

CITY MANAGER’S NEWSLETTER
MARCH 29, 2024

Monday Council Meeting/Work Session: Our meeting next Monday begins at 6 p.m. in the conference room. Our 7:30 p.m. regular session will take place in the council chamber and will be conducted in person and via Zoom. The agenda is as follows:

PRE-COUNCIL WORK SESSION

COUNCIL MEETING

- I. CALL TO ORDER
- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL
- IV. MINUTES OF MARCH 4 REGULAR SESSION & WORK SESSION AND MARCH 11 WORK SESSION
- V. STATUS REPORTS
 - Proclamation recognizing April as “Parkinson’s Awareness Month.”
 - Proclamation recognizing April as “Fair Housing Month.”
 - Proclamation recognizing the week of April 22 as “Arbor Week.”
- VI. VISITORS
 - Tori Rhule, Pinwheels for National Child Abuse Awareness
 - Madeline Iseli, Oakwood Inclusion Coalition 2023 Annual Report
- VII. LEGISLATION
 - An Ordinance to Proceed with the 2025 Street Lighting Program, Mr. Stephens
 - An Ordinance to Levy Special Assessments for the 2025 Street Lighting, Mr. Stephens
 - An Ordinance to Proceed with the 2024 Sidewalk Repair Program, Mr. Stephens
 - An Ordinance to Levy Special Assessments for the 2023 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
 - An Ordinance to Provide an Appropriation from the Fire Insurance Trust Fund, Vice Mayor Byington
- VIII. STAFF REPORT – PUBLIC WORKS DEPARTMENT
- IX. CITY MANAGER’S REPORT
- X. COUNCIL COMMENTS
- XI. ADJOURN

Status Reports: Bill will read the following proclamations:

- Proclamation recognizing April as “Parkinson’s Awareness Month.”
- Proclamation recognizing April as “Fair Housing Month.”
- Proclamation recognizing the week of April 22 as “Arbor Week.”

Visitors:

- Tori Rhule, Pinwheels for National Child Abuse Awareness – Tori Rhule, a family service coordinator with CARE House, will say a few words about the work of CARE House and the pinwheel project.
- Madeline Iseli, Oakwood Inclusion Coalition 2023 Annual Report – Madeline Iseli, chair of the OIC, will report on the organization’s activities over the last year.

Legislation:

- An Ordinance to Proceed with the 2025 Street Lighting Program. This is a second reading of the annual ordinance authorizing our street lighting program.
- An Ordinance to Levy Special Assessments for the 2025 Street Lighting. This is the first reading of our standard annual ordinance to levy special assessments with our 2024 street lighting program.
- An Ordinance to Proceed with the 2024 Sidewalk Repair Program. This is a second reading of the annual legislation to proceed with our sidewalk repair project.
- An Ordinance to Levy Special Assessments for the 2023 Sidewalk Repair Project. This is a first reading of our standard annual ordinance to levy special assessments for the 2023 Sidewalk Program. At present, \$21,541.53 remains due. If unpaid after June 14, 2024, the remainder will be reported to the County Auditor for assessment.
- An Ordinance Adopting the 2025 Tax Budget. This is the first reading of our annual ordinance adopting the following year's tax budget.
- An Ordinance to Consider a Proposed Text Amendment to the Sign Regulations of the Zoning Code. This is the first reading of this ordinance to consider a proposed Zoning Code text amendment to the sign regulations. On March 6, our Planning Commission voted 5-0 to recommend approval of the proposed changes. Enclosed are the Planning Commission's Findings of Fact and Decision and the draft minutes.
- An Ordinance to Amend Lot Split Sections of the Subdivision Code. This is the first reading of an ordinance to amend the Subdivision Code so that minor lot splits and consolidations can be approved administratively.
- An Ordinance to Provide an Appropriation from the Fire Insurance Trust Fund. This provides for the reimbursement of \$31,254.89 from the Fire Insurance Trust Fund as a release of security for the repair of fire damage to the home at 447 Orchard Drive. We recommend waiving a second reading.

Enclosed are suggested "Introductions for Legislation."

IMPORTANT COUNCIL DATES:

April 1, Monday, 6 p.m. – Regular Session (30 Park)
April 15, Monday, 5 p.m. – Work Session (30 Park)
May 6, Monday, 6:30 p.m. – Regular Session (30 Park)
May 7, Tuesday, 5:30 p.m. – BRC Meeting (30 Park)
May 18, Saturday – "That Day in May"
June 3, Monday, 6:30 p.m. – Regular Session (30 Park)
June 17, Monday, 5 p.m. – Work Session (30 Park)
July 15, Monday, 6:30 p.m. – Regular Session (30 Park)

BUSINESS UPDATE:

CITY MANAGER

- Monday Work Session: Enclosed is our agenda for the 6 p.m. work session. We will meet in the conference room.
- 2023 Annual Report: The report should arrive at Oakwood business and residential addresses over the next few days. We will have hard copies of the report for you on Monday evening.
- Board of Health: Enclosed are draft minutes of the meeting this week. Dr. Dave Denka was re-elected as chair and Dr. Bill Coyne as vice chair.
- 2.41 Mill Levy: Enclosed is a *Register* article about the March 19 vote.

- Solar Eclipse: Enclosed is a *Register* article about the April 8 solar eclipse. Also enclosed is a *DDN* article reporting that DLM will be closed between 2:50 p.m. and 3:20 p.m. on April 8.
- MCD: Enclosed is notification from MCD about the new assessment beginning in 2025.
- DDC: Enclosed is a letter from the Dayton Development Coalition expressing appreciation for our continued support of the DDC.

FINANCE

- No report.

PUBLIC SAFETY

- No report.

LEISURE SERVICES

- No report.

ENGINEERING & PUBLIC WORKS

- Far Hills Storm Sewer: Major work was completed this week. All that remains in the current work area is setting one more large manhole and installing about 50 feet of pipe. Weather permitting, we anticipate that all sewer installation work on Far Hills in the Greenmount area will be done by the end of next week, and the roadway reopened. Thereafter, work will commence in the Far Hills and Forrer Boulevard area... the third and final phase of the project.



- Fire Hydrant Flushing: Enclosed is a *Register* article about our 4-week program starting on Monday.

LAW

- No report.

PLANNING & ZONING/PROPERTIES

- BZA: We met with Christine Yankel and Paul Kavanaugh last week for a new member orientation. I gave a brief welcome and then Rob J. and Ethan gave a detailed briefing on BZA duties and responsibilities. We believe that both new members will be excellent additions to the board.
- Far Hills Business District: Enclosed is a neat *DDN* article about the shops located in the Far Hills Business District.

HAVE A GREAT WEEKEND!

ENCLOSURE LIST

TENTATIVE AGENDAS FOR MONDAY

TRANSMITTALS NOTED WITHIN NEWSLETTER

Minutes of Previous Meetings

Legislation

Introductions to Legislation

Proclamations

Planning Commission's Findings of Fact and Decision and Draft Minutes

BOH Draft Minutes

Register article re: 2.41 Mill Levy

Register & *DDN* articles re: Solar Eclipse

MCD Notification

DDC Letter

Register article re: Fire Hydrant Flushing

DDN article re: Far Hills Business District

CITY OF OAKWOOD
COUNCIL AGENDA
APRIL 1, 2024

7:30 P.M.

- I. CALL TO ORDER
- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL
- IV. MINUTES OF MARCH 4 REGULAR SESSION & WORK SESSION AND MARCH 11 WORK SESSION
- V. STATUS REPORTS
 - Proclamation recognizing April as “Parkinson’s Awareness Month.”
 - Proclamation recognizing April as “Fair Housing Month.”
 - Proclamation recognizing the week of April 22 as “Arbor Week.”
- VI. VISITORS
 - Tori Rhule, Pinwheels for National Child Abuse Awareness
 - Madeline Iseli, Oakwood Inclusion Coalition 2023 Annual Report
- VII. LEGISLATION
 - An Ordinance to Proceed with the 2025 Street Lighting Program, Mr. Stephens
 - An Ordinance to Levy Special Assessments for the 2025 Street Lighting, Mr. Stephens
 - An Ordinance to Proceed with the 2024 Sidewalk Repair Program, Mr. Stephens
 - An Ordinance to Levy Special Assessments for the 2023 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
 - An Ordinance to Provide an Appropriation from the Fire Insurance Trust Fund, Vice Mayor Byington
- VIII. STAFF REPORT – PUBLIC WORKS DEPARTMENT
- IX. CITY MANAGER’S REPORT
- X. COUNCIL COMMENTS
- XI. ADJOURN

NEXT REGULAR SESSION SCHEDULED FOR MAY 6, 2024

PRE/POST COUNCIL WORK SESSION AGENDA
APRIL 1, 2024

- STATUS REPORTS
 - Proclamation recognizing April as “Parkinson’s Awareness Month.”
 - Proclamation recognizing April as “Fair Housing Month.”
 - Proclamation recognizing the week of April 22 as “Arbor Week.”
- VISITORS
 - Tori Rhule, Pinwheels for National Child Abuse Awareness
 - Madeline Iseli, Oakwood Inclusion Coalition 2023 Annual Report
- LEGISLATION
 - An Ordinance to Proceed with the 2025 Street Lighting Program, Mr. Stephens
 - An Ordinance to Levy Special Assessments for the 2025 Street Lighting, Mr. Stephens
 - An Ordinance to Proceed with the 2024 Sidewalk Repair Program, Mr. Stephens
 - An Ordinance to Levy Special Assessments for the 2023 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
 - An Ordinance to Provide an Appropriation from the Fire Insurance Trust Fund, Vice Mayor Byington
- STAFF REPORT – PUBLIC WORKS DEPARTMENT
- COUNCIL COMMITTEES
 - Court Liaison, Mrs. Turben
 - Finance, Vice Mayor Byington
 - Law & Minutes, Mrs. Jackson
 - Planning & Zoning, Vice Mayor Byington
 - Public Properties, Mrs. Turben
 - Public Utilities/Waterworks/Sewer, Mrs. Turben
 - Safety & Traffic, Mr. Stephens
 - Streets & Alleys, Mr. Stephens
 - Community Relations/Promotion/Appointments, Mayor Duncan
- REGIONAL AGENCIES
 - MVCC, Mr. Stephens
 - MVRPC, Vice Mayor Byington
 - Mayors & Managers, Mayor Duncan
 - First Suburbs, Vice Mayor Byington
- BOARDS & COMMISSIONS
 - Planning Commission, Vice Mayor Byington
 - Beautification Committee, Mr. Stephens
 - Sister City Association, Mrs. Turben
 - Historical Society, Mrs. Jackson
 - Board of Health, Mayor Duncan
- MISCELLANEOUS

EXECUTIVE SESSION FOR PERSONNEL AND PROPERTY MATTERS

MINUTES
OAKWOOD CITY COUNCIL WORK SESSION
MARCH 4, 2024

The Council of the city of Oakwood, Ohio met in a work session on Monday, March 4, 2024 in the conference room at the city building, 30 Park Avenue. The Mayor of the City, William Duncan, presided.

Council members in attendance were Mayor William Duncan, Vice Mayor Steve Byington, Rob Stephens, Leigh Turben and Healy Jackson. Staff in attendance were City Manager Norbert Klopsch and Law Director Rob Jacques.

Mayor Duncan called the work session to order at 6:30 p.m. and reviewed the agenda for the regular session this evening. Thereafter, he led a discussion on the following work session agenda items:

- **STATUS REPORTS:**
 - Proclamation recognizing April 7 – April 13 as “National Library Week.” Mayor Duncan shared that he will present this proclamation at the regular session this evening.
 - Citizen Committee Appointments: Mayor Duncan mentioned that he will call for a vote at the regular session this evening to make an appointment to the Board of Zoning Appeals.
- **VISITORS:** None scheduled.
- **LEGISLATION:** Council discussed the following legislation scheduled for presentation at the regular session this evening:
 - A Resolution of Necessity for 2025 Street Lighting Program, Mr. Stephens
 - An Ordinance to Proceed with the 2025 Street Lighting Program, Mr. Stephens
 - A Resolution of Necessity for 2024 Sidewalk Repair Program, Mr. Stephens
 - An Ordinance to Proceed with the 2024 Sidewalk Repair Program, Mr. Stephens
 - A Resolution approving the Montgomery County 9-1-1 Services Final Plan, Mr. Stephens
- **STAFF REPORT:** Mr. Klopsch noted that City Engineer Chris Kuzma, P.E., will deliver a PowerPoint presentation at the regular session this evening.
- **MISCELLANEOUS**
 - March 11 Work Session: Mr. Klopsch noted that MaryLynn Lodor from Miami Conservancy District will attend the March 11 work session from 5 – 6 p.m., and then Jeremiah Jenkins from The Oakwood Historical Society will join the meeting.
 - Five Points Intersection: Mrs. Jackson reported on a meeting she had recently with two Oakwood residents who remain opposed to construction of a roundabout at Five Points. Mrs. Jackson informed the residents that the project is shelved and that there is no timeline set for revisiting it.

- Altafiber: Mr. Klopsch noted that he was recently approached by representatives of Altafiber, a telecommunications company seeking to expand its presence in Oakwood.

At 7:23 p.m., Mayor Duncan concluded the work session and Council moved to regular session.

Mayor

ATTEST:

Clerk of Council

CITY OF OAKWOOD
STATE OF OHIO
MARCH 4, 2024

The Council of the city of Oakwood, State of Ohio, met in a work session at 6:30 p.m. in the conference room of the city of Oakwood, 30 Park Avenue, Oakwood, Ohio, 45419. Council then met in a regular session at 7:30 p.m. in the council chambers of the city of Oakwood.

The meeting was streamed live from the Oakwood city website, telecast live on Cable Access Channel 6 and was available via remote teleconferencing utilizing the Zoom.com platform.

The Mayor, Mr. William Duncan, presided, and the Clerk, Ms. Lori Stacel, recorded. Mayor Duncan asked all present to participate in the Pledge of Allegiance.

Upon call of the roll, the following members of Council responded to their names:

MR. WILLIAM D. DUNCAN.....PRESENT
MR. STEVEN BYINGTONPRESENT
MR. ROBERT P. STEPHENS.....PRESENT
MRS. LEIGH TURBENPRESENT
MRS. HEALY JACKSON.....PRESENT

Officers of the City present were the following:

Mr. Norbert S. Klopsch, City Manager
Mr. Robert F. Jacques, City Attorney
Mr. Chris Kuzma P.E., City Engineer
Ms. Lori Stacel, Clerk of Council

The following in-person visitors registered:

Kelli Kling, Wright Library
Michele Schoen, Wright Library
Randy Honaker, Wright Library
Youth Library Ambassadors and Family
Brian Barr, *Oakwood Register*

The following Zoom visitors attended via remote teleconference:

Jamie
Rebecca Foley
Sally McIntyre

Mrs. Jackson advised Council she had read the meeting minutes of the February 5, 2024 regular session, work session and executive session, and February 26, 2024 work session and executive session. Mrs. Jackson reported she found the minutes correct and complete. Therefore, it was moved by Mrs. Jackson and seconded by Mr. Stephens that the minutes of the sessions of Council aforementioned be approved as written and the reading thereof at this session be dispensed with. Upon a viva voce vote on the question of the motion, same passed unanimously and it was so ordered.

STATUS REPORTS

Citizen Committee Appointment – Mayor Duncan presented the new appointment of Paul Kavanaugh to the Board of Zoning Appeals.

It was moved by Mayor Duncan and seconded by Vice Mayor Byington that the aforementioned appointment be confirmed. Upon a viva voce vote on the question of the motion, same passed unanimously and it was so ordered.

Proclamation – Proclamation recognizing April 7 – April 13 as “National Library Week” – Mayor Duncan read and presented a Proclamation to recognize April 7 – April 13 as “National Library Week.” Wright Library Community Engagement Specialist Kelli Kling, Youth Coordinator Michele Schoen, Library Board President Randy Honaker, and a number of youth library ambassadors accepted the proclamation on behalf of Wright Memorial Public Library.

Mrs. Kling shared that it is an honor that the city of Oakwood recognizes National Library Week and all that Wright Library does for the community. She then presented City Council with solar eclipse glasses for the April 8 eclipse.

Mayor Duncan mentioned that one of the unique annual events that the city offers is the New Resident Breakfast. This year’s event is on Saturday, March 16 and includes a presentation by library staff.

City Council thanked Wright Library for the solar eclipse glasses and then posed for a group photo.

VISITORS – No visitors.

LEGISLATION

A RESOLUTION
BY MR. STEPHENS NO 1919
A RESOLUTION DECLARING THE NECESSITY OF IMPROVING
CERTAIN STREETS BETWEEN CERTAIN TERMINI IN THE CITY OF
OAKWOOD, OHIO, BY LIGHTING THE SAME WITH ELECTRICITY.

A copy of the resolution, having been placed on the desks of each member of Council prior to introduction, was read by title.

Mr. Stephens explained that this is an annual resolution that is the first step of the 2025 street lighting program.

Oakwood is required by law to pass several pieces of legislation to provide street lighting each year. The first is this resolution, declaring the necessity of street lighting throughout the city. The second piece, is the “Ordinance to Proceed” for the project will be given a first reading this evening and will be voted on at the April meeting. The third piece of legislation, an ordinance to levy assessments for certain street light costs, will be introduced as a first reading at the April meeting, followed by a final assessment ordinance to be introduced after the project has concluded.

Thereupon, it was moved by Mr. Stephens and seconded by Mrs. Turben that the resolution be passed.

Upon call of the roll on the question of the motion, the following vote was recorded:

MR. WILLIAM D. DUNCAN.....YEA
MR. STEVEN BYINGTONYEA
MR. ROBERT P. STEPHENSYEA
MRS. LEIGH TURBENYEA
MRS. HEALY JACKSON.....YEA

There being five (5) yea votes and no (0) nay votes thereon, said resolution was declared duly passed and it was so ordered.

AN ORDINANCE
BY MR. STEPHENS NO 4994
AN ORDINANCE DETERMINING TO PROCEED WITH THE
IMPROVEMENT OF CERTAIN STREETS BETWEEN CERTAIN
TERMINI IN THE CITY OF OAKWOOD, OHIO, BY LIGHTING THE
SAME WITH ELECTRICITY.

A copy of the ordinance, having been placed on the desks of each member of Council prior to introduction, was read by title.

Mr. Stephens explained that this is an annual ordinance that is the second step of the 2025 street lighting program. It is the ordinance that authorizes the city to proceed with the project.

This was a first reading of the ordinance, so Mr. Stephens made no motion.

A RESOLUTION
BY MR. STEPHENS NO 1920
A RESOLUTION DECLARING THE NECESSITY OF REPAIRING
SIDEWALKS AND APPURTENANCES THERETO ON FAR HILLS
AVENUE AND CERTAIN OTHER STREETS BETWEEN CERTAIN
TERMINI IN THE CITY OF OAKWOOD, OHIO, PROVIDING THAT
ABUTTING PROPERTY OWNERS REPAIR THE SAME.

A copy of the resolution, having been placed on the desks of each member of Council prior to introduction, was read by title.

Mr. Stephens explained that this is an annual resolution that is the first step of the 2024 Sidewalk, Curb and Driveway Apron Project. This year’s program area covers Far Hills Avenue through the main business district, from Peach Orchard Road to the south corporate limit. It will also include

the first block of most of the side streets that intersect with Far Hills Avenue through the business district.

Oakwood is required by law to pass three (3) pieces of legislation in order to carry out this program and assess the sidewalk costs. The first piece is this resolution, which declares the necessity of sidewalk repairs in these parts of the city. The second piece, the "Ordinance to Proceed" for the project will also be introduced. After the project concludes, there will be a third piece of legislation, an ordinance to levy assessments for certain sidewalk costs.

Thereupon, it was moved by Mr. Stephens and seconded by Vice Mayor Byington that the resolution be passed.

Upon call of the roll on the question of the motion, the following vote was recorded:

MR. WILLIAM D. DUNCAN.....	YEA
MR. STEVEN BYINGTON.....	YEA
MR. ROBERT P. STEPHENS.....	YEA
MRS. LEIGH TURBEN.....	YEA
MRS. HEALY JACKSON.....	YEA

There being five (5) yea votes and no (0) nay votes thereon, said resolution was declared duly passed and it was so ordered.

AN ORDINANCE

BY MR. STEPHENS NO 4995

AN ORDINANCE DETERMINING TO PROCEED WITH THE REPAIRING OF SIDEWALKS AND APPURTENANCES THERETO ON CERTAIN STREETS BETWEEN CERTAIN TERMINI, IN THE CITY OF OAKWOOD, OHIO, AND PROVIDING THAT ABUTTING PROPERTY OWNERS REPAIR THE SAME.

A copy of the ordinance, having been placed on the desks of each member of Council prior to introduction, was read by title.

Mr. Stephens explained that this is an annual ordinance that is the second step of the 2024 Sidewalk, Curb and Driveway Apron Project. Again, this year's program area covers Far Hills Avenue through the main business district, from Peach Orchard Road to the south corporate limit, as well as the first block of most of the side streets that intersect with Far Hills Avenue through the business district.

This was a first reading of the ordinance, so Mr. Stephens made no motion.

A RESOLUTION

BY MR. STEPHENS NO 1921

A RESOLUTION APPROVING THE COUNTYWIDE 9-1-1 SERVICES FINAL PLAN AS APPROVED BY THE COUNTYWIDE 9-1-1 PROGRAM REVIEW COMMITTEE.

A copy of the resolution, having been placed on the desks of each member of Council prior to introduction, was read by title.

Mr. Stephens explained that each county in Ohio is required to develop and implement a plan for the operation of coordinated 9-1-1 services throughout the county. The plan is subject to periodic review and updating, as well as a statutory approval process. That process begins with the six-member Countywide 9-1-1 Program Review Committee. Any updates must be further approved by the Board of County Commissioners as well as municipalities and townships making up at least 60% of the county's population.

The 9-1-1 Program Review Committee recently approved an updated Final Plan for the operation of 9-1-1 services in Montgomery County. They have sent it to all Montgomery County municipalities and townships, as well as the Montgomery County Board of Commissioners, for review and approval. Once approved, it will be filed with the Ohio 9-1-1 Program Office.

This resolution will formalize Oakwood's approval of the plan, allowing it to be submitted to the Ohio 9-1-1 Program Office in time to meet an April filing deadline.

Thereupon, it was moved by Mr. Stephens and seconded by Vice Mayor Byington that the resolution be passed.

Upon call of the roll on the question of the motion, the following vote was recorded:

MR. WILLIAM D. DUNCAN.....YEA
MR. STEVEN BYINGTON.....YEA
MR. ROBERT P. STEPHENSYEA
MRS. LEIGH TURBENYEA
MRS. HEALY JACKSON.....YEA

STAFF REPORT

Engineering Department Presentation: City Engineer Chris Kuzma, P.E., referenced a PowerPoint presentation and updated Council on the following current and upcoming projects: Far Hills Storm Sewer Reconstruction Project; 2024 Sidewalk, Curb, and Apron Program; ODOT Urban Paving Program (Far Hills Repaving); Concrete Street Repair Program; Public Works Yard Improvements; Fiber Optic Line to Smith Gardens; and GIS/Utility Mapping.

The Far Hills Storm Sewer Reconstruction Project is one of the largest city projects in several years. There has been a lot of construction activity along Far Hills Avenue to improve portions of the stormwater infrastructure before repaving the roadway this summer.

The total budget of the storm sewer project is \$2,108,394. The remaining budget for work not yet completed is \$1,039,733.

Mr. Kuzma displayed project maps for design work and progression. The work along Far Hills Avenue is approximately 67% complete and the remaining work should be done by around April 1. Once the storm sewers are replaced, the flooding during heavy rainfall events will be alleviated. He then displayed images from different phases of the project.

Kinnison Excavating crews completed the majority of storm sewer construction along Devereux Drive (Phase 2,) including the main sewer trunk line and most of the storm sewer inlets along the road. Backfilling with gravel was completed. Devereux Drive remains closed to through traffic to prepare for sanitary sewer replacement and full reconstruction of the roadway in the coming weeks. Access to the construction site along Far Hills Avenue from Devereux Drive may still be necessary for the remainder of Phase 2.

Scheduled to begin on March 18, traffic along Far Hills Avenue will shift to the northbound lanes between Oakwood High School and Forrer Road/Forrer Boulevard. Side streets within this zone will be restricted to right-in/right-out-only access. This shift will expedite Kinnison’s work along Far Hills Avenue, allowing Ohio Department of Transportation (ODOT) to repave the road later this spring or early summer. The traffic shift is expected to remain in place for about two weeks, weather permitting.

In the final phase of the project, Kinnison Excavating will shift focus to replacing the storm sewer along Forrer Boulevard from Far Hills Avenue through the triangular boulevard at E. Schantz Avenue (Phase 3.) Work on Forrer Boulevard is anticipated to begin at the end of March or early April.

The 2024 Sidewalk, Curb and Driveway Apron Repair Project will take place in the Far Hills Business District, with a focus on the cruise lanes. The project received four bids and was awarded to A to Z Property Maintenance LLC at an estimated cost of \$316,215. Sidewalks and other concrete structures requiring repair will soon be marked and property owners will be notified in April of their responsibilities.

The entire asphalt roadway surface along Far Hills Avenue (SR 48) will be removed and replaced from the south to the north corporation lines in the city of Oakwood. The Ohio Department of Transportation Urban Paving Program will provide 80% of the funding for this resurfacing project. This roadway was last resurfaced in 2011. The project is anticipated to begin late spring or early summer.

Concrete street repairs will be made to Raleigh Road and Grandon Road to enhance the structural integrity of the roadways. The work is expected to begin this summer or early fall. Mr. Kuzma displayed photos of the patchwork along Raleigh Road and Grandon Road.

There are a few improvement projects planned this year for the Public Works Center. The salt dome will be replaced with an expanded poly fabric structure. A storage facility will be added for the smoke safety trailer that is used by the Public Safety Department. This facility will also store items for the Oakwood Rotary hazmat disposal program and other materials.

The fiber optic line from the city building at 30 Park Avenue will be extended to Smith Gardens to service security cameras and telephones. The work should be minimally invasive. The project is currently out to bid.

Mr. Kuzma explained that he has been building the Geographical Information System (GIS) to provide digital data mapping for the city of Oakwood and the general public. This data accurately maps the city's water distribution infrastructure, stormwater infrastructure, sanitary sewer infrastructure, street lights, roads, signage and many other items.

Mr. Stephens asked if the current salt dome will be removed and replaced with a new one.

Mr. Kuzma answered yes.

Mr. Stephens asked if there will be shift in traffic at Forrer Boulevard.

Mr. Kuzma explained that the traffic along Far Hills Avenue will shift to the northbound side at Forrer Boulevard.

Mr. Stephens asked how long the repaving of Far Hills Avenue took back in 2011.

Mr. Klopsch shared that the project took about three weeks. He noted that with the RTA trolley system gone, the trucks will not have to work through the interference this system created which will speed up the project.

Mayor Duncan commented that the historical records for underground infrastructure were maintained manually. The new digital data mapping will provide for high-accuracy data collection and storage.

Mr. Kuzma agreed.

Council thanked Mr. Kuzma for his report.

CITY MANAGER'S COMMENTS – Mr. Klopsch reported on the following:

Mr. Klopsch reflected on various city projects during his 30+ years of employment with the city. Regardless of the size of a community, there is an endless amount of work required to maintain the public infrastructure.

The April/May *Oakwood Scene* newsletter will be delivered at the end of March to every household in Oakwood. This newsletter contains information on the leaf mulch program, Oakwood Rotary hazardous waste pickup, income tax filings, the annual perennial sale, and many other items. The newsletter is a great resource for the community.

COUNCIL COMMENTS

Mrs. Jackson commented on a series of listening sessions sponsored by "Welcome Dayton" to bring immigrants and local people together to mingle and connect. They are also hosting an International Women's Day celebration on Saturday, March 9 at the downtown Dayton library. Mrs. Jackson encouraged women of all ages to attend. She closed her comments by encouraging Oakwood citizens to reach out to families living in our community who have family members living in war zone areas and express their concern for loved ones.

Mrs. Turben reminded everyone that Monday, April 8 is a total solar eclipse from around 2:45 – 3:45 p.m. People are welcome to visit Katharine Wright Park at the library to watch the eclipse. She then shared a story from the last solar eclipse event where she met a fellow Oakwood resident in Tennessee.

Mr. Stephens thanked the Oakwood citizens and people passing through from other communities for their patience with the construction work along Far Hills Avenue.

Vice Mayor Byington thanked Wright Library staff and ambassadors for attending the council meeting and for the solar eclipse glasses. He reminded everyone that Tuesday, March 19 is Election Day and encouraged everyone to vote.

Mayor Duncan encouraged everyone to support the city's property tax levy on the March 19 ballot.

The public meeting concluded at 8:23 p.m.

MAYOR

ATTEST:

CLERK OF COUNCIL

MINUTES
OAKWOOD CITY COUNCIL WORK SESSION
MARCH 11, 2024

The Council of the city of Oakwood, Ohio met in a work session on Monday, March 11, 2024 in the second-floor meeting room at the city building, 30 Park Avenue. The Mayor of the City, William Duncan, presided.

Council members in attendance were Mayor William Duncan, Vice Mayor Steve Byington, Councilmember Rob Stephens, Councilmember Leigh Turben and Councilmember Healy Jackson. Staff in attendance were City Manager Norbert Klopsch, City Attorney Rob Jacques, Public Works Director Doug Spitler and City Engineer Chris Kuzma. Also attending for a portion of the meeting were MaryLynn Lodor and Don O'Connor with the Miami Conservancy District, and Jeremiah Jenkins with The Oakwood Historical Society.

Mayor Duncan called the work session to order at 5 p.m. Mr. Klopsch introduced MaryLynn Lodor and Don O'Connor and the remaining attendees were invited to do a self-introduction. Mrs. Lodor gave a detailed presentation on the history of the Miami Conservancy District (MCD) and the District's 2024 Readjustment of Appraisal of Benefit for Oakwood's Flood Protection System. Three Oakwood properties are now located within the MCD flood plain and are subject to annual assessments. The city is also now subject to annual assessments.

The Oakwood Historical Society President Jeremiah Jenkins joined the meeting at 5:50 p.m.

At 6:07 p.m., Mrs. Lodor and Mr. O'Connor departed the meeting.

Mrs. Turben introduced Mr. Jenkins. He shared information about his goals as the new president of The Oakwood Historical Society (TOHS.) Items discussed included the Long-Romspert House Museum, programs and memberships, and the historical marker program.

At 6:56 p.m., Mr. Jenkins departed the meeting.

Mr. Klopsch commented on issues at 320 Shafor Boulevard in regard to property maintenance and public safety.

At 7:07 p.m., Mr. Spitler and Mr. Kuzma departed the meeting.

Mayor Duncan then led a discussion on the following additional agenda items:

- COUNCIL COMMITTEES
 - Planning & Zoning, Vice Mayor Byington
 - Sign Regulation Amendment: Mr. Jacques shared that Council will hold a public hearing at the April 1 regular session on proposed text amendments to the sign regulations of the Zoning Code addressing the regulatory exemption for certain flags and the method for calculating sign face area of temporary signs installed as lawn signs. The Planning Commission heard this matter on March 6th and recommends approval.
 - Subdivision Code Amendment: Mr. Jacques reviewed a draft proposed revision to the Subdivision Code addressing the procedure for combining parcels into single zoning lots.

- MISCELLANEOUS

- Natural Gas Purchasing: Mr. Klopsch commented on the recent decision of the MVCC city managers to forego at this time establishing a governmental aggregation program for the purchase of natural gas.
- March 16 New Resident Breakfast: Mr. Klopsch commented on the upcoming breakfast event and suggested that Council arrive to the event by 9:15 a.m. to welcome the guests.
- May 20 Work Session: Mr. Klopsch noted that he will be out of town on May 20 and that the work session scheduled for that day is cancelled.

At 7:30 p.m., Mayor Duncan concluded the work session and adjourned the meeting.

Mayor

ATTEST:

Clerk of Council

AN ORDINANCE

BY: _____

NO. _____

DETERMINING TO PROCEED WITH 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 it is hereby determined to proceed with the improvement in the City of Oakwood of the streets designated, between certain termini set forth, in Resolution No. 1919 adopted on the 4th day of March 2024.

SECTION II.

That said improvement shall be made in accordance with the provisions of Resolution No. 1919 adopted on the 4th day of March, 2024, and with the plans, specifications, estimate of cost and profiles heretofore approved and now on file in the office of the Clerk of Council by lighting said streets with electricity for a period from January 1, 2025 through December 31, 2025.

SECTION III.

That Council hereby finds and determines that no claims for damages resulting from said improvement have been filed.

SECTION IV.

That portion of the cost provided in that above-mentioned Resolution of Necessity to be assessed shall be assessed in the manner and the number of installments provided in said Resolution and on the lots and lands described therein.

SECTION V.

That the estimated assessments heretofore prepared and filed in the office of the Clerk of Council be and the same are hereby adopted.

SECTION VI.

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 VII.

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 VIII.

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 set forth below.

City Attorney Robert F. Jacques

LEGAL NOTICE

On _____, Council of the City of Oakwood, passed Ordinance No. _____ entitled
“DETERMINING TO PROCEED WITH 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 said City of Oakwood, that said publication occurred on the
following date:

Lori Stacel, Clerk of Council

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. _____

DETERMINING TO PROCEED WITH THE REPAIRING OF SIDEWALKS AND APPURTENANCES THERETO ON CERTAIN STREETS BETWEEN CERTAIN TERMINI, IN THE CITY OF OAKWOOD, OHIO, AND PROVIDING THAT ABUTTING PROPERTY OWNERS REPAIR THE SAME.

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

SECTION I.

It is hereby determined to proceed with the improvement referred to in the title of this ordinance in accordance with the Resolution of Necessity adopted as No. 1920 on the 4th day of March, 2024.

SECTION II.

That improvement shall be made in accordance with the provisions of said Resolution of Necessity and the plans, specifications, estimates of cost and profiles previously approved and now on file in the office of the Clerk of Council.

SECTION III.

The Council finds and determines that no claims for damages resulting from the proposed improvement have been filed.

SECTION IV.

The portion of the cost provided in said Resolution of Necessity to be assessed shall be assessed in the manner and the number of installments provided in that resolution against the lots and lands described or referred to in that resolution.

SECTION V.

The estimated assessments previously prepared and filed in the office of the Clerk of Council are hereby approved.

SECTION VI.

The Clerk of Council is directed to deliver a certified copy of this ordinance to the Montgomery County Auditor within twenty days after its passage.

SECTION VII.

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 that formal action were in meetings open to the public, to the extent required by the city charter, by the ordinances of this city, and by any applicable state law.

SECTION VIII.

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

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

Mayor William D. Duncan

ATTEST:

Clerk of Council

TO THE CLERK:

Please publish in summary form set forth below.

City Attorney Robert F. Jacques

LEGAL NOTICE

The Council of the City of Oakwood, Montgomery County, Ohio, adopted Ordinance No. _____ entitled "DETERMINING TO PROCEED WITH THE REPAIRING OF SIDEWALKS AND APPURTENANCES THERETO ON CERTAIN STREETS BETWEEN CERTAIN TERMINI, IN THE CITY OF OAKWOOD, OHIO, AND PROVIDING THAT ABUTTING PROPERTY OWNERS REPAIR THE SAME."

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 said city and that the publication occurred on the following date: _____

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. _____

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

AN ORDINANCE

BY: VICE MAYOR BYINGTON

NO. _____

TO AMEND SECTION I, 2024 ORIGINAL APPROPRIATION ORDINANCE NO. 4985, TO PROVIDE FOR THE APPROPRIATION OF:

AN ADDITIONAL AMOUNT OF \$31,254.89 TO BE EXPENDED FROM THE FIRE INSURANCE TRUST FUND AS A RELEASE OF SECURITY FOR THE REPAIR OF RESIDENTIAL PREMISES DAMAGED BY FIRE.

FOR THE CITY OF OAKWOOD, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2024.

WHEREAS, pursuant to state law and Ordinance No. 3210, adopted on June 15, 1981, the city maintains a Fire Insurance Trust Fund for the purpose of receiving, holding, and disbursing fire insurance proceeds, or a portion thereof, as security to ensure that fire-damaged premises in the city of Oakwood are promptly and safely repaired by their owners and that any costs incurred by the city in securing or otherwise making the damaged structure safe are reimbursed; and

WHEREAS, a residence located at 447 Orchard Drive was damaged by fire on November 3, 2023, and fire insurance proceeds relating to that loss in the amount of \$31,254.89 were received by the city subsequent to the approval and adoption of the 2024 budget and appropriation ordinance; and

WHEREAS, these insurance proceeds have been deposited in the Fire Insurance Trust Fund, to be held and subsequently released to the homeowner (insured) pursuant to law; and

WHEREAS, in order to make these insurance proceeds available to the homeowner (insured) in 2024 for completing the necessary repairs, it is necessary to adopt an amendment to the appropriation ordinance passed by Council on April 1, 2024;

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

SECTION I.

To provide for the current expenses and other expenditures of the said city of Oakwood during the period commencing January 1, 2024 and ending December 31, 2024, the following revised sums shall be and they are hereby set aside and appropriated as follows, with added material in **bold** type and deleted material in ~~strike-through~~ type:

<u>Fund</u>	<u>Appropriation</u>
810 Fire Insurance Trust Fund	\$ --- \$31,254.89

SECTION II.

This additional appropriation shall be released to the homeowner (insured) of 447 Orchard Drive as authorized by law, after being held as necessary to ensure that fire-damaged premises at 447 Orchard Drive are promptly and safely repaired by the homeowner (insured) and that any costs incurred by the city in securing or otherwise making the damaged structure safe are reimbursed.

SECTION III.

The Director of Finance is hereby authorized to draw warrants for payments from any of the foregoing appropriations upon receiving proper certificates and vouchers therefore, approved by this ordinance of Council to make the expenditures; provided that no warrants shall be drawn or paid for salaries or wages except to persons employed by authority of and in accordance with law or ordinance.

SECTION IV.

This ordinance, as an appropriation to meet current expenses of the City, takes effect immediately upon its passage as provided by Section 3.04 of the City Charter.

PASSED BY THE COUNCIL OF THE CITY OF OAKWOOD, this 1st day of April, 2024.

Mayor William D. Duncan

ATTEST:

CLERK OF COUNCIL

TO THE CLERK:

Please publish the foregoing Ordinance in the summary form set forth below.

City Attorney Robert F. Jacques

LEGAL NOTICE

Ordinance _____ of the Council of the city of Oakwood, Ohio was passed on the 1st day of April, 2024. Said ordinance was enacted to make a supplemental appropriation for current expenses of the city of Oakwood, Ohio, for the period ending December 31, 2024.

LORI STACEL
CLERK OF COUNCIL

CERTIFICATION OF PUBLICATION

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

Lori Stacel, Clerk of Council

**Introductions for Legislation
4/1/2024 Council Meeting**

Mr. Stephens

AN ORDINANCE DETERMINING TO PROCEED WITH THE IMPROVEMENT OF CERTAIN STREETS BETWEEN CERTAIN TERMINI IN THE CITY OF OAKWOOD, OHIO, BY LIGHTING THE SAME WITH ELECTRICITY.

This is an annual ordinance that is the second step of our 2025 street lighting program. It is the ordinance that authorizes the city to proceed with the project. It was introduced with a first reading at our March 4 Council meeting.

Motion: This is the second reading of this ordinance, and I move that Council adopt it tonight.

Mr. Stephens

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

This is the third and final step of our 2025 street lighting program. It allows for the costs of street lighting to be certified to the Montgomery County Auditor for assessment.

Motion: This is the first reading of this ordinance, so I make no motion at this time.

Mr. Stephens

AN ORDINANCE DETERMINING TO PROCEED WITH THE REPAIRING OF SIDEWALKS AND APPURTENANCES THERETO ON CERTAIN STREETS BETWEEN CERTAIN TERMINI, IN THE CITY OF OAKWOOD, OHIO, AND PROVIDING THAT ABUTTING PROPERTY OWNERS REPAIR THE SAME.

This is an annual ordinance that is the second step of our 2024 Sidewalk, Curb and Driveway Apron Project. This year's program area covers Far Hills Avenue through the main business district, from Peach Orchard Road to the south corporate limit, as well as the first block of most of the side streets that intersect with Far Hills Avenue through the business district. It was introduced with a first reading at our March 4 Council meeting.

Motion: This is the second reading of this ordinance, and I move that Council adopt it tonight.

Mr. Stephens

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

This ordinance is the third piece of legislation for last year's Sidewalk Repair Project authorizing the assessment of the sidewalk repair costs that have not been paid directly by affected homeowners.

Motion: This is the first reading of this ordinance so I make no motion at this time.

Vice Mayor Byington

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

To comply with Section 6.01 of the City Charter, this is our annual housekeeping ordinance to estimate the city's revenues and expenses for calendar year 2025.

Motion: This is the first reading of this ordinance, so I make no motion at this time.

Vice Mayor Byington

AN ORDINANCE 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.

This is the first reading of an ordinance to amend our Zoning Code. It would make two changes to the sign regulations. First, it would clarify the regulatory exemption for certain flags to ensure that the exemption is content-neutral. Second, it would update how we calculate the sign face area of temporary lawn signs, treating them all as being single-sided.

The Planning Commission reviewed these proposed changes at a public hearing on March 6, and has recommended that they be approved by Council. Council will do a second reading of the ordinance and conduct its own public hearing at our next meeting on May 6.

Motion: This is the first reading of this ordinance, so I make no motion at this time.

Vice Mayor Byington

AN ORDINANCE 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.

This is an ordinance to amend the Subdivision Code so that minor lot splits and consolidations can be approved administratively. The City Manager already has authority to do this in many cases. But as written, the code requires a “deed” or “instrument of conveyance” for these minor adjustments. As a result, this streamlined administrative approval is not available in situations where no conveyance is taking place. A common example in Oakwood happens when the owner of a double lot wishes to consolidate them into a single parcel. There is no “conveyance” because neither lot is changing ownership...they are simply being merged under the same ownership.

This is a common-sense amendment that eliminates an unnecessary formal review process. It will allow for these kinds of boundary adjustments to be made more quickly and at a lower cost to the property owner.

Motion: This is the first reading of this ordinance, so I make no motion at this time.

Vice Mayor Byington

AN ORDINANCE TO AMEND SECTION I, 2024 ORIGINAL APPROPRIATION ORDINANCE NO. 4985, AND ANY EXISTING SUPPLEMENTS THERETO, TO PROVIDE FOR THE APPROPRIATION OF:

AN ADDITIONAL AMOUNT OF \$31,254.89 TO BE EXPENDED FROM THE FIRE INSURANCE TRUST FUND AS A RELEASE OF SECURITY FOR THE REPAIR OF RESIDENTIAL PREMISES DAMAGED BY FIRE.

FOR THE CITY OF OAKWOOD, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2024.

This is a supplemental appropriation ordinance that is necessary to address fire insurance proceeds that came into the city's possession after Council adopted the 2024 budget and appropriation ordinance.

As required by the State of Ohio, Oakwood established a Fire Insurance Trust Fund in 1981. The fund functions much like an escrow account except that it is non-interest-bearing. When a property in the city is damaged by fire, the property owner's insurance company sends a portion of the insurance proceeds to the city. We hold it in the Fire Insurance Trust Fund until repairs are completed, and then it is turned over to the insured property owner, minus any costs the city might incur to secure or make the structure safe before repairs are completed.

In November, there was a fire at 447 Orchard Avenue that resulted in an insured loss, and the city recently received \$31,254.89 from the owner's insurance company. This supplemental appropriation will allow us to disburse that money to the property owner after the repairs are completed and making any deductions required by law.

Motion: Under Section 3.04 of the City Charter, this ordinance will take effect upon its passage. I move that Council waive the second reading and adopt this ordinance tonight.



CITY OF OAKWOOD
PROCLAMATION



**RECOGNIZING THE MONTH OF APRIL 2024 AS
PARKINSON'S AWARENESS MONTH**

WHEREAS, Parkinson's disease is a chronic, progressive, neurological disease and is the second most common neurodegenerative disease in the United States; and

WHEREAS, Parkinson's disease is estimated to affect approximately one million people in the United States and the prevalence will rise to 1.2 million by 2030; and

WHEREAS, 90,000 new people are diagnosed each year in the United States with Parkinson's disease; and

WHEREAS, Parkinson's disease is the 14th leading cause of death in the United States according to the Centers for Disease Control and Prevention; and

WHEREAS, it is estimated that the economic burden of Parkinson's disease is at least \$52 billion annually, including direct and indirect costs, including treatment, social security payments, and lost income, to patients and family members; and

WHEREAS, research suggests the cause of Parkinson's disease is a combination of genetic and environmental factors, but the exact cause and progression of the disease are still unknown; and

WHEREAS, there is no objective test or biomarker for Parkinson's disease, and there is no cure or drug to slow or halt the progression of the disease; and

WHEREAS, the symptoms of Parkinson's disease vary from person to person and can include tremors; slowness of movement and rigidity; difficulty with balance, swallowing, chewing, and speaking; cognitive impairment and dementia; mood disorders; and a variety of other non-motor symptoms; and

WHEREAS, volunteers, researchers, caregivers, and medical professionals are working to improve the quality of life of persons living with Parkinson's disease and their families; and

WHEREAS, increased research, education, and community support services such as those provided by the Parkinson's Foundation and other organizations are needed to find more effective treatments and to provide access to quality care to those living with the disease today;

Now, therefore, under the power vested in me, I, William D. Duncan, Mayor of the city of Oakwood, hereby proclaim the month of April 2024 as Parkinson's Awareness Month.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the seal of the city of Oakwood, this 1st day of April 2024

William D. Duncan
Mayor of Oakwood



CITY OF OAKWOOD
PROCLAMATION

**RECOGNIZING THE MONTH OF APRIL AS
FAIR HOUSING MONTH**

WHEREAS, April 11, 2024 marks the 56th anniversary of the passage of the U.S. Fair Housing Law, Title VIII of the Civil Rights Act of 1968, as amended, which enunciated a national policy of Fair Housing without regard to race, color, religion, national origin, sex, familial status, or disability, and encourages fair housing opportunities for all citizens; and

WHEREAS, the principle of fair housing is not only law but a basic human necessity and an inalienable right inscribed in the constitution of the State of Ohio; and

WHEREAS, the Miami Valley Fair Housing Center is engaged in passionately pursuing its mission to eliminate housing discrimination in the Miami Valley, the State of Ohio, and nationally; and

WHEREAS, the Miami Valley Fair Housing Center has been recognized regionally, statewide, and nationally for its creativity and effectiveness in pursuing its mission; and

WHEREAS, the Miami Valley Fair Housing Center, and the Dayton REALTORS®, are committed to continuing to address housing discrimination in the Miami Valley; and

WHEREAS, April is traditionally designated as FAIR HOUSING MONTH by the U.S. Department of Housing and Urban Development, and the theme this year is “**Fair Housing was the Promise – Diversity, Equity and Inclusion is the Reckoning**” in order to highlight the Fair Housing Law, Title VIII of the Civil Rights Act of 1968, as amended,

NOW, THEREFORE, under the power vested in me, I, William D. Duncan, Mayor of the city of Oakwood, in commemoration of the 56th anniversary of the passage of the Fair Housing Act, do hereby urge all citizens to understand and exercise their right to equal housing opportunity and proclaim the month of April 2024 as

FAIR HOUSING MONTH

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the seal of the City of Oakwood, this 1st day of April 2024.

William D. Duncan
Mayor of Oakwood



**CITY OF OAKWOOD
PROCLAMATION**

**RECOGNIZING THE WEEK OF APRIL 22, 2024 AS
ARBOR WEEK**

WHEREAS, in 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees; and

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska; and

WHEREAS, Arbor Day is now observed throughout the nation and the world, and is observed in the State of Ohio on the last Friday in April; and

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, reduce heating and cooling costs, moderate the temperature, clean the air, produce oxygen and provide habitat for wildlife; and

WHEREAS, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products; and

WHEREAS, trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community; and

WHEREAS, trees, wherever they are planted, are a source of joy and spiritual renewal; and

WHEREAS, the City of Oakwood has been recognized as a TREE CITY, USA by the National Arbor Day Foundation for the 42nd consecutive year and desires to continue its tree-planting ways;

NOW, THEREFORE, under the power vested in me, I, William D. Duncan, Mayor of the City of Oakwood, do hereby proclaim the week of April 22, 2024 as

ARBOR WEEK

in the City of Oakwood, and I urge all citizens to support efforts to protect our trees and woodlands and to support our city's urban forestry program, and

FURTHER, I urge all citizens to plant trees to gladden the hearts and promote the well-being of present and future generations.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the seal of the city of Oakwood, this 1st day of April 2024.

William D. Duncan
Mayor of Oakwood



CITY OF OAKWOOD
PROCLAMATION

RECOGNIZING APRIL AS
NATIONAL CHILD ABUSE PREVENTION MONTH

WHEREAS, CARE House is a children's advocacy center for children and families affected by abuse in Montgomery County, Ohio; and

WHEREAS, CARE House's mission is to provide a multidisciplinary team response to child abuse for the purpose of protecting and supporting children and their non-offending family members, holding offenders accountable, and educating the community; and

WHEREAS, since opening in 1999, CARE House has served over 11,500 child victims of abuse and over 9,000 families who have been affected by abuse in Montgomery County. Nearly 1,000 children were served by CARE House in 2021, an average of 80 children per month; and

WHEREAS, child abuse and neglect are a serious problem affecting every community, and finding solutions requires input and action from everyone; and

WHEREAS, communities must make every effort to increase awareness about child abuse and contribute to promote the social and emotional well-being of children and families in a safe, stable, and nurturing environment; and

WHEREAS, in 2008, Prevent Child Abuse America started using pinwheels to signify a vision where all children are able to grow up in supportive families and communities. Pinwheels are a reminder of the role we all play in children's lives; and

WHEREAS, throughout the month of April, pinwheels will be placed in Oakwood along Far Hills Avenue and Shafor Avenue as an uplifting symbol of childhood and to represent the city's support of collective efforts to ensure the healthy development of children.

NOW, THEREFORE, under the power vested in me, I, William D. Duncan, Mayor of the city of Oakwood, hereby proclaim April 2024 as NATIONAL CHILD ABUSE PREVENTION MONTH in Oakwood.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the seal of the city of Oakwood, this 1st day of April 2024.

William D. Duncan
Mayor of Oakwood

FINDINGS OF FACT AND DECISION

Whereas, Application No. 24-1 sets forth a proposed text amendment to the Zoning Code that would update the sign regulations to clarify the regulatory exemption for certain flags and specify a method for calculating sign face area of temporary signs installed as lawn signs; and

Whereas, on March 6, 2024, the Oakwood Planning Commission conducted a public hearing thereon for the purpose of reviewing the same, with notice and an opportunity to present testimony as provided by law; and

Whereas, pursuant to Section 1003.6(B) of the Zoning Code, the Planning Commission has considered the evidence and has reviewed the proposal for consistency with the purposes of the Zoning Code, the 2004 Comprehensive Plan, and the interests of the city of Oakwood as a whole, and finds that the same **☒ IS / ☐ IS NOT** consistent therewith.


IT IS HEREBY MOVED:

1. Pursuant to Section 1003.6 of the Zoning Code, the foregoing recitals are hereby adopted as the factual findings of the Oakwood Planning Commission.

2. The Oakwood Planning Commission hereby recommends **☒ APPROVAL / ☐ DENIAL** of the proposed text amendment and directs City Staff to forward a copy of this recommendation to Oakwood City Council. The original shall be appended to the approved minutes of the Commission’s March 6, 2024 meeting.

Adopted by a vote of 5-0, on March 6, 2024.

OAKWOOD PLANNING COMMISSION

By: 
Chair

Oakwood, Ohio

March 6, 2024

The Planning Commission of the city of Oakwood met in regular session at 4:30 p.m. in the council chambers of the city of Oakwood, 30 Park Avenue, Oakwood, Ohio 45419.

The Chair, Mr. Andy Aidt, presided and the Clerk, Ms. Lori Stacel, recorded.

Upon call of the roll, the following members responded to their names:

MR. ANDREW AIDTPRESENT
MRS. HARRISON GOWDYPRESENT
MR. GREG LAUTERBACH.....PRESENT
MR. KEVIN HILL.....PRESENT
MR. STEVE BYINGTONPRESENT

Officers of the city present were the following:

Mr. Norbert S. Klopsch, City Manager
Mr. Robert F. Jacques, City Attorney
Mr. Ethan M. Kroger, Planning & Zoning Manager

The following visitors were present:

Sarah Sparks, Esq., Coolidge Wall Co., L.P.A. on behalf of Insomnia Cookies
David Pierce, Esq., Coolidge Wall Co., L.P.A. on behalf of Insomnia Cookies
Alexa Parson, Insomnia Cookies
Charles McVicker, Insomnia Cookies

There were no Zoom visitors in attendance.

Mr. Klopsch explained that City Council members are assigned to several committees of Council that meet as needed to discuss various topics. Healy Jackson's election to City Council left a vacancy on the Planning Commission that was filled by Kevin Hill. Mr. Klopsch introduced Kevin Hill and welcomed him to the Planning Commission. He then highlighted the careers and experience of all members on the Planning Commission.

Mr. Aidt conducted a brief organizational meeting to select the chair and vice chair for 2024. Mrs. Gowdy moved to retain Mr. Aidt as chair, seconded by Mr. Lauterbach. Upon a viva voce vote on the question, the motion passed unanimously and it was so ordered. Mr. Byington moved to retain Mrs. Gowdy as vice chair, seconded by Mr. Aidt. Upon a viva voce vote on the question, the motion passed unanimously and it was so ordered.

Mr. Aidt asked if there were any questions or concerns with the minutes from the December 6, 2023 meeting. There being none, it was moved by Mr. Aidt and seconded by Mrs. Gowdy that the minutes be approved as submitted and the reading thereof be dispensed with at this session. Upon a viva voce vote on the question of the motion, the same passed unanimously and it was so ordered.

Mr. Aidt provided an overview of the meeting agenda and reviewed the meeting procedure with all in attendance. He then invited Mr. Jacques to present the staff report for Application 24-1.

Mr. Jacques explained that city staff is proposing to amend the text of the Zoning Code in two regards, both of which involve sign regulations under Title 12. The Planning Commission reviews text amendments and then adopts findings of fact and recommends approval or denial of the proposed amendment to City Council. City Council will then hold a public hearing and be the deciding body.

The first proposed amendment is for an existing exemption under Section 1201.03(B), *Exempt Signs*, whereby “Governmental Flags” are not subject to regulation. As currently written, the exemption could be interpreted as a content-based regulation with potential constitutional ramifications. The recommended clarifying language will make the regulation content-neutral by eliminating the word “governmental” and adding size and number regulations.

The second proposed amendment is for Section 1201.06(B), which requires that in the case of a multi-faced sign, all sides must be counted when calculating a sign’s surface area. This has proved to be a challenging and overly restrictive rule when dealing with temporary lawn signs, such as commonly used political signs. At the suggestion of City Council, staff has proposed language that would allow temporary lawn signs to be treated as single-sided for purposes of calculating sign surface area.

Mr. Jacques explained that he prepared a form for Planning Commission to submit their written findings of fact to City Council along with their recommendation. He prepared it as a fill-in-the-blank form so they could decide either way and write in any specific factual findings.

Mr. Jacques asked the Planning Commission to follow the decision standard as listed in Section 1003.6(B) of the Oakwood Zoning Code. The Code states “Text amendments shall be reviewed for consistency with the purposes of (the Zoning Code), the Comprehensive Plan, and interests of the city of Oakwood as a whole.”

Mr. Byington asked if the sign has to have the same image on both sides.

Mr. Jacques answered no; it would be treated as a single-sided sign regardless of the content.

Mr. Byington added that the sign could technically have eight images with four images on each side, and asked if that was intentional.

Mr. Jacques noted that as a general rule, if a sign has to be read to know how it is regulated, it is probably an unconstitutional regulation.

Mr. Hill inquired about neutral content signs.

Mr. Jacques stated that content does not factor into the treatment of signs.

Mr. Hill inquired about the impact on freedom of speech if political signs are regulated.

Mr. Jacques explained that the regulation would apply to all temporary signs, not just political signs. The message on the sign is not restricted, only the size and physical characteristics.

Mr. Byington asked if advertising signs are still prohibited.

Mr. Jacques answered yes, because courts have given more leeway when it comes to regulating commercial speech.

With no visitors present to offer public testimony, the public hearing was closed and the Planning Commission began their deliberations.

Mr. Aidt asked the other members of the Planning Commission if they had concerns with the

proposed amendments to the sign regulations. The Commission did not have any concerns or further questions for city staff.

It was then moved by Mrs. Gowdy that Application #24-1, for proposed clarification amendments to the sign regulations of the Zoning Code, submitted by the city of Oakwood, be recommended for approval to Oakwood City Council. She added that her motion should note that the Planning Commission has considered the evidence and has reviewed the proposal for consistency with the purposes of the Zoning Code, the 2004 Comprehensive Plan, and the interests of the city of Oakwood as a whole, and finds that the same is consistent therewith. Mr. Lauterbach seconded the motion.

Upon call of the roll on the question of the motion, the following vote was recorded:

MR. ANDREW AIDT	YEA
MRS. HARRISON GOWDY	YEA
MRS. E. HEALY JACKSON	YEA
MR. GREG LAUTERBACH.....	YEA
MR. STEVE BYINGTON	YEA

There being five (5) YEA votes, thereon, said motion carried.

Mr. Aidt opened the public hearing for Application #24-2 and asked city staff to provide a report.

Mr. Kroger presented an application that was filed by David Pierce, Esq. and Sarah Sparks, Esq. from Coolidge Wall Co., L.P.A. on behalf of Insomnia Cookies requesting extended hours of operation located at 6 Oakwood Avenue, Unit C.

Insomnia Cookies seeks a new special use permit for additional late-night hours so that the retail store may remain open until 12:00 a.m., seven days a week.

The permitted operating hours in the Neighborhood Business District are 7:00 a.m. – 9:00 p.m. However, a special use permit is available for applicants seeking extended operation hours.

Insomnia Cookies currently operates under a special use permit issued in August of 2023. The permit allows retail operations until 10:00 p.m. Sunday through Thursday and until 11:00 p.m. on Fridays and Saturdays. Delivery operations may continue until 2 a.m., seven days a week. They are not requesting any change to the existing delivery hours.

Insomnia Cookies has operated with extended hours under its existing special use permit for nearly two years and city staff has received no complaints relating to the late-night hours. There are no proposed architectural changes that would impact the surrounding properties, and no material changes are proposed to the existing traffic pattern.

Mr. Aidt thanked Mr. Kroger for his presentation.

Mrs. Gowdy asked what life is like on Irving Avenue currently. She noted that many students live in the area.

Mr. Kroger shared that Irving Avenue is patrolled by the Public Safety Department frequently. He is aware of complaints related to trash and parking, but not with recent noise complaints.

Mrs. Gowdy asked if electric scooters were still ending up along Irving Avenue or in the Routsong Retail Center parking lot.

Mr. Kroger shared that there are not many instances of scooters being left at the Dayton-Oakwood border. In these events, city staff will take the scooter to the City Building until the scooter company picks it up.

Mrs. Gowdy asked if there were more rentals on Irving Avenue.

Mr. Kroger shared that there are rentals on Irving Avenue, but there is a good mixture of both.

Mr. Klopsch shared that he lives on Volusia Avenue. From personal experience, he's witnessed a quieter and calmer Irving Avenue than in the past. He also noted that he has not seen too many scooters. They shut down when they get into Oakwood due to geofencing technology.

Mr. Aidt asked if the Routsong Retail Center is fully leased.

Mr. Kroger answered yes.

The Planning Commission did not have any further questions for Mr. Kroger. Mr. Aidt opened the public hearing.

David Pierce, Esq. with Coolidge Wall Co., L.P.A. introduced Insomnia Cookies Assistant Store Manager for Oakwood Alexa Parson, Insomnia Cookies General Manager Charles McVicker, and his colleague Sarah Sparks, Esq. from Coolidge Wall Co., L.P.A.

Mrs. Sparks referenced a PowerPoint presentation and shared the following: Insomnia Cookies was founded in 2003 by a University of Pennsylvania student. The bakeries are located in areas near universities and colleges to not only cater to college students but also provide the late-night cravings that young people usually have, especially when they are studying. The bakeries serve warm cookies, ice cream, brownies, and other desserts until 1 a.m. or later. There are over 223 bakeries across the United States with 14 bakeries in Ohio. Insomnia Cookies partners with many national and local chapters of non-profit organizations including the American Red Cross, Campus Pride, Alex's Lemonade, NAACP, and more. Insomnia Cookies is proud of its commitment to the Oakwood community. Insomnia Cookies joined the Kettering Moraine Oakwood Chamber of Commerce, partners with Wright Memorial Library, provides donations to the Shroyer Road Baptist Church, supports Oakwood Schools, and participates in the City of Oakwood Family Fall Festival and Ice Cream Social. Mrs. Sparks closed her comments by sharing that the Oakwood store has turned away customers at 11 p.m. so they are missing out on sales during this time. She feels that this request meets the regulations for a special use permit and being open until midnight will help their business.

Mrs. Gowdy asked if the customers who are turned away at 11 p.m. use delivery services.

Ms. Parson opined that the customers more than likely get upset and do not want the cookies at that point.

Mrs. Gowdy asked if the business is attracting mostly college students and/or high school students.

Ms. Parsons shared that their customers are of all ages.

Mr. Lauterbach asked how many delivery cars are used.

Mr. McVicker shared that there are typically no more than two drivers on duty.

Mrs. Gowdy asked how many deliveries are made from 11 p.m. to 2 a.m.

Mr. McVicker explained that most of the business is after 5 p.m. The deliveries range anywhere from 20-50 deliveries during the 11 p.m. to 2 a.m. timeframe.

Mrs. Gowdy asked how many more customers are expected during the extended hours.

Mr. McVicker said that it depends. More than 50% of their business is in-store versus deliveries.

Mr. Aidt asked if Insomnia Cookies utilizes food delivery services in addition to in-house drivers.

Mr. McVicker shared that they try to use only their drivers, but have used a delivery service if needed.

Mr. Hill asked why their request is to extend hours until midnight seven days a week.

Mr. McVicker explained that they wanted to be respectful to Oakwood and keep everything consistent which is why the request is for midnight seven days a week. Insomnia's other bakeries are split into university stores and city stores. The typical city stores are open until midnight Sunday through Wednesday and until 3 a.m. Thursday, Friday and Saturday. The university stores are typically open until 1 a.m. Sunday through Wednesday and until 3 a.m. Thursday, Friday and Saturday.

Mr. Hill shared that he anticipates that Insomnia Cookies will be coming back to request additional hour changes in the future. He then asked if the Oakwood bakery is a franchise.

Mr. McVicker stated that all of the Insomnia Cookies bakeries are corporate-owned and not franchised.

There being no further public testimony offered, the public hearing was closed. The Planning Commission began their deliberations.

Mrs. Gowdy mentioned that there have been no complaints about the current hours at the Oakwood bakery. She asked city staff if complaints are anticipated if the hours are extended.

Mr. Kroger said that it is hard to speculate. The Public Safety Department heavily patrols the area.

Mrs. Gowdy believes that if the hours are extended it will set a precedent for other Oakwood businesses to extend their hours.

Mr. Jacques noted that the businesses have the right to present their request to the Planning Commission just as Insomnia Cookies has, and each would be considered on a case by case basis.

Mr. Lauterbach asked what time the vape shop closes.

Mr. Kroger said that it closes at 9 p.m.

Mrs. Gowdy said that she is inclined to impose another one-year trial period.

Mr. Byington suggested instead that a special use permit could be granted and then revoked if issues arise.

Mr. Jacques noted that there is no code provision for revoking a permit once it has been granted.

Mr. Byington stated that it is important for Oakwood to be welcoming and accommodate businesses within the realm of city standards. The applicant has done a fantastic job presenting their request and has been very good neighbors.

Mrs. Gowdy said that Insomnia Cookies was aware of the restricted hours in the Neighborhood Business District when they bought the property. It is not the city's responsibility to make their business model work. The business is not the problem, it is what it creates in the neighborhood.

Mr. Hill shared that he does not have a problem imposing a one-year trial period.

Mr. Jacques explained that since revocation is not an option, the special use could be granted with a condition reserving the right to revisit the extended hours if there are issues.

Mr. Lauterbach asked how a problem could be defined.

Mr. Jacques noted that the condition could empower city staff to bring the issue back in front of the Planning Commission. Staff is experienced in fielding resident complaints and could determine if something is easily addressable, directly, or if it requires further Planning Commission review.

Mr. Lauterbach shared that he likes Mr. Jacques' suggestion so issues can be addressed without placing a one-year trial period on the extended hours.

The Planning Commission did not have any further questions for city staff or the applicant.

It was then moved by Mrs. Gowdy and seconded by Mr. Byington that the preliminary staff findings be adopted, and Application #24-2 for a Special Use permit request for extended hours are hereby conditionally granted as requested (RETAIL operations until 12:00 a.m., DELIVERY operations until 2:00 a.m., seven days a week), subject to re-evaluation upon referral by City staff for issues of neighborhood incompatibility.

PRELIMINARY STAFF FINDINGS

SPECIAL USE STANDARDS

A. The proposed use at the specified location is consistent with the Comprehensive Plan.

PRELIMINARY STAFF FINDINGS:

- One of the basic principles of the Comprehensive Plan is that business areas should not adversely impact adjacent neighborhoods. To date, the City has received no complaints or concerns from residents/business owners on Insomnia Cookies' hours of operation. Therefore, it is consistent with the Comprehensive Plan.

B. The proposed building or use will not adversely affect or change the character of the area in which it is located.

PRELIMINARY STAFF FINDINGS:

- Although the NBD applies to this area, it is immediately adjacent to the City

of Dayton NBD that are not subject to the same restrictions. There are two businesses in the immediate area that operate outside of the Neighborhood Business District hours of operation: Sunoco located in Dayton but immediately across the Oakwood Ave/Irving Ave intersection is open 24/7, and The Pine Club which is open on Friday and Saturday until 12:00 a.m.

- Staff believes that the extended hours of operation will not adversely affect the character of the surrounding neighborhood.

- C. That the establishment, maintenance or operation of the special use will not be detrimental to or endanger the public health, safety, morals, comfort, convenience or general welfare.

PRELIMINARY STAFF FINDINGS:

- Having a business located in close proximity to surrounding residential properties could impact public health, safety, and/or general welfare with surrounding homes in the immediate area. However, as previously stated, the city has received no complaints or concerns from residents/businesses owners on Insomnia Cookies' hours of operation and believes that the extended hours of operation will not be detrimental to the surrounding neighborhood.

- D. That the proposed use will not be injurious to the reasonable use and enjoyment of other property in the immediate vicinity for the purposes already permitted, or substantially diminish and impair property values within the neighborhood.

PRELIMINARY STAFF FINDINGS:

- As previously mentioned, Insomnia Cookies has been in operation for nearly two years and there have been no complaints relating to the late-night hours of operation.

- E. The proposed use at the specified location will not significantly adversely affect the use and development of adjacent and nearby properties in accordance with the regulations of the district in which they are located. The location, size and height of proposed buildings and other structures, and the operation of the use will not significantly adversely affect the use and development or hinder the appropriate development of adjacent and nearby properties.

PRELIMINARY STAFF FINDINGS:

- There is no indication that Insomnia Cookies' application for extended retail hours will adversely affect use or the development of other nearby properties.

- F. That the exterior architectural appeal and functional plan of any proposed structure will not be so at variance with either the exterior architectural appeal and functional plan of the structures already constructed or in the course of construction in the immediate neighborhood, or the character of the applicable district as to cause a substantial depreciation in the property values within the neighborhood.

PRELIMINARY STAFF FINDINGS:

- There are no proposed architectural changes to impact surrounding properties.

- G. That adequate utilities, access roads, off-street parking and loading facilities, drainage and/or other necessary facilities, have been or are being provided at the applicant's cost.

PRELIMINARY STAFF FINDINGS:

- The applicant has met the requirements of this standard.

- H. That adequate measures have been or will be taken at applicant's cost to provide ingress

and egress so designed as to minimize traffic congestion in the public streets and avoid hazards to pedestrian traffic.

PRELIMINARY STAFF FINDINGS:

- The city is comfortable that no material changes are proposed to existing traffic patterns.

I. That the special use shall, in all other respects, conform to the applicable regulations of the district in which it is located, except as such regulation may, in each instance, be modified by Council pursuant to the recommendations of the Planning Commission.

PRELIMINARY STAFF FINDINGS:

- Insomnia Cookies has conformed to all other applicable regulations of the NBD.

Upon call of the roll on the question of the motion, the following vote was recorded:

MR. ANDREW AIDT	YEA
MRS. HARRISON GOWDY	YEA
MRS. E. HEALY JACKSON	YEA
MR. GREG LAUTERBACH.....	YEA
MR. STEVE BYINGTON.....	YEA

There being five (5) YEA votes, thereon, said motion carried.

There being no further business, the Planning Commission adjourned. The public meeting concluded at 5:21 p.m.

CHAIR

ATTEST:

CLERK

THE MINUTES OF THE MEETING OF THE BOARD OF HEALTH, CITY OF OAKWOOD,
STATE OF OHIO

The meeting was conducted on Tuesday, March 26, 2024 in the council chamber at the Oakwood City Building, 30 Park Avenue, and was accessible via Zoom.

Attending in person were:

Dr. Bill Coyne, D.D.S., Vice Chair

Dr. Elizabeth Maimon, DVM, M.P.H., Member

Dr. Steve Enseleit, M.D., Health Commissioner

Norbert Klopsch, Administrator/City Manager

Matt Tyler, REHS, Environmental Health Director

Robert Jacques, Law Director

Attending via remote teleconference was Mrs. Diane Scott, R.N., Member.

Excused absent were Dr. David Denka, D.O., Chair; Dr. Elizabeth Hardy, Ph.D., Member; and Mayor Bill Duncan, President.

Dr. Coyne called the meeting to order at 5:30 p.m. and led a discussion on the following agenda items:

Annual Organization Meeting: Dr. Coyne noted that this was the annual organization meeting and the Board needed to elect a chair and vice chair for 2024. Motion by Dr. Coyne to nominate Dr. Denka as chair and Dr. Coyne as vice chair; second by Dr. Maimon. Upon viva voce vote, motion passed.

Minutes of Previous Meeting: Dr. Coyne asked that the minutes of the January 23, 2024 meeting be reviewed. There being no requested edits, motion to approve by Dr. Maimon; second by Mrs. Scott. Upon viva voce vote, motion passed and the minutes were approved.

Report from Chair: No report.

Report from Environmental Health Director: Matt Tyler, REHS, Environmental Health Director, commented on the following items:

- Update on Food Licensing: The annual food service license deadline in Montgomery County was on March 1. The annual pool application deadline is April 30.
- Update on Measles: Montgomery County has had three confirmed cases of measles. There are several suspected cases where quarantine is warranted until measles is ruled out via laboratory testing.

Dr. Coyne inquired about the two tiers of mobile food license categories.

Mr. Tyler noted that the mobile food license categories moved from a single category to two categories, High Risk and Low Risk.

Report from Health Commissioner: No report.

Report from Board Administrator/City Manager:

Opioid Crisis/Legal Settlements: Mr. Klopsch asked Mr. Jacques to comment on ongoing litigation involving the national prescription opioid epidemic. This is complex, multi-district litigation occurring nationwide, and there are several defendants including opioid distributors and manufacturers. Oakwood joined a consortium known as "OneOhio" to participate in a statewide settlement of litigation against several opioid distributors. Oakwood receives Local Government

settlement payments of about \$6,000 annually for the next 18 years from one case and around \$4,300 for the next six years from another. The money is restricted for use in abating the opioid epidemic.

Mr. Klopsch noted that Oakwood is a member of a Council of Governments (COG) along with Springboro, Miamisburg, West Carrollton, Moraine, Centerville, Kettering, and Germantown. There has been discussion about the communities pooling resources and using the money to benefit all eight communities.

- **Water System Backflow Devices:** Mr. Klopsch explained that each year letters are sent to around 350 Oakwood property owners informing them of the requirement to have backflow devices recertified by a licensed plumber. The Environmental Protection Agency (EPA) requires the installation of backflow devices on water services that pose a potential hazard to the public water system. This helps to minimize health risks and ensure the safety of drinking water by preventing water from flowing backward into the public water supply.
- **Water Pressure:** Mr. Klopsch explained that Public Works staff occasionally receive inquiries about the water pressure. He gave an overview of how the Oakwood water system was constructed and how the varying ground elevations around the city impact the water pressure. Mr. Klopsch explained how pressure reducing valves are used to adjust water pressure in certain locations where desired. He displayed a map of Oakwood showing the differences in base elevation and pounds per square inch (psi) water pressure in several locations around Oakwood.
- **April 8 Solar Eclipse:** Mr. Klopsch noted that the solar eclipse will cross the Dayton area around 3:08 p.m. and last approximately two minutes, and forty-three seconds. Ohio Governor Mike DeWine declared a state of emergency to assure everyone is well-prepared for the solar eclipse event.

Old Business: None.

New Business:

- **Septic Systems:** Mr. Jacques commented on two Oakwood properties still operating on private septic systems. A recent visit to both properties by Public Works staff confirmed that the systems are being maintained. If there are issues with the septic systems in the future, the city, through the Board of Health, may order the properties to connect to the public sanitary sewer system.
- **Temporary Outdoor Restroom Facilities:** Mr. Jacques reviewed a proposed Zoning Code amendment addressing temporary outdoor restroom facilities, also known as Porta Johns.

Mr. Klopsch mentioned that the May 28, 2024 Board of Health meeting may be cancelled if there is no pressing business.

There being no other business, at 6:10 p.m. Dr. Coyne adjourned the meeting.

Chair

Secretary

Commissioner of Health

Oakwood voters approve new 5-year, 2.41-mill property tax

Oakwood voters on March 19 approved a 5-year, 2.41-mill property levy to replace a levy that had originally been up for renewal last year but failed to appear on the November 2023 due to what city officials described as a clerical error at city hall.

The new levy was passed by a margin of 276 votes, with 1,310 residents or 55.89 percent of the electorate voting to approve the measure while 1,034 residents, or 44.11 percent, casting ballots against the new tax.

Robert Hanseman defeated Chris Epley in the Republican primary contest for the Ohio Second District Court of Appeals by a margin of 60,495 to 30,423 votes, or 67 to 33 percent.

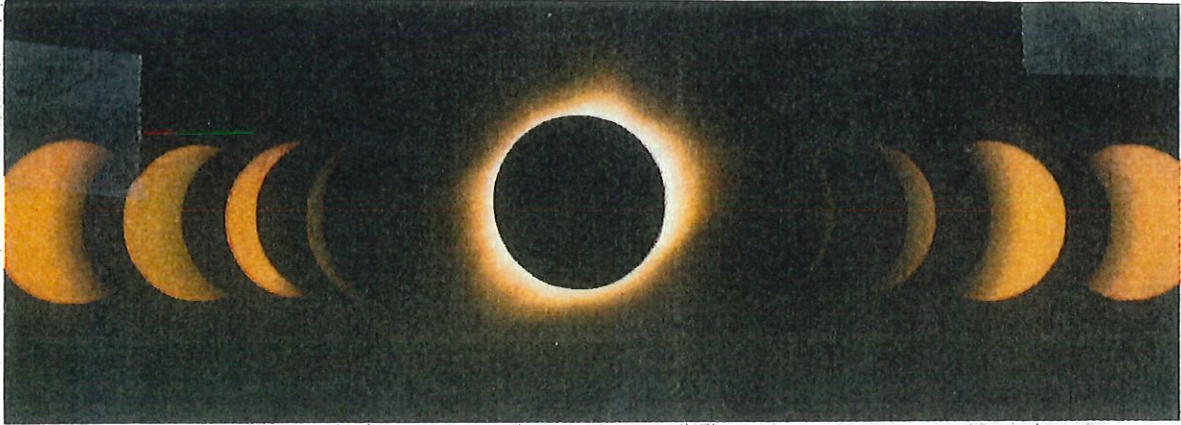
In the Republican primary race for domestic relations judge, Jennifer Petrella outpaced Jacqueline Gaines 21,956 to 9,821 votes, or 69

to 31 percent.

Oakwood resident Rose Lounsbury won the Democratic primary to challenge Republican incumbent Andrea White for a seat representing the 36th District in the Ohio House of Representatives this fall. Lounsbury garnered 73.67 percent, or 4,700 of the 6,380 ballots cast in the race, against Chuck Horn's 26.33 percent or 1,680 votes.

"This victory would not have been possible without all of your support: from donations, to handing out literature, to putting up yard signs and knocking doors, please know that every single one of you has made a difference in this race," Lounsbury said in an email to supporters. "I'm so grateful to every one of you, and before we talk about what comes next, I just wanted to express that appreciation."

OR 3/27/24



Once-in-a-lifetime eclipse will blanket Ohio April 8; Wright Library, National Park plan watch parties

For many Americans, April 8 will be a once-in-a-lifetime opportunity to see one of the greatest displays in nature: a total solar eclipse.

On April 8, Ohio will witness a total solar eclipse, an event not seen since 1806 and not expected again until 2099. Portions of the state will experience complete darkness across the eclipse's 124-mile-wide path.

Due to safety concerns arising from the eclipse, Oakwood Schools have cancelled classes for the day.

Partial solar eclipses — those in which the moon blocks a portion of the sun during the daytime hours — aren't particularly uncommon. Total solar eclipses, in contrast, are far less common, especially for people who don't have the means or interest to travel to obscure corners of the globe to witness them.

The solar eclipse of 2024, often referred to as the "Great North American Eclipse," will follow a path across the United States, creating a spectacular celestial event. The event will be visible, in varying degrees, from Portland, Maine, to Little Rock, Arkansas, Ohio, along Oklahoma, Arkansas, Missouri, Illinois, Kentucky, Indiana, Pennsylvania, New York, Vermont and New Hampshire, lies in the so-called path of totality.

Several watch parties are planned locally to observe the event, including an Eclipse Viewing Event sponsored by Wright Library in Katharine Wright

Park behind the library. Outdoor activities will begin at 1:30 p.m. Monday, April 8, weather permitting. Anyone planning on attending the event should bring their own eclipse glasses or eclipse viewer. The library will not be distributing glasses at the watch party.

The Dayton Aviation Heritage National Historical Park will host three eclipse watch parties at various sites on Monday, April 8.

The Wright-Dunbar Watch Party will kick off at 16 South Williams St. in Dayton from 1-4:30 p.m. Activities will include NASA livestream in the theater, presentations from NASA SCoPE experts; an Eclipse Junior Ranger activity, solar eclipse painting, live viewing of total solar eclipse with Unistellar smart telescopes hosted by astronomer Dr. Ian Weaver, and art and educational activities for both children and adults. The event will occur on the plaza and the park information tent will have free solar eclipse viewing glasses and a LightSound set up for the blind and low-vision community.

The Wright Memorial Watch Party will occur at 2380 Memorial Rd. at Wright-Patterson Air Force Base from 1-4:30 p.m. Activities will include NASA livestream in the theater, an Eclipse Junior Ranger activity, exhibits on the Wright brothers and the history of Wright-Patterson Air Force Base. The event will occur on the Wright

Memorial grounds so bring a blanket or chairs. Rangers on site will have a LightSound set up for the blind and low-vision community and will pass out free solar eclipse viewing glasses.

The Huffman Prairie Flying Field Watch Party will occur at the 1905 Replica Hangar site at Huffman Prairie from 1-4:30 p.m. This location is accessed at Gate 16A off State Rt. 444 at Wright-Patterson Air Force Base. The event will include free eclipse glasses and an Eclipse Junior Ranger activity. This watch party is for spectators who would like to experience safe eclipse viewing without crowds.

For more information about the National Park watch parties, visit www.nps.gov/daav/planyourvisit/eclipse.htm.

The 2024 solar eclipse's path of totality will begin in Mexico and traverse diagonally across the United States from the southwest to the northeast. It will enter the U.S. in Texas and proceed through several states before exiting into Canada through the state of Maine.

The duration of the total solar eclipse, where the sun is completely obscured by the moon, will vary along its path. In some locations, totality will last for up to approximately 4 minutes and 28 seconds, making it one of the longest total solar eclipses for the

See **Eclipse** on page 5 ►

► **Eclipse** from page 1

United States in recent memory.

An estimated 32 million people reside within the path of the eclipse, while millions more are expected to travel to witness this extraordinary event. This makes the 2024 eclipse one of the most highly anticipated astronomical phenomena in recent history.

A number of major cities will experience the total eclipse, including Dallas and Fort Worth, Texas, St. Louis, Mo., Indianapolis, Ind., Cleveland, Buffalo and Rochester, N.Y., and Burlington, Vt. Eye protection is needed to safely view the eclipse.

OR 3/27/24

ECLIPSE

Dorothy Lane Market to close for 30 minutes during eclipse

Staff Report

All three Dorothy Lane Market stores in Oakwood, Washington Twp. and Springboro will close for about 30 minutes April 8 so employees can view the total eclipse.

The closure will take place from approximately 2:50 to 3:20 p.m., though the time may vary slightly at the discretion of each store director, according to a release from the business.

"This is a momentous occasion and we certainly don't want our dedicated associates to miss out on a once-in-a-lifetime experience," said Norman Mayne, Dorothy Lane Market CEO.

The locally owned specialty grocer was established in 1948, which means the upcoming total eclipse visibility is the first in the company's history and merits special time for DLM employees to experience, officials said.

"We are thrilled to be able to view this natural phenomenon together! We appreciate our customers' understanding for the short time we will be closed," said Calvin Mayne, DLM president.



March 23, 2024

Norbert S. Klopsch, City Manager
City of Oakwood
30 Park Avenue
Dayton, OH 45419

Subject: Important Notice Regarding Miami Conservancy District's Flood Protection System Assessment

38 E. MONUMENT AVE
DAYTON, OHIO 45402
(937) 223-1271
mcdwater.org

BOARD OF DIRECTORS

Mark G. Rentschler
Michael H. van Haaren
Beth G. Whelley

GENERAL MANAGER

MaryLynn Lodor

Dear Mr. Klopsch:

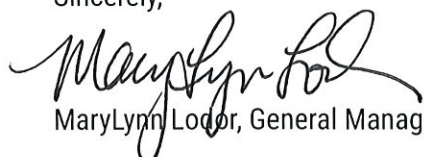
The Miami Conservancy District reduces flood risk from the Great Miami River in cities, villages, and counties. In the review and readjustment of the appraisal of flood protection benefits, we discovered a small area in the City of Oakwood that is protected by our flood protection system. All properties and communities that flooded in 1913, and now receive flood protection benefits from the Miami Conservancy District pay a flood protection assessment. The assessments are used to cover ongoing maintenance and capital improvement of essential infrastructure including dams, levees, storage basins, floodgates, floodwalls, and other components of the integrated flood protection system.

Because you are a protected community along the Great Miami River, I want to update you on changes to the flood protection assessments. The assessments are based in part on property values provided by your county auditor and how the integrated system protects your community. In 2020, the Conservancy Court ordered a Readjustment of the Appraisal of Benefits, so costs are equitably distributed in accordance with state law. In February 2024, the Conservancy Court authorized the establishment of a new capital assessment. The Ohio Revised Code allows conservancy districts to readjust benefits no more often than once every six years. The last readjustment was completed in 2012.

Please find attached your community's current and estimated flood protection maintenance and capital improvement assessments. The updated assessments are based on methodology consistent with state law, and property values as of December 2023. The estimated benefits have been issued in a legal notice (attached) for 30 days.

For the long-term safety and security of residents and businesses in the region, the flood protection system was constructed to defend against devastating floods. The Miami Conservancy District's integrated system protects public safety, enhances property value, safeguards other critical infrastructure such as roads, bridges, utilities, schools, and other critical services while sustaining quality of life. I welcome the opportunity to discuss the assessment and service that the Miami Conservancy District provides to your community. Please contact me at 937-223-1278, ext. 3220 or mlodor@mcdwater.org with questions or to schedule a meeting.

Sincerely,



MaryLynn Lodor, General Manager

CITY OF OAKWOOD UNIT ASSESSMENT

7th Readjustment of the Appraisal of Benefits



Municipalities and counties that flooded in 1913 and are now protected by the Miami Conservancy District flood protection system pay a Unit Assessment. The assessment is used for the necessary, ongoing maintenance and capital improvements to the dams, levees, and related flood protection features. Publicly owned properties that are exclusively used for governmental purposes are exempt from the Miami Conservancy District's individual assessment.

Calculating Unit Assessments

The Unit Assessment is based upon the total value of benefits appraised for individual properties calculated within your jurisdiction. In 2023 and 2024 the Miami Conservancy District Board of Appraisers updated and approved the methodology used to calculate the 7th Readjustment of Appraisal of Benefits, as required by Ohio law.

Your jurisdiction's 2025 estimated unit assessment for flood protection is below. This estimated unit assessment is based on the 7th Readjustment of the Appraisal of Benefits, updated with 2023 property values. Unit assessments are calculated by multiplying the **benefit** and the **projected rate**. The maintenance rate is projected to be 2.78%, and the capital rate is projected to be 1%. Listed below is your current unit assessment for comparison, which was calculated in 2012.

The assessments below are for informational purposes only. This is not an invoice.

Purpose	Estimated 2025 Unit Assessment (based on 7 th Readjustment)	Current Unit Assessment (based on 6 th Readjustment)
Flood Protection Maintenance	\$ 17,696	\$ 0
Flood Protection Capital Improvement	\$ 6,366	\$ 0

Flood Protection Benefits

7th Readjustment of the Appraisal of Benefits



THE MIAMI
CONSERVANCY
DISTRICT

BACKGROUND

About the Miami Conservancy District: The Great Flood of 1913 devastated the Miami Valley along the Great Miami River, killing hundreds and causing \$100 million in damage (nearly \$2 billion in today's economy). Since then, the Miami Conservancy District's flood protection system has prevented flooding, saving property owners from destruction, devastation, and financial loss.

Properties that flooded in 1913 and now receive protection from the Miami Conservancy District's flood protection system pay an annual assessment to cover the required maintenance of the dams, levees, storage basins, and related parts of the flood protection system.

A readjustment of the appraisal of benefits ensures the cost to maintain the flood protection system is fair and equitably distributed. Ohio Revised Code allows conservancy districts to readjust benefits no more often than once every six years.

2,140

total times the
Miami Conservancy District
Dams have
stored floodwaters

DISTRIBUTING THE COST OF PROTECTION

- The 7th Readjustment of the Appraisal of Benefits is projected to be complete in 2024.
- The Appraisal Record identifies benefits to more than 47,000 individual properties, five counties, and 22 municipalities along the Great Miami River and its tributaries. About 60% of assessments are collected from individual properties and the rest are collected from counties and municipalities.
- The assessments are based on property values received from County Auditors, and the degree of flood protection benefits provided by the Miami Conservancy District.
- Ohio Revised Code §6101.33 allows property owners or public corporations who do not agree with the proposed benefit to object by filing an exception to the readjusted appraisal of benefits. The deadline to file an exception will be 30 days after the Miami Conservancy District public notice. The public notice is anticipated to be issued on March 24, 2024.
- Updated assessments are scheduled to be collected in 2025.

ANNUAL MAINTENANCE ASSESSMENT

The Miami Conservancy District maintenance assessment pays for the ongoing maintenance of the integrated flood protection system. Funds are used to properly maintain the five dams, storage basins, 55 miles of levee, improved channels, floodgates, and pump stations to ensure the system is ready to handle the next major rain event. Properties that flooded in 1913 and are now protected pay an annual maintenance assessment on their county tax bill.

ANNUAL MAINTENANCE ASSESSMENT (cont.)

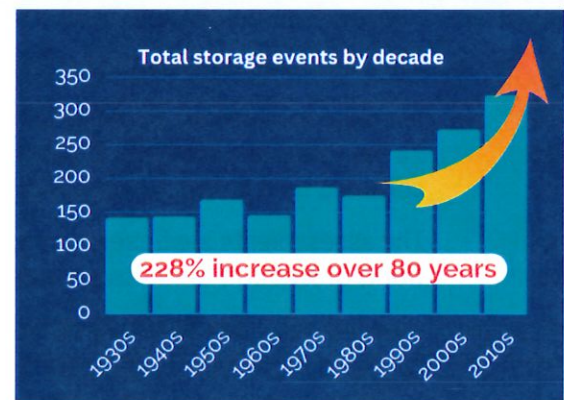
Catastrophic loss of life and property could result from a failure to maintain or repair the flood protection infrastructure. Your maintenance assessment pays for routine operation and maintenance of the flood protection system, such as:

- High water response
- Routine inspections
- Mowing levees and dams
- Brush and tree clearing
- Erosion repair
- Filling levee holes
- Clearing drift and debris
- Installing or repairing safety features
- Installing or repairing signage and gates
- Checking and repairing floodgates

NEW CAPITAL ASSESSMENT

A previous capital assessment expired in 2022. A new capital assessment will enable the implementation of short and long-term rehab projects that will protect communities from destructive flooding. The Conservancy Court approved a Phase 1, \$34.5M spending authority for projects through 2032. Most of the system is more than 100 years old and exposed to harsh conditions such as high water and freeze-thaw cycles. The aging infrastructure requires rehabilitation such as:

- Dams need concrete rehab to restore stability.
- Erosion problems threaten levee stability putting community assets & critical infrastructure at risk (such as water treatment facilities, roads, and bridges).
- Floodwalls, revetments, floodgates, and outfalls require replacement or upgrade.
- Multiple facilities do not meet current standards including ADA.
- MCD's fleet is not secure from weather, vandalism, and damage.



MORE INFORMATION

- Learn more about the Miami Conservancy District and how you are protected by the flood protection system.



The Miami Conservancy District protects communities in southwest Ohio from flooding, preserves water through stewardship and promotes the enjoyment of our waterways.



Keeping the promise since 1915

LEGAL NOTICE
IN THE COURT OF COMMON PLEAS
MONTGOMERY COUNTY, OHIO
CASE NO. 36847

In the Matter of:

THE MIAMI CONSERVANCY DISTRICT

NOTICE OF HEARING ON
REVISED APPRAISAL RECORD OF BENEFITS ON LANDS LYING IN THE OHIO
COUNTIES OF BUTLER, HAMILTON, MIAMI, MONTGOMERY, AND WARREN

To: To All Persons or Public Corporations Interested.

Public Notice is Hereby Given:

That on August 26, 2020, the Court of Common Pleas of Montgomery County, Ohio, sitting as the Conservancy Court, under R.C. 6101.54, duly entered a decree ordering that the Board of Appraisers of The Miami Conservancy District make a readjustment of the Appraisals of Benefits in the manner provided in R.C. 6101.01 to 6101.84.

That David K. Galbreath, Jr., Adam P. Kranbuhl, and Joseph P. Kelley are the duly appointed and qualified Board of Appraisers of The Miami Conservancy District; that on March 21, 2024, said Board of Appraisers approved its Revised Appraisal Record of Benefits setting forth the readjustment of Appraisals of Benefits with respect to lands located in the jurisdictions described below.

Said Revised Appraisal Record is now on file in the Office of the Clerk of Courts of Montgomery County, Ohio, in its entirety and the portion thereof relating to lands in Counties other than Montgomery County are on file with the Clerk of Courts of Hamilton, Butler, Warren and Miami Counties covering that part relating to lands located in each of those Counties. All lands listed in the Revised Appraisal Record are located in the jurisdictions listed below. There may be lands located in said jurisdictions that are not included in the Revised Appraisal of Benefits Record.

The Revised Appraisal Record is available for review at the offices of The Miami Conservancy District, 38 E. Monument Avenue, Dayton, Ohio. Appraisal information is available on the website of The Miami Conservancy District: <http://www.mcdwater.org>.

BUTLER COUNTY

Lands in Butler County, State of Ohio, as follows: Lands in the corporate limits of the Municipal Corporation of Hamilton, Middletown, Fairfield, Trenton, Monroe and New Miami; and the following townships: Ross, Fairfield, Saint Clair, Liberty, Lemon, and Madison.

HAMILTON COUNTY

Lands in Hamilton County, State of Ohio, as follows: Lands in the corporate limits of the Municipal Corporation of Cleves; and in the following townships: Miami, Whitewater, Colerain, and Crosby.

MIAMI COUNTY

Lands in Miami County, State of Ohio, as follows: Lands in the corporate limits of the Municipal Corporations of Piqua, Troy and Tipp City, and in the following Townships: Springcreek, Staunton, Concord, and Washington.

MONTGOMERY COUNTY

Lands in Montgomery County, State of Ohio, as follows: Lands in the corporate limits of the Municipal Corporations of Clayton, Dayton, Oakwood, Moraine, West Carrollton, Miamisburg, Riverside, Germantown, Huber Heights, Englewood, Vandalia, and that part of Carlisle lying in Montgomery County; and in the following townships: German, Miami, Harrison, and Butler.

WARREN COUNTY

Lands in Warren County, State of Ohio, as follows: Lands within the corporate limits of the Municipal Corporation of Franklin and that part of Carlisle lying in Warren County, and in Franklin Township.

All public corporations, and all persons, owners of or interested in the property described in said Revised Appraisal of Benefits Record, desiring to contest the appraisals as made and returned by the Board of Appraisers must file their exceptions, in writing, addressed to the Secretary of The Miami Conservancy District, 38 E. Monument Ave. Dayton, OH 45402.

Exceptions must be postmarked or submitted in person in writing on or before April 24, 2024 at 4:30p.m. Exception forms are available on the website of The Miami Conservancy District at <http://www.mcdwater.org>, or by calling 937-223-1271.

A hearing on said appraisal will be held between May 4, 2024, and May 14, 2024. Those filing timely exceptions will be notified of the time and place where their exceptions will be heard.

Clerk of The County of Common Pleas
Of Montgomery County, Ohio

Dated at the City of Dayton, Ohio, this 21st day of March 2024.



March 25, 2024

Norbert Klopsch
City of Oakwood
30 Park Ave.
Dayton, OH 45419

Dear Norbert: *Norb*

On behalf of the Board of Trustees, our investors and staff, I would like to thank you for your commitment to the Dayton Region by renewing your investment with the Dayton Development Coalition.

We are grateful for your support as we advance our mission to support job creation and prosperity for the citizens of the Dayton Region.

The collaborative environment that exists in this fourteen-county region is unprecedented. The quality of life, location and assets in the Dayton Region are extraordinary and together we will tell this story.

Because of your partnership, commitment and financial support we will strive to make the Dayton Region the most livable Region in the USA.

Please feel free to contact me or a member of the Coalition's staff for assistance, to answer questions or to explore ideas on moving forward with our economic development mission.

Today's opportunities are tomorrow's results!

All my best,


Jeffrey C. Hoagland
President & CEO

Thank you Norb!

City plans to flush fire hydrants

The city of Oakwood will conduct annual fire hydrant flushing throughout the city between April 1 and May 3. Shown below is the proposed schedule. These dates are for planning purposes only and may be adjusted as the work progresses.

West side of Far Hills Ave.:

Oak Knoll Dr. to West Peach Orchard Rd. – April 1-2

Monteray Rd. to Park Rd. – April 3-4

Forrer Rd./Oakwood Ave. to Harman Ave. – April 5-8

Park Ave. to West Thruston Blvd. – April 9

Southview Rd. to Old River Trail – April 10-12

East side of Far Hills Ave.:

Irving Ave. to Lookout Dr. – April 15-17

East Thruston Blvd. to Patterson Rd. – April 18-19

East Dixon Ave. to Dellwood Ave. – April 22-23

Greenmount Blvd. to Telford Ave. – April 24-25

Wiltshire Blvd. to Triangle Ave. – April 26-29

Orchard Dr. to East Dr. – April 30, May 1

All of Far Hills Avenue – May 2-3

While the hydrant flushing may cause some temporary water discoloration, the water is safe to use and will clear shortly after areas are flushed. Please check your water for clarity prior to doing any laundry. Should your laundry become discolored, do not dry clothes until you have had an opportunity to re-wash them in an iron removing detergent.

If you have any questions, contact the Oakwood Public Works Department at (937) 298-0777.

OR 3/27/24

History, food, one-of-a-kind shops in Oakwood

Miami Valley filled with charming, walkable towns.

By Jana Collier

If you're looking for a fun day of shopping and dining with friends, you don't have to go far.

The Miami Valley is filled with charming walkable towns, their streets lined with locally owned small businesses offering the kind of customer service and carefully curated items you won't find in a big-box store.

Once a month, the Dayton Daily News will take you to one of these communities, to inspire you to hit the road, the streets and the shops in our own region.

Today, we're going to Oakwood, a Dayton suburb known for its gorgeous homes, from quaint cottages to magnificent mansions.

Where to shop

The main shopping area in Oakwood is along Far Hills Avenue between East Drive and Peach Orchard Avenue. There you'll find one-of-a-kind local shops as well as specialty chain stores, offering everything from couture to thrift finds. Here are a few highlights:

Blue Turtle Toys: Independent toy stores are rare today, but Blue Turtle Toys in Oakwood is celebrating its 25th year. Cathy Tapogna bought the store in 2017 from the original owners and has maintained its unique charm and renowned customer service.

At Blue Turtle, you'll find toys and gifts not available in most chain stores, including some made in the Dayton area as well as hard-to-find brands from France, Germany, Spain, Ukraine, England and Australia. "Here I feel like we've handpicked things so it's not so overwhelming," Tapogna says. Blue Turtle still offers free gift wrapping.



At Blue Turtle in Oakwood, one of three stores in Ohio that sells Charlie Bears, a wonderful array of stuffed animals is available. JANA COLLIER / CONTRIBUTED

Blue Turtle is one of three stores in Ohio that sells Charlie Bears, a collection of stuffed animals handmade in England. A limited number are created each year. Blue Turtle's stock of Charlie Bears includes the very limited Wilbur and Orville Wright bears.

Info: Blue Turtle Toys
2314 Far Hills Ave.
937-294-6900
blueturtletoys@yahoo.com
www.Blueturtletoystore.com

Shoppe Smitten:
Shoppe Smitten is a fami-

Getaway continued on C9



Shoppe Smitten, a family-owned boutique in Oakwood, has a simple philosophy: "We only sell what we love and believe in." But it's not just a shopping destination. It also hosts events.

JANA COLLIER / CONTRIBUTED

Getaway

continued from C7

ly-owned boutique with a simple philosophy: "We only sell what we love and believe in." Owner Leslie Moss originally opened the store in Springboro but has been in the Shops of Oakwood since 2022.

Shophe Smitten carries clothing, jewelry, accessories, apothecary items, home décor and gifts. Some items are made by local makers, including Rebecca Noel's multimedia and nature-inspired jewelry, and the "Dayton, O" line, a collaboration between Shophe Smitten and Bogg Ministries.

Shophe Smitten is not only a shopping destination. It also hosts events. Upcoming events include Friday Fest, featuring local vendors selling charcuterie boxes, gluten-free baked goods, herbal elixirs, gourmet soft pretzels, espresso drinks, permanent jewelry and stained glass art. Friday Fest is from 10 a.m. to 2 p.m. on Fridays in April and May.

Info: Shophe Smitten
2316 Far Hills Ave.

Shophe.smitten@gmail.com
www.shoppesmitten.com

Morning Sun Florist: Morning Sun Florist is known for its exquisite floral arrangements, but stepping into the Oakwood store is so much more: polished antique furniture; luscious ferns and houseplants; hand-forged iron and glass home accessories; collage art; stoneware ceramics; and incredible beaded nature-inspired jewelry.

Darla Hiser opened Morning Sun in 1989 in Tipp City. It moved to Centerville in 2001 and relocated to Oakwood in 2018. Hiser handpicks each item in the shop – even the plants and flowers – with the goal of creating a one-of-a-kind experience for shoppers.

Info: Morning Sun Florist
2411 Far Hills Ave.
937-434-8090

www.morningsunflorist.com

Other stores in the Far Hills shopping district include Indie West, carrying boutique brands for men, women and children; Maraluna, featuring ethical and sustainable items; Wild Poppy and Get Dressed Boutique, both offering upscale fashion; Studio 77 for unique home goods; A Spicy Olive for flavored olive oils and balsamic vinegars; and the Oakwood Florist. You'll also find chain stores Chico's, Tal-



The main shopping area in Oakwood features a variety of locally owned businesses. JANA COLLIER / CONTRIBUTED



Enjoy a scone with cream and Jam at Central Perc European Cafe. JANA COLLIER / CONTRIBUTED



Morning Sun Florist features exquisite floral arrangements and much more. MORNING SUN FLORIST

bots and even Goodwill, as well as by-appointment only stationery, bridal and couture shops. Just a few miles down the road is The Little Exchange, a non-profit gift shop.

You can also book an appointment for an indulgent French-inspired skin treatment at La De Da Salon and get an eye exam and new pair of imaginative glasses at Eye 1.

Where to eat

Breakfast, coffee, lunch, dinner – even afternoon tea – is served in the Oakwood shopping district. Highlights include:

Central Perc European Café:

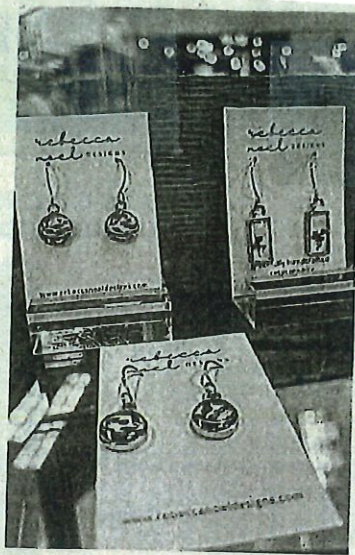
The menu includes the Full English Breakfast, sandwiches and baked goods, Afternoon Tea as you'd enjoy it in the U.K. and every kind of tea imaginable. Chances are you'll be greeted by the owners themselves with their cheery English accent. Note: Central Perc only takes cash.

Flyboys Deli: Salads, soups, pizzas and sandwiches are served in this aviation- and Dayton-themed deli. A rooftop bar overlooks the Oakwood shops. Flyboys opened in 2013 and is owned by a retired Air Force colonel and his wife, an East Coast deli expert.

The Oakwood Club: If you're

staying for dinner, The Oakwood Club is the place for steaks, fresh seafood, fine wine and old-school fine dining atmosphere. Or, just grab a cocktail at the wood-paneled bar. Note: The bar opens at 4 p.m. and dinner is served starting at 4:30 p.m.

Dorothy Lane Market: At the far southern end of the shopping district is Dorothy Lane Market, affectionately called DLM by locals. It's a must-stop for foodie shopping, and you can also order coffee, sandwiches and salads to eat in-store. Or, pick up some gourmet take-out food to share with the family when you get home.



At Shoppe Smitten, Rebecca Noel's multimedia and nature-inspired jewelry is available.

JANA COLLIER / CONTRIBUTED

Other places to eat and drink include Starbucks, Tropical Smoothie Café and Graeters Ice Cream. A few miles down the street is Ashley's Pastry Shop, a renowned family-owned bakery.

Things to do in Oakwood

Oakwood Farmers' Market:

Open Saturdays June 3-Oct. 14, the market at 22 Orchard Drive features fresh produce, meats, breads and bakery items plus handmade goods and food trucks.

Hawthorne Hill:

Orville Wright's mansion completed in 1914, the Classical Revival style home is now owned by Dayton History. Public tours are on Wednesdays and Saturdays at 10 a.m. and 12:30 p.m. Go to www.DaytonHistory.org for tickets and information.

Wright Memorial Library:

Built in 1939, the library is listed on the National Register of Historic Places. It's still in use and has maintained its original character.

Schantz Park Historic District:

This garden-like neighborhood is listed on the National Register of Historic Places. You can find a self-guided walking tour at www.oakwoodhistory.org.

Hills and Dales MetroPark:

Straddling Kettering and Oakwood, this woodland MetroPark features hiking trails, picnic areas and monuments.

Jana Collier is a longtime area journalist. Her blog, myNanaJana.com, features nostalgic recipes, small-town travel and offbeat DIY projects.

JAN
3/28/24