

CITY OF OAKWOOD
COUNCIL AGENDA
MAY 5, 2025

7:30 P.M.

- I. CALL TO ORDER
- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL
- IV. MINUTES OF APRIL 7, 2025 REGULAR SESSION & WORK SESSION AND APRIL 21, 2025 WORK SESSION
- V. STATUS REPORTS
 - Captain Swear-in
 - Lieutenant Swear-in
 - Citizen Committee Appointment
 - Council Committee Assignment
 - Proclamation recognizing the month of May as “Codebreaker Month.”
- VI. VISITORS
- VII. LEGISLATION
 - An Ordinance to Levy Special Assessments for the 2026 Street Lighting, Mr. Stephens
 - An Ordinance to Levy Special Assessments for the 2024 Sidewalk Repair Project, Mr. Stephens
 - An Ordinance Adopting the 2026 Tax Budget, Vice Mayor Byington
 - An Ordinance to Negotiate with Other Cities on Electric Light Services, Mr. Stephens
- VIII. CITY MANAGER’S REPORT
- IX. COUNCIL COMMENTS
- X. ADJOURN

NEXT REGULAR SESSION SCHEDULED FOR JUNE 2, 2025

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. 1931, adopted March 3, 2025, by lighting the same with electricity from the 1st day of January 2026 through the 31st day of December 2026, amounting in the aggregate estimated to be \$136,772.18, which were filed with the Clerk of Council the 3rd day of March 2025 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 _____, 2025.

Mayor William D. Duncan

ATTEST:

Clerk of Council

To the Clerk:
Please publish in summary form below.

City Attorney Robert F. Jacques

LEGAL NOTICE

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

Lori Stacel
Clerk of Council
City of Oakwood

CERTIFICATION OF PUBLICATION

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

Lori Stacel, Clerk of Council

AN ORDINANCE

BY _____

NO. _____

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

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

SECTION I.

That the assessment of the cost and expense of constructing or reconstructing sidewalks and appurtenances thereto, in the following locations: on Far Hills Avenue, both sides from Peach Orchard Road to south corporation limit; Peach Orchard Road, both sides from Hillview Avenue to Far Hills Avenue; Peach Orchard Avenue, both sides from Far Hills Avenue to public alley east of Far Hills Avenue; Triangle Avenue, both sides from Far Hills Avenue to public alley east of Far Hills Avenue; Hilltop Avenue, both sides from Far Hills Avenue to Hillview Avenue; Orchard Drive, both sides from Far Hills Avenue to public alley east of Far Hills Avenue; Wonderly Avenue, both sides from Far Hills Avenue to Shafor Boulevard; Dell Park Avenue, both sides from Hillview Avenue to Far Hills Avenue; Claranna Avenue, both sides from Far Hills Avenue to Shafor Boulevard; Oak Knoll Drive, both sides from Hillview Avenue to Far Hills Avenue; East Drive, both sides from Far Hills Avenue to Shafor Boulevard; in the City of Oakwood, Ohio, in the aggregate amount of \$54,280.38 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. 1920 adopted March 4, 2024. The individual 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 13, 2025. All payments shall be made to the Director of Finance of said City. All assessments and installments thereof remaining unpaid after June 13, 2025 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 ____ day of _____, 2025.

Mayor William D. Duncan

ATTEST:

Clerk of Council

TO THE CLERK:

Please publish the following in summary form.

City Attorney Robert Jacques

NOTICE OF ASSESSING ORDINANCE

Notice is hereby given that on _____, 2025, the Council of the City of Oakwood, Ohio, passed 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: Far Hills Avenue, both sides from Peach Orchard Road to south corporation limit; Peach Orchard Road, both sides from Hillview Avenue to Far Hills Avenue; Peach Orchard Avenue, both sides from Far Hills Avenue to public alley east of Far Hills Avenue; Triangle Avenue, both sides from Far Hills Avenue to public alley east of Far Hills Avenue; Hilltop Avenue, both sides from Far Hills Avenue to Hillview Avenue; Orchard Drive, both sides from Far Hills Avenue to public alley east of Far Hills Avenue; Wonderly Avenue, both sides from Far Hills Avenue to Shafor Boulevard; Dell Park Avenue, both sides from Hillview Avenue to Far Hills Avenue; Claranna Avenue, both sides from Far Hills Avenue to Shafor Boulevard; Oak Knoll Drive, both sides from Hillview Avenue to Far Hills Avenue; and East Drive, both sides from Far Hills Avenue to Shafor Boulevard; that the assessment against each lot or parcel of land may be paid on or before June 13, 2025, 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 _____, 2025.

Lori Stacel, Clerk of Council

AN ORDINANCE

BY: _____

NO. _____

ADOPTING THE 2026 TAX BUDGET FOR THE CITY OF OAKWOOD, OHIO, FOR THE FISCAL YEAR BEGINNING JANUARY 2026.

WHEREAS, the City Manager has prepared the attached tax budget for the city of Oakwood, Ohio, for fiscal year beginning January 1, 2026, 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, 2026 operating expenditures are not expected to exceed the 2025 operating expenditure appropriations by more than 3%; and

WHEREAS, based on preliminary estimates, 2026 capital expenditures are not expected to exceed \$7,113,750;

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, 2026.

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 5th day of May, 2025.

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 2026 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 5, 2025

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, 2026 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, 2026 | Other Sources | Total |
|---|---|-------------------|-------------------|
| GENERAL FUND | 9,760,784 | 12,377,426 | 22,138,210 |
| MAJOR OPERATING FUNDS | | | |
| Street Maintenance and Repair | 500,000 | 1,738,079 | 2,238,079 |
| Leisure Activity | 500,000 | 1,451,926 | 1,951,926 |
| Health | 239,912 | 267,857 | 507,769 |
| Equipment Replacement | 1,119,412 | 2,668,000 | 3,787,412 |
| Capital Improvement | 1,040,399 | 1,672,500 | 2,712,899 |
| Sidewalk, Curb & Apron | 200,000 | 251,700 | 451,700 |
| Service Center | 100,000 | 853,340 | 953,340 |
| OTHER FUNDS | | | |
| Bullock Endowment Trust | 52,764 | 1,200 | 53,964 |
| MLK Community Recognition | 0 | 0 | 0 |
| Special Improvement District Assessment | 0 | 117,306 | 117,306 |
| Smith Memorial Gardens | 400,000 | 155,255 | 555,255 |
| Indigent Drivers Alcohol Treatment | 44,101 | 2,100 | 46,201 |
| Enforcement and Education | 8,575 | 200 | 8,775 |
| Law Enforcement | 7,664 | 0 | 7,664 |
| Drug Law Enforcement | 0 | 0 | 0 |
| Police Pension | 0 | 0 | 0 |
| Court Clerk Computerization | 40,377 | 7,000 | 47,377 |
| Court Computerization | 23,136 | 3,000 | 26,136 |
| Court Special Projects | 30,577 | 5,000 | 35,577 |
| Sub-Total, Page 1 | 14,067,701 | 21,571,889 | 35,639,590 |

Cities/Villages Tax Budget

| Fund | Estimated Unencumbered Balance January 1st, 2026 | Other Sources | Total |
|--------------------------------------|---|-------------------|-------------------|
| OTHER FUNDS (continued) | | | |
| OneOhio | 2,740 | 17,629 | 20,369 |
| State Highway Improvement | 207,593 | 71,914 | 279,507 |
| Public Safety Endowment | 152,187 | 3,500 | 155,687 |
| Special Projects | 4,889,597 | 0 | 4,889,597 |
| 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 | 110,932 | 131,000 | 241,932 |
| 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 | 322,317 | 1,569,740 | 1,892,057 |
| Refuse Improve/Equip Replacement | 13,713 | 380,000 | 393,713 |
| ENTERPRISE FUNDS | | | |
| Water Operating | 801,962 | 2,091,300 | 2,893,262 |
| Water Improve/Equip Replacement | 167,251 | 1,876,625 | 2,043,876 |
| Sanitary Sewer Operating | 789,036 | 2,385,700 | 3,174,736 |
| Sanitary Sewer Improve/Equip Replace | 480,231 | 516,625 | 996,856 |
| Stormwater Operating | 414,421 | 475,100 | 889,521 |
| Stormwater Improve/Equip Replacement | 9,338 | 0 | 9,338 |
| Sub-Total, Page 2 | 8,386,318 | 9,538,633 | 17,924,951 |
| Grand Total | 22,454,019 | 31,110,522 | 53,564,541 |

**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 | | | | | | | |
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| | XXXXX | | | | | | | |
| | XXXXX | | | | | | | |
| TOTAL | XXXXX | XXXXX | XXXXX | XXXXX | | | | |
| OUTSIDE 10 MILL LIMIT: | XXXXX | XXXXX | XXXXX | XXXXX | XXXXX | XXXXX | XXXXX | XXXXX |
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| | | | | | | | | |
| 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 | 1,607,186 | 1,556,384 | | |
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| PROPRIETARY FUNDS | | | | |
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| FIDUCIARY FUNDS | | | | |
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| | | | | |
| TOTAL ALL FUNDS | 1,607,186 | 1,556,384 | | |

AN ORDINANCE

BY: _____

NO. _____

AN ORDINANCE EXPRESSING THE CITY’S INTENT TO NEGOTIATE JOINTLY WITH OTHER CITIES IN THE REGION ON A ONE PRICE SCHEDULE UNDER WHICH ELECTRIC LIGHT SERVICES SHALL BE FURNISHED TO THE RESIDENTS OF THE CITY FOR THE PURPOSE OF STREET LIGHTING; AND DECLARING AN EMERGENCY.

WHEREAS, the City is currently under contract with Miami Valley Lighting, LLC (“MVL”) and DPL Energy Resources, Inc. (n/k/a “AES Ohio”) for the provision of street lighting; and

WHEREAS, the current contract expires on December 31, 2025; and

WHEREAS, Ohio Revised Code Section 743.28(B) allows two or more municipal corporations to negotiate one price schedule under which an electric light company shall furnish its services to the residents of the municipal corporations; and

WHEREAS, the City Council has determined that it would be in the best interests of the City to negotiate jointly with other cities in the region on one price schedule for the provision of electric light services to the residents of the City for the purpose of street lighting; and

WHEREAS, the City is authorized as a charter municipality to exercise all powers of local self-government;

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

SECTION I.

Pursuant to Ohio Revised Code Section 743.28(B), the City of Oakwood, Ohio, hereby expresses its intent to negotiate and authorize the City Manager to participate as a member of the negotiation committee jointly with other cities in the region on one price schedule under which electric light services shall be furnished to the residents of the City for the purpose of street lighting.

SECTION II.

The city of Oakwood hereby designates the Miami Valley Communications Council (MVCC) to act on its behalf in the joint negotiations.

SECTION III.

It is hereby declared that this ordinance is an emergency measure to take effect immediately, on

the basis that it is necessary to negotiate one price schedule under which an electric light company shall furnish its services to the residents of Oakwood.

PASSED BY COUNCIL OF THE CITY OF OAKWOOD, this 5th day of May, 2025.

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 _____, 2025, Council of the City of Oakwood passed Ordinance No. _____ entitled “AN ORDINANCE EXPRESSING THE CITY’S INTENT TO NEGOTIATE JOINTLY WITH OTHER CITIES IN THE REGION ON A ONE PRICE SCHEDULE UNDER WHICH ELECTRIC LIGHT SERVICES SHALL BE FURNISHED TO THE RESIDENTS OF THE CITY FOR THE PURPOSE OF STREET LIGHTING.”

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