



NORWOOD CITY COUNCIL
Norwood Community Center
1810 Courtland Ave- Bottom Floor
Norwood, OH 45212
May 25, 2021, 7:30 p.m.
MINUTES

A) CALL TO ORDER

B) PRAYER

C) PLEDGE OF ALLEGIANCE

The Council for the City of Norwood met in regular session on the above date with Mr. Ken Miracle Presiding as President. The meeting opened with a prayer and the Pledge of Allegiance.

D) ROLL CALL

Roll Called. All members except for Mr. Bonsall and Mr. Gabbard present.

E) AMENDMENT OF AGENDA

The President noted changes to the agenda as follows: a letter to council from the City of Cincinnati Community Development needs to be added to communications as Item P2. On motion by Mr. Breadon, seconded by Mr. DiNardo, it was moved to amend the agenda as stated. Roll was called. All members present voted yes. Motion passed.

F) MINUTES OF PREVIOUS MEETING

May 11, 2021 - On motion by Mr. Breadon, seconded by Mr. Thompson, it was moved to accept the minutes as written. Roll was called. All members present voted yes.

G) PUBLIC HEARINGS

2692 Madison Rd. Norwood, OH 45208

2699 Edmondson Rd. Norwood, OH 45208

No one appeared to comment regarding these public hearings.

H) REQUEST TO ADDRESS COUNCIL

The Mayor called Phil Krabbe, the Recreation Director and Stephanie Downs to discuss the new Recreation Department logo. Phil Krabbe introduced the new logo. Stephanie Downs is on the Mayor's Recreation Task Force and spoke about the task force, their workings and items they have accomplished. The Recreation Director and a Pool Director were hired. The Norwood Rec building was cleaned out. Starting June 4 there will be Fridays on the Lawn at Victory Park, every Friday until August. There was a contest to design the new Recreation Department logo. A winner has been picked and they will be sharing all of the entrants. The Norwood Art Board was including in picking the winner. The winner was Ashley Baradihi who received \$300.

Amy Wolfenbarger who lives at 5406 Carthage Avenue addressed council to discuss Stonies Pub & Grill. She supports the resolution to not renew the liquor license. She lives near the pub. It was Schaffer's Tavern when she moved in and they were responsive to the community and their complaints regarding the bar and patrons. Stonies is not responsive. She has found cups full of alcohol sitting out on the curbside and trash. Customers are loud, drive by with loud music and heavy bass that vibrates her apartment. She supports female owned small business but believes that a business owner should respect the community that the business is located in.

Cory Franklin who lives at 5410 Carthage Avenue addressed the council about Stonies Pub & Grill also. He has similar complaints to Ms. Wolfenbarger. He has to pick up trash daily in his yard and he has complaints about the loitering of the bar customers in the middle of night. His driveway has been blocked. He has called the owner of Stonies but she does nothing to resolve the issues. He has even called the police and he supports the resolution on the agenda.

Mike and Debra Wedding of 5402 Carthage Avenue addressed the council about Stonies Bar. They live next to Stonies Pub & Grill. They have lived in their home for 40 years and had no issues with the bar

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located there until it was purchased by the current owner. Residents have to park far away from their homes due to pub patrons. Many patrons also park illegally. The music is very loud and the bass is very heavy which disturbs the neighbors. Patrons stand outside and loudly use vulgar language. The bar is open past the legal time and alcohol is served to her patrons outside, which is also illegal. Trash is left in their yard regularly and patrons are urinating outside. When the police do go to the pub, they are locked out and not allowed in. They do have videos of what goes on behind the bar. There have been many noise complaints. They request that the council does not renew the liquor license for the sake of their neighborhood.

Tyler Alsip of 2072 Worth Avenue addressed council next about Stonies Pub. He is against the renewal of the liquor license. Since moving in to his home the behavior of the patrons has gotten worse. There has been violence and threats of violence including gun shots. His front porch furniture has been urinated on. The patrons use racial slurs and hate speech when they are confronted by residents when leaving the bar. His family has made at least 20 complaints against the bar.

Jennifer Shepard who lives at 5347 Globe Avenue addressed council about Stonies Pub. The pub routinely has patrons that are very loud which wake up their children every night. The parking is always a problem including parking in front of fire hydrants. Her children routinely find used condoms, liquor bottles and trash in the street. They have caught pub patrons urinating on and near homes regularly. The owner of the pub comes out of the establishment and verbally attacks the residents. They had no issues with the bar under the former owner. She noted that Stonies had requested a liquor license to go later in the night but the school board voted against it since they are so close to a school.

Rene Dierker who lives at 4110 Floral Avenue addressed council asking for council to ban mosquito spraying in Norwood. Integrated Pest Management discusses dealing with pests using the least toxic method first. Pesticides should be used as a last resort. She spoke about what other steps can be used that are not pesticides to control mosquitos. Using a mosquito sprayer company is like using a hammer to handle a fly. The chemical only kills adult mosquitos and has to actually land on the mosquito and it is not very effective. Ohio pesticide law states that spraying or inadvertently contaminating a neighboring property and this is difficult when a spray is used. She noted other situations that are illegal and she has seen them happen. The pesticides also harm other insects. Even if pesticide companies say their product is natural or organic they can also be harmful. She saw spraying near her home when it was too cold for mosquitos.

Sandy Prantl of 4008 Elsmere Avenue addressed council about banning the mosquito sprays in Norwood. A nearby property had spraying done in April and the technician entered her property illegally to spray the neighbor. She and her pet experienced symptoms related to the spraying. There was a second spray which resulted in similar results. She filed a claim with the Ohio EPA and the company was found guilty. The chemicals being used are harmful and hurt the ecosystem and water supply. Banning spraying can help Norwood be environmentally friendly.

Stacey Shiring of 2412 Madison Avenue addressed council about banning mosquito spraying in Norwood. She releases butterflies every year and when a neighbor had their yard sprayed all of the butterflies died. The chemicals affect people and could harm the residents and children. Installing bat boxes has been a lifesaver in dealing with the mosquitos in their yard when nothing else worked.

Pastor Sonny James who lives at 1830 Hopkins Avenue addressed council next. He sends out prayers to communities loosening Covid restrictions. He was challenged by a neighbor regarding a comment he made about not asking for money from the city. He stated that he has not asked for money from the city for personal reasons but has asked for money for social events like a professional boxing event. He is excited about the work being done on the Chronic Nuisance Board. He is excited that this fall the first African American Athletic Director will start in the schools. He apologized to the residents that are dealing with disrespect. With diversity comes sensitivity and understanding. He asks why not bring people to what the city is trying to do that have the ability and skill set. He said that Elevations brought events like Friday on the Lawn to the city and they weren't supported.

D) REPORTS OF STANDING COMMITTEES OF COUNCIL

Law, Ordinance & Human Resources Committee Meeting- May 18, 2021

Housing, Health & Public Safety Committee Meeting- May 18, 2021

On motion by Mr. Thompson, seconded by Mr. Geraci, it was moved to remove these reports from the agenda. Roll was called. All members present voted yes. Motion passed.

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J) THIRD READING OF ORDINANCES/RESOLUTIONS

- 1) AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$8,000,000 OF URBAN RENEWAL REFUNDING REVENUE BONDS, SERIES 2021 (LINDEN POINTE PROJECT) OF THE CITY OF NORWOOD, OHIO, PURSUANT TO CHAPTER 725 OF THE OHIO REVISED CODE TO SECURE BONDS TO BE ISSUED BY THE PORT OF GREATER CINCINNATI DEVELOPMENT AUTHORITY FOR THE PURPOSE OF REFINANCING OUTSTANDING OBLIGATIONS OF THE CITY ISSUED TO FINANCE AND REFINANCING THE COSTS OF CERTAIN PUBLIC IMPROVEMENTS; AUTHORIZING A PLEDGE OF CERTAIN SERVICE PAYMENTS TO SECURE SUCH BONDS OF THE CITY AND PORT AUTHORITY; AUTHORIZING COOPERATION WITH THE PORT OF GREATER CINCINNATI DEVELOPMENT AUTHORITY TO FACILITATE THE REFINANCING; AUTHORIZING AND APPROVING RELATED MATTERS; AND DECLARING AN EMERGENCY

On motion by Mr. DiNardo, seconded by Mr. Breadon, it was moved to table the consideration of this ordinance. Roll was called. All members present voted yes. Motion passed.

K) SECOND READING OF ORDINANCES/RESOLUTIONS

- 1) ORDINANCE REPEALING ORDINANCE NO.2-2011 WHICH HAS ADOPTED SECTION 151.02, TITLED "APPLICATION FEES," OF THE CODIFIED ORDINANCES OF THE CITY OF NORWOOD, OHIO, AND DECLARING AN EMERGENCY

On motion by Mr. Geraci, seconded by Mr. Kelsch, it was moved to have the second reading of the ordinance. Roll was called. All members present voted yes. The motion passed. The Clerk did the second reading.

L) INTRODUCTORY READING OF ORDINANCES/RESOLUTIONS

- 1) ORDINANCE APPROVING A ZONE CHANGE FROM THE HEAVY MANUFACTURING (M-2) USE CLASSIFICATION ZONING DISTRICT TO THE GENERAL BUSINESS DISTRICT (GBD) USE CLASSIFICATION ZONING DISTRICT, FOR THE PARCELS IDENTIFIED BY THE HAMILTON COUNTY AUDITOR AS 2699 EDMONDSON ROAD, PARCELS 651-0041-0115-00 AND 651-0041-0381-00

On motion by Mr. Breadon, seconded by Mr. Thompson, it was moved to have the first reading of the ordinance. Roll was called. All members present voted yes. The motion passed. The Clerk did the first readings.

- 2) ORDINANCE APPROVING A ZONE CHANGE FROM THE HEAVY MANUFACTURING (M-2) USE CLASSIFICATION ZONING DISTRICT TO THE GENERAL BUSINESS DISTRICT (GBD) USE CLASSIFICATION ZONING DISTRICT, FOR THE PARCEL IDENTIFIED BY THE HAMILTON COUNTY AUDITOR AS 2692 MADISON ROAD, PARCEL 651-0041-0228-00

On motion by Mr. Geraci, seconded by Mr. DiNardo, it was moved to have the first reading. Roll was called. All members present voted yes. The motion passed. The Clerk did the first reading.

- 3) RESOLUTION OBJECTING TO THE RENEWAL OF THE LIQUOR PERMIT #8608477 OF STONIES PUB & GRILL LLC DBA STONIES PUB& GRILL, 5400 CARTHAGE AVENUE, NORWOOD, HAMILTON COUNTY, OHIO 45212, AND DIRECTING THAT A COPY OF THE RESOLUTION BE SENT TO THE STATE OF OHIO DIVISION OF LIQUOR CONTROL, AND REQUESTING A HEARING IN CINCINNATI, OHIO

Mr. DiNardo asked the Law Director if this resolution will have an effect on the granting of the liquor license. The Law Director said that this is the first step in the process to get the liquor permit pulled. A hearing will be set and the city will appear with witnesses regarding why the license should be pulled. The city is not in the business of pulling licenses of Norwood businesses but there are several charges currently pending against the pub in Norwood and Hamilton County courts. Once a hearing is set, that is when the Law Department and the Police Department will build their case. Mr. DiNardo asked if the resolution can have all three readings and be passed. In order to pass this resolution then special meetings will need to be had before June 1st which is the deadline to get it done. On motion by Mr. Kelsch, seconded by Mr. Geraci, it was moved to have the first reading of the ordinance. Mr. Kelsch asked if complaints have been made to the State Board yet. The Law Director said complaints were made but that the state board has not yet made it to this license. Every effort that can be made to discourage the issues occurring should be taken. Mr. Geraci noted that he has seen issues with Stonies with his own eyes and he encourages the use of all ordinances and laws at the city's disposal to resolve these kinds of issues. He is also concerned that

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this issue came to council at the last minute. The Law Director noted that there was a correspondence from the state asking if there were any licenses that the city would like to object to in the last packet but he was unaware of it until the last meeting hence the late date. Mr. Geraci also noted that he dislikes last minute items especially when they are important. Roll was called. All members present voted yes. Motion passed. The Clerk did the first reading.

M) ADMINISTRATION REPORTS

The Mayor gave his report. He noted some paving going on in the city. The Community Block Grant Fund usage is going on along with several curbing projects. They have been unable to finish the striping projects on Montgomery Road due to the paint shortage. Some work is also being done on council chambers. They are looking at some improvements being reviewed along with some other city hall projects. Planning on the streets is moving forward. The Emergency Operations Plan is being worked on. He is reviewing a list of what is being done with the Care's Act money. One thing that it can be used for is the improvement of water system meters which will help to save money. Improvement of the water system is a big problem in the city and this project is one that will help. It's about 1.8 million dollars of the Care's Act money. They can also use the money for communications systems like mass notification systems. They can also use some of the money for software systems for things like renting a park online. They are looking at ways to utilize the funds in a productive manner that can be maintained down the road. He is concerned with long term sustainability. On Memorial Day there will be celebration at Victory Park at noon. It is put on by the VFW and has gone on for years.

Mr. Breadon asked about Norwood Day parade. The Mayor noted that it is going to go on this year. The Chamber of Commerce has committed to it happening. He isn't sure about Norwood Day at Coney due to the changes at Coney Island. Christmas Town will be held this year. Mr. Breadon got a message stating that Norwood Day at Coney is happening on July 28th.

Mr. Geraci asked if there was any movement on signage. The Mayor said not yet but he will put it on the Project Manager's list. Mr. Geraci is hoping that signs can be upgraded. The Mayor said it may be a fall time installation.

Mr. Kelsch asked if the Care's Act money can be used for the Elm Avenue Project. The Mayor said he looked into it and those funds can't be used. The city does have some money in place and they are hoping that work can be done in conjunction with the work on the water infrastructure.

N) UNFINISHED BUSINESS

O) NEW BUSINESS

Mr. Geraci asked when a special meeting can be held. Mr. DiNardo asked if the meeting can be done by zoom. There was discussion regarding whether that was allowable under the law. It was decided to have a special meeting on Thursday and one on Friday at 7 pm.

A Community Coalition virtual meeting will be held on June 2 at 3:30. The information can be found on the ASAP Norwood webpage. They are also going to be putting out a survey that they hope as many residents as possible complete it.

On motion by Mr. Geraci, it was moved to move the council meetings to council chambers immediately. The Law Director noted that the air conditioning is currently out. Mr. Geraci withdrew his motion.

The President of Council read an email from Sarah Lehew about Community Council Meetings being started again. They are held on the 4th Thursday of each month at 7 pm. Ward 1 meetings will be held at Lower Millcrest Park. Sarah is the contact and can be reached at sarahlahew@gmail.com. Ward 2 meetings will normally be held in the pavilion at New City Church. The May meeting has been moved to the Norwood Community Garden. In Ward 3 Donna Laake is the contact dmlaake@gmail.com. The May and July meetings are being held at Marsh Park. The June and August meetings are being held at Lindner Park. Ward 4 meetings are held at Hunter Park and the contact is Hannah Roberts robertsh252@gmail.com

Mr. Kelsch referred to the Streets Committee for the planning and financing of street repair projects.

P) COMMUNICATIONS

City Auditor- James Stith

Re: April Monthly Financial Reports emailed

The Clerk read the communication. On motion by Mr. DiNardo seconded by Mr. Thompson, it was moved to receive and file the communication. Roll was called. All members present voted yes. Motion Passed.

City of Cincinnati

Re: OH CRA Program

The Clerk read the communication. On motion by Mr. DiNardo seconded by Mr. Thompson, it was moved to receive and file the communication. Roll was called. All members present voted yes. Motion Passed.

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Q) EXCUSE ABSENT MEMBER/S

On motion by Mr. DiNardo, seconded by Mr. Kelsch, it was moved to excuse the absent members. Roll was called. All members present voted yes. Motion passed.

R) ADJOURNMENT

On motion by Mr. DiNardo, second by Mr. Kelsch, it was moved to adjourn. Roll was called. All members present voted yes. Motion passed

Ben Kelsch

RECEIVED
JUN 08 2021
CITY OF NORWOOD
CLERK OF COUNCIL

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