

CITY OF OAKWOOD
COUNCIL AGENDA
MAY 6, 2024

7:30 P.M.

- I. CALL TO ORDER
- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL
- IV. MINUTES OF APRIL 1 REGULAR SESSION, WORK SESSION & EXECUTIVE SESSION, APRIL 9 WORK SESSION & EXECUTIVE SESSION AND APRIL 22 EXECUTIVE SESSION
- V. STATUS REPORTS
 - Recognition of Kip Bohachek
 - Proclamation recognizing the month of May as “Older Americans Month.”
 - Citizen Committee Appointment
 - “Codebreaker Month”/Joe Desch Proclamation
- VI. VISITORS
- VII. LEGISLATION
 - An Ordinance to Levy Special Assessments for the 2025 Street Lighting, Mr. Stephens
 - An Ordinance to Levy Special Assessments for the 2023 Sidewalk Repair Project, Mr. Stephens
 - An Ordinance to Levy Special Assessments for the 2022 Sidewalk Repair Project, Mr. Stephens
 - An Ordinance Adopting the 2025 Tax Budget, Vice Mayor Byington
 - An Ordinance to Consider a Proposed Text Amendment to the Sign Regulations of the Zoning Code, Vice Mayor Byington
 - An Ordinance to Amend Lot Split Sections of the Subdivision Code, Vice Mayor Byington
- VIII. STAFF REPORT – FINANCE DEPARTMENT
- IX. CITY MANAGER’S REPORT
- X. COUNCIL COMMENTS
- XI. ADJOURN

NEXT REGULAR SESSION SCHEDULED FOR JUNE 3, 2024

AN ORDINANCE

BY: _____

NO. _____

LEVYING SPECIAL ASSESSMENTS FOR THE IMPROVEMENT OF CERTAIN STREETS BETWEEN CERTAIN TERMINI IN THE CITY OF OAKWOOD, OHIO, BY LIGHTING THE SAME WITH ELECTRICITY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OAKWOOD, MONTGOMERY COUNTY, OHIO:

SECTION I.

That the revised assessments for the cost and expense of improving in the City of Oakwood, Ohio, the streets designated and between the termini set forth in Resolution No. 1919, adopted March 4, 2024, by lighting the same with electricity from the 1st day of January 2025 through the 31st day of December 2025, amounting in the aggregate estimated to be \$134,046.79 which were filed with the Clerk of Council the 4th day of March 2024 and are now on file in the office of the Clerk of Council, be and the same are hereby adopted and confirmed and such revised assessments are hereby levied and assessed upon the lots and lands bounding and abutting upon said improvement in the respective amounts reported as aforesaid, which assessments are in proportion to the special benefits and are not in excess of any statutory limitation.

SECTION II.

That this Council hereby finds and determines that the revised assessments as now on file in the office of said Clerk of Council are in the same proportion to the estimated assessments as originally filed as the actual costs of the above described improvement is to the estimated cost of the improvement as originally filed.

SECTION III.

That the assessment against each lot or parcel of land shall be payable in cash within thirty (30) days after passage of this Ordinance. All cash payments shall be made to the Director of Finance of this City. All assessments and installments thereof remaining unpaid at the expiration of said thirty (30) days shall be certified by the Clerk of Council to the County Auditor as provided by law to be placed by him on the tax duplicate and collected as other taxes are collected.

SECTION IV.

That the Clerk of Council shall cause a notice of the passage of this Ordinance to be published once in a newspaper of general circulation in this City and to continue on file in her office said revised assessments.

SECTION V.

That the Clerk of Council is hereby directed to deliver a certified copy of this Ordinance to the County Auditor within twenty days after its passage.

SECTION VI.

That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION VII.

This ordinance shall take effect as of the earliest date permitted by law.

PASSED BY COUNCIL this _____ day of _____, 2024.

Mayor William D. Duncan

ATTEST:

Clerk of Council

To the Clerk:
Please publish in summary form below.

City Attorney Robert F. Jacques

LEGAL NOTICE

The Council of the City of Oakwood, Montgomery County, Ohio adopted Ordinance No. _____ entitled "LEVYING SPECIAL ASSESSMENTS FOR THE IMPROVEMENT OF CERTAIN STREETS BETWEEN CERTAIN TERMINI IN THE CITY OF OAKWOOD, OHIO, BY LIGHTING THE SAME WITH ELECTRICITY."

Lori Stacel
Clerk of Council
City of Oakwood

CERTIFICATION OF PUBLICATION

I, Lori Stacel, Clerk of Council of the City of Oakwood, State of Ohio, do hereby certify that the foregoing summary of the foregoing Ordinance was duly published in the Oakwood Register, a newspaper of general circulation in the said City of Oakwood, that said publication occurred on the following date:

Lori Stacel, Clerk of Council

AN ORDINANCE

BY: _____

NO. _____

TO LEVY SPECIAL ASSESSMENTS FOR THE
CONSTRUCTION OR RECONSTRUCTION OF SIDEWALKS
AND APPURTENANCES THERETO IN THE CITY OF
OAKWOOD, OHIO.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OAKWOOD, MONTGOMERY
COUNTY, OHIO:

SECTION I.

That the assessment of the cost and expense of constructing or reconstructing sidewalks and appurtenances thereto, in the following locations: West Dixon Avenue, both sides from Harman Avenue to Oakwood Avenue; Harman Avenue, both sides from Dixon Avenue to Harman Terrace; Runnymede Hill Terrace, both sides from West Thruston Boulevard to cul-de-sac therein; Far Hills Avenue, west side only from the north corporation limit to the south corporation limit; Coolidge Drive, both sides from Park Road to Peach Orchard Road; Southwood Lane West, both sides from Park Road to Southwood Lane East; Southwood Lane East, both sides from the north termini to Grandon Road; Ridgeway Road, both sides from Harman Avenue to the south corporation limits; Grandon Road, both sides from Ridgeway Road to Far Hills Avenue; Hadley Road, both sides from Ridgeway Road to Far Hills Avenue; Monterey Road, both sides from Far Hills Avenue to Coolidge Drive; Peach Orchard Road, both sides from Ridgeway Road to Far Hills Avenue; Alpine Lane, both sides from the west termini to Hillview Avenue; Hilltop Avenue, both sides from Fairmont Avenue to Far Hills Avenue; Dell Park Avenue, both sides from Fairmont Avenue to Far Hills Avenue; Oak Knoll Drive, both sides from Far Hills Avenue to the west corporation limits; Fairmont Avenue, both sides from Alpine Lane to the south corporation limit; Roanoke Avenue, both sides from Alpine Lane to the south corporation limit; Hillview Avenue, both sides from Peach Orchard Road to the south corporation limit; Park Road, both sides, from Far Hills Avenue to the west corporation limit; Fairforest Circle, both sides from Ridgeway Road to cul-de-sac therein; Ashridge Road, both sides from Far Hills Avenue to Devereux Drive; Devereux Drive, both sides from Raleigh Road to Forrer Road; Forrer Road both sides from Far Hills Avenue to Ridgeway Road; Oakwood Avenue, from Far Hills Avenue to Ridgeway Road; Raleigh Road, both sides from Harman Avenue to Ridgeway Road; Woodstock Drive, both sides from Raleigh Road to Forrer Road; Runnymede Road, both sides from West Thruston Boulevard to Deep Hollow Road; Thornhill Road, both sides from Oakwood Avenue to Runnymede Road; Walnut Springs Drive, both sides from Runnymede Road to cul-de-sac therein; Talbott Court, both sides from Runnymede Road to cul-de-sac therein; Deep Hollow Road both sides from Oak Knoll Drive to Runnymede Road; Oakmead Place, both sides from Runnymede Road to cul-de-sac therein, in the City of Oakwood, Ohio, amounting in the aggregate of \$101,239.32 as reported to this Council, notice of the filing of which assessments has been given as required by law, and to which no objections have been filed, be and the same is hereby adopted and confirmed, and the same shall be and is hereby levied and assessed upon the lots and land provided for in Resolution No. 1906 adopted, March 6, 2023. The several amounts comprising the aggregate reported aforesaid, which assessments and the description of said lots and lands are now on file in the office of the Clerk of this Council are not in excess of any statutory limitation.

SECTION II.

That the total assessment against each lot or parcel of land shall be payable on or before June 14, 2024. All payments shall be made to the Director of Finance of said City. All assessments and installments thereof remaining unpaid after June 14, 2024 shall be certified by the Clerk of this Council to the County Auditor as provided by law for collection with other taxes in five (5) or fewer annual installments with interest thereon at the same rate as shall be borne by the bonds issued in anticipation of the collection of such assessments.

SECTION III.

That the Clerk of this Council shall cause a notice of the passage of this Ordinance to be published once in a newspaper of general circulation in this City within ten (10) days after its passage and to continue on file in this office said assessments.

SECTION IV.

The Clerk of this Council is hereby directed to deliver a certified copy of this Ordinance to the County Auditor within twenty (20) days after its passage.

SECTION V.

That this ordinance be and remain in force from and after the earliest period allowed by law.

PASSED BY COUNCIL, this _____ of _____, 2024.

Mayor William D. Duncan

ATTEST:

Clerk of Council

TO THE CLERK:

Please publish the following in summary form.

City Attorney Robert F. Jacques

NOTICE OF ASSESSING ORDINANCE

Notice is hereby given that the Council of the City of Oakwood, Ohio, passed on _____, 2024 Ordinance No. _____ entitled, "TO LEVY SPECIAL ASSESSMENTS FOR THE CONSTRUCTION OR RECONSTRUCTION OF SIDEWALKS AND APPURTENANCES THERETO IN THE CITY OF OAKWOOD, OHIO." Said Ordinance provides for the assessment against benefited lots and lands of the cost of constructing or reconstructing sidewalks and appurtenances thereto on the following streets or portions of said streets within the City of Oakwood: West Dixon Avenue, both sides from Harman Avenue to Oakwood Avenue; Harman Avenue, both sides from Dixon Avenue to Harman Terrace; Runnymede Hill Terrace, both sides from West Thruston Boulevard to cul-de-sac therein; Far Hills Avenue, west side only from the north corporation limit to the south corporation limit; Coolidge Drive, both sides from Park Road to Peach Orchard Road; Southwood Lane West, both sides from Park Road to Southwood Lane East; Southwood Lane East, both sides from the north termini to Grandon Road; Ridgeway Road, both sides from Harman Avenue to the south corporation limits; Grandon Road, both sides from Ridgeway Road to Far Hills Avenue; Hadley Road, both sides from Ridgeway Road to Far Hills Avenue; Monterey Road, both sides from Far Hills Avenue to Coolidge Drive; Peach Orchard Road, both sides from Ridgeway Road to Far Hills Avenue; Alpine Lane, both sides from the west termini to Hillview Avenue; Hilltop Avenue, both sides from Fairmont Avenue to Far Hills Avenue; Dell Park Avenue, both sides from Fairmont Avenue to Far Hills Avenue; Oak Knoll Drive, both sides from Far Hills Avenue to the west corporation limits; Fairmont Avenue, both sides from Alpine Lane to the south corporation limit; Roanoke Avenue, both sides from Alpine Lane to the south corporation limit; Hillview Avenue, both sides from Peach Orchard Road to the south corporation limit; Park Road, both sides, from Far Hills Avenue to the west corporation limit; Fairforest Circle, both sides from Ridgeway Road to cul-de-sac therein; Ashridge Road, both sides from Far Hills Avenue to Devereux Drive; Devereux Drive, both sides from Raleigh Road to Forrer Road; Forrer Road both sides from Far Hills Avenue to Ridgeway Road; Oakwood Avenue, from Far Hills Avenue to Ridgeway Road; Raleigh Road, both sides from Harman Avenue to Ridgeway Road;

Woodstock Drive, both sides from Raleigh Road to Forrer Road; Runnymede Road, both sides from West Thruston Boulevard to Deep Hollow Road; Thornhill Road, both sides from Oakwood Avenue to Runnymede Road; Walnut Springs Drive, both sides from Runnymede Road to cul-de-sac therein; Talbott Court, both sides from Runnymede Road to cul-de-sac therein; Deep Hollow Road both sides from Oak Knoll Drive to Runnymede Road; Oakmead Place, both sides from Runnymede Road to cul-de-sac therein; and that the assessment against each lot or parcel of land may be paid on or before June 14, 2024, as above mentioned, or if not paid shall be certified to the County Auditor for collection with other taxes in five (5) or fewer annual installments with interest thereon at the same rate as shall be borne by the bonds issued in anticipation of the collection of such assessments.

The assessments levied by such Ordinance are now on file and may be inspected in the office of the Clerk of Council of this City.

By Order of the council of the City of Oakwood.

Lori Stacel, Clerk of Council

PROOF OF PUBLICATION

I certify that I have caused the foregoing Legal Notice to be published one (1) time in the Oakwood Register, a newspaper of general circulation in the City of Oakwood, such publication occurring on the ____ day of _____, 2024.

Lori Stacel, Clerk of Council

AN ORDINANCE

BY: _____

NO. _____

TO LEVY SPECIAL ASSESSMENTS FOR THE
CONSTRUCTION OR RECONSTRUCTION OF SIDEWALKS
AND APPURTENANCES THERETO IN THE CITY OF
OAKWOOD, OHIO.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OAKWOOD, MONTGOMERY
COUNTY, OHIO:

SECTION I.

That the assessment of the cost and expense of constructing or reconstructing sidewalks and appurtenances thereto, in the following locations: West Dixon Avenue, both sides from Far Hills Avenue to Runnymede Road; Harman Avenue, both sides from northern termini at Far Hills Avenue to southern termini at Far Hills Avenue; Harman Terrace, both sides from Harman Avenue to south termini; Park Avenue, both sides from Far Hills Avenue to Oakwood Avenue; Haver Road, both sides from Kramer Road to Rubicon Road; Katherine Street, both sides from Oakwood Avenue to Runnymede Road; Katherine Terrace, both sides from Runnymede Road to cul-de-sac therein; Kramer Road, both sides from West Schantz Avenue to West Thruston Boulevard; Little Woods Road, both sides from Runnymede Road to cul-de-sac therein; Maysfield Road, both sides from West Schantz Avenue to Southview Road; Northview Road, both sides from Rubicon Road to Kramer Road; Rubicon Road, both sides from Far Hills Avenue to West Thruston Boulevard; West Schantz Avenue, both sides from Far Hills Avenue to west corporation line; Southview Road, both sides from West Thruston Boulevard to Kramer Road; West Thruston Boulevard, both sides from Far Hills Avenue to Kramer Road; Far Hills Avenue, west side only from the north corporation limit to the south corporation limit; Coolidge Drive, both sides from Park Road to Peach Orchard Road; Southwood Lane West, both sides from Park Road to Southwood Lane East; Southwood Lane East, both sides from the north termini to Grandon Road; Ridgeway Road, both sides from Harman Avenue to the south corporation limits; Grandon Road, both sides from Ridgeway Road to Far Hills Avenue; Hadley Road, both sides from Ridgeway Road to Far Hills Avenue; Monterey Road, both sides from Far Hills Avenue to Coolidge Drive; Peach Orchard Road, both sides from Ridgeway Road to Far Hills Avenue; Alpine Lane, both sides from the west termini to Hillview Avenue; Hilltop Avenue, both sides from Fairmont Avenue to Far Hills Avenue; Dell Park Avenue, both sides from Fairmont Avenue to Far Hills Avenue; Oak Knoll Drive, both sides from Far Hills Avenue to the west corporation limits; Fairmont Avenue, both sides from Alpine Lane to the south corporation limit; Roanoke Avenue, both sides from Alpine Lane to the south corporation limit; Hillview Avenue, both sides from Peach Orchard Road to the south corporation limit; Park Road, both sides, from Far Hills Avenue to the west termini; Fairforest Circle, both sides from Ridgeway Road to cul-de-sac therein; Ashridge Road, both sides from Far Hills Avenue to Devereux Drive; Devereux Drive, both sides from Raleigh Road to Forrer Road; Forrer Road both sides from Far Hills Avenue to Ridgeway Road; Oakwood Avenue, from Far Hills Avenue to Ridgeway Road; Raleigh Road, both sides from Harman Avenue to Ridgeway Road; Woodstock Drive, both sides from Raleigh Road to Forrer Road; Runnymede Road, both sides from West Thruston Boulevard to Deep Hollow Road; Sweetwood Lane, both sides from Runnymede Road to cul-de-sac therein; Thornhill Road, both sides from Oakwood Avenue to Runnymede Road; Walnut Springs Drive, both sides from Runnymede Road to cul-de-sac therein; Talbott Court, both sides from Runnymede Road to cul-de-sac therein; Deep Hollow Road both sides from Oak Knoll Drive to Runnymede Road; Oakmead Place, both sides from Runnymede Road to cul-de-sac therein; Pointe Oakwood Way, both sides from south termini at Ledges Trail Drive to north termini at Old River Trail; Old River Trail, both sides from east termini at Far Hills Ave to west termini at cul-de-sac; Ledges Trail, both sides from Pointe Oakwood Way to west termini; Sugar Camp Circle, both sides from east termini at West Schantz Avenue to west termini at West Schantz Avenue, in the City of Oakwood, Ohio, amounting in the aggregate of \$114,082.86 as reported to this Council, notice of the filing of which assessments has been given as required by law, and to which no objections have been filed, be and the same is hereby adopted and confirmed, and the same shall be and is hereby levied and assessed upon the lots and land provided for in Resolution No. 1893, adopted April 4, 2022. The several amounts comprising the aggregate reported aforesaid, which assessments and the description of said lots and lands are now on file in the office of the Clerk of this Council are not in excess of any statutory limitation.

SECTION II.

That the total assessment against each lot or parcel of land shall be payable on or before June 14, 2024. All payments shall be made to the Director of Finance of said City. All assessments and installments thereof remaining unpaid after June 14, 2024 shall be certified by the Clerk of this Council to the County Auditor as provided by law for collection with other taxes in five (5) or fewer annual installments with interest thereon at the same rate as shall be borne by the bonds issued in anticipation of the collection of such assessments.

SECTION III.

That the Clerk of this Council shall cause a notice of the passage of this Ordinance to be published once in a newspaper of general circulation in this City within ten (10) days after its passage and to continue on file in this office said assessments.

SECTION IV.

The Clerk of this Council is hereby directed to deliver a certified copy of this Ordinance to the County Auditor within twenty (20) days after its passage.

SECTION V.

That this ordinance be and remain in force from and after the earliest period allowed by law.

PASSED BY COUNCIL, this _____ of _____, 2024.

Mayor William D. Duncan

ATTEST:

Clerk of Council

TO THE CLERK:

Please publish the following in summary form.

City Attorney Robert F. Jacques

NOTICE OF ASSESSING ORDINANCE

Notice is hereby given that the Council of the City of Oakwood, Ohio, passed on _____, 2024 Ordinance No. _____ entitled, "TO LEVY SPECIAL ASSESSMENTS FOR THE CONSTRUCTION OR RECONSTRUCTION OF SIDEWALKS AND APPURTENANCES THERETO IN THE CITY OF OAKWOOD, OHIO." Said Ordinance provides for the assessment against benefited lots and lands of the cost of constructing or reconstructing sidewalks and appurtenances thereto on the following streets or portions of said streets within the City of Oakwood: West Dixon Avenue, both sides from Far Hills Avenue to Runnymede Road; Harman Avenue, both sides from northern termini at Far Hills Avenue to southern termini at Far Hills Avenue; Harman Terrace, both sides from Harman Avenue to south termini; Park Avenue, both sides from Far Hills Avenue to Oakwood Avenue; Haver Road, both sides from Kramer Road to Rubicon Road; Katherine Street, both sides from Oakwood Avenue to Runnymede Road; Katherine Terrace, both sides from Runnymede Road to cul-de-sac therein; Kramer Road, both sides from West Schantz Avenue to West Thruston Boulevard; Little Woods Road, both sides from Runnymede Road to cul-

de-sac therein; Maysfield Road, both sides from West Schantz Avenue to Southview Road; Northview Road, both sides from Rubicon Road to Kramer Road; Rubicon Road, both sides from Far Hills Avenue to West Thruston Boulevard; West Schantz Avenue, both sides from Far Hills Avenue to west corporation line; Southview Road, both sides from West Thruston Boulevard to Kramer Road; West Thruston Boulevard, both sides from Far Hills Avenue to Kramer Road; Far Hills Avenue, west side only from the north corporation limit to the south corporation limit; Coolidge Drive, both sides from Park Road to Peach Orchard Road; Southwood Lane West, both sides from Park Road to Southwood Lane East; Southwood Lane East, both sides from the north termini to Grandon Road; Ridgeway Road, both sides from Harman Avenue to the south corporation limits; Grandon Road, both sides from Ridgeway Road to Far Hills Avenue; Hadley Road, both sides from Ridgeway Road to Far Hills Avenue; Monterey Road, both sides from Far Hills Avenue to Coolidge Drive; Peach Orchard Road, both sides from Ridgeway Road to Far Hills Avenue; Alpine Lane, both sides from the west termini to Hillview Avenue; Hilltop Avenue, both sides from Fairmont Avenue to Far Hills Avenue; Dell Park Avenue, both sides from Fairmont Avenue to Far Hills Avenue; Oak Knoll Drive, both sides from Far Hills Avenue to the west corporation limits; Fairmont Avenue, both sides from Alpine Lane to the south corporation limit; Roanoke Avenue, both sides from Alpine Lane to the south corporation limit; Hillview Avenue, both sides from Peach Orchard Road to the south corporation limit; Park Road, both sides, from Far Hills Avenue to the west termini; Fairforest Circle, both sides from Ridgeway Road to cul-de-sac therein; Ashridge Road, both sides from Far Hills Avenue to Devereux Drive; Devereux Drive, both sides from Raleigh Road to Forrer Road; Forrer Road both sides from Far Hills Avenue to Ridgeway Road; Oakwood Avenue, from Far Hills Avenue to Ridgeway Road; Raleigh Road, both sides from Harman Avenue to Ridgeway Road; Woodstock Drive, both sides from Raleigh Road to Forrer Road; Runnymede Road, both sides from West Thruston Boulevard to Deep Hollow Road; Sweetwood Lane, both sides from Runnymede Road to cul-de-sac therein; Thornhill Road, both sides from Oakwood Avenue to Runnymede Road; Walnut Springs Drive, both sides from Runnymede Road to cul-de-sac therein; Talbott Court, both sides from Runnymede Road to cul-de-sac therein; Deep Hollow Road both sides from Oak Knoll Drive to Runnymede Road; Oakmead Place, both sides from Runnymede Road to cul-de-sac therein; Pointe Oakwood Way, both sides from south termini at Ledges Trail Drive to north termini at Old River Trail; Old River Trail, both sides from east termini at Far Hills Ave to west termini at cul-de-sac; Ledges Trail, both sides from Pointe Oakwood Way to west termini; Sugar Camp Circle, both sides from east termini at West Schantz Avenue to west termini at West Schantz Avenue; and that the assessment against each lot or parcel of land may be paid on or before June 14, 2024, as above mentioned, or if not paid shall be certified to the County Auditor for collection with other taxes in five (5) or fewer annual installments with interest thereon at the same rate as shall be borne by the bonds issued in anticipation of the collection of such assessments.

The assessments levied by such Ordinance are now on file and may be inspected in the office of the Clerk of Council of this City.

By Order of the council of the City of Oakwood.

Lori Stacel, Clerk of Council

PROOF OF PUBLICATION

I certify that I have caused the foregoing Legal Notice to be published one (1) time in the Oakwood Register, a newspaper of general circulation in the City of Oakwood, such publication occurring on the _____ day of _____, 2024.

Lori Stacel, Clerk of Council

AN ORDINANCE

BY: _____

NO. _____

ADOPTING THE 2025 TAX BUDGET FOR THE CITY OF OAKWOOD, OHIO, FOR THE FISCAL YEAR BEGINNING JANUARY 2025.

WHEREAS, the City Manager has prepared the attached tax budget for the city of Oakwood, Ohio, for fiscal year beginning January 1, 2025, in conformance with the requirements of law and in accordance with Section 6.01 of Article VI of the Charter of the city of Oakwood, which tax budget sets forth all revenues expected to be received for such fiscal year; including but not limited to all general and special taxes, fees, costs, percentages, penalties, allowances and prerequisites; and

WHEREAS, based on preliminary estimates, 2025 operating expenditures are not expected to exceed the 2024 operating expenditure appropriations by more than 3%; and

WHEREAS, based on preliminary estimates, 2025 capital expenditures are not expected to exceed \$4,890,000;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OAKWOOD, STATE OF OHIO, THAT:

SECTION I.

The budget described in the above recital paragraph, shall be and is hereby adopted as the official tax budget of the city of Oakwood, Ohio, for the fiscal year beginning January 1, 2025.

SECTION II.

That this ordinance be and remain in force from and after the earliest date allowed by law.

PASSED BY THE COUNCIL OF THE CITY OF OAKWOOD, this 6th day of May, 2024.

Mayor William D. Duncan

ATTEST:

Clerk of Council

To the Clerk:
Please publish in summary form set forth below.

LEGAL NOTICE

Ordinance _____ of the City of Oakwood was passed on _____, to adopt the 2025 Tax Budget.

City Attorney Robert F. Jacques

CERTIFICATION OF PUBLICATION

I, Lori Stacel, Clerk of Council of the City of Oakwood, State of Ohio, do hereby certify that the foregoing summary of the foregoing Ordinance was duly published in the Oakwood Register, a newspaper of general circulation in said City of Oakwood, that said publication occurred on the following date:

Clerk of Council

Cities/Villages Tax Budget

Council of the City of Oakwood,

May 6, 2024

To Karl L. Keith, Montgomery County Auditor:

The Council of the City of Oakwood hereby submits its annual Budget for the year commencing January 1st, 2025 for consideration of the Montgomery County Budget Commission pursuant to Section 6.01 of the Oakwood City Charter.

Director of Finance

| Fund | Estimated Unencumbered Balance January 1st, 2025 | Other Sources | Total |
|---|---|-------------------|-------------------|
| GENERAL FUND | 7,561,075 | 11,575,821 | 19,136,896 |
| MAJOR OPERATING FUNDS | | | |
| Street Maintenance and Repair | 500,000 | 1,560,837 | 2,060,837 |
| Leisure Activity | 500,000 | 1,359,552 | 1,859,552 |
| Health | 202,336 | 220,038 | 422,374 |
| Equipment Replacement | 1,042,236 | 1,952,500 | 2,994,736 |
| Capital Improvement | 920,348 | 1,369,500 | 2,289,848 |
| Sidewalk, Curb & Apron | 200,000 | 201,700 | 401,700 |
| Service Center | 100,000 | 821,715 | 921,715 |
| OTHER FUNDS | | | |
| Bullock Endowment Trust | 52,209 | 1,000 | 53,209 |
| MLK Community Recognition | 0 | 0 | 0 |
| Special Improvement District Assessment | 0 | 117,306 | 117,306 |
| Smith Memorial Gardens | 400,000 | 153,250 | 553,250 |
| Indigent Drivers Alcohol Treatment | 42,843 | 2,600 | 45,443 |
| Enforcement and Education | 8,575 | 200 | 8,775 |
| Law Enforcement | 7,772 | 0 | 7,772 |
| Drug Law Enforcement | 0 | 0 | 0 |
| Police Pension | 0 | 0 | 0 |
| Court Clerk Computerization | 42,159 | 7,000 | 49,159 |
| Court Computerization | 28,828 | 3,000 | 31,828 |
| Court Special Projects | 26,816 | 5,500 | 32,316 |
| Sub-Total, Page 1 | 11,635,197 | 19,351,519 | 30,986,716 |

Cities/Villages Tax Budget

| Fund | Estimated Unencumbered Balance January 1st, 2025 | Other Sources | Total |
|--------------------------------------|---|-------------------|-------------------|
| OTHER FUNDS (continued) | | | |
| OneOhio | 34,183 | 13,400 | 47,583 |
| State Highway Improvement | 162,970 | 47,400 | 210,370 |
| Public Safety Endowment | 141,934 | 3,000 | 144,934 |
| Special Projects | 4,742,839 | 0 | 4,742,839 |
| Issue 2 Projects | 0 | 0 | 0 |
| Public Facilities | 0 | 0 | 0 |
| Local Coronavirus Relief | 0 | 0 | 0 |
| Local Fiscal Recovery | 0 | 0 | 0 |
| Bond Retirement | 0 | 0 | 0 |
| Electric Street Lighting | 138,212 | 172,400 | 310,612 |
| Self-Funded Insurance Trust | 25,000 | 17,500 | 42,500 |
| Fire Insurance Trust | 0 | 0 | 0 |
| Contractor's Permit Fee | 0 | 2,000 | 2,000 |
| REFUSE | | | |
| Refuse | 173,250 | 1,380,600 | 1,553,850 |
| Refuse Improve/Equip Replacement | 13,713 | 203,000 | 216,713 |
| ENTERPRISE FUNDS | | | |
| Water Operating | 566,231 | 1,739,400 | 2,305,631 |
| Water Improve/Equip Replacement | 29,248 | 890,000 | 919,248 |
| Sanitary Sewer Operating | 906,639 | 2,385,700 | 3,292,339 |
| Sanitary Sewer Improve/Equip Replace | 192,668 | 275,000 | 467,668 |
| Stormwater Operating | 322,134 | 475,100 | 797,234 |
| Stormwater Improve/Equip Replacement | 828 | 0 | 828 |
| Sub-Total, Page 2 | 7,449,849 | 7,604,500 | 15,054,349 |
| Grand Total | 19,085,046 | 26,956,019 | 46,041,065 |

**Exhibit of Bonds, Notes, and Certificates of Indebtedness Outstanding January 1st of the Coming Year,
and Bond Retirement Fund Requirements, for the coming year.**

| Purpose of Bonds and Notes | Authority for Levy Outside 10 mill Limit | Date of Issue | Date Due | Rate of Interest | Amount Outstanding | Amount Required for Principal & Interest | Amount Required from Sources other than Property Tax | Total Required from General Property Taxes |
|-----------------------------------|---|----------------------|-----------------|-------------------------|---------------------------|---|---|---|
| INSIDE 10 MILL LIMIT: | XXXXX | XXXXX | XXXXX | XXXXX | XXXXX | XXXXX | XXXXX | XXXXX |
| | XXXXX | | | | | | | |
| | XXXXX | | | | | | | |
| | XXXXX | | | | | | | |
| | XXXXX | | | | | | | |
| | XXXXX | | | | | | | |
| | XXXXX | | | | | | | |
| | XXXXX | | | | | | | |
| | XXXXX | | | | | | | |
| TOTAL | XXXXX | XXXXX | XXXXX | XXXXX | | | | |
| OUTSIDE 10 MILL LIMIT: | XXXXX | XXXXX | XXXXX | XXXXX | XXXXX | XXXXX | XXXXX | XXXXX |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| TOTAL | XXXXX | XXXXX | XXXXX | XXXXX | | | | |

SCHEDULE A

SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY BUDGET COMMISSION AND COUNTY AUDITOR'S ESTIMATED TAX RATES

| Fund (Include only those funds which are requesting general property tax revenue) | Amount Approved By Budget Commission Inside 10M. Limitation Column I | Amount To Be Derived From Levies Outside 10 M. Limitation Column II | County Auditor's Estimate of Tax Rate to be Levied | |
|--|---|--|--|----------------------------------|
| | | | Inside 10 M. Limit Column III | Outside 10 M. Limit Column IV |
| GOVERNMENTAL FUNDS | | | | |
| GENERAL FUND | 1,268,666 | 472,969 | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| PROPRIETARY FUNDS | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| FIDUCIARY FUNDS | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| TOTAL ALL FUNDS | 1,268,666 | 472,969 | | |

AN ORDINANCE

BY: _____

NO. _____

AMENDING PROVISIONS OF CHAPTER 12, *SIGNS*, OF THE OAKWOOD ZONING ORDINANCE, SO AS TO CLARIFY THE REGULATORY EXEMPTION FOR CERTAIN FLAGS AND TO SPECIFY A METHOD FOR CALCULATING THE SIGN FACE AREA OF TEMPORARY SIGNS INSTALLED AS LAWN SIGNS.

WHEREAS, a proposed text amendment to the Oakwood Zoning Ordinance was presented to the Planning Commission in a duly-noticed public hearing held on March 6, 2024, and the Planning Commission by a vote of _____ recommended approval thereof; and

WHEREAS, the proposed amendment has been presented to Council in a duly-noticed public hearing held on April 1, 2024, and as required by Section 1003.6(B) of the Zoning Code, Council has reviewed the proposed amendment and finds that it is consistent with the purposes of the Zoning Code, the Comprehensive Plan, and the interests of the city of Oakwood as a whole;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OAKWOOD, STATE OF OHIO, THAT:

SECTION I.

Existing Section 1201.03(B), *Exempt Signs*, of the Oakwood Zoning Ordinance, specifically subsection 1201.03(B)(7) thereof, is hereby amended to read as follows, with new text appearing in **bold** font and deleted text appearing in ~~strike-through~~ font:

- B. Exempt Signs. The following signs are hereby designated as “exempt signs” and, as such, are subject only to the regulations contained in this Section 1201.03(B).

7. ~~Governmental flags~~ **Flags**, subject to Section 901.4 (Standards for the Placement of Flagpoles). **The combined total surface area of all flags, counting one (1) side only, shall be no greater than (60) square feet, with no single flag exceeding thirty (30) square feet in area nor six (6) feet in length at its longest dimension.**

SECTION II.

Existing Section 1201.06(B), *Calculating Sign Area*, of the Oakwood Zoning Ordinance, is hereby amended to read as follows, with new text appearing in **bold** font and deleted text appearing in ~~strike-through~~ font:

- B. Calculating Sign Area. Sign area is defined as the area within any perimeter enclosing the limits of lettering, emblems, or other figures on a sign, together with any material or color forming an integral part of the display or used to differentiate the sign from the background on which it is placed. Structural members bearing no sign copy shall not be included in its surface area. In the case of a multifaced sign, **other than a temporary sign installed as a lawn sign**, all sides shall be included in the calculation of surface area. **In the case of a temporary sign installed as a lawn sign, only one face shall be included in such calculation regardless of whether the sign is printed on one or both sides.**

SECTION III.

It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public, if required, in compliance with all legal requirements including Ohio R.C. 121.22.

SECTION IV.

This ordinance shall take effect as of the earliest date permitted by law.

PASSED BY COUNCIL OF THE CITY OF OAKWOOD, this _____ day of May, 2024.

Mayor William D. Duncan

ATTEST:

Clerk of Council

TO THE CLERK:

Please publish by incorporating into the Codified Ordinances of the city.

City Attorney Robert F. Jacques

AN ORDINANCE

BY: _____

NO. _____

AMENDING SECTION 1171.09, *LOT SPLITS ON WHICH NO PLAT IS REQUIRED*, OF THE OAKWOOD SUBDIVISION CODE, SO AS TO CLARIFY THE PROCESS FOR ADMINISTRATIVE REVIEW AND APPROVAL OF CERTAIN MINOR SUBDIVISIONS WITHOUT REQUIRING A FORMAL PLAT.

WHEREAS, via Section 1171.09 of the Subdivision Code, the City Manager is authorized to approve certain minor lot splits and consolidations without the requirement of a formal platting process; and

WHEREAS, due to the language of Section 1171.09, some lot splits and consolidations, such as the consolidation of a single-owner double lot into one parcel without a change of ownership, do not qualify for the City Manager's administrative approval because they are already under common ownership and must be documented in the form of a record plat or other instrument that is neither a deed nor an instrument of conveyance; and

WHEREAS, Council wishes to authorize the City Manager to approve these *de minimis* lot splits and consolidations at the administrative level, without requiring the review and oversight of the Planning Commission, and to reword other language in Section 1171.09 for clarity, and finds that the same will promote the public health, safety, and general welfare;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OAKWOOD, STATE OF OHIO, THAT:

SECTION I.

Existing Section 1171.09, *Lot Splits on Which No Plat is Required*, of the Oakwood Subdivision Code, is hereby amended to read as follows, with new text appearing in **bold** font and deleted text appearing in ~~strike-through~~ font:

1171.09 ~~LOT SPLITS SUBDIVISIONS ON~~ **FOR WHICH NO FORMAL PLATTING PROCESS IS REQUIRED.**

- A. The City Manager shall have authority to approve small subdivisions, to **include carve-offs and parcel consolidations**, without necessity of a ~~preliminary and final plat~~ **formal platting process** if the proposed ~~subdivision of land~~ **subdivision of land** meets all of the conditions set forth below **and if, in the City Manager's discretion, such subdivision is of a *de minimis* nature and does not rise to the level of necessitating Planning Commission review to ensure compatibility with the standards within this Subdivision Code.** The City Manager shall not be obligated or required, however, to grant such **administrative** approvals without a **formal platting process**, and the action of the City Manager in approving any one or more such subdivisions without a plat or plats shall not be deemed to constitute a precedent in favor of similar approvals on other subdivisions:
1. The proposed subdivision is located along an existing dedicated public street and involves no opening, widening or extension of any street or road.
 2. ~~No more than five lots will be involved after the original tract has been completely subdivided.~~ **No single lot shall be divided into more than five lots, nor shall more than five lots be consolidated into a single lot, under this Section 1171.09.**
 3. The proposed subdivision is not contrary to applicable zoning or subdivision regulations of this City (in this respect, the subdivision regulations specifically require a ~~preliminary and final plat~~ **formal platting process**; and the requirement that the proposed subdivision is not contrary to the subdivision regulations can be met only if the City Manager exercises his discretion under this Section 1171.09 so as to waive the **formal platting process** requirement).
 4. ~~The~~ **All lots involved shall have** property has been surveyed (~~both the remaining tract and the parcel to be split off~~) and a survey drawing

showing the entire property and all buildings and driveways thereon and a metes and bounds **or other legal** description, **satisfactory to the City Attorney**, of the original tract of land and any parcel or parcels to be split off, ~~shall be~~ ~~have been~~ submitted with the application. Such a ~~survey~~ drawing and description shall have been prepared by a surveyor or engineer registered with the State of Ohio and shall be certified by that surveyor or engineer to be accurate and complete.

5. With the application for approval without a **formal platting process**, there must also be submitted the proposed **record mylar**, deed, or other instrument of conveyance.

- B. If the City Manager exercises his discretion so as to approve the proposed **subdivision** without necessity of ~~any plat~~ **a formal platting process**, the City Manager shall, within seven working days after the application has been filed and after the above conditions have been met, stamp **or endorse upon** the proposed **record mylar**, deed, or other conveyance the words "Approved by the City Manager; ~~No Plat Required if Recorded within Thirty Days from This Approval.~~ **No further authorization required if recorded within 30 days from this approval. Ord. 1171.09.**" or words of similar import. Such stamp **or signature block** shall provide a place for the **City Manager** ~~authorized representative of the City Manager (who may be an employee of the City designated by the City Manager)~~ **or his designee** to sign and date the approval, and **only** upon such approval by the City Manager the authorized representative shall so sign and date the conveyance.

- C. A **nonrefundable** fee shall be charged for the City Manager's review of any ~~lot split~~ **subdivision** application **under this Section 1171.09**. The amount of the fee shall be set by the City Manager under Chapter 153 of the Administrative Code.

SECTION II.

It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public, if required, in compliance with all legal requirements including Ohio R.C. 121.22.

SECTION III.

This ordinance shall take effect as of the earliest date permitted by law.

PASSED BY COUNCIL OF THE CITY OF OAKWOOD, this _____ day of May, 2024.

Mayor William D. Duncan

ATTEST:

Clerk of Council

TO THE CLERK:

Please publish by incorporating into the Codified Ordinances of the city.

City Attorney Robert F. Jacques