

CITY OF OAKWOOD
COUNCIL AGENDA
NOVEMBER 6, 2023

7:30 P.M.

- I. CALL TO ORDER
- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL
- IV. MINUTES OF OCTOBER 2 REGULAR SESSION & WORK SESSION, OCTOBER 16 WORK SESSION & EXECUTIVE SESSION AND OCTOBER 23 EXECUTIVE SESSION
- V. STATUS REPORTS
 - Proclamation recognizing the week of November 12-18, 2023 as “International Fraud Awareness Week.”
- VI. VISITORS
 - Scarecrow Row Contest Winners
- VII. LEGISLATION
 - A Resolution of necessity for a property tax issue, Vice Mayor Byington
 - An Ordinance to increase water and sanitary sewer rates, Mrs. Turben
- VIII. STAFF REPORT – LEISURE SERVICES DEPARTMENT
- IX. AN OAKWOOD MOMENT
- X. CITY MANAGER’S REPORT
- XI. COUNCIL COMMENTS
- XII. ADJOURN

NEXT REGULAR SESSION SCHEDULED FOR DECEMBER 4, 2023

A RESOLUTION

BY: _____ NO. _____

DECLARING THE NECESSITY OF A LEVY IN EXCESS OF THE TEN-MILL LIMITATION AND REQUESTING THAT THE COUNTY AUDITOR CERTIFY THE TOTAL CURRENT TAX VALUATION OF THE CITY OF OAKWOOD AND THE NUMBER OF MILLS FOR EACH ONE DOLLAR OF TAXABLE VALUE NECESSARY TO GENERATE A SPECIFIED AMOUNT OF REVENUE.

WHEREAS, Council of the city of Oakwood, Ohio, hereby declares the necessity of an additional levy in excess of the ten-mill limitation for the purpose of meeting current expenses for the general operation of the city's governmental services; and

WHEREAS, pursuant to Section 5705.03 of the Revised Code, Council is required to certify to the Montgomery County Auditor a resolution requesting the total current tax valuation of the city of Oakwood and the number of mills for each one dollar of taxable value that is required to generate a specified amount of revenue;

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

SECTION I.

That pursuant to the provisions of Section 5705.19(A) of the Revised Code, it is necessary that a tax be levied in excess of the ten-mill limitation for the benefit of the city of Oakwood, for the purpose of meeting current expenses for the general operation of the city's governmental services, at the rate that will generate annual revenue in the amount of One Million One Hundred Thirty Seven Thousand Two Hundred Twenty Four Dollars (\$1,137,224.00) for a period of five years.

SECTION II.

That pursuant to the provisions of Section 5705.03 of the Revised Code, the County Auditor is hereby requested to certify to the city of Oakwood the total current tax valuation of the city of Oakwood and the number of mills for each one dollar of taxable value that is required to generate the amount set forth in Section I hereof, and the Clerk of Council is hereby directed to certify forthwith a copy of this resolution to the County Auditor upon its passage.

SECTION III.

That if, upon receipt of the County Auditor's certification, Council determines to proceed with said levy, the question of the passage thereof shall be submitted to the electors of the city at an election to be held on March 19, 2024. If a majority of those electors voting on this levy vote in favor thereof, the levy will be first placed on the tax list and duplicate for tax year 2024, for collection in calendar year 2025.

SECTION IV.

It is found and determined that all formal actions of this Council concerning and relating to the adoption of this resolution 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 V.

This resolution shall take effect and be in full force immediately upon its passage.

PASSED BY COUNCIL this ___ day of _____, 2023.

Mayor William D. Duncan

ATTEST:

Clerk of Council

TO THE CLERK:

Please certify and transmit a copy of this resolution to the office of the Montgomery County Auditor.

City Attorney Robert F. Jacques

AN ORDINANCE

BY: _____ NO. _____

AN ORDINANCE TO AMEND “APPENDIX A – PUBLIC SERVICES RATE SHEET” OF THE OAKWOOD STREETS AND PUBLIC SERVICES CODE TO INCREASE THE WATER SERVICE RATES AND THE SANITARY SEWER UTILITY RATES.

WHEREAS, the City of Oakwood operates three (3) enterprise utility services (water, sanitary sewer, and stormwater) and one (1) quasi-utility service (refuse), for a total of four (4) city services (collectively, “city utilities”), each of which is supported primarily by user fees and not by general tax revenues; and

WHEREAS, as enterprise utility operations, all costs of the Sanitary Sewer Utility and Water Utility are built into the rates charged to Oakwood residents for those services; and

WHEREAS, for its Sanitary Sewer Utility, the city of Oakwood incurs outside costs because it contracts for the use of sewer pipes and wastewater treatment infrastructure operated by the city of Dayton and by Montgomery County; and

WHEREAS, the costs of city personnel and infrastructure maintenance account for approximately 37% of Sanitary Sewer Utility rates charged to Oakwood residents, while the outside costs of contracting services from the city of Dayton and Montgomery County account for approximately 63% of those rates; and

WHEREAS, Oakwood has absorbed sanitary sewer rate increases by Dayton and Montgomery County since 2018 and expects additional increases in both 2024 and 2025; and

WHEREAS, the City Manager has determined that the Sanitary Sewer Utility cannot sustain further increases in these outside costs without an adjustment to Oakwood’s rate, and has proposed an increase to the Sanitary Sewer Utility base rates including both the minimum use charges and the standard consumption rates; and

WHEREAS, in addition, the City Manager has determined that the Water Utility rates must also be increased, including both the minimum use charges and the standard consumption rates, in order to meet operational and anticipated capital needs; and

WHEREAS, rates were last increased for water in 2017 and for sanitary sewer services in 2018; and

WHEREAS, the City Manager presented the recommended rate increases to the citizen Budget Review Committee (“BRC”) as part of the 2023 budget briefings on September 12, 2023 and on October 17, 2023; and

WHEREAS, Council, based on the positive response from the BRC and its own study of the matter, finds that the recommended changes are justified and necessary, and will benefit the general health, safety and welfare of the citizens of Oakwood, and desires to implement the same;

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

SECTION I.

Appendix A to the Streets and Public Services Code, which is incorporated by reference in the ordinances governing the city’s water, sanitary sewer, stormwater, and refuse utility programs, is hereby amended as shown on the attached exhibit to reflect increases in the minimum use charges and the standard consumption rates for both water and sanitary sewer utilities.

SECTION II.

The rate increases set forth herein shall be effective as of January 1, 2024.

SECTION III.

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 Council and any of its committees that resulted in that formal action were in meetings open to the public to the extent required by law.

SECTION IV.

This ordinance, as an ordinance to raise revenue, shall take effect upon passage as provided by Section 3.04 of the City Charter.

PASSED BY COUNCIL OF THE CITY OF OAKWOOD, this ____ day of December, 2023.

Mayor William D. Duncan

ATTEST:

Clerk of Council

TO THE CLERK:

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

City Attorney Robert F. Jacques

APPENDIX A -- PUBLIC SERVICES RATE SHEET

WATER UTILITY RATES

RATES FOR WATER INSIDE THE CITY

1. Minimum charge per month according to size of meter:

5/8" or smaller	15.00	2"	81.17
3/4"	18.65	3"	162.33
1"	29.30	4"	244.79
1 1/2"	48.72	6"	421.70

2. Consumption rate, per 100 cu.ft. 2.64

All bills due by last day of month. THEREAFTER a 10% charge on past due amount.
 1 1/2% per month interest begins 30 days after due date.

RATES FOR WATER OUTSIDE THE CITY

Including \$0.10 per hundred cu. ft. Well Field Protection Fee and \$1.321 fixed fee

1. Minimum charge per month according to size of meter:

5/8" or smaller	33.50	2"	142.70
3/4"	39.51	3"	276.59
1"	57.11	4"	412.59
1 1/2"	89.12	6"	704.55

2. Consumption rate, per 100 cu.ft. 4.50

HYDRANTS

1. Fire hydrants inside city per month, per hydrant 12.50
2. Fire hydrants outside city per month, per hydrant 25.00

FIRE LINES

For the furnishing of water service to fire lines within the boundaries of the City of Oakwood, the rates shall be \$21.00 per month, and for the furnishing of water service to fire lines beyond the boundaries of the City of Oakwood, the rate shall be \$31.50 per month.

SANITARY SEWAGE RATES

1. Minimum charge per month according to size of meter:

<u>Meter Size</u>	<u>Inside City Rates</u>	<u>Outside City Rates</u> <u>(25% surcharge)</u>
5/8" or 3/4"	26.50	33.13
1"	27.21	34.01
1 1/2"	27.91	34.90
2"	28.49	35.61
3"	29.34	36.66
4"	30.04	37.55
6"	30.99	38.75

2. Consumption rate, per 100 cu.ft. 4.409 5.511

MONTHLY REFUSE COLLECTION & DISPOSAL RATES

SINGLE FAMILY HOME	30.00
DUPLEX	60.00
TRIPLEX	90.00
FOUR-UNIT	120.00
MORE THAN FOUR UNITS	30.00 per unit

MONTHLY STORMWATER MANAGEMENT RATES

SINGLE FAMILY HOME	10.00
DUPLEX	10.00
TRIPLEX	10.00
EQUIVALENT RESIDENTIAL UNIT (ERU) 3,403 sq.ft.	
FOUR OR MORE UNITS, or COMMERCIAL	

Formula: (Impervious area in sq.ft. / ERU) rounded to nearest whole number x 10.00