

CITY OF OAKWOOD
COUNCIL AGENDA
OCTOBER 3, 2022

7:30 P.M.

- I. CALL TO ORDER
- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL
- IV. MINUTES OF SEPTEMBER 19, 2022 REGULAR SESSION & WORK SESSION
- V. STATUS REPORTS
- VI. VISITORS
- VII. LEGISLATION
 - An Ordinance and Public Hearing to consider a zoning map amendment to consolidate two (2) residentially-zoned lots at 409 Rubicon Road into the same residential zoning district, Vice Mayor Byington
 - An Ordinance to appropriate \$120,000 for the purchase of a used medic vehicle, Vice Mayor Byington
- VIII. STAFF REPORT – DIRECTOR OF FINANCE
- IX. AN OAKWOOD MOMENT
- VIII. CITY MANAGER’S REPORT
- IX. COUNCIL COMMENTS
- X. ADJOURN

NEXT REGULAR SESSION SCHEDULED FOR NOVEMBER 7, 2022

AN ORDINANCE

BY: _____ NO. _____

AMENDING THE ZONING MAP OF THE CITY OF OAKWOOD SO AS TO REZONE LOT 1870 PT FROM THE R-1 RESIDENTIAL ZONING DISTRICT TO THE R-3 RESIDENTIAL ZONING DISTRICT.

WHEREAS, it has been proposed to the city of Oakwood that the zoning map of said city be amended so as to change the zoning of parcel Q71 00508 0023, also known as Lot 1870 PT, from the R-1 residential zoning district to the R-3 residential zoning district, and said proposal has been presented to the Planning Commission of this city on September 7, 2022, in accordance with the requirements of Section 1003 of the Oakwood Zoning Ordinance; and

WHEREAS, said rezoning has been requested by the property owner in conjunction with a consolidation of the above-referenced Lot 1870 PT with adjacent Lot 1869, which is already classified in the R-3 residential zoning district, so as to join the two lots under a single zoning classification; and

WHEREAS, the Planning Commission, by a vote of 4-0 with one member absent, recommends the proposed zoning amendment, consistent with Findings of Fact that have been referred to and received by this Council; and

WHEREAS, Council has held a public hearing upon the proposal for said rezoning and has given due notice of said hearing as required by law;

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

SECTION I.

The following described real estate shall be rezoned from the R-1 residential zoning district to the R-3 residential zoning district:

(See legal description attached hereto as Exhibit A, which is incorporated by this reference;)

Montgomery County Auditor’s Permanent Parcel ID No.: Q71 00508 0023.

SECTION II.

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

PASSED BY COUNCIL OF THE CITY OF OAKWOOD, this ___ day of _____, 2022.

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 No. ____ of the Council of the city of Oakwood, Ohio, was passed on the ____ day of _____, 2022. That ordinance provides for the rezoning of Lot 1870PT from the R-1 zoning district to the R-3 zoning district and shall take effect as of the earliest date permitted by law. The rezoned land is further identified by Montgomery County Auditor's Permanent Parcel ID No. Q71 00508 0023.

Lori Stacel, Clerk of Council

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

EXHIBIT A

Auditor's Parcel No: Q71 00508 0023

Located in the City of Oakwood, County of Montgomery, State of Ohio, and being part of Lot 1870 of the revised and consecutive numbers of lots on the plat of said City of Oakwood, Ohio, said part of Lot 1870 being more particularly described as follows:

Beginning at a point in the west line of Rubicon Road, said point of beginning being the northeast corner of said Lot 1870, said point of beginning being also the southeast corner of Lot 1869 of the revised and consecutive numbers of lots on the plat of said City of Oakwood, Ohio; thence with the west line of said Rubicon Road in a southerly direction on a chord making an interior angle of eighty-seven degrees fifty-eight minutes ($87^{\circ} 58'$) with the north line of said Lot 1870 for sixty-two and 00/100 (62.00) feet; thence leaving the west line of said Rubicon Road making an interior angle with the last-mentioned course of ninety-seven degrees nineteen minutes fifty seconds ($97^{\circ} 19' 50''$) for one hundred thirty-eight and 28/100 (138.28) feet to the grantors present west line; thence with said line in a northerly direction making an interior angle of eighty-eight degrees twenty-four minutes fifty seconds ($88^{\circ} 24' 50''$) with the last mentioned course for seventy-five and 00/100 (75.00) feet to a point in the south line of Lot 1868 of the revised and consecutive numbers of lots on the plat of said City of Oakwood, Ohio, said point being ten and 00/100 (10.00) feet eastwardly from the northwest corner of said Lot 1870 measured along the north line of said Lot 1870; thence with the north line of said Lot 1870 and the south line of said Lots 1868 and 1869 making an interior angle of eighty-six degrees seventeen minutes twenty seconds ($86^{\circ} 17' 20''$) with the last mentioned course for one hundred forty-four and 70/100 (144.70) feet to the point of beginning containing nine thousand six hundred sixty (9,660) square feet more or less.

AN ORDINANCE

BY: _____

NO. _____

TO AMEND SECTION I, 2022 ORIGINAL APPROPRIATION ORDINANCE NO. 4947, AND ANY EXISTING SUPPLEMENTS THERETO, TO PROVIDE FOR THE APPROPRIATION OF:

1. AN ADDITIONAL AMOUNT OF \$120,000 TO BE EXPENDED FROM THE EQUIPMENT REPLACEMENT FUND FOR THE PURCHASE OF AN AMBULANCE.

FOR THE CITY OF OAKWOOD, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2022.

WHEREAS, the Department of Public Safety provides critical emergency medical services to the public, and ambulances are a key piece of capital equipment necessary to provide those services; and

WHEREAS, it is essential that the city have two (2) reliable ambulances, one serving as a primary vehicle and the other serving as a backup, to ensure emergency availability 24 hours a day, 7 days a week, 365 days a year; and

WHEREAS, the city’s current Medic 27 is a 1996 model year ambulance that is scheduled for capital replacement in 2024, but over the last several months has experienced a complete failure of its ABS brake module; and

WHEREAS, despite multiple attempts, staff has determined that this particular brake module cannot be repaired, and furthermore the necessary part is no longer manufactured or commercially available either new or used; and

WHEREAS, because Medic 27 can no longer be used for emergency services, the City Manager has recommended the purchase of a used ambulance that is of sufficient quality and remaining useful life to serve as the city’s current primary ambulance through 2024, and then to serve as a backup ambulance when a new ambulance is purchased at that time; and

WHEREAS, Council believes this is a prudent use of the city’s resources and will benefit the public health, safety and welfare by allowing for the uninterrupted provision of emergency medical services; and

WHEREAS, this supplemental appropriation will authorize an additional amount of \$120,000 to be expended from the Equipment Replacement Fund for the purchase of a used ambulance consistent with the City Manager’s recommendation;

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, 2022 and ending December 31, 2022, 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:

Fund	Appropriation	
308 Equipment Replacement Fund	\$369,000	\$489,000

SECTION II.

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 III.

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 ____ day of _____, 2022.

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 ____ day of _____, 2022. Said ordinance was enacted to make a supplemental appropriation for current expenses of the city of Oakwood, Ohio, for the period ending December 31, 2022.

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