411.03, which includes a 10-percent contingency, for construction-related services for the 2026 Sustainable Sewer Solutions Project.

SECTION 2. The City Manager, Finance Director, and City Attorney are hereby authorized to take all actions necessary to enter into, implement, and administer the contract, including the execution of all documents and amendments, provided such actions are not substantially inconsistent with this ordinance.

SECTION 3. This ordinance shall take effect immediately upon passage.



Authors:	Darren Shulman, City Attorney
Council Meeting Date:	August 24, 2026
Subject/Legislative Item:	Ordinance No. 21-2026 - To Amend Various Sections of Part 1 - Administrative Code, Part 4 - Schedule of Fees, and Part 13 - Building Code, of the Upper Arlington Code of Ordinances (<i>Tracy</i>)
Purpose:	The purpose of this legislation is to amend and modernize the City's Administrative Code to improve clarity, eliminate outdated or duplicative provisions, align the code with current practices and state law, and enhance operational efficiency.
Executive Summary:	This update reflects a systematic review of the administrative code, as well as selections in other areas, to remove redundancies, simplify language, and ensure consistency with administrative practices. Revisions include fixing inconsistencies in campaign finance language, adjusting authority levels to reflect inflation, updates to penalties, and removing unnecessary language.

Purpose and Impact

This update is intended to create a more user-friendly, legally sound, and administratively efficient code. The primary impacts include:

- **Improved Clarity and Usability:** Simplifying legal language and removing duplicative provisions makes the code easier for staff, Council, and the public to interpret and apply.
- **Consistency with State Law and Best Practices:** Updates to campaign finance, compensation, and employee conduct ensure alignment with state requirements and ethical standards.
- **Operational Efficiency:** Increasing financial thresholds (e.g., settlement authority and in-kind contracting limits) to reflect inflation since the last time the code was updated.



- **Modern Governance Practices:** Greater flexibility in council meeting scheduling and the allowance of remote meetings for certain boards improves accessibility and adaptability.
- **Organizational Alignment:** Departmental restructuring and board consolidations better reflect how the City currently operates.
- **Risk Reduction:** Eliminating potentially problematic provisions (e.g., gratuities for officiating weddings) reduces legal and ethical risk.

History

At the 2025 City Council Retreat, a comprehensive update to the City Code was identified as a Council priority. On October 13, 2025, the City Attorney presented a project update outlining the proposed strategy for Council review and adoption. The first phase of this project—focused on the Personnel Code—was adopted on December 15, 2025. The remaining Administrative Code sections are included in this phase for Council consideration.

The Administrative Code has evolved over time through incremental amendments, resulting in some inconsistencies, redundancies, and outdated provisions.

Additionally, some code sections have not been reviewed in many years, leading to discrepancies between the code and current practice.

This effort represents a comprehensive review to reconcile those inconsistencies, codify current practices, and make the code easier to read and apply.

Changes from the May 4, 2026, meeting included:

- 101.99 - changes incorporated to keep option of jail sentence
- 105.03 - changes incorporated to clarify the \$100 cash restriction and add language regarding "person, corporation, or organization" to restriction
- 105.04 - changes incorporated to prohibit public resources from being used for partisan political activity and in support of a candidate
- 111.02 - incorporated new language suggested by Council to permit holding meetings either virtually or at a different location in an emergency
- 111.03 - changes suggested by Council incorporated, including striking date reference, changing "within" to "in" and rewording effective date language

Changes from the May 11, 2026, meeting included:

- replaced "his" with "his/her" in six locations
- removed change to 131.05
- provided a list of potential amendments based on Council discussion around the financial contributions (105.03), political activity (105.04), and marriages (135.01)

Changes/Discussion from the June 8, 2026, meeting included:



- 139.06 - discussion on when city attorney should notify Council of special counsel appointments. Changes incorporated: city attorney will notify council within 10 business days.
- 146.01 - discussion on including Library Board in other boards for purposes of allowing/prohibiting virtual meetings. Staff researched UA city code and found the Library Board is not specifically referenced. The creation of the board and the duty to appoint comes from Ohio Revised Code (3375.121).

Analysis: Staff believes it best to leave out any additions or references to UA city code related to the Library Board and leave it up to the board to decide how to conduct their meetings within the parameters of the Open Meetings Act.

- 149.07 - discussion on whether this was contained elsewhere. The examinations referenced by the current section are governed by the Civil Service Rules (Rule 7 Examinations). The current rules contain the following provisions:

- "It is the purpose of these Rules and the policy of the Commission to establish procedures to ensure that appointments, promotions and demotions, disciplinary action, and other things coming within the purview of these Rules regarding classified employees, **will be based on the qualifications, merit and fitness of the individual concerned.**"
- "**Examinations will fairly test** the relative capacity and fitness of the persons examined to discharge the duties of the positions to which they seek to be appointed."
- "Necessary precautions shall be taken to provide a favorable test environment, and **to ensure fairness** and security in the administration and grading process."
- "Reasonable accommodations may be made for the testing of applicants, consistent with the Americans with Disabilities Act. An impaired individual, for purposes of these Rules, is any person who has a physical or mental impairment which substantially limits one or more major life activities such as performing manual tasks, walking, seeing, hearing, or speaking."
- "Written examinations may be conducted by a national or regional testing company on multiple examination dates at multiple locations. "
- "No person shall ... Willfully or corruptly, or in cooperation with one or more persons defeat, deceive or obstruct any person with respect to that person's right of examination, appointment, or employment arising under [City Ordinances](#) or under these Rules"
- "No person shall ... Discriminate against an individual because of such individual's race, color, religion, sex (gender), genetics, physical disability, age, national origin, political opinions, or handicap unless such sex (gender), age or physical ability is a bona fide occupational qualification."

Here are the state code provisions on testing in the classified civil service:

124.23: "Any examination administered under this section shall be public and be open to all citizens of the United States and those persons who have legally declared their intentions of becoming United States citizens. "

"An examination may include an evaluation of such factors as education, training, capacity, knowledge, manual dexterity, and physical or psychological fitness. An examination shall consist of one or more tests in any combination. Tests may be written, oral, physical, demonstration of skill, or an evaluation of training and experiences **and shall be designed to fairly test the relative capacity of the persons examined to discharge the particular duties of the position** for which appointment is sought."

Analysis: Based on the provisions in our civil service rules and the Ohio Revised Code, Staff believes there are other requirements that tests be fair and related to the position. However, if Council prefers the security



of having another layer of protection in our codified ordinances, there is no harm in keeping this language in (amendment option included in attached list of proposed amendments).

Alternatives

Council may consider the following alternatives:

1. Adopt the legislation as proposed

This approach implements all recommended updates and provides the most comprehensive modernization of the Administrative Code.

2. Adopt with modifications

Council may choose to revise or exclude specific provisions, particularly those identified as policy considerations.

Staff recommends that discussion begin with the first section identified for revision and proceed sequentially through the remaining sections to ensure an efficient review process. Council can set this for as many readings as it needs to review the language.

Given the volume of changes, any changes discussed and agreed to by Council during discussion will be incorporated into the draft for the next meeting. Suggested edits are also requested between readings to give staff time to review, draft, and include them in the packet for discussion.

3. Take no action

Attachments

1.	Code Change Summary
2.	Code Change List 5.11.26v
3.	Proposed Amendments 6.15.26
4.	Proposed Amendments 8.17.26
5.	Ordinance No. 21-2026
6.	Ordinance No. 21-2026 Exhibit A



Code Change Summary

General changes:

- Obvious/duplicative sections: Examples are giving authority to hire positions with council authorization. The Council authorization is enough – budget/org chart. Also, charter creates finance director, so don't need code section saying same thing.
- Make it clear mayor and president of council are the same person and can be used interchangeably (code refers to both at different times)
- Reduce legalese – Instead of saying “That a surcharge be added” now says “A surcharge shall be added”

Compensation:

- Move president and vice president salary under the Council Salaries section to make it easier to find – all salaries are now in the same place
- Add language that legislation increasing salary or compensation can't take effect until that seat has had an election (reelection or new member). I believe this is consistent with state law and is best practice. If don't want to stagger, could also say any change takes effect 4 years later, which would ensure every seat has come up by then.
- Remove language allowing mayor to accept money “gratuitously’ given” to perform a marriage. I think this language potentially runs afoul of ethics laws. In interest of caution, I would either set a price and have the money go to the member (which would be included as part of their compensation) or go to a fund (I haven't talked to Brent about how this would work so if Council wants to do this, we can come up with a proposal). In Delaware we had a mayor's fund that funded employee recognition and things like flowers when someone passed away.

Campaign Finance and Political Activity

- Clean up conflicting language on donation limit by removing \$150 limit and keeping the \$250
- Remove conflicting language about signing petitions, which will default to state law
- Clarify that employees in civil service have to follow state law as well as our code

Criminal code:

- The general penalty, which refers to cases where there is no penalty listed, has been changed from fifty dollars to one thousand dollars
- Delete passing bad checks program – use criminal diversion and people don't write checks as often
- Delete domestic violence prevention program – I don't believe that is appropriate
- Clarify fee for traffic diversion program to align with current practice (\$225 plus court costs for dismissal, which is cheaper than if the person is guilty)

Council Meetings:

- The regular meetings of the city council will now be held on designated Mondays, with the time and date provided pursuant to the Ohio Open Meetings. Current practice is that Council votes by resolution to approve the schedule of meetings.
- Meetings can be held at alternative locations with at least four days' notice
- This is more flexible than current language which states meetings are held on the second and 4th Monday, which is a vestige of the old meeting/conference session cadence and is too rigid

City Manager's Authority:

- The city manager's authority to settle claims on behalf of the city has been increased from thirty thousand dollars to fifty thousand dollars
- Limit was last set in 2009. According to US CPI inflation calculator, 30k in 2009 equals \$45500 today.
- Similar change to contracting for in kind services. Raised to the same 50k (which is lower than procurement threshold so that can be adjusted).

Public Safety Department:

- Not touched

Engineering moved under Public Service

- Used to be its own section, but is also currently referenced as being part of public service

Finance:

- Delete funds that aren't used

Boards and Commissions

- Moved Board of Building Standard duties to BZAP (codifying resolution earlier)
- Corresponding revision to eliminate Board of Building Standards
- Cleanup

Alcohol on City Property:

- Cleanup inconsistent language regarding awarding permits to other governmental entities and non-profits

Schedule of fees:

- If you do work without a permit, increases penalty from double to quadruple fee

Chapter 1305:

Cleanup 1305.08 – Delete reference to 1305.07(K) - a section that does not exist

Chapter 1306 Board of Building Appeals:

- Complete conversion of this body to BZAP (currently done by a standalone ordinance)

Remote Meetings:

Allowed for non-BZAP boards and commissions

Not Touched:

Personnel Code – changes brought last year

143: Department of Public Safety (one excess section deleted)

147: Department of Health

160: Community Relations Committee – made changes in 2025 per annual review/renewal

175: Community Development Department

Items under consideration:

- Looking into whether we need the Local Law Enforcement Block Grant Fund

List of Proposed Code Changes by Section

PART 1 – ADMINISTRATIVE CODE

§ 101.03 INTERPRETATION.

§ 101.99 GENERAL PENALTY.

§ 105.01 DEFINITIONS.

§ 105.03 FINANCIAL CONTRIBUTION.

§ 105.04 POLITICAL ACTIVITY.

§ 111.01 REGULAR MEETINGS.

§ 111.02 PLACE OF MEETINGS.

§ 111.03 COUNCIL SALARIES.

§ 111.04 PRESIDENT AND VICE PRESIDENT OF COUNCIL'S SALARY. (STRIKE)

§ 113.01 PUBLICATION.

§ 131.02 MANAGEMENT OF PUBLIC WORKS, RECORDS.

~~§ 131.05 CITY PERMITS FOR ALCOHOL ON PUBLIC PROPERTY.~~

§ 131.09 ASSISTANT CITY MANAGER. (RESERVE)

§ 131.11 SETTLEMENT OF CLAIMS.

§ 131.14 CONTRACTS INVOLVING CITY SERVICES OR EQUIPMENT.

§ 133.02 POWERS AND DUTIES.

§ 133.03 DEPUTY CITY CLERK (STRIKE)

§ 135.01 MARRIAGES.

§ 137.01 ESTABLISHMENT. (RESERVE)

§ 137.04 CAPITAL EQUIPMENT FUND.

§ 137.05 EMPLOYEE BENEFIT FUND.

§ 137.06 SANITARY SEWER SURCHARGE FUND.

§ 137.07 WATER SURCHARGE FUND.

§ 137.08 CENTRALIZED BILLING FUND. (RESERVE)

§ 137.09 STATE ISSUE TWO IMPROVEMENT FUND (RESERVE)

§ 137.10 INFRASTRUCTURE IMPROVEMENT FUND.

§ 137.12 ESTATE TAX CAPITAL PROJECT FUND. (RESERVE)

§ 137.13 TECHNOLOGY FUND.

§ 139.03 ASSISTANT CITY ATTORNEY. (RESERVE)

§ 139.05 SUPPORT EMPLOYEES TO THE CITY ATTORNEY. (RESERVE)

§ 139.06 SPECIAL COUNSEL AND CONSULTANTS.

CHAPTER 141. ENGINEERING DIVISION (RESERVE)

§ 141.01 ENGINEERING DIVISION (STRIKE)

§ 141.02 CITY ENGINEER (STRIKE)

§ 141.03 RESERVED (STRIKE)

§ 143.07 SPECIAL OR PRIVATE POLICE OFFICERS, BOND AND FEE. (RESERVE)

§ 145.04 ENGINEERING DIVISION (NEW)

§ 145.05 CITY ENGINEER (NEW)

CHAPTER 146. BOARD AND COMMISSION MEETINGS (NEW)

§ 146.01 MEETING BY MEANS OF VIDEO CONFERENCE OR OTHER SIMILAR ELECTRONIC TECHNOLOGY.

§ 149.01 CIVIL SERVICE COMMISSION; APPOINTMENT, TERM, REMOVAL.

§ 149.04 RULES.

§ 149.05 PROBATIONARY APPOINTMENTS.

§ 149.07 EXAMINATIONS. (RESERVE)

§ 149.13 POLITICAL ACTIVITY.

§ 149.99 PENALTY.

§ 151.03 ORGANIZATION AND PROCEDURE.

§ 151.04 DUTIES.

§ 152.02 ESTABLISHMENT AND MEMBERSHIP.

§ 152.05 ARTS MANAGER. (RESERVE)

§ 153.02 USE OF MUNICIPAL TENNIS COURTS.

§ 157.03 ORGANIZATION AND PROCEDURES.

§ 157.04 POWERS AND DUTIES.

§ 173.01 MAYOR'S COURT DIVERSION PROGRAM.

§ 173.03 PASSING BAD CHECK PROGRAM. (RESERVE)

§ 173.05 TRAFFIC DIVERSION PROGRAM.

§ 173.08 DOMESTIC VIOLENCE DIVERSION PROGRAM. (STRIKE)

PART 4 – SCHEDULE OF FEES

§ 401.03 FEE PROVISIONS.

PART 13 – BUILDING CODE

§ 1305.08 GENERAL REQUIREMENTS.

CHAPTER 1306. BOARD OF BUILDING STANDARDS

§ 1306.01 COMPOSITION AND MEMBERSHIP

§ 1306.02 TERM OF OFFICE. (RESERVE)

§ 1306.03 ORGANIZATION AND APPEALS PROCEDURE.

§ 1306.04 QUORUM. (RESERVE)

§ 1306.05 DUTIES. (RESERVE)

§ 1306.06 APPLICATION AND FILING FEE FOR BOARD OF BUILDING
STANDARDS.

§ 1306.07 APPEAL FROM DECISION OF THE BOARD OF STANDARDS.

Proposed Amendments

Amendment 1:

For “§ 105.03 FINANCIAL CONTRIBUTION.”

Amend dollar figure in sections (D) and (E) from \$250 to \$400

Amendment 2:

For “§ 105.03 FINANCIAL CONTRIBUTION.”

Add language making the effective date of the changes in Amendment 1 after the 2029 City Council election.

Amendment 3:

For “§ 105.04 POLITICAL ACTIVITY.”

Amend (A) to read as follows: No council member or candidate for council in the City of Upper Arlington shall solicit any employee, including council appointed employees, to take any part in securing the nomination or election of any candidate for council in the City of Upper Arlington.

Amendment 4:

For “§ 135.01 MARRIAGES.”

The city may establish a fee for providing the service based on the actual cost to the city. Any such fee shall be included in the city’s Master List of Fees.

Amendment 5:

For “§ 149.07 EXAMINATIONS.” (current proposal is to reserve the section)

Retain existing language: All examinations shall be practical and impartial and shall relate to those matters which will fairly test the relative capacity of the persons examined to discharge the duties of the position for which appointment is sought.

Part 1

ADMINISTRATIVE CODE

§ 101.03 INTERPRETATION.

In the construction of the Codified Ordinances, the following rules shall control, excepting those inconsistent with the manifest intent of council as disclosed in a particular provision, section or Code:

Calendar-Computation of time: The terms month and year shall mean the calendar month or year. The time expressed in days within which an act is to be done or a period is to expire shall be computed by excluding the first and including the last day except if the last be Sunday, it shall be excluded. If time is expressed in hours, the whole of Sunday shall be excluded.

City and municipality: The words city and municipality shall mean the City of Upper Arlington, Ohio.

City Hall: The term City Hall shall mean the public building located at 3600 Tremont Road in the City of Upper Arlington, Ohio.

Conjunctions: And shall include or and or shall include and, if the sense so requires.

Council: Council means the Council of Upper Arlington, Ohio.

Fire division: The term fire division or fire department shall mean the fire division of the department of public safety of the city.

Gender: Words importing the masculine shall extend and be applied to the female and neuter genders.

General rule: Excepting as otherwise provided in this section words and phrases shall be construed according to the common usage of language; provided, however, that technical words and phrases and such others as may have acquired a special meaning in the law, shall be construed according to such technical or special meaning.

Whenever in the Codified Ordinances authority is given to an officer or an act is required to be performed, such authority may be exercised and such act may be performed, at the instance of such officer, by a deputy or subordinate unless contrary to law or to the clear intent of any such particular provision.

Joint authority: words giving authority to a board, commission or to three (3) or more municipal officers or employees or other persons shall be construed as giving authority to a majority thereof unless otherwise specifically provided.

Mayor: The titles mayor and president of council refer to the same office and can be used interchangeably.

Municipal building/Municipal Services Center: The terms municipal building and Municipal Services Center shall mean the public building located at 3600 Tremont Road in the City of Upper Arlington, Ohio.

Number: Words in the plural shall include the singular. Words in the singular and in the singular shall include the plural number.

Owner: The word owner when applied to property, shall include any part owner, joint owner or tenant in common, of the whole or any part of such property.

Person: The word person shall extend to and be applied to associations, clubs, corporations, firms and partnerships, as well as to individuals.

Police division: The terms police division or police department shall mean the police division of the department of public safety of the city.

Premises: The word premises when used as applicable to property shall extend to and include land and buildings.

Public authority: The term public authority shall extend to and include the board of education of the municipality, the municipality, the county commissioners, the State of Ohio, the United States of America, and any duly authorized public official, board or commission.

Property: The word property shall include real and personal, and any mixed and lesser estates or interests therein; the words personal property shall include every kind of property except real property; and the words real property shall include lands, tenements and hereditaments.

~~*Reasonable time:* In all cases where provision is made for an act to be done or notice to be given within a reasonable time, it shall be deemed to mean such time only as may be necessary for the prompt performance of such act or giving of such notice.~~

Street: The word street shall be construed to include alleys, avenues, boulevards, lanes, roads, streets and other public ways in the Municipality.

Tenant or occupant: The words tenant or occupant as applied to a building or land shall extend and be applied to any person holding a written or oral lease of or who occupies the whole or any part of a building or land, alone or with others.

Tenses: The use of any verb in the present tense shall include the future.

§ 101.99 GENERAL PENALTY.

Whoever in the Codified Ordinances or in any ordinance heretofore or hereafter adopted, any act is prohibited or is made or declared to be unlawful or an offense or a misdemeanor, or wherever in said Codified Ordinances the doing of any act is required, or the failure to do any act is declared to be unlawful, where no specific penalty is provided therefore, the violation of any such provision of the Codified Ordinance or of any such ordinance is hereby made a misdemeanor, any violator upon conviction by the court, shall be fined in any amount not exceeding ~~fifty-one thousand~~ dollars (\$~~501000.00~~), or imprisoned not more than thirty (30) days, or both. Each day any violation of any provision of the Codified Ordinances shall continue shall constitute a separate offense.

§ 105.01 DEFINITIONS.

(A) *Contribution:* means any contribution that is required to be reported in the statement of contribution under ORC § 3517.10 and defined under ORC § 3517.01(B)(5).

(B) ~~*In-kind Contribution:* means any contribution that is defined under ORC § 3517.01(B)(16).~~

~~*Personal funds:* means contributions to the campaign committee of a candidate by the candidate or by the candidate's spouse, parents, children, sons-in-law, daughters-in-law, brothers, sisters, grandparents, mother-in-law, father-in-law, brothers-in-law, sisters-in-law, or grandparents by marriage.~~

(C) ~~*In-kind Contribution:* means any contribution that is defined under ORC § 3517.01(B)(16).~~ ~~*Personal funds:* means contributions to the campaign committee of a candidate by the candidate or by the candidate's spouse, parents, children, sons-in-law, daughters-in-law, brothers, sisters, grandparents, mother-in-law, father-in-law, brothers-in-law, sisters-in-law, or grandparents by marriage.~~

§ 105.03 FINANCIAL CONTRIBUTION.

- (A) Solicitation of contributions: No person shall solicit any employee of the City of Upper Arlington, to contribute any money or any articles of value to secure the nomination or election of any candidate for Council in the City of Upper Arlington.
- (B) Contribution by employees: No employee, including council-appointed employees, of the City of Upper Arlington shall make any contribution of money or any articles of value toward the nomination or election of any candidate for Council in the City of Upper Arlington.
- (C) Campaign funds: No candidate for, or member of, the Council of the City of Upper Arlington shall accept any contribution of money or other item of value from any Upper Arlington employee, including council-appointed employees. This provision does not prohibit council members from contributing to other candidates for city council.
- (D) No person ~~or entity, corporation, or organization~~ shall make a contribution or in-kind contribution of more than two hundred and fifty dollars (\$250.00) in a calendar year to any candidate or member of council to be used as campaign funds.
- (E) No candidate or member of council shall accept a cash contribution of more than \$100 or any other contribution in-kind ~~contribution~~ of more than two hundred and fifty dollars (\$250.00) in a calendar year from any person or entity to be used as campaign funds.
- ~~(F) No person, corporation, or organization shall make cash contributions to a candidate for or member of council totaling more than one hundred dollars (\$100.00) to be used as campaign funds in each primary, special, or general election or in a non-election calendar year.~~
- ~~(FG)~~ Subsections (D) and, (E) ~~and (F)~~ shall not apply to a candidate's personal funds as defined by this chapter.
- ~~(GH)~~ The provisions of the laws of the State of Ohio pertaining to elections that are not inconsistent with the provisions of this section shall remain in full force and effect and shall apply in addition to the requirements of this section. In the event of a conflict between the provisions of the laws of the State of Ohio and provisions of this section, the provisions of this section shall control.

§ 105.04 POLITICAL ACTIVITY.

- (A) No employee, including council-appointed employees, shall take any active part in securing the nomination or election of any candidate for council in the City of Upper Arlington.
- (B) No employee, including council-appointed employees, shall use City of Upper Arlington resources or non-public information for the purpose of partisan political activity or in support of or opposition to any candidate for office.
- ~~(C)~~ No employee, supervisor, council-appointed employee, member of council or candidate for council of the City of Upper Arlington shall request any employee or appointed official of the City of Upper Arlington to sign any nominating petition for any candidate for any office, or any petition designed to place any issue upon, the ballot in the City of Upper Arlington.
- ~~(DE)~~ The provisions of this section shall not be construed to prevent any person from:
 - (1) Exercising his/her right to vote upon any item appearing on the ballot in the City of Upper Arlington.
 - (2) ~~Providing access to the electoral process by the signature of any petition designed to provide access for any candidate or issue to the ballot in the City of Upper Arlington.~~
 - ~~(23)~~ Expressing his/her private political views in a private context in such a manner that publication of his/her views does not result.

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- (34) Responding to factual questions put to him in his/her official capacity in areas of his/her official knowledge or expertise, or to requests for his/her official opinion in those areas wherein he is required to be able to reach an official opinion.
- (ED) No person shall do any act that has the effect of precluding or discouraging any employee, officer, etc. from exercising the rights described in C.O. § 105.04(C).

§ 111.01 REGULAR MEETINGS.

The regular meetings of the city council shall be held ~~on at 7:30 p.m. on the second and fourth~~ Mondays of each month designated by Council. The time and date of each meeting shall be provided pursuant to the requirements of the Ohio Open Meetings Act.-

§ 111.02 PLACE OF MEETINGS.

- (A) ~~Such m~~Meetings shall be held in the City Hall, 3600 Tremont Road, also known as the Upper Arlington Municipal Services Center, provided that the council may, ~~by a majority vote of the members present and voting at a regular meeting establish an alternative location for a meeting, determine that the next succeeding meeting shall be held in one of the public schools within this city. The City shall provide at least four (4) days n~~Notice~~days'~~ notice of any meeting to be held elsewhere than at the Municipal Services Center, except for City Hall, in the event of an emergency, as determined by the concurrence of the president and vice-president of council, notice of the alternative meeting location or means shall be provided as soon as practicable.shall be posted in a conspicuous place in the City Hall for at least five (5) days prior to such meeting, and shall be published in the Upper Arlington News or in some newspaper of general circulation in this city at least three (3) days before such meeting.
- (B) ~~Special meetings of the council shall be held in the City Hall, unless a different location is authorized by unanimous consent of all members.~~
- (CB) Nothing in this section shall restrict the council's authority to recess a meeting which has been duly convened, and to resume the same at another location within this city which is open to the public.
- (C) ~~If permitted by Ohio l~~aw, Council may hold meetings by means of video conference or other similar electronic technology.

§ 111.03 COUNCIL SALARIES.

- (A) The salary of each member of council shall be ~~three thousand dollars (\$3,000.00) per annum payable at the rate of two hundred fifty dollars (\$250.00) per month, effective January 10, 2012. The salary shall automatically increase to~~ the minimum monthly salary necessary to qualify for a full month credit of contributing service in the public employee retirement system on the effective date of any increase in the statutory requirement. (Ord. No. 82-2011)
- (B) ~~The salary of the president of council and ex-officio mayor, in addition to council salary, shall be one thousand two hundred dollars (\$1,200.00) per annum, payable at the rate of one hundred dollars (\$100.00) per month (effective January 1, 1990).~~
- (C) ~~The salary of the vice president of council, in addition to council salary, shall be six hundred dollars (\$600.00) per annum, payable at the rate of fifty dollars (\$50.00) per month.~~
- (D) Each council member shall have the option to participate ~~with~~in the city's health care benefits program.
- (E) ~~No~~Any legislation increasing the salary or compensation of a council member ~~shall cannot~~ be applied to a council member until the ~~next~~first election for that member's seat following the adoption of the legislation.

~~§ 111.04 PRESIDENT AND VICE PRESIDENT OF COUNCIL'S SALARY.~~

~~The salary of the president of council and ex-officio mayor, in addition to council salary, shall be one thousand two hundred dollars (\$1,200.00) per annum, payable at the rate of one hundred dollars (\$100.00) per month (effective January 1, 1990). The salary of the vice president of council, in addition to council salary, shall be six hundred dollars (\$600.00) per annum, payable at the rate of fifty dollars (\$50.00) per month (effective January 1, 1990).~~

§ 113.01 PUBLICATION.

All municipal ordinances, resolutions, statements, orders, proclamations, notices and reports required by law or ordinance to be published shall be published by posting copies thereof in a public place in the Municipal Services Center of the City of Upper Arlington for a period of not less than ten (10) days, by posting copies thereof on the city's website, or by publication thereof in any newspaper printed in Ohio and of general circulation in the City of Upper Arlington; provided, however, notices to bidders for the construction of public improvements and notices of the sale of bonds shall be published as provided by Upper Arlington Codified Ordinance or statute.

Pursuant to Section XI of the City Charter, concurrence is required for consideration of subjects not included in the notice of the meeting. For purposes of this requirement, the distribution to council members of the official agenda with any and all ordinances, resolutions, requests, plans or reports attached thereto shall be the official notice of the meeting, provided it occurs at least twenty-four (24) hours prior to the meeting. ~~There is no requirement that this notice be published.~~

§ 131.02 MANAGEMENT OF PUBLIC WORKS, RECORDS.

The city manager shall manage and supervise all public works and undertakings of the city, except as otherwise provided by law, and shall have all powers and perform all duties conferred upon him/her by law. ~~The city manager shall keep a record of his/her proceedings, a copy of which, certified by him/her, shall be competent evidence in all courts.~~

(Ord. No. 115-2010, 3-16-2011)

~~§ 131.09 ASSISTANT CITY MANAGER.~~ RESERVED.

~~The city manager, with the advice and consent of council, may appoint an assistant city manager whose powers and duties shall be prescribed by the city manager.~~

§ 131.11 SETTLEMENT OF CLAIMS.

The city manager is authorized, upon advice from the city attorney, to settle or compromise on behalf of the city any claim against the city, whether a moral or legal obligation, wherein the amount to be paid in settlement of such claim does not exceed thirty-fifty thousand dollars (530,000.00), and wherein such settlement is deemed by the city manager to be in the best interest of the city. Settlement of claims against the city in excess of thirty-fifty thousand dollars (530,000.00) shall be approved by ordinance of city council.

(Ord. No. 111-2009)

§ 131.14 CONTRACTS INVOLVING CITY SERVICES OR EQUIPMENT.

- (A) The city manager may enter into contracts involving the payment of money or providing services, equipment, or other value in-kind to the city in exchange for city services or the loaning of city equipment without council approval provided that
- (1) The finance ~~and administrator services~~ director determines the payment or provision of services, equipment, or other value in-kind reasonably compensates the city for the services provided or the equipment loaned;
 - (2) The contract requires the other party to be responsible for any damages to the loaned city equipment and is executed in accordance with C.O. § 138.11(B); and
 - (3) The city manager notifies council no later than thirty (30) days after entering into the contract.
- (B) The city manager may enter into contracts with another political subdivision involving the loaning of city equipment in exchange for the borrowing of equipment from the other political subdivision without council approval provided that
- (1) The department director maintains a log of all equipment loans and annually reviews whether the rental value of equipment borrowed reasonably compensate the city for the rental value of equipment loaned;
 - (2) The contract requires the other political subdivision to be responsible for any damages to the loaned city equipment, permits the city to bill the other political subdivision if the city is not being reasonably compensated, does not involve an expenditure of more than ~~thirty~~ thirty-five thousand dollars (\$~~350,000.00~~) by the city, and is executed in accordance with C.O. § 138.11(B).
 - (3) The city manager notifies council no later than thirty (30) days after entering into the contract.
- (C) For purposes of this section, "reasonably compensates" means that the total of the cost of services provided, rental value of equipment loaned, and any expenditure made by the city is approximately equal to the total of the cost of services received, rental value of equipment borrowed, and any payment received by the city.
- (D) This section does not modify the city manager's powers granted pursuant to C.O. §§ 131.01 and 131.10.

(Ord. No. 111-2009; Ord. No. 9-2013; Ord. No. 34-2016, § 1, 6-6-2016)

§ 133.02 POWERS AND DUTIES.

The city clerk shall act as the clerk of council and shall perform duties including but not limited to maintaining legislative records, certifying ordinances, and attesting official documents, in addition to the ~~have all~~ powers and duties delegated by statute or by council ~~to such officials~~.

~~§ 133.03 DEPUTY CLERKS.~~

~~The city clerk is authorized to appoint one (1) or more deputy clerks to assist him/her in the operation of his/her office and to act for him/her in his/her absence.~~

§ 135.01 MARRIAGES.

The mayor and acting mayor shall be permitted to solemnize marriages in accordance with Ohio Revised Code Section 3101.08. ~~accept monies gratuitously given for the solemnization of a marriage.~~

§ 137.01 ~~ESTABLISHMENT~~RESERVED.

~~Under the provisions of Sections II and XIV of the Charter, a finance department is created under the supervision of the finance director. The finance director shall be appointed by the city manager subject to the approval of a super majority of at least five (5) members of council. The finance director shall serve at the pleasure of the city manager upon approval of such recommendation by a super majority of five (5) members of city council.~~

~~(Ord. No. 6-2012, 2-13-2012; Ord. No. 5-2017, § 2, 2-13-2017)~~

§ 137.04 CAPITAL ~~IMPROVEMENT~~EQUIPMENT FUND.

There is hereby established a fund to be known as the capital equipment fund, which shall consist of two (2) divisions designated respectively as:

- (A) New equipment.
- (B) Special projects.

Funds in division (A) shall be used for the purchase of new equipment having a useful life of at least five (5) years. Funds in division (B) shall be used for the financing of special projects of a nature not ordinarily included in current operating expenses of a non-recurring nature.

§ 137.05 EMPLOYEE BENEFIT FUND.

- (A) ~~That t~~Ihe employee benefit fund is hereby created in the treasury of the City of Upper Arlington for the sole purpose of providing for employee benefits, included but not limited to health care, life insurance, dental benefits and disability benefits.
- (B) Deposits into the fund shall come from the proportionate share of the costs of employee benefits budgeted in the operating accounts of the departments and divisions of the city, along with third party reimbursements for employee benefits, premiums and refunds.
- (C) Expenditures from the fund shall be to pay for the cost of employee benefits, administration of the benefits program and the cost of actuarial and advisory assistance.
- ~~(D) The fund shall be credited with interest based on the proportionate share of funds available for investment purposes.~~

§ 137.06 SANITARY SEWER SURCHARGE FUND.

- (A) ~~That a~~a surcharge shall be added to the sewer rate, to be applied to all users of sewerage service within the ~~City of Upper Arlington, Ohio~~city, including any extensions of ~~said the~~said city, at the rate of twenty-three percent (23%) of the sewer charges billed, by the City of Columbus. Said rate is in addition to the sewer rate charged by the City of Columbus. Such surcharge shall apply to all bills rendered for billing periods beginning on and after January 1, 2019.
- (B) ~~That a~~All money derived from said surcharge shall be credited to the sanitary sewer surcharge fund, established by Ordinance No. 175-90. ~~Said The~~Said fund shall be used for the payment of the cost of

management, maintenance, operation and repair of the sewerage system of this city, or for the enlargement or replacement of ~~said-the~~ system, for construction and reconstruction of main and interceptor storm sewers and for the payment of the interest on any debt incurred for the construction thereof.

(Ord. No. 87-2018, § 5, 12-10-2018)

§ 137.07 WATER SURCHARGE FUND.

- (A) ~~That a~~ A surcharge shall be added to the regular water rate, to be applied to all consumers in the c~~City of Upper Arlington, Ohio~~, including any extensions of ~~said-the~~ city, at the rate of fifteen percent (15%) of the water charges billed by the City of Columbus based on meter consumption of water. Said rate is in addition to the water rate charged by the City of Columbus. Such surcharge shall apply to all bills rendered for billing periods beginning on and after January 1, 2019.
- (B) ~~That a~~ All money derived from said surcharge shall be credited to the water surcharge fund, which is hereby established. ~~Said-The~~ fund shall be used for the payment of the cost of management, maintenance and repair of the water distribution system of this city. Any balance in such fund may be used for the construction and reconstruction of the water distribution system including repair and/or replacement of fire hydrants and for the payment of the interest on any debt incurred for the construction thereof.

(Ord. No. 87-2018, § 6, 12-10-2018)

§ 137.08 ~~CENTRALIZED BILLING FUND.~~ RESERVED.

- ~~(A) That the centralized billing fund is hereby created in the Treasury of the City of Upper Arlington for the purpose of providing centralized billing services for the various departments, divisions and offices of the city.~~
- ~~(B) Deposits into the fund shall come from the departments, divisions and offices for whom centralized billing services have been provided.~~
- ~~(C) Expenditures from the fund shall be to pay the cost of operating expenditures incurred in providing the billing services.~~

§ 137.09 ~~STATE ISSUE TWO IMPROVEMENT FUND.~~ RESERVED.

- ~~(A) That the state issue two improvement fund is hereby created in the Treasury of the City of Upper Arlington for the purpose of undertaking capital projects approved by the Ohio Public Works Commission.~~
- ~~(B) Deposits shall come from the Ohio Public Works Commission and from any other city funds which are used to pay the matching funds.~~
- ~~(C) Expenditures from the fund shall be used to pay the expenses of the capital projects including architect and engineering fees and inspection services.~~

~~As the authorized levels of expenditures from projects approved from the bonded improvement fund are reached, balances in the projects shall be transferred to the state issue two fund, sanitary sewer fund, water surcharge fund, stormwater management fund or capital improvement fund, as appropriate.~~

§ 137.10 INFRASTRUCTURE IMPROVEMENT FUND.

- (A) ~~That t~~ Ihe infrastructure improvement fund is hereby created in the Treasury of the City of Upper Arlington for the purpose of undertaking capital projects.
- (B) Deposits into the fund shall come from the transfers out category of the general fund at a funding level of seven hundred fifty thousand dollars (\$750,000.00) per year, or as adjusted by city council through budget authority, for a period of five (5) years beginning with fiscal year 1997.

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- (C) Expenditures from the fund shall be used to pay the expenses of the capital projects including architect and engineering fees and inspection services.

§ 137.12 RESERVEESTATE TAX CAPITAL PROJECT FUND.

The estate tax capital project fund is hereby created in the Treasury of the City of Upper Arlington for the purpose of undertaking capital projects.

Deposits into this fund shall come from estate tax in any year that exceeds \$2.1 million and council designates the tax to be used for capital projects. A proportional amount of investments earnings will be deposited into this fund.

Expenditures from the fund shall be used to pay all expenses of capital projects including such expenses as architectural/engineering fees and inspection services.

§ 137.13 TECHNOLOGY FUND.

All cellular tower fees shall be deposited in the technology fund, which is hereby established. ~~In addition, the fund shall be annually supplemented by cable television franchise fees in an amount not to exceed fifty thousand dollars (\$50,000.00).~~ This technology fund shall be used for the purchase of all technological equipment to include communications and computer equipment unless another fund has been established by law.

§ 139.03 ~~FIRST ASSISTANT CITY ATTORNEY.~~ RESERVED.

The city attorney, with approval of council, is authorized to appoint a first assistant city attorney who shall hold office at the pleasure of the city attorney.

§ 139.05 ~~SUPPORT EMPLOYEES TO THE CITY ATTORNEY.~~ RESERVED.

The city attorney may appoint such support staff, including assistant city attorneys; paralegal/office managers; criminal justice administrators; legal administrative specialists, and legal interns as may be authorized by council whose duty shall be to assist the city attorney in the performance of the duties imposed upon them by the provisions of this chapter. Such support employees shall hold office at the pleasure of the city attorney.

(Ord. No. 115-2010, 3-16-2011)

§ 139.06 SPECIAL COUNSEL AND CONSULTANTS.

In accordance with the provisions of C.O. § 138.06(B)(2) and § 138.09(F), the city attorney is authorized to appoint special counsel and consultants for the prosecution, investigation and defense of cases ~~in the courts~~ and for other legal matters. Such special counsel and consultants shall receive reasonable compensation, to be fixed by the city attorney. ~~The city attorney shall advise city council of any such appointments~~ within 10 business days ~~prior to the next regularly scheduled council meeting.~~

(Ord. No. 113-2009)

CHAPTER 141. RESERVED. ~~ENGINEERING DIVISION~~

§ 141.01 ENGINEERING DIVISION.

The engineering division shall be administered by the city engineer, under the general supervision and control of the city manager or designee. In addition to the city engineer, the division shall include one (1) or more assistant city engineers and such other personnel as may be authorized by council and appointed by the city manager.

(Ord. No. 39-2015, § 1, 6-22-2015)

§ 141.02 CITY ENGINEER.

The city engineer shall be appointed by, and shall serve at the pleasure of the city manager. The city engineer shall be a professional engineer, duly registered or licensed to practice in the State of Ohio. The city engineer shall perform all engineering services for the city and its departments, except on projects of such a nature as may require the assistance of consulting engineers. The selection and employment of consulting engineers shall be made by the city engineer, in accordance with the rules and procedures approved by the city manager, when authorized by council.

(Ord. No. 115-2010, 3-16-2011)

§ 143.07 RESERVED. ~~SPECIAL OR PRIVATE POLICE OFFICERS, BOND AND FEE.~~

The city manager is authorized to commission such special or private police officers and private detectives as deemed necessary, all to serve without compensation from the city.

Such private or special police officers and private detectives shall give a bond in the sum of five thousand dollars (\$5,000.00) to the satisfaction of the city manager and shall pay an annual fee in the sum of one hundred dollars (\$100.00). They shall act under the direction and control of the police chief and such rules and regulations as the city manager shall from time to time provide.

(Ord. No. 117-2009)

§ 145.04 ENGINEERING DIVISION.

The engineering division shall be administered by the city engineer, under the general supervision and control of the city manager or designee.

§ 145.05 CITY ENGINEER.

The city engineer shall be appointed by, and by and shall serve at the pleasure of the city manager. The city engineer shall be a professional engineer, duly registered or licensed to practice in the State of Ohio. The city engineer shall perform all engineering services for the city and its departments, except on projects of such a nature as may require the assistance of consulting engineers. The selection and employment of consulting engineers shall be made by the city engineer, in accordance with the rules and procedures approved by the city manager, when authorized by council.

CHAPTER 146. BOARD AND COMMISSION MEETINGS

§ 146.01 MEETING BY MEANS OF VIDEO CONFERENCE OR OTHER SIMILAR ELECTRONIC TECHNOLOGY.

With the exception of the Board of Zoning and Planning, boards and commissions may meet by videoconference, teleconference, or other electronic means in compliance with Ohio Revised Code Section 121.22 and any applicable requirements in Ohio Revised Code or Upper Arlington codified ordinance, resolution, or rules of procedure.

§ 149.01 CIVIL SERVICE COMMISSION; APPOINTMENT, TERM, REMOVAL.

Council shall appoint three (3) electors of the city as civil service commissioners, who shall be residents of the city and/or the Upper Arlington School District at the time of appointment and for the duration of their term of service. ~~The members of the existing civil service commission shall continue in office for the terms for which they were appointed. Thereafter, m~~Members of the civil service commission shall be appointed to serve for a term of four (4) years and shall expire on the last day of June. Appointments shall commence on the date the appointment is approved by council or such other date provided by council. Any member appointed to fill a vacancy occurring prior to the expiration of the term shall be appointed for the unexpired portion of said term. City council may shorten or lengthen a particular term at the time of appointment to maintain a staggered rotation so that not all members' terms expire in the same year or extend a term until a replacement is appointed.

~~Council may at any time remove any commissioner from office~~A commissioner's seat shall become vacant if and when he/she no longer meets the residency requirement.

~~Council may at any time remove any commissioner from office if and when he/she no longer meets the residency requirement.~~

Council may at any time remove any commissioner for inefficiency, neglect of duty, incompetence or malfeasance in office, having first given to such commissioner a copy of the charges against him/her and an opportunity to be heard in person or by counsel in his/her own defense.

(Ord. No. 8-2013; Ord. No. 40-2022, § 3, 6-6-2022)

§ 149.04 RULES.

The commission shall prescribe, amend and enforce the civil service rules and keep its proceedings and records of its examinations concerning the enforcement and effect of the civil service provisions and the rules thereunder. If there is a conflict between the civil service rules and ORC ch. 124, the rules shall supersede chapter 124; provided, that the rules may not supersede the City Charter or the Upper Arlington Codified Ordinances. ~~The commission~~

~~shall make an annual report to council.~~ The rules shall provide for but are not limited to any requirements mandated by ORC ch. 124.

§ 149.05 PROBATIONARY APPOINTMENTS.

- (A) All original and promotional appointments shall be for a probationary period of one (1) year.
- (B) The one-year probationary period for original appointments of police officers shall begin on the date of appointment or the date of certification pursuant to ORC § 109.77, whichever occurs later.
- (C) A probationary period may be extended by the appointing authority for up to one hundred eighty (180) additional days for good cause, unless otherwise provided in any applicable collective bargaining agreement.
- (D) No appointment or promotion shall be deemed ~~finally made~~final until the employee has satisfactorily served his probationary period.

(Ord. No. 62-2014, § 1, 11-24-2014; Ord. No. 65-2021, § 1, 11-8-2021)

§ 149.07 ~~RESERVED~~ EXAMINATIONS.

~~All examinations shall be practical and impartial and shall relate to those matters which will fairly test the relative capacity of the persons examined to discharge the duties of the position for which appointment is sought.~~

(Ord. No. 65-2021, § 1, 11-8-2021)

§ 149.13 POLITICAL ACTIVITY.

~~In addition to the limitations provided by the Ohio Revised Code and Ohio Administrative code, A~~all persons in the civil service are subject to the provisions of C.O. ch. 105.

§ 149.99 PENALTY.

- (A) Whoever violates C.O. §§ 149.12, 149.13, 149.14, 149.15, ~~149.16 or and~~ 149.17 is guilty of a civil service violation, a misdemeanor of the first degree. The court shall impose a mandatory fine of one hundred dollars (\$100.00), which shall not be suspended.
- (B) In addition to any criminal penalty, any person in the civil service who violates this chapter or C.O. ch. 105 shall also be subject to disciplinary action which may include termination.

§ 151.03 ORGANIZATION AND PROCEDURE.

- (A) The parks and recreation advisory board shall elect its own chairperson and establish its own rules of organization and procedure for the conduct of its meetings. The rules shall not conflict with the City Charter, this chapter, the rules of council, or state law and shall be generally in accordance with Roberts Rules of Order. All Rules shall be submitted to the city clerk and kept on file.
- (B) The board shall meet at the call of the chairperson, the director of parks and recreation, the city manager, or council. ~~The city clerk shall appoint a person to~~City staff shall record board minutes. ~~The board may invite~~

~~from time to time members of the public including those representing department related committees to speak on various topics.~~

- (C) Recommendations by the board may be provided to council, the city manager, or the parks and recreation director.

(Ord. No. 14-2016, § 1, 3-14-2016)

§ 151.04 DUTIES.

The duties of the parks and recreation advisory board shall include the following

- ~~(A) The parks and recreation advisory board shall a~~Act in an advisory capacity to the director, city manager or city council.
- ~~(B) The purpose of the board is to p~~Provide input and discuss park and, recreational, ~~and cultural arts~~ services and facilities.
- ~~(C) The board shall also s~~Serve as ambassadors for the city by soliciting input from the community and by educating our citizens and facility users regarding the services provided by the department.
- ~~(D) If so directed by the director or city council, the board shall~~ receive public input and consider matters pertaining to:
- (1) acquisition, development, improvement and management of parks, parkstrips and other city property.
- (2) ~~The board may also receive input on matters pertaining to~~ recreational programs and facilities in the community, the need for improvement and extension thereof, the need and feasibility of additional recreation facilities and methods of financing the same.
- ~~(E) It shall also f~~Facilitate, as necessary, updates or reports from the chairperson or designee of each of the boards, commissions or councils related to the parks and recreation department.
- ~~(A)(F)~~ The board shall perform such other duties relative to the department and programs as delegated by city council or the director.

(Ord. No. 14-2016, § 1, 3-14-2016)

§ 152.02 ESTABLISHMENT AND MEMBERSHIP.

- (A) *Establishment:* There is hereby established and created the Upper Arlington Cultural Arts Commission.
- (B) *Membership:* The commission shall consist of the following members:
- (1) Seven (7) regular members appointed by the president of council, subject to approval of council, for three-year terms. City council may shorten or lengthen a particular term at the time of appointment to maintain a staggered rotation so that not more than three (3) members' terms expire in the same year or extend a term until a replacement is appointed. All commission members shall be residents of the City of Upper Arlington.
 - (2) Public input: Any public agency or organization, private association, or individual may address the commission on issues pertaining to cultural arts. In addition, the chairperson may invite any individual to address the commission based on their expertise in the area of cultural arts.
 - (3) The director of parks and recreation, or other designee, shall attend meetings of the commission and serve as staff representative to the commission.
- (C) *Terms:*

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- (1) ~~Unless otherwise designated when a member is appointed, T~~terms shall commence the first day of July~~7~~ and expire the last day of June.
 - (2) Absence from three (3) consecutive regular meetings shall operate to vacate the term of the member, unless such absence is authorized or excused by vote of the commission and approved by the director. Any term thus vacated, or vacated by resignation, shall be filled by appointment by the president of council, subject to approval of council for the remainder of the unexpired term.

(Ord. No. 13-2016, § 1, 3-14-2016; Ord. No. 79-2020, § 1, 12-14-2020; Ord. No. 40-2022, § 5, 6-6-2022)

§ 152.05 ~~ARTS MANAGER~~RESERVEDR.

~~The city shall designate an art manager to manage the city's art collection, help implement the duties outlined in C.O. § 152.03 and perform other duties as the city manager or their designee may prescribe.~~

(Ord. No. 13-2016, § 1, 3-14-2016; Ord. No. 79-2020, § 1, 12-14-2020)

§ 153.02 ~~USE OF MUNICIPAL TENNIS COURTS~~AUTHORITY TO ADOPT RULES AND REGULATIONS FOR FACILITIES.

- (A) *Regulations:* The city manager ~~shall be~~is authorized to adopt such rules and regulations as he may deem necessary or desirable for the operation of ~~the tennis courts and the tennis program recreation facilities~~ to include establishment of fees, ~~which rules shall be on file in the department of parks and recreation.~~

§ 157.03 ORGANIZATION AND PROCEDURES.

- (A) The board of zoning and planning shall elect its chairman and establish its own rules of procedure for the conduct of its business. The term of the chairman shall be as prescribed in the rules. The rules shall not conflict with the provisions of the City Charter, this chapter, the rules of council, or state law and shall be generally in accordance with Roberts Rules of Order. All rules shall be submitted to the city clerk and kept on file.
- (B) ~~The director of community development, his/her designee or such other person as may be directed by the City staff~~city manager shall be the secretary of the board of zoning and planning. ~~It shall have such assistance and such other employees as the council may from time to time authorize.~~

(Ord. No. 15-2016, § 1, 3-14-2016)

§ 157.04 POWERS AND DUTIES.

- (A) The board of zoning and planning shall exercise all powers and perform all duties as prescribed in the Unified Development Ordinance or as hereafter may be invested by ordinance, resolution or other action of council in the board of zoning and planning, including appeals brought under Chapter 1401.02.
- (B) Four (4) members of the board of zoning and planning shall constitute a quorum for the transaction of business. No action may be taken by the board without the concurrence of a majority of the members present and voting. The foregoing notwithstanding, a minimum of three (3) affirmative votes shall be required to pass or approve any board action.

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- (C) Vacancies, absence from three (3) consecutive regular meetings shall operate to vacate the term of the member, unless such absence is authorized or excused by vote of the board. Any term thus vacated, or vacated by resignation, shall be filled by appointment by the mayor subject to the approval of council for the remainder of the unexpired term.

(Ord. No. 15-2016, § 1, 3-14-2016)

§ 173.01 MAYOR'S COURT DIVERSION PROGRAM.

The Upper Arlington City Prosecutor may use his ~~or~~ her discretion to refer criminal cases filed in the Upper Arlington Mayor's Court to the mayor's court diversion program established within the city attorney's office. Cases referred to the mayor's court diversion program will be assessed a one hundred dollar (\$100.00) fee to deter the costs incurred from the operation of and participation in this program. Individuals who successfully complete the requirements of the mayor's court diversion program will have their charges dismissed upon payment of court costs. Court costs will be determined and assessed pursuant to the rules of court.

(Ord. No. 70-2010; Ord. No. 115-2010, 3-16-2011)

§ 173.03 ~~PASSING BAD CHECK PROGRAM. RESERVED~~

~~(A) In lieu of filing criminal charges, check cases may be referred to the passing bad check program within the city attorney's office upon approval of the prosecuting attorney. Cases referred to the passing bad check program will be assessed a thirty dollar (\$30.00) fee to defer the costs incurred from the operation of and participation in this program. The prosecutor may waive any fee, either using his or her discretion or when an individual is unable to pay.~~

~~(B) Check cases that have been filed in the Upper Arlington Mayor's Court may be referred to the passing bad check program, established within the city attorney's office, upon approval of the prosecuting attorney. Individuals who successfully complete the requirements of the passing bad check program will have their charges dismissed upon payment of court costs. Court costs will be determined and assessed pursuant to the rules of court.~~

§ 173.05 TRAFFIC DIVERSION PROGRAM.

The prosecutor at his/her discretion may divert a person charged with a traffic offense into the traffic diversion program. When making this decision, the prosecutor may consider the following factors: defendant's prior record; aggravating circumstances involved in the stop; the police officer's objection or request for diversion; any other factors deemed relevant to the decision; and whether the offense is a Traffic Rule 13 offense.

Once in the program, a hearing will be set and conditions set forth to complete the diversion process.

There shall be a traffic diversion fee of two hundred and twenty five dollars (\$225.00) ~~payable plus~~ dismissal of court costs, once the program conditions have been met. The conditions of the program may consist of, but not be limited to: community service; defensive driving program; victim impact panel; and other types of programs relating to traffic issues.

Failure to comply with the conditions of this program will result in removal from the diversion program and reinstatement of the original traffic charge.

~~§ 173.08 DOMESTIC VIOLENCE DIVERSION PROGRAM.~~

- ~~(A) The prosecutor at his/her discretion may divert a person accused or charged with domestic violence into the domestic violence diversion program. This program is intended to resolve pending domestic violence conflicts and may be used at the city attorney's discretion. The following criteria must be met for consideration for admittance into the program. This criterion does not guarantee acceptance into the domestic diversion program nor does failure to meet all criteria preclude an alleged offender's participation in the program.~~
- ~~(1) The current domestic violence allegation is a first offense by the alleged offender of either Domestic Violence or offense of violence against others, as defined in ORC § 2901.01(A)(9)(a) within ten (10) years prior to the date of the offense currently alleged;~~
 - ~~(2) The alleged offender has no prior convictions of charges which were the result of a reduction from domestic violence charges within ten (10) years prior to the date of the now alleged offense;~~
 - ~~(3) The alleged victim did not suffer visible injury or injuries requiring medical treatment;~~
 - ~~(4) The alleged offender did not make threats or convey intent to cause serious physical harm;~~
 - ~~(5) No deadly weapon was used, as defined by ORC § 2923.11(A), by alleged offender or possessed by alleged offender in the commission of the incident leading to the domestic violence offense currently alleged;~~
 - ~~(6) The alleged offender has not undergone prior domestic violence counseling within then (10) years prior to the date of the offense currently alleged;~~
 - ~~(7) The alleged offender consents to participate in the domestic violence diversion program;~~
 - ~~(8) The alleged victim consents to the alleged offender being admitted to the domestic violence diversion program;~~
 - ~~(9) The alleged offender has had no previous participation in this or any other domestic violence diversion program;~~
 - ~~(10) The Upper Arlington Police Division has no objection to the alleged offender being placed into the Program; and~~
 - ~~(11) Admission to the program is subject to any other information deemed relevant by the city attorney to the decision.~~
- ~~(B) Once in the program, a hearing will be set and conditions set forth to complete the diversion process.~~
- ~~(C) The conditions of the program may consist of, but is not limited to: community service work; victim impact panel; restitution; counseling; and other types of programs relating to domestic violence and family issues.~~
- ~~(D) Failure to comply with the conditions of this program will result in removal from the domestic diversion program and prosecution of pending charges.~~
- ~~(E) The city attorney retains the right to remove any individual from the program for any cause.~~
- ~~(F) There shall be a domestic violence diversion program fee of two hundred twenty-five dollars (\$225.00) assessed to the alleged offender.~~

Part 4

SCHEDULE OF FEES

§ 401.03 FEE PROVISIONS.

(A) ~~Quadrupled Doubled~~ fees. Where work, activities, or conditions for which a permit issued by the city is required under state law or any section of the Codified Ordinances is started or proceeded with, prior to obtaining a permit, the fees as calculated for said permit shall be ~~doubled quadrupled~~. Payment of such ~~doubled quadrupled~~ fee shall not:

(1) Relieve any persons from fully complying with the requirements of state law or the applicable sections of the Codified Ordinances in the execution of the work; or

(2) Limit the imposition of any penalties or sanctions provided for violations of state law or the applicable sections of the Codified Ordinances.

(B) ~~Submission of a permit fee under (A) does not guarantee that the permit will be granted.~~

(C) If fees are not collected at the time of application, or by the time a service has been provided, the city has the right to pursue collection of any of the fees charged by the city, including certification of amounts owing to the county auditor to be placed as a lien on real property, remittance to a collection service, or any other appropriate and legal pursuit of payment.

(DE) The city manager may decrease or waive fees contained in the schedule of fees for the purposes of economic development as provided in an economic incentive agreement approved by city council or for other matters that the city manager determines are in the best interest of the city. The waiver of any fees must be in compliance with the Constitution and the laws of the State of Ohio.

Part 13

BUILDING CODE

§ 1305.08 GENERAL REQUIREMENTS.

(A) Notice: Notice of the demolition of a structure shall be made by the applicant to all adjacent property owners. Failure to provide the required notice shall invalidate any permit and shall constitute a violation. Notice shall be made as follows:

(1) Posted notice: Upon the issuance of an approved demolition permit by the community development department, the applicant shall cause notice of the demolition to be given by posting a sign announcing such demolition in a conspicuous place in the front part of the subject property.

(2) Duration of posting: Said sign, provided by the community development department, shall be posted conspicuously no less than ten (10) days in advance of such demolition and shall remain posted on the subject property until all work on the subject property has been completed. After posting the sign as required in this section, the applicant shall provide to the community development department a notarized affidavit indicating that the sign has been posted and that it will remain posted throughout the ten-day period required by this section as well as acknowledging that the applicant is responsible for replacing the sign as quickly as possible if it is damaged or stolen.

(3) Sign fee: At the time of application, the applicant shall pay a nonrefundable sign fee as listed in the C.O. § 401.02 master list of fees. The city shall not be held responsible for lost, stolen, vandalized or damaged signs.

(B) Method of demolition. An approved demolition permit is valid for normal demolition means only. Normal demolition means is defined as, but not limited to, common construction machinery, backhoes, cranes, wrecking balls and manual labor.

Blasting is prohibited. Burning is prohibited unless applicant has obtained an approved burning permit from the Upper Arlington Fire Division.

(C) Safety. For the duration of demolition, a forty-two-inch high construction-standard safety fence shall be installed and maintained in good condition around the perimeter of the subject property. The site shall be maintained in a safe and orderly condition at all times.

The director of community development and/or designee shall have full authority to stop the demolition or removal of any building or structure or part thereof, when the same is being done in a reckless or careless manner, or in violation of the provisions of this chapter or any other ordinances of the city. When such work is stopped by order of the director of community development and/or designee, it shall not be resumed without written approval of the director of community development or designee.

(D) Expiration of permit. An approved demolition permit shall be valid for a period of six (6) months from the date of issuance. Upon written request to the director of community development and/or designee the permit may be renewed for a maximum of ninety (90) days for good cause shown.

(E) Commencement of demolition. Upon commencement of demolition, all demolition work shall be completed within ten (10) calendar days.

Where unusual or unique circumstances arise, the director of community development and/or designee may grant an extension to the ten-calendar-day requirement at his/her discretion.

(F) Hours of work. The standards and special permits as set forth in C.O. § 517.15 regarding hours of work and excessive noise shall be held applicable.

(G) Non-transferable and non-assignable. An approved demolition permit is non-transferable and non-assignable without prior written approval of the director of community development and/or designee.

(H) Performance. All demolition work shall be performed in a workmanlike manner in accordance with C.O. ch. 1305, the demolition permit and all building, zoning, fire and other applicable codes and ordinances.

(I) Protection of adjoining property owners. The director of community development and/or designee may impose such requirements and conditions as he/she deems necessary for the protection of adjoining property owners and the public interest.

(J) Commercial demolition. The demolition of all commercial buildings or structures or parts thereof shall comply with the requirements of the Ohio Basic Building Code.

(K) Redevelopment of site. No demolition permit shall be issued unless the new construction, replacement or redevelopment of the building or accessory structure has been granted all the necessary approvals, including, but not limited to: permits, variances, rezonings, amendments to a final development Plan, plat amendments, certificates, and reviews, with the following exceptions:

(1) When the demolition is determined by the director of community development and/or designee to be required to abate a nuisance or eliminate an unsafe building as defined in C.O. § 1305.01 of the building code; and

(2) When the demolition involves a site which is to be redeveloped into multiple lots as the result of a lot split proposal, resubdivision or plat amendment. Redevelopment of the site must commence within thirty (30) days after completion of the demolition. If redevelopment of the site has not commenced within thirty (30) days, then complete site restoration, pursuant to the standards set forth in C.O. § 1305.08(L), shall be required. Site restoration shall be completed within thirty (30) days following the expiration of the thirty-day redevelopment period.

(L) Site restoration. No demolition permit shall be issued if any building or structure is to be demolished but not replaced by another structure unless a site restoration plan is submitted and approved by the director of community development and/or designee.

When demolition is required to abate a nuisance or eliminate an unsafe building as defined in C.O. § 1305.01 of the building code, the registered demolition contractor shall submit a site restoration plan within ten (10) days following the issuance of the demolition permit.

The site of every approved demolition shall be restored in accordance with any required environmental approval or site restoration plan, or in accordance with minimum standards set forth herein.

Every restoration shall be performed in a manner which prevents erosion and shall include, at a minimum, prompt removal of debris, backfilling any excavation with granular material, grading in such a manner as to prevent stormwater from accumulating or ponding on the site and to prevent any negative effect on adjacent properties, a six-inch overlay of topsoil and seeding with grass or sod installation.

Further, the owner of the property shall be required to observe all regulations set forth in U.A.C.O. Chapter 537.

If the site is not being redeveloped pursuant to C.O. § 1305.07(K), site restoration shall be completed within thirty (30) days from the date of completion of the demolition or expiration of development approvals, building expiration of required permit, or abandonment of the site/project.

(Ord. No. 94-2010; Ord. No. 87-2015, § 5, 12-14-2015)

CHAPTER 1306. ~~BOARD OF BUILDING STANDARDS~~APPEALS

§ 1306.01 ~~COMPOSITION AND MEMBERSHIP~~BOARD OF ZONING AND PLANNING.

~~There shall be a board of building standards appointed by the president of city council, subject to the approval of the council, to consist of seven (7) members who shall, collectively, be qualified by profession on all matters~~

pertaining to building, electric, plumbing, heating and ventilation and who shall be residents of this city, and shall not be officers or employees of this city.

Appeals and requests for variances under this Chapter are heard by the Board of Zoning and Planning (BZAP).

§ 1306.02 ~~TERM OF OFFICE. RESERVED~~

~~Members of the board of building standards shall be appointed for terms of four (4) years, and shall expire on the last day of June. Appointments shall commence on the date the appointment is approved by council or such other date provided by council. Any member appointed to fill a vacancy occurring prior to the expiration of the term shall be appointed for the unexpired portion of said term. City council may shorten or lengthen a particular term at the time of appointment to maintain a staggered rotation so that not more than three (3) members' terms expire in the same year or extend a term until a replacement is appointed. Members of the board of building standards shall be removed from office after three (3) unexcused absences.~~

~~(Ord. No. 40-2022, § 1, 6-6-2022)~~

§ 1306.03 ORGANIZATION AND APPEALS PROCEDURE.

~~(A) The board shall organize, elect a chairperson and vice chairperson and adopt rules for its own government. The director of community development, or his designated representative, shall act as secretary. The board shall meet during the first quarter of each odd-numbered year and elect officers and thereafter they shall meet on call by the chairperson or by the city manager pursuant to its rules.~~

- (B) In computing any period of time prescribed or allowed by this section, the day of the act or order from which the designated period of time begins to run shall not be included. The last day of the period as computed shall be included, unless it is a Saturday, Sunday, or legal holiday. Intermediate Saturdays, Sundays, and legal holidays shall be included in the computation unless otherwise specified. If the final day of the period falls on a Saturday, Sunday, or legal holiday, then the act may be performed on the next succeeding day that is not a Saturday, Sunday, or legal holiday.
- (C) The board may postpone or continue any hearing on its own motion or on the motion of a party. The board shall keep a complete and accurate record of all proceedings, which shall be open to public inspection.
- (D) Testimony at a hearing on an appeal from an order of the building inspector shall be under oath and a stenographic or other record of testimony and other evidence shall be required.
- (E) For a hearing on an appeal from an order of the building inspector, the board may require the attendance of witnesses, the production of records and papers, and may depose witnesses in accord with ORC § 119.09.
- (F) If the order appealed from concerns ORC § 3781.111, or rules promulgated under that section, reasonable notice of time, date, place, and subject of the hearing shall be given to any local organization composed of or representing persons with disabilities or, if none exists, then to any statewide organization composed of or representing persons with disabilities. A local organization composed of or representing persons with disabilities or, if none exists, then any statewide organization composed of or representing persons with disabilities, may file an appeal from a decision of the board of building standards as provided by this chapter.
- (G) The board shall render its decision on any appeal from an order of the building inspector within thirty (30) days of the final hearing on the appeal, unless an extension is agreed to by the appellant; ~~the board's~~ decision shall be entered on the board's record. A certified copy of the decision shall be served upon the parties and upon the parties' attorneys, if applicable, by certified mail, return receipt requested, with notice that such order may be appealed, within fifteen (15) days after the mailing of the board's decision, to the state board of building appeals, or to the Franklin County Court of Common Pleas.

(Ord. No. 82-2013; Ord. No. 87-2015, § 5, 12-14-2015)

§ 1306.04 ~~QUORUM.~~ RESERVED

Four (4) members shall constitute a quorum. The concurring vote of four (4) members shall be necessary to reverse any order, requirement, decision or determination of the Building Inspector or any administration official.

§ 1306.05 ~~DUTIES~~RESERVED.

(A) ~~—The board shall recommend to the city council any changes that it may deem necessary in this Code.~~

(B) ~~It shall s~~erve as interpreter of this Code.

(C) ~~It shall hear all appeals from the refusal or revocation of a residential one-, two- and three-family dwelling unit building permit, and shall also hear all appeals from the refusal or revocation of a license, the issuance of which is within the jurisdiction of the Building Inspector, or any other order made by the building inspector.~~

(D) ~~—It shall perform such other duties as may be assigned to it by the Council of the City of Upper Arlington.~~

§ 1306.06 ~~APPLICATION AND FILING FEE FOR BOARD OF BUILDING STANDARDS~~ APPEAL ELIGIBILITY.

Any person aggrieved by an order of the building inspector, or any person seeking a variance from the requirements of the Upper Arlington Building Code, may appeal such order or request such variance using a form prepared by the department of community development. This application form shall contain a notice that the decision of the board is subject to appeal to state board of building appeals, or to Franklin County Court of Common Pleas within fifteen (15) days after final decision of the board, and that it is the responsibility of a successful applicant or appellant, before taking action thereunder, to let the appeal period for that decision expire before taking action under the board's decision.

For appeals of an order of the building inspector, applications for appeal before the board shall be filed within thirty (30) days of the mailing date or actual receipt of the order being appealed, whichever is earlier. Such appeals shall be filed with the director of community development, or the director's designated representative, ~~who shall transmit the same to the board.~~

A decision to file a code enforcement citation in the Upper Arlington Mayor's Court or other court of competent jurisdiction, or to pursue other remedies provided in C.O. § 1305.99, may not be appealed ~~to the board of building standards.~~

An appeal is not complete until the filing fee specified in the Schedule of Fees established pursuant to Any application submitted to the board of building standards shall be accompanied by a filing fee as specified in C.O. ch. 400, Table 401.02.

(Ord. No. 82-2013; Ord. No. 87-2015, § 5, 12-14-2015)

§ 1306.07 ~~APPEAL FROM OF~~ DECISION OF THE BOARD OF ZONING AND PLANNING~~BUILDING~~ STANDARDS.

The director of community development or designee, a party, or an organization composed of or representing persons with disabilities as provided in C.O. § 1306.03(F), aggrieved by a decision of the ~~Upper Arlington Board of Building Standards~~ on a variance application or appeal of an order of the building inspector may appeal that decision to the state board of building appeals or to the Franklin County Court of Common Pleas. Such appeal shall

be taken within fifteen (15) days after the final action of the board. ~~of building standards~~. No decision ~~of the board of building standards~~ shall become final until the expiration of fifteen (15) days from the date such decision is made, or, if an appeal is filed, until final action thereon by the state board of building appeals or Franklin County Court of Common Pleas.

(Ord. No. 82-2013; Ord. No. 87-2015, § 5, 12-14-2015)

RECORD OF ORDINANCES

CITY OF UPPER ARLINGTON
STATE OF OHIO

ORDINANCE NO. 21-2026

TO AMEND VARIOUS SECTIONS OF PART 1 - ADMINISTRATIVE CODE, PART 4 - SCHEDULE OF FEES, AND PART 13 - BUILDING CODE, OF THE UPPER ARLINGTON CODE OF ORDINANCES

WHEREAS, City Council identified a comprehensive review of the City Code as a priority during the 2025 Council Retreat; and

WHEREAS, on October 13, 2025, the City Attorney presented a project update outlining a phased approach for Council review and adoption of code revisions; and

WHEREAS, the first phase of this effort, focused on the Personnel Code, was adopted on December 15, 2025; and

WHEREAS, the Administrative Code, as well as portions of the Schedule of Fees and Building Code, have been reviewed and revised to improve clarity, modernize procedures, and align with current City operations.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Upper Arlington, Ohio:

SECTION 1. Various sections of Part 1 – Administrative Code, Part 4 – Schedule of Fees, and Part 13 – Building Code, of the Upper Arlington Code of Ordinances are hereby amended and updated as described in Exhibit A (attached hereto and incorporated herein).

SECTION 2. This ordinance shall take effect 30 days after passage.

Part 1

ADMINISTRATIVE CODE

§ 101.03 INTERPRETATION.

In the construction of the Codified Ordinances, the following rules shall control, excepting those inconsistent with the manifest intent of council as disclosed in a particular provision, section or Code:

Calendar-Computation of time: The terms month and year shall mean the calendar month or year. The time expressed in days within which an act is to be done or a period is to expire shall be computed by excluding the first and including the last day except if the last be Sunday, it shall be excluded. If time is expressed in hours, the whole of Sunday shall be excluded.

City and municipality: The words city and municipality shall mean the City of Upper Arlington, Ohio.

City Hall: The term City Hall shall mean the public building located at 3600 Tremont Road in the City of Upper Arlington, Ohio.

Conjunctions: And shall include or and or shall include and, if the sense so requires.

Council: Council means the Council of Upper Arlington, Ohio.

Fire division: The term fire division or fire department shall mean the fire division of the department of public safety of the city.

Gender: Words importing the masculine shall extend and be applied to the female and neuter genders.

General rule: Excepting as otherwise provided in this section words and phrases shall be construed according to the common usage of language; provided, however, that technical words and phrases and such others as may have acquired a special meaning in the law, shall be construed according to such technical or special meaning.

Whenever in the Codified Ordinances authority is given to an officer or an act is required to be performed, such authority may be exercised and such act may be performed, at the instance of such officer, by a deputy or subordinate unless contrary to law or to the clear intent of any such particular provision.

Joint authority: words giving authority to a board, commission or to three (3) or more municipal officers or employees or other persons shall be construed as giving authority to a majority thereof unless otherwise specifically provided.

Mayor: The titles mayor and president of council refer to the same office and can be used interchangeably.

Municipal building/Municipal Services Center: The terms municipal building and Municipal Services Center shall mean the public building located at 3600 Tremont Road in the City of Upper Arlington, Ohio.

Number: Words in the plural shall include the singular. Words in the singular and in the singular shall include the plural number.

Owner: The word owner when applied to property, shall include any part owner, joint owner or tenant in common, of the whole or any part of such property.

Person: The word person shall extend to and be applied to associations, clubs, corporations, firms and partnerships, as well as to individuals.

Police division: The terms police division or police department shall mean the police division of the department of public safety of the city.

Premises: The word premises when used as applicable to property shall extend to and include land and buildings.

Public authority: The term public authority shall extend to and include the board of education of the municipality, the municipality, the county commissioners, the State of Ohio, the United States of America, and any duly authorized public official, board or commission.

Property: The word property shall include real and personal, and any mixed and lesser estates or interests therein; the words personal property shall include every kind of property except real property; and the words real property shall include lands, tenements and hereditaments.

~~*Reasonable time:* In all cases where provision is made for an act to be done or notice to be given within a reasonable time, it shall be deemed to mean such time only as may be necessary for the prompt performance of such act or giving of such notice.~~

Street: The word street shall be construed to include alleys, avenues, boulevards, lanes, roads, streets and other public ways in the Municipality.

Tenant or occupant: The words tenant or occupant as applied to a building or land shall extend and be applied to any person holding a written or oral lease of or who occupies the whole or any part of a building or land, alone or with others.

Tenses: The use of any verb in the present tense shall include the future.

§ 101.99 GENERAL PENALTY.

Whoever in the Codified Ordinances or in any ordinance heretofore or hereafter adopted, any act is prohibited or is made or declared to be unlawful or an offense or a misdemeanor, or wherever in said Codified Ordinances the doing of any act is required, or the failure to do any act is declared to be unlawful, where no specific penalty is provided therefore, the violation of any such provision of the Codified Ordinance or of any such ordinance is hereby made a misdemeanor, any violator upon conviction by the court, shall be fined in any amount not exceeding ~~fifty-one thousand~~ dollars (\$~~501000.00~~), or imprisoned not more than thirty (30) days, or both. Each day any violation of any provision of the Codified Ordinances shall continue shall constitute a separate offense.

§ 105.01 DEFINITIONS.

(A) *Contribution:* means any contribution that is required to be reported in the statement of contribution under ORC § 3517.10 and defined under ORC § 3517.01(B)(5).

(B) ~~*In-kind Contribution:* means any contribution that is defined under ORC § 3517.01(B)(16).~~

~~*Personal funds:* means contributions to the campaign committee of a candidate by the candidate or by the candidate's spouse, parents, children, sons-in-law, daughters-in-law, brothers, sisters, grandparents, mother-in-law, father-in-law, brothers-in-law, sisters-in-law, or grandparents by marriage.~~

(C) ~~*In-kind Contribution:* means any contribution that is defined under ORC § 3517.01(B)(16).~~ ~~*Personal funds:* means contributions to the campaign committee of a candidate by the candidate or by the candidate's spouse, parents, children, sons-in-law, daughters-in-law, brothers, sisters, grandparents, mother-in-law, father-in-law, brothers-in-law, sisters-in-law, or grandparents by marriage.~~

§ 105.03 FINANCIAL CONTRIBUTION.

- (A) Solicitation of contributions: No person shall solicit any employee of the City of Upper Arlington, to contribute any money or any articles of value to secure the nomination or election of any candidate for Council in the City of Upper Arlington.
- (B) Contribution by employees: No employee, including council-appointed employees, of the City of Upper Arlington shall make any contribution of money or any articles of value toward the nomination or election of any candidate for Council in the City of Upper Arlington.
- (C) Campaign funds: No candidate for, or member of, the Council of the City of Upper Arlington shall accept any contribution of money or other item of value from any Upper Arlington employee, including council-appointed employees. This provision does not prohibit council members from contributing to other candidates for city council.
- (D) No person ~~or entity, corporation, or organization~~ shall make a contribution or in-kind contribution of more than two hundred and fifty dollars (\$250.00) in a calendar year to any candidate or member of council to be used as campaign funds. For contributions made after November 7, 2029, the maximum contribution permitted under this subsection shall be four hundred dollars (\$400.00) in a calendar year.
- (E) No candidate or member of council shall accept a cash contribution of more than \$100 or any other contribution in-kind ~~contribution~~ of more than two hundred and fifty dollars (\$250.00) in a calendar year from any person or entity to be used as campaign funds. For contributions made after November 7, 2029, the maximum contribution permitted under this subsection shall be four hundred dollars (\$400.00), except that the maximum cash contribution shall remain one hundred dollars (\$100.00).
- ~~(F) No person, corporation, or organization shall make cash contributions to a candidate for or member of council totaling more than one hundred dollars (\$100.00) to be used as campaign funds in each primary, special, or general election or in a non-election calendar year.~~
- ~~(FG)~~ Subsections (D) and, (E) and ~~(F)~~ shall not apply to a candidate's personal funds as defined by this chapter.
- (GH) The provisions of the laws of the State of Ohio pertaining to elections that are not inconsistent with the provisions of this section shall remain in full force and effect and shall apply in addition to the requirements of this section. In the event of a conflict between the provisions of the laws of the State of Ohio and provisions of this section, the provisions of this section shall control.

§ 105.04 POLITICAL ACTIVITY.

- (A) No employee, including council-appointed employees, shall take any active part in securing the nomination or election of any candidate for council in the City of Upper Arlington.
- (B) No employee, including council-appointed employees, shall use City of Upper Arlington resources or non-public information for the purpose of partisan political activity or in support of or opposition to any candidate for office.
- (C) No employee, supervisor, council-appointed employee, member of council or candidate for council of the City of Upper Arlington shall request any employee or appointed official of the City of Upper Arlington to sign any nominating petition for any candidate for any office, or any petition designed to place any issue upon, the ballot in the City of Upper Arlington.
- (DE) The provisions of this section shall not be construed to prevent any person from:
 - (1) Exercising his/her right to vote upon any item appearing on the ballot in the City of Upper Arlington.

-
- (2) ~~Providing access to the electoral process by the signature of any petition designed to provide access for any candidate or issue to the ballot in the City of Upper Arlington.~~
 - (23) Expressing his/her private political views in a private context in such a manner that publication of his/her views does not result.
 - (34) Responding to factual questions put to him in his/her official capacity in areas of his/her official knowledge or expertise, or to requests for his/her official opinion in those areas wherein he is required to be able to reach an official opinion.
- (ED) No person shall do any act that has the effect of precluding or discouraging any employee, officer, etc. from exercising the rights described in C.O. § 105.04(C).

§ 111.01 REGULAR MEETINGS.

The regular meetings of the city council shall be held ~~on at 7:30 p.m. on the second and fourth~~ Mondays of each month ~~designated by Council. The time and date of each meeting shall be provided pursuant to the requirements of the Ohio Open Meetings Act.~~

§ 111.02 PLACE OF MEETINGS.

- (A) ~~Such m~~Meetings shall be held in the City Hall, 3600 Tremont Road, also known as the Upper Arlington Municipal Services Center, provided that the council may, ~~by a majority vote of the members present and voting at a regular meeting establish an alternative location for a meeting, determine that the next succeeding meeting shall be held in one of the public schools within this city. The City shall provide at least four (4) days n~~Notice~~days'~~ notice of any meeting to be held elsewhere than at the Municipal Services Center, except for City Hall, in the event of an emergency, as determined by the concurrence of the president and vice-president of council, notice of the alternative meeting location or means shall be provided as soon as practicable. ~~shall be posted in a conspicuous place in the City Hall for at least five (5) days prior to such meeting, and shall be published in the Upper Arlington News or in some newspaper of general circulation in this city at least three (3) days before such meeting.~~
- (B) ~~Special meetings of the council shall be held in the City Hall, unless a different location is authorized by unanimous consent of all members.~~
- (CB) Nothing in this section shall restrict the council's authority to recess a meeting which has been duly convened, and to resume the same at another location within this city which is open to the public.
- (C) ~~If permitted by Ohio l~~aw, Council may hold meetings by means of video conference or other similar electronic technology.

§ 111.03 COUNCIL SALARIES.

- (A) The salary of each member of council shall be ~~three thousand dollars (\$3,000.00) per annum payable at the rate of two hundred fifty dollars (\$250.00) per month, effective January 10, 2012. The salary shall automatically increase to~~ the minimum monthly salary necessary to qualify for a full month credit of contributing service in the public employee retirement system on the effective date of any increase in the statutory requirement. (Ord. No. 82-2011)
- (B) ~~The salary of the president of council and ex-officio mayor, in addition to council salary, shall be one thousand two hundred dollars (\$1,200.00) per annum, payable at the rate of one hundred dollars (\$100.00) per month (effective January 1, 1990).~~

(C) The salary of the vice president of council, in addition to council salary, shall be six hundred dollars (\$600.00) per annum, payable at the rate of fifty dollars (\$50.00) per month.

(D) Each council member shall have the option to participate ~~with~~in the city's health care benefits program.

(E) NoAny legislation increasing the salary or compensation of a council member ~~shall~~cannot be applied to a council member until the ~~next~~first election for that member's seat following the ~~adoption of the~~ legislation.

~~§ 111.04 PRESIDENT AND VICE PRESIDENT OF COUNCIL'S SALARY.~~

~~The salary of the president of council and ex-officio mayor, in addition to council salary, shall be one thousand two hundred dollars (\$1,200.00) per annum, payable at the rate of one hundred dollars (\$100.00) per month (effective January 1, 1990). The salary of the vice president of council, in addition to council salary, shall be six hundred dollars (\$600.00) per annum, payable at the rate of fifty dollars (\$50.00) per month (effective January 1, 1990).~~

§ 113.01 PUBLICATION.

All municipal ordinances, resolutions, statements, orders, proclamations, notices and reports required by law or ordinance to be published shall be published by posting copies thereof in a public place in the Municipal Services Center of the City of Upper Arlington for a period of not less than ten (10) days, by posting copies thereof on the city's website, or by publication thereof in any newspaper printed in Ohio and of general circulation in the City of Upper Arlington; provided, however, notices to bidders for the construction of public improvements and notices of the sale of bonds shall be published as provided by Upper Arlington Codified Ordinance or statute.

Pursuant to Section XI of the City Charter, concurrence is required for consideration of subjects not included in the notice of the meeting. For purposes of this requirement, the distribution to council members of the official agenda with any and all ordinances, resolutions, requests, plans or reports attached thereto shall be the official notice of the meeting, provided it occurs at least twenty-four (24) hours prior to the meeting. ~~There is no requirement that this notice be published.~~

§ 131.02 MANAGEMENT OF PUBLIC WORKS, RECORDS.

The city manager shall manage and supervise all public works and undertakings of the city, except as otherwise provided by law, and shall have all powers and perform all duties conferred upon him/her by law. ~~The city manager shall keep a record of his/her proceedings, a copy of which, certified by him/her, shall be competent evidence in all courts.~~

(Ord. No. 115-2010, 3-16-2011)

~~§ 131.09 ASSISTANT CITY MANAGER.~~ RESERVED.

~~The city manager, with the advice and consent of council, may appoint an assistant city manager whose powers and duties shall be prescribed by the city manager.~~

§ 131.11 SETTLEMENT OF CLAIMS.

The city manager is authorized, upon advice from the city attorney, to settle or compromise on behalf of the city any claim against the city, whether a moral or legal obligation, wherein the amount to be paid in settlement of such claim does not exceed ~~thirty-fifty~~ thousand dollars (~~530,000.00~~), and wherein such settlement is deemed by the city manager to be in the best interest of the city. Settlement of claims against the city in excess of ~~thirty-fifty~~ thousand dollars (~~530,000.00~~) shall be approved by ordinance of city council.

(Ord. No. 111-2009)

§ 131.14 CONTRACTS INVOLVING CITY SERVICES OR EQUIPMENT.

- (A) The city manager may enter into contracts involving the payment of money or providing services, equipment, or other value in-kind to the city in exchange for city services or the loaning of city equipment without council approval provided that
 - (1) The finance ~~and administrator-services~~ director determines the payment or provision of services, equipment, or other value in-kind reasonably compensates the city for the services provided or the equipment loaned;
 - (2) The contract requires the other party to be responsible for any damages to the loaned city equipment and is executed in accordance with C.O. § 138.11(B); and
 - (3) The city manager notifies council no later than thirty (30) days after entering into the contract.
- (B) The city manager may enter into contracts with another political subdivision involving the loaning of city equipment in exchange for the borrowing of equipment from the other political subdivision without council approval provided that
 - (1) The department director maintains a log of all equipment loans and annually reviews whether the rental value of equipment borrowed reasonably compensate the city for the rental value of equipment loaned;
 - (2) The contract requires the other political subdivision to be responsible for any damages to the loaned city equipment, permits the city to bill the other political subdivision if the city is not being reasonably compensated, does not involve an expenditure of more than ~~thirty-fifty~~ thousand dollars (~~\$350,000.00~~) by the city, and is executed in accordance with C.O. § 138.11(B).
 - (3) The city manager notifies council no later than thirty (30) days after entering into the contract.
- (C) For purposes of this section, "reasonably compensates" means that the total of the cost of services provided, rental value of equipment loaned, and any expenditure made by the city is approximately equal to the total of the cost of services received, rental value of equipment borrowed, and any payment received by the city.
- (D) This section does not modify the city manager's powers granted pursuant to C.O. §§ 131.01 and 131.10.

(Ord. No. 111-2009; Ord. No. 9-2013; Ord. No. 34-2016, § 1, 6-6-2016)

§ 133.02 POWERS AND DUTIES.

The city clerk shall act as the clerk of council and shall perform duties including but not limited to maintaining legislative records, certifying ordinances, and attesting official documents, in addition to the ~~have all~~ powers and duties delegated by statute or by council ~~to such officials~~.

~~§ 133.03 DEPUTY CLERKS.~~

~~The city clerk is authorized to appoint one (1) or more deputy clerks to assist him/her in the operation of his/her office and to act for him/her in his/her absence.~~

§ 135.01 MARRIAGES.

The mayor and acting mayor shall be permitted to solemnize marriages in accordance with Ohio Revised Code Section 3101.08. ~~accept monies gratuitously given for the solemnization of a marriage.~~

The city may establish a fee for providing the service based on the actual cost to the city. Any such fee shall be included in the city's Master List of Fees.

§ 137.01 ~~ESTABLISHMENT~~RESERVED.

~~Under the provisions of Sections II and XIV of the Charter, a finance department is created under the supervision of the finance director. The finance director shall be appointed by the city manager subject to the approval of a super majority of at least five (5) members of council. The finance director shall serve at the pleasure of the city manager upon approval of such recommendation by a super majority of five (5) members of city council.~~

~~(Ord. No. 6-2012, 2-13-2012; Ord. No. 5-2017, § 2, 2-13-2017)~~

§ 137.04 CAPITAL ~~IMPROVEMENT~~EQUIPMENT FUND.

There is hereby established a fund to be known as the capital equipment fund, which shall consist of two (2) divisions designated respectively as:

- (A) New equipment.
- (B) Special projects.

Funds in division (A) shall be used for the purchase of new equipment having a useful life of at least five (5) years. Funds in division (B) shall be used for the financing of special projects of a nature not ordinarily included in current operating expenses of a non-recurring nature.

§ 137.05 EMPLOYEE BENEFIT FUND.

- (A) ~~That t~~Ihe employee benefit fund is hereby created in the treasury of the City of Upper Arlington for the sole purpose of providing for employee benefits, included but not limited to health care, life insurance, dental benefits and disability benefits.
- (B) Deposits into the fund shall come from the proportionate share of the costs of employee benefits budgeted in the operating accounts of the departments and divisions of the city, along with third party reimbursements for employee benefits, premiums and refunds.

(C) Expenditures from the fund shall be to pay for the cost of employee benefits, administration of the benefits program and the cost of actuarial and advisory assistance.

~~(D) The fund shall be credited with interest based on the proportionate share of funds available for investment purposes.~~

§ 137.06 SANITARY SEWER SURCHARGE FUND.

(A) ~~That a~~ surcharge shall be added to the sewer rate, to be applied to all users of sewerage service within the ~~City of Upper Arlington, Ohio~~city, including any extensions of ~~said the~~ city, at the rate of twenty-three percent (23%) of the sewer charges billed, by the City of Columbus. Said rate is in addition to the sewer rate charged by the City of Columbus. Such surcharge shall apply to all bills rendered for billing periods beginning on and after January 1, 2019.

(B) ~~That a~~All money derived from said surcharge shall be credited to the sanitary sewer surcharge fund, established by Ordinance No. 175-90. ~~Said The~~ fund shall be used for the payment of the cost of management, maintenance, operation and repair of the sewerage system of this city, or for the enlargement or replacement of ~~said the~~ system, for construction and reconstruction of main and interceptor storm sewers and for the payment of the interest on any debt incurred for the construction thereof.

(Ord. No. 87-2018, § 5, 12-10-2018)

§ 137.07 WATER SURCHARGE FUND.

(A) ~~That a~~ surcharge shall be added to the regular water rate, to be applied to all consumers in the ~~c~~City of ~~Upper Arlington, Ohio~~, including any extensions of ~~said the~~ city, at the rate of fifteen percent (15%) of the water charges billed by the City of Columbus based on meter consumption of water. Said rate is in addition to the water rate charged by the City of Columbus. Such surcharge shall apply to all bills rendered for billing periods beginning on and after January 1, 2019.

(B) ~~That a~~All money derived from said surcharge shall be credited to the water surcharge fund, which is hereby established. ~~Said The~~ fund shall be used for the payment of the cost of management, maintenance and repair of the water distribution system of this city. Any balance in such fund may be used for the construction and reconstruction of the water distribution system including repair and/or replacement of fire hydrants and for the payment of the interest on any debt incurred for the construction thereof.

(Ord. No. 87-2018, § 6, 12-10-2018)

§ 137.08 ~~CENTRALIZED BILLING FUND.~~ RESERVED.

~~(A) That the centralized billing fund is hereby created in the Treasury of the City of Upper Arlington for the purpose of providing centralized billing services for the various departments, divisions and offices of the city.~~

~~(B) Deposits into the fund shall come from the departments, divisions and offices for whom centralized billing services have been provided.~~

~~(C) Expenditures from the fund shall be to pay the cost of operating expenditures incurred in providing the billing services.~~

§ 137.09 ~~STATE ISSUE TWO IMPROVEMENT FUND.~~ RESERVED.

~~(A) That the state issue two improvement fund is hereby created in the Treasury of the City of Upper Arlington for the purpose of undertaking capital projects approved by the Ohio Public Works Commission.~~

~~(B) Deposits shall come from the Ohio Public Works Commission and from any other city funds which are used to pay the matching funds.~~

~~(C) Expenditures from the fund shall be used to pay the expenses of the capital projects including architect and engineering fees and inspection services.~~

~~As the authorized levels of expenditures from projects approved from the bonded improvement fund are reached, balances in the projects shall be transferred to the state issue two fund, sanitary sewer fund, water surcharge fund, stormwater management fund or capital improvement fund, as appropriate.~~

§ 137.10 INFRASTRUCTURE IMPROVEMENT FUND.

(A) ~~That t~~Ihe infrastructure improvement fund is hereby created in the Treasury of the City of Upper Arlington for the purpose of undertaking capital projects.

(B) Deposits into the fund shall come from the transfers out category of the general fund at a funding level of seven hundred fifty thousand dollars (\$750,000.00) per year, or as adjusted by city council through budget authority, for a period of five (5) years beginning with fiscal year 1997.

(C) Expenditures from the fund shall be used to pay the expenses of the capital projects including architect and engineering fees and inspection services.

§ 137.12 RESERVED ESTATE TAX CAPITAL PROJECT FUND.

~~The estate tax capital project fund is hereby created in the Treasury of the City of Upper Arlington for the purpose of undertaking capital projects.~~

~~Deposits into this fund shall come from estate tax in any year that exceeds \$2.1 million and council designates the tax to be used for capital projects. A proportional amount of investments earnings will be deposited into this fund.~~

~~Expenditures from the fund shall be used to pay all expenses of capital projects including such expenses as architectural/engineering fees and inspection services.~~

§ 137.13 TECHNOLOGY FUND.

All cellular tower fees shall be deposited in the technology fund, which is hereby established. ~~In addition, the fund shall be annually supplemented by cable television franchise fees in an amount not to exceed fifty thousand dollars (\$50,000.00).~~ This technology fund shall be used for the purchase of all technological equipment to include communications and computer equipment unless another fund has been established by law.

§ 139.03 ~~FIRST ASSISTANT CITY ATTORNEY.~~ RESERVED.

~~The city attorney, with approval of council, is authorized to appoint a first assistant city attorney who shall hold office at the pleasure of the city attorney.~~

§ 139.05 ~~SUPPORT EMPLOYEES TO THE CITY ATTORNEY.~~ RESERVED.

~~The city attorney may appoint such support staff, including assistant city attorneys; paralegal/office managers; criminal justice administrators; legal administrative specialists, and legal interns as may be authorized by council~~

~~whose duty shall be to assist the city attorney in the performance of the duties imposed upon them by the provisions of this chapter. Such support employees shall hold office at the pleasure of the city attorney.~~

~~(Ord. No. 115-2010, 3-16-2011)~~

§ 139.06 SPECIAL COUNSEL AND CONSULTANTS.

In accordance with the provisions of C.O. § 138.06(B)(2) and § 138.09(F), the city attorney is authorized to appoint special counsel and consultants for the prosecution, investigation and defense of cases ~~in the courts~~ and for other legal matters. Such special counsel and consultants shall receive reasonable compensation, to be fixed by the city attorney. ~~The city attorney shall advise city council of any such appointments~~ within 10 business days ~~prior to the next regularly scheduled council meeting.~~

~~(Ord. No. 113-2009)~~

CHAPTER 141. RESERVED. ENGINEERING DIVISION

~~§ 141.01 ENGINEERING DIVISION.~~

~~The engineering division shall be administered by the city engineer, under the general supervision and control of the city manager or designee. In addition to the city engineer, the division shall include one (1) or more assistant city engineers and such other personnel as may be authorized by council and appointed by the city manager.~~

~~(Ord. No. 39-2015, § 1, 6-22-2015)~~

~~§ 141.02 CITY ENGINEER.~~

~~The city engineer shall be appointed by, and shall serve at the pleasure of the city manager. The city engineer shall be a professional engineer, duly registered or licensed to practice in the State of Ohio. The city engineer shall perform all engineering services for the city and its departments, except on projects of such a nature as may require the assistance of consulting engineers. The selection and employment of consulting engineers shall be made by the city engineer, in accordance with the rules and procedures approved by the city manager, when authorized by council.~~

~~(Ord. No. 115-2010, 3-16-2011)~~

§ 143.07 RESERVED. SPECIAL OR PRIVATE POLICE OFFICERS, BOND AND FEE.

~~The city manager is authorized to commission such special or private police officers and private detectives as deemed necessary, all to serve without compensation from the city.~~

~~Such private or special police officers and private detectives shall give a bond in the sum of five thousand dollars (\$5,000.00) to the satisfaction of the city manager and shall pay an annual fee in the sum of one hundred dollars (\$100.00). They shall act under the direction and control of the police chief and such rules and regulations as the city manager shall from time to time provide.~~

(Ord. No. 117-2009)

§ 145.04 ENGINEERING DIVISION.

The engineering division shall be administered by the city engineer, under the general supervision and control of the city manager or designee.

§ 145.05 CITY ENGINEER.

The city engineer shall be appointed by, and by and shall serve at the pleasure of the city manager. The city engineer shall be a professional engineer, duly registered or licensed to practice in the State of Ohio. The city engineer shall perform all engineering services for the city and its departments, except on projects of such a nature as may require the assistance of consulting engineers. The selection and employment of consulting engineers shall be made by the city engineer, in accordance with the rules and procedures approved by the city manager, when authorized by council.

CHAPTER 146. BOARD AND COMMISSION MEETINGS

§ 146.01 MEETING BY MEANS OF VIDEO CONFERENCE OR OTHER SIMILAR ELECTRONIC TECHNOLOGY.

With the exception of the Board of Zoning and Planning, boards and commissions may meet by videoconference, teleconference, or other electronic means in compliance with Ohio Revised Code Section 121.22 and any applicable requirements in Ohio Revised Code or Upper Arlington codified ordinance, resolution, or rules of procedure.

§ 149.01 CIVIL SERVICE COMMISSION; APPOINTMENT, TERM, REMOVAL.

Council shall appoint three (3) electors of the city as civil service commissioners, who shall be residents of the city and/or the Upper Arlington School District at the time of appointment and for the duration of their term of service. ~~The members of the existing civil service commission shall continue in office for the terms for which they were appointed. Thereafter, m~~Members of the civil service commission shall be appointed to serve for a term of four (4) years and shall expire on the last day of June. Appointments shall commence on the date the appointment is approved by council or such other date provided by council. Any member appointed to fill a vacancy occurring prior to the expiration of the term shall be appointed for the unexpired portion of said term. City council may shorten or lengthen a particular term at the time of appointment to maintain a staggered rotation so that not all members' terms expire in the same year or extend a term until a replacement is appointed.

~~Council may at any time remove any commissioner from office~~A commissioner's seat shall become vacant if and when he/she no longer meets the residency requirement.

~~Council may at any time remove any commissioner from office if and when he/she no longer meets the residency requirement.~~

Council may at any time remove any commissioner for inefficiency, neglect of duty, incompetence or malfeasance in office, having first given to such commissioner a copy of the charges against him/her and an opportunity to be heard in person or by counsel in his/her own defense.

(Ord. No. 8-2013; Ord. No. 40-2022, § 3, 6-6-2022)

§ 149.04 RULES.

The commission shall prescribe, amend and enforce the civil service rules and keep its proceedings and records of its examinations concerning the enforcement and effect of the civil service provisions and the rules thereunder. If there is a conflict between the civil service rules and ORC ch. 124, the rules shall supersede chapter 124; provided, that the rules may not supersede the City Charter or the Upper Arlington Codified Ordinances. ~~The commission shall make an annual report to council.~~ The rules shall provide for but are not limited to any requirements mandated by ORC ch. 124.

§ 149.05 PROBATIONARY APPOINTMENTS.

- (A) All original and promotional appointments shall be for a probationary period of one (1) year.
- (B) The one-year probationary period for original appointments of police officers shall begin on the date of appointment or the date of certification pursuant to ORC § 109.77, whichever occurs later.
- (C) A probationary period may be extended by the appointing authority for up to one hundred eighty (180) additional days for good cause, unless otherwise provided in any applicable collective bargaining agreement.
- (D) No appointment or promotion shall be deemed ~~finally made~~final until the employee has satisfactorily served his probationary period.

(Ord. No. 62-2014, § 1, 11-24-2014; Ord. No. 65-2021, § 1, 11-8-2021)

§ 149.13 POLITICAL ACTIVITY.

In addition to the limitations provided by the Ohio Revised Code and Ohio Administrative code, All persons in the civil service are subject to the provisions of C.O. ch. 105.

§ 149.99 PENALTY.

- (A) Whoever violates C.O. §§ 149.12, 149.13, 149.14, 149.15, 149.16 or and 149.17 is guilty of a civil service violation, a misdemeanor of the first degree. The court shall impose a mandatory fine of one hundred dollars (\$100.00), which shall not be suspended.
- (B) In addition to any criminal penalty, any person in the civil service who violates this chapter or C.O. ch. 105 shall also be subject to disciplinary action which may include termination.

§ 151.03 ORGANIZATION AND PROCEDURE.

- (A) The parks and recreation advisory board shall elect its own chairperson and establish its own rules of organization and procedure for the conduct of its meetings. The rules shall not conflict with the City Charter, this chapter, the rules of council, or state law and shall be generally in accordance with Roberts Rules of Order. All Rules shall be submitted to the city clerk and kept on file.
- (B) The board shall meet at the call of the chairperson, the director of parks and recreation, the city manager, or council. ~~The city clerk shall appoint a person to~~City staff shall record board minutes. ~~The board may invite from time to time members of the public including those representing department related committees to speak on various topics.~~
- (C) Recommendations by the board may be provided to council, the city manager, or the parks and recreation director.

(Ord. No. 14-2016, § 1, 3-14-2016)

§ 151.04 DUTIES.

The duties of the parks and recreation advisory board shall include the following

- ~~(A) The parks and recreation advisory board shall a~~Act in an advisory capacity to the director, city manager or city council.
- ~~(B) The purpose of the board is to p~~Provide input and discuss park and, recreational, ~~and cultural arts~~ services and facilities.
- ~~(C) The board shall also s~~Serve as ambassadors for the city by soliciting input from the community and by educating our citizens and facility users regarding the services provided by the department.
- ~~(D) If so directed by the director or city council, the board shall~~ receive public input and consider matters pertaining to:
 - (1) acquisition, development, improvement and management of parks, parkstrips and other city property.
 - ~~(2) The board may also receive input on matters pertaining to~~ recreational programs and facilities in the community, the need for improvement and extension thereof, the need and feasibility of additional recreation facilities and methods of financing the same.
- ~~(E) It shall also f~~Facilitate, as necessary, updates or reports from the chairperson or designee of each of the boards, commissions or councils related to the parks and recreation department.
- ~~(A)(F)~~ The board shall perform such other duties relative to the department and programs as delegated by city council or the director.

(Ord. No. 14-2016, § 1, 3-14-2016)

§ 152.02 ESTABLISHMENT AND MEMBERSHIP.

- (A) *Establishment:* There is hereby established and created the Upper Arlington Cultural Arts Commission.
- (B) *Membership:* The commission shall consist of the following members:
 - (1) Seven (7) regular members appointed by the president of council, subject to approval of council, for three-year terms. City council may shorten or lengthen a particular term at the time of appointment to maintain a staggered rotation so that not more than three (3) members' terms expire in the same year

or extend a term until a replacement is appointed. All commission members shall be residents of the City of Upper Arlington.

- (2) Public input: Any public agency or organization, private association, or individual may address the commission on issues pertaining to cultural arts. In addition, the chairperson may invite any individual to address the commission based on their expertise in the area of cultural arts.
- (3) The director of parks and recreation, or other designee, shall attend meetings of the commission and serve as staff representative to the commission.

(C) *Terms:*

- (1) ~~Unless otherwise designated when a member is appointed, T~~terms shall commence the first day of July~~;~~ and expire the last day of June.
- (2) Absence from three (3) consecutive regular meetings shall operate to vacate the term of the member, unless such absence is authorized or excused by vote of the commission and approved by the director. Any term thus vacated, or vacated by resignation, shall be filled by appointment by the president of council, subject to approval of council for the remainder of the unexpired term.

(Ord. No. 13-2016, § 1, 3-14-2016; Ord. No. 79-2020, § 1, 12-14-2020; Ord. No. 40-2022, § 5, 6-6-2022)

§ 152.05 ~~ARTS MANAGER~~RESERVEDR.

~~The city shall designate an art manager to manage the city's art collection, help implement the duties outlined in C.O. § 152.03 and perform other duties as the city manager or their designee may prescribe.~~

(Ord. No. 13-2016, § 1, 3-14-2016; Ord. No. 79-2020, § 1, 12-14-2020)

§ 153.02 ~~USE OF MUNICIPAL TENNIS COURTS~~AUTHORITY TO ADOPT RULES AND REGULATIONS FOR FACILITIES.

- (A) *Regulations:* The city manager ~~shall be~~is authorized to adopt such rules and regulations as he may deem necessary or desirable for the operation of ~~the tennis courts and the tennis program recreation facilities~~ to include establishment of fees, ~~which rules shall be on file in the department of parks and recreation.~~

§ 157.03 ORGANIZATION AND PROCEDURES.

- (A) The board of zoning and planning shall elect its chairman and establish its own rules of procedure for the conduct of its business. The term of the chairman shall be as prescribed in the rules. The rules shall not conflict with the provisions of the City Charter, this chapter, the rules of council, or state law and shall be generally in accordance with Roberts Rules of Order. All rules shall be submitted to the city clerk and kept on file.
- (B) ~~The director of community development, his/her designee or such other person as may be directed by the City staff-city manager~~ shall be the secretary of the board of zoning and planning. ~~It shall have such assistance and such other employees as the council may from time to time authorize.~~

(Ord. No. 15-2016, § 1, 3-14-2016)

§ 157.04 POWERS AND DUTIES.

- (A) The board of zoning and planning shall exercise all powers and perform all duties as prescribed in the Unified Development Ordinance or as hereafter may be invested by ordinance, resolution or other action of council in the board of zoning and planning, including appeals brought under Chapter 1401.02.
- (B) Four (4) members of the board of zoning and planning shall constitute a quorum for the transaction of business. No action may be taken by the board without the concurrence of a majority of the members present and voting. The foregoing notwithstanding, a minimum of three (3) affirmative votes shall be required to pass or approve any board action.
- (C) Vacancies, absence from three (3) consecutive regular meetings shall operate to vacate the term of the member, unless such absence is authorized or excused by vote of the board. Any term thus vacated, or vacated by resignation, shall be filled by appointment by the mayor subject to the approval of council for the remainder of the unexpired term.

(Ord. No. 15-2016, § 1, 3-14-2016)

§ 173.01 MAYOR'S COURT DIVERSION PROGRAM.

The Upper Arlington City Prosecutor may use his/~~or~~ her discretion to refer criminal cases filed in the Upper Arlington Mayor's Court to the mayor's court diversion program established within the city attorney's office. Cases referred to the mayor's court diversion program will be assessed a one hundred dollar (\$100.00) fee to deter the costs incurred from the operation of and participation in this program. Individuals who successfully complete the requirements of the mayor's court diversion program will have their charges dismissed upon payment of court costs. Court costs will be determined and assessed pursuant to the rules of court.

(Ord. No. 70-2010; Ord. No. 115-2010, 3-16-2011)

§ 173.03 ~~PASSING BAD CHECK PROGRAM. RESERVED~~

- ~~(A) In lieu of filing criminal charges, check cases may be referred to the passing bad check program within the city attorney's office upon approval of the prosecuting attorney. Cases referred to the passing bad check program will be assessed a thirty dollar (\$30.00) fee to defer the costs incurred from the operation of and participation in this program. The prosecutor may waive any fee, either using his or her discretion or when an individual is unable to pay.~~
- ~~(B) Check cases that have been filed in the Upper Arlington Mayor's Court may be referred to the passing bad check program, established within the city attorney's office, upon approval of the prosecuting attorney. Individuals who successfully complete the requirements of the passing bad check program will have their charges dismissed upon payment of court costs. Court costs will be determined and assessed pursuant to the rules of court.~~

§ 173.05 TRAFFIC DIVERSION PROGRAM.

The prosecutor at his/her discretion may divert a person charged with a traffic offense into the traffic diversion program. When making this decision, the prosecutor may consider the following factors: defendant's prior record;

aggravating circumstances involved in the stop; the police officer's objection or request for diversion; any other factors deemed relevant to the decision; and whether the offense is a Traffic Rule 13 offense.

Once in the program, a hearing will be set and conditions set forth to complete the diversion process.

There shall be a traffic diversion fee of two hundred and twenty five dollars (\$225.00) ~~payable plus~~ [dismissal of](#) court costs, once the program conditions have been met. The conditions of the program may consist of, but not be limited to: community service; defensive driving program; victim impact panel; and other types of programs relating to traffic issues.

Failure to comply with the conditions of this program will result in removal from the diversion program and reinstatement of the original traffic charge.

(Ord. No. 70-2010)

~~§ 173.08 DOMESTIC VIOLENCE DIVERSION PROGRAM.~~

~~(A) The prosecutor at his/her discretion may divert a person accused or charged with domestic violence into the domestic violence diversion program. This program is intended to resolve pending domestic violence conflicts and may be used at the city attorney's discretion. The following criteria must be met for consideration for admittance into the program. This criterion does not guarantee acceptance into the domestic diversion program nor does failure to meet all criteria preclude an alleged offender's participation in the program.~~

~~(1) The current domestic violence allegation is a first offense by the alleged offender of either Domestic Violence or offense of violence against others, as defined in ORC § 2901.01(A)(9)(a) within ten (10) years prior to the date of the offense currently alleged;~~

~~(2) The alleged offender has no prior convictions of charges which were the result of a reduction from domestic violence charges within ten (10) years prior to the date of the now alleged offense;~~

~~(3) The alleged victim did not suffer visible injury or injuries requiring medical treatment;~~

~~(4) The alleged offender did not make threats or convey intent to cause serious physical harm;~~

~~(5) No deadly weapon was used, as defined by ORC § 2923.11(A), by alleged offender or possessed by alleged offender in the commission of the incident leading to the domestic violence offense currently alleged;~~

~~(6) The alleged offender has not undergone prior domestic violence counseling within then (10) years prior to the date of the offense currently alleged;~~

~~(7) The alleged offender consents to participate in the domestic violence diversion program;~~

~~(8) The alleged victim consents to the alleged offender being admitted to the domestic violence diversion program;~~

~~(9) The alleged offender has had no previous participation in this or any other domestic violence diversion program;~~

~~(10) The Upper Arlington Police Division has no objection to the alleged offender being placed into the Program; and~~

~~(11) Admission to the program is subject to any other information deemed relevant by the city attorney to the decision.~~

~~(B) Once in the program, a hearing will be set and conditions set forth to complete the diversion process.~~

- (C) ~~The conditions of the program may consist of, but is not limited to: community service work; victim impact panel; restitution; counseling; and other types of programs relating to domestic violence and family issues.~~
- (D) ~~Failure to comply with the conditions of this program will result in removal from the domestic diversion program and prosecution of pending charges.~~
- (E) ~~The city attorney retains the right to remove any individual from the program for any cause.~~
- (F) ~~There shall be a domestic violence diversion program fee of two hundred twenty-five dollars (\$225.00) assessed to the alleged offender.~~
- ~~(Ord. No. 75-2010)~~

Part 4

SCHEDULE OF FEES

§ 401.03 FEE PROVISIONS.

(A) ~~Quadrupled~~ Doubled fees. Where work, activities, or conditions for which a permit issued by the city is required under state law or any section of the Codified Ordinances is started or proceeded with, prior to obtaining a permit, the fees as calculated for said permit shall be ~~doubled~~ quadrupled. Payment of such ~~doubled~~ quadrupled fee shall not:

(1) Relieve any persons from fully complying with the requirements of state law or the applicable sections of the Codified Ordinances in the execution of the work; or

(2) Limit the imposition of any penalties or sanctions provided for violations of state law or the applicable sections of the Codified Ordinances.

(B) Submission of a permit fee under (A) does not guarantee that the permit will be granted.

(C) If fees are not collected at the time of application, or by the time a service has been provided, the city has the right to pursue collection of any of the fees charged by the city, including certification of amounts owing to the county auditor to be placed as a lien on real property, remittance to a collection service, or any other appropriate and legal pursuit of payment.

(D) The city manager may decrease or waive fees contained in the schedule of fees for the purposes of economic development as provided in an economic incentive agreement approved by city council or for other matters that the city manager determines are in the best interest of the city. The waiver of any fees must be in compliance with the Constitution and the laws of the State of Ohio.

Part 13

BUILDING CODE

§ 1305.08 GENERAL REQUIREMENTS.

(A) Notice: Notice of the demolition of a structure shall be made by the applicant to all adjacent property owners. Failure to provide the required notice shall invalidate any permit and shall constitute a violation. Notice shall be made as follows:

(1) Posted notice: Upon the issuance of an approved demolition permit by the community development department, the applicant shall cause notice of the demolition to be given by posting a sign announcing such demolition in a conspicuous place in the front part of the subject property.

(2) Duration of posting: Said sign, provided by the community development department, shall be posted conspicuously no less than ten (10) days in advance of such demolition and shall remain posted on the subject property until all work on the subject property has been completed. After posting the sign as required in this section, the applicant shall provide to the community development department a notarized affidavit indicating that the sign has been posted and that it will remain posted throughout the ten-day period required by this section as well as acknowledging that the applicant is responsible for replacing the sign as quickly as possible if it is damaged or stolen.

(3) Sign fee: At the time of application, the applicant shall pay a nonrefundable sign fee as listed in the C.O. § 401.02 master list of fees. The city shall not be held responsible for lost, stolen, vandalized or damaged signs.

(B) Method of demolition. An approved demolition permit is valid for normal demolition means only. Normal demolition means is defined as, but not limited to, common construction machinery, backhoes, cranes, wrecking balls and manual labor.

Blasting is prohibited. Burning is prohibited unless applicant has obtained an approved burning permit from the Upper Arlington Fire Division.

(C) Safety. For the duration of demolition, a forty-two-inch high construction-standard safety fence shall be installed and maintained in good condition around the perimeter of the subject property. The site shall be maintained in a safe and orderly condition at all times.

The director of community development and/or designee shall have full authority to stop the demolition or removal of any building or structure or part thereof, when the same is being done in a reckless or careless manner, or in violation of the provisions of this chapter or any other ordinances of the city. When such work is stopped by order of the director of community development and/or designee, it shall not be resumed without written approval of the director of community development or designee.

(D) Expiration of permit. An approved demolition permit shall be valid for a period of six (6) months from the date of issuance. Upon written request to the director of community development and/or designee the permit may be renewed for a maximum of ninety (90) days for good cause shown.

(E) Commencement of demolition. Upon commencement of demolition, all demolition work shall be completed within ten (10) calendar days.

Where unusual or unique circumstances arise, the director of community development and/or designee may grant an extension to the ten-calendar-day requirement at his/her discretion.

(F) Hours of work. The standards and special permits as set forth in C.O. § 517.15 regarding hours of work and excessive noise shall be held applicable.

(G) Non-transferable and non-assignable. An approved demolition permit is non-transferable and non-assignable without prior written approval of the director of community development and/or designee.

(H) Performance. All demolition work shall be performed in a workmanlike manner in accordance with C.O. ch. 1305, the demolition permit and all building, zoning, fire and other applicable codes and ordinances.

(I) Protection of adjoining property owners. The director of community development and/or designee may impose such requirements and conditions as he/she deems necessary for the protection of adjoining property owners and the public interest.

(J) Commercial demolition. The demolition of all commercial buildings or structures or parts thereof shall comply with the requirements of the Ohio Basic Building Code.

(K) Redevelopment of site. No demolition permit shall be issued unless the new construction, replacement or redevelopment of the building or accessory structure has been granted all the necessary approvals, including, but not limited to: permits, variances, rezonings, amendments to a final development Plan, plat amendments, certificates, and reviews, with the following exceptions:

(1) When the demolition is determined by the director of community development and/or designee to be required to abate a nuisance or eliminate an unsafe building as defined in C.O. § 1305.01 of the building code; and

(2) When the demolition involves a site which is to be redeveloped into multiple lots as the result of a lot split proposal, resubdivision or plat amendment. Redevelopment of the site must commence within thirty (30) days after completion of the demolition. If redevelopment of the site has not commenced within thirty (30) days, then complete site restoration, pursuant to the standards set forth in C.O. § 1305.08(L), shall be required. Site restoration shall be completed within thirty (30) days following the expiration of the thirty-day redevelopment period.

(L) Site restoration. No demolition permit shall be issued if any building or structure is to be demolished but not replaced by another structure unless a site restoration plan is submitted and approved by the director of community development and/or designee.

When demolition is required to abate a nuisance or eliminate an unsafe building as defined in C.O. § 1305.01 of the building code, the registered demolition contractor shall submit a site restoration plan within ten (10) days following the issuance of the demolition permit.

The site of every approved demolition shall be restored in accordance with any required environmental approval or site restoration plan, or in accordance with minimum standards set forth herein.

Every restoration shall be performed in a manner which prevents erosion and shall include, at a minimum, prompt removal of debris, backfilling any excavation with granular material, grading in such a manner as to prevent stormwater from accumulating or ponding on the site and to prevent any negative effect on adjacent properties, a six-inch overlay of topsoil and seeding with grass or sod installation.

Further, the owner of the property shall be required to observe all regulations set forth in U.A.C.O. Chapter 537.

If the site is not being redeveloped pursuant to C.O. § 1305.07(~~K~~), site restoration shall be completed within thirty (30) days from the date of completion of the demolition or expiration of development approvals, building expiration of required permit, or abandonment of the site/project.

(Ord. No. 94-2010; Ord. No. 87-2015, § 5, 12-14-2015)

CHAPTER 1306. ~~BOARD OF BUILDING STANDARDS~~APPEALS

§ 1306.01 ~~COMPOSITION AND MEMBERSHIP~~BOARD OF ZONING AND PLANNING.

~~There shall be a board of building standards appointed by the president of city council, subject to the approval of the council, to consist of seven (7) members who shall, collectively, be qualified by profession on all matters pertaining to building, electric, plumbing, heating and ventilation and who shall be residents of this city, and shall not be officers or employees of this city.~~

Appeals and requests for variances under this Chapter are heard by the Board of Zoning and Planning (BZAP).

§ 1306.02 ~~TERM OF OFFICE.~~ RESERVED

~~Members of the board of building standards shall be appointed for terms of four (4) years, and shall expire on the last day of June. Appointments shall commence on the date the appointment is approved by council or such other date provided by council. Any member appointed to fill a vacancy occurring prior to the expiration of the term shall be appointed for the unexpired portion of said term. City council may shorten or lengthen a particular term at the time of appointment to maintain a staggered rotation so that not more than three (3) members' terms expire in the same year or extend a term until a replacement is appointed. Members of the board of building standards shall be removed from office after three (3) unexcused absences.~~

~~(Ord. No. 40-2022, § 1, 6-6-2022)~~

§ 1306.03 ~~ORGANIZATION AND~~ APPEALS PROCEDURE.

~~(A) The board shall organize, elect a chairperson and vice chairperson and adopt rules for its own government. The director of community development, or his designated representative, shall act as secretary. The board shall meet during the first quarter of each odd-numbered year and elect officers and thereafter they shall meet on call by the chairperson or by the city manager pursuant to its rules.~~

- (B) In computing any period of time prescribed or allowed by this section, the day of the act or order from which the designated period of time begins to run shall not be included. The last day of the period as computed shall be included, unless it is a Saturday, Sunday, or legal holiday. Intermediate Saturdays, Sundays, and legal holidays shall be included in the computation unless otherwise specified. If the final day of the period falls on a Saturday, Sunday, or legal holiday, then the act may be performed on the next succeeding day that is not a Saturday, Sunday, or legal holiday.
- (C) The board may postpone or continue any hearing on its own motion or on the motion of a party. The board shall keep a complete and accurate record of all proceedings, which shall be open to public inspection.
- (D) Testimony at a hearing on an appeal from an order of the building inspector shall be under oath and a stenographic or other record of testimony and other evidence shall be required.
- (E) For a hearing on an appeal from an order of the building inspector, the board may require the attendance of witnesses, the production of records and papers, and may depose witnesses in accord with ORC § 119.09.
- (F) If the order appealed from concerns ORC § 3781.111, or rules promulgated under that section, reasonable notice of time, date, place, and subject of the hearing shall be given to any local organization composed of or representing persons with disabilities or, if none exists, then to any statewide organization composed of or representing persons with disabilities. A local organization composed of or representing persons with disabilities or, if none exists, then any statewide organization composed of or representing persons with disabilities, may file an appeal from a decision of the board of building standards as provided by this chapter.

- (G) The board shall render its decision on any appeal from an order of the building inspector within thirty (30) days of the final hearing on the appeal, ~~unless an extension is agreed to by the appellant.~~ The board's decision shall be entered on the board's record. A certified copy of the decision shall be served upon the parties and upon the parties' attorneys, if applicable, by certified mail, return receipt requested, with notice that such order may be appealed, within fifteen (15) days after the mailing of the board's decision, to the state board of building appeals, or to the Franklin County Court of Common Pleas.

(Ord. No. 82-2013; Ord. No. 87-2015, § 5, 12-14-2015)

§ 1306.04 QUORUM. RESERVED

~~Four (4) members shall constitute a quorum. The concurring vote of four (4) members shall be necessary to reverse any order, requirement, decision or determination of the Building Inspector or any administration official.~~

§ 1306.05 DUTIESRESERVED.

~~(A) The board shall recommend to the city council any changes that it may deem necessary in this Code.~~

~~(B) It shall serve as interpreter of this Code.~~

~~(C) It shall hear all appeals from the refusal or revocation of a residential one-, two- and three-family dwelling unit building permit, and shall also hear all appeals from the refusal or revocation of a license, the issuance of which is within the jurisdiction of the Building Inspector, or any other order made by the building inspector.~~

~~(D) It shall perform such other duties as may be assigned to it by the Council of the City of Upper Arlington.~~

§ 1306.06 APPLICATION AND FILING FEE FOR BOARD OF BUILDING STANDARDS APPEAL ELIGIBILITY.

Any person aggrieved by an order of the building inspector, or any person seeking a variance from the requirements of the Upper Arlington Building Code, may appeal such order or request such variance using a form prepared by the department of community development. This application form shall contain a notice that the decision of the board is subject to appeal to state board of building appeals, or to Franklin County Court of Common Pleas within fifteen (15) days after final decision of the board, and that it is the responsibility of a successful applicant or appellant, before taking action thereunder, to let the appeal period for that decision expire before taking action under the board's decision.

For appeals of an order of the building inspector, applications for appeal before the board shall be filed within thirty (30) days of the mailing date or actual receipt of the order being appealed, whichever is earlier. Such appeals shall be filed with the director of community development, or the director's designated representative, ~~who shall transmit the same to the board.~~

A decision to file a code enforcement citation in the Upper Arlington Mayor's Court or other court of competent jurisdiction, or to pursue other remedies provided in C.O. § 1305.99, may not be appealed ~~to the board of building standards.~~

~~An appeal is not complete until the filing fee specified in the Schedule of Fees established pursuant to Any application submitted to the board of building standards shall be accompanied by a filing fee as specified in C.O. ch. 400, Table 401.02.~~

(Ord. No. 82-2013; Ord. No. 87-2015, § 5, 12-14-2015)

**§ 1306.07 APPEAL ~~FROM~~ OF DECISION OF THE BOARD OF ZONING AND PLANNING~~BUILDING~~
STANDARDS.**

The director of community development or designee, a party, or an organization composed of or representing persons with disabilities as provided in C.O. § 1306.03(F), aggrieved by a decision of the ~~Upper Arlington Board of Building Standards~~ on a variance application or appeal of an order of the building inspector may appeal that decision to the state board of building appeals or to the Franklin County Court of Common Pleas. Such appeal shall be taken within fifteen (15) days after the final action of the board ~~of building standards~~. No decision ~~of the board of building standards~~ shall become final until the expiration of fifteen (15) days from the date such decision is made, or, if an appeal is filed, until final action thereon by the state board of building appeals or Franklin County Court of Common Pleas.

(Ord. No. 82-2013; Ord. No. 87-2015, § 5, 12-14-2015)



Authors:	Suzanne Beach, Executive Assistant
Council Meeting Date:	August 24, 2026
Subject/Legislative Item:	Liquor Permit Application Notice – Ohio CVS LLC, dba CVS Pharmacy #6149, 1855 W. Henderson Road, Upper Arlington, OH 43220
Purpose:	To review the notice from Ohio Department of Commerce, Division of Liquor Control regarding a new C1 and C2 liquor permit application for CVS Pharmacy #6149, located at 1855 W. Henderson Road.
Executive Summary:	The City Clerk has received legislative notice from the Ohio Division of Liquor Control that Ohio CVS LLC has applied for new C1 and C2 liquor permits at CVS Pharmacy #6149, 1855 W. Henderson Road. The City has 30 days from the date of the notice to advise the Division whether it objects and requests a hearing, requests a one-time 30-day extension to review the matter, or has no objection. Absent Council objection, staff recommends the City Clerk notify the Division that the City does not request a hearing.

Purpose and Impact

The Ohio Department of Commerce, Division of Liquor Control, submits legislative notice to municipalities when a new liquor permit application is filed within their jurisdiction. This notice pertains to Ohio CVS LLC, CVS Pharmacy #6149, located at 1855 W. Henderson Road, Upper Arlington, OH 43220.

The permits requested are:

- **C1** – Beer only, in original sealed containers, for carry-out only, until 1:00 a.m.
- **C2** – Wine and mixed beverages, in sealed containers, for carry-out only, until 1:00 a.m.

Both permit types are limited to sealed, carry-out sales and do not authorize on-premises consumption. Within 30 days of the date on the notice, the City must respond to the Division indicating one of the following:



- 1. The City objects to the application and requests a hearing;
- 2. The City requests a one-time, 30-day extension to review the application; or
- 3. The City has no objection to the application.

If Council raises no objections, the City Clerk will notify the Division of Liquor Control that the City does not request a hearing, and the application will proceed through the state's normal review process.

History

The Ohio Department of Commerce, Division of Liquor Control, submits legislative notice of liquor permit applications. Within 30 days of the date listed on the notice, the City must provide a response that indicates whether the City objects and requests a hearing on the application, requests a one-time only 30-day extension for review, or that the City has no objection to the application.

Alternatives

If there are no Council objections, the City Clerk will notify the Division of Liquor Control that the City does not request a hearing.

Attachments

1.	CVS Henderson
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UPPER ARLINGTON CITY COUNCIL
ATTN CLERK
3600 TREMONT RD
UPPER ARLINGTON OH 43221-1595

NOTICE TO LEGISLATIVE AUTHORITY

06517242-317 PERMIT NUMBER		NEW TYPE	TO OHIO CVS STORES LLC CVS PHARMACY 6149 1885 W. HENDERON ROAD UPPER ARLINGTON OH 43220 Muni/Village/Twp: Upper Arlington
ISSUE DATE:			
FILING DATE: 7/30/2026			
PERMIT CLASSES: C-1 C-2			
25242 TAX DISTRICT	FEB	RECEIPT NO	

FROM 8/3/2026

PERMIT NUMBER		TYPE	
ISSUE DATE:			
FILING DATE:			
PERMIT CLASSES:			
TAX DISTRICT		RECEIPT NO	

MAILED 8/5/2026

RESPONSES MUST BE POSTMARKED NO LATER THAN 09/05/2026

IMPORTANT NOTICE

PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL WHETHER OR NOT
THERE IS A REQUEST FOR A HEARING.

REFER TO THIS NUMBER IN ALL INQUIRIES: FEB NEW 06517242-317
(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

WE REQUEST A HEARING ON THE ADVISABILITY OF ISSUING THE PERMIT AND REQUEST THAT THE HEARING
BE HELD ☐ IN OUR COUNTY SEAT ☐ IN COLUMBUS

WE DO NOT REQUEST A HEARING ☐

DID YOU MARK A BOX? IF NOT, THIS WILL BE CONSIDERED A LATE RESPONSE.

PLEASE SIGN BELOW AND MARK THE APPROPRIATE BOX INDICATING YOUR TITLE:

(Signature)

(Title) - ☐ Clerk of City Council
☐ Township Fiscal Officer

(Date)

(Printed Name)

(Email Address)

(Telephone No.)



Dear Local Legislative Authority Official:

Please find enclosed the legislative notice that is being sent to you regarding the applied for liquor permit as captioned on the notice. You **must**, within 30 days from the “mailed” date listed on the notice under the bar code:

- Notify the Division whether you object and want a hearing; or
- Ask for your one-time only, 30-day extension. o Any requests for a one-time, 30-day extension will be reviewed by the Division upon timely receipt. If granted, your additional 30-days runs from the expiration of the original 30-day period.

To be considered **timely**, your above response **MUST** be faxed, emailed, or mailed to the Division no later than the postmark deadline date stated on the form. To speed up processing times and reduce paper, the Division respectfully asks that you either fax or email your response. Please send your response to:

FAX: (614) 644 – 3166
EMAIL: Liquordocs@com.ohio.gov
MAIL: Ohio Division of Liquor Control
Attn: Licensing Unit
6606 Tussing Road
PO Box 4005
Reynoldsburg, Ohio 43068-9005

To find out who has disclosed an ownership interest in the permit application to us you can:

- Visit com.ohio.gov/liquorinfo. Select the “Search who has disclosed an ownership interest” tab. Where asked, enter the permit number listed on the legislative notice; or
- Contact your police department or county sheriff (if you are a township fiscal officer or county clerk). We also sent them detailed ownership information to review for any criminal background issues involving the disclosed persons.

We have resources for you at com.ohio.gov/govhelp. Never miss out on when renewal objections are due! Sign-up for our emails at com.ohio.gov/stayinformed.

Thank you in advance for your cooperation,

Division Licensing Section

(rev. 2.12.25)