



Norwood City Council

Norwood City Hall Auditorium (2nd floor)
4645 Montgomery Road | Norwood, Ohio 45212
January 24, 2023 | 7:30pm

A) CALL TO ORDER

The Council for the City of Norwood met in regular session on the above date with Mr. Ken Miracle presiding. The meeting opened with a moment of reflection and the Pledge of Allegiance.

B) INVOCATION

C) PLEDGE OF ALLEGIANCE

D) ROLL CALL

On roll call, the following members answered present: Mrs. Franzen, Mrs. Hoover, Ms. Royse, Mr. Kelsch, Mrs. Winterbauer, Mr. Thompson, and Mr. Breadon.

E) AMENDMENT OF AGENDA

On a motion by Mr. Thompson, seconded by Ms. Royse, it was moved to amend the agenda as follows: add an ordinance regarding a 24" storm sewer along Forest Avenue and add an ordinance regarding a 42" storm sewer along State Route 562.

All members present voted, "Yes." The motion passed.

F) MINUTES OF PREVIOUS MEETING

1) January 10, 2023 – Regular Meeting

On a motion by Mrs. Winterbauer, seconded by Mrs. Hoover, it was moved to receive and file the minutes of the January 10, 2023 meeting. All members present voted, "Yes." The motion passed.

G) SPECIAL PRESENTATIONS

There were no special presentations.

H) PUBLIC HEARINGS

1) *The Norwood City Council (513-458-4594) hereby gives notice that it will hold a public hearing to consider the application of Playing Card Partners, LLC (Factory 52) for the creation of a Community Entertainment District (CED) under R.C. 4301.80 at the meeting taking place Tuesday, January 24, 2023, at 7:30pm, in the Norwood City Hall Auditorium (2nd floor), 4645 Montgomery Road, Norwood Ohio, 45212.*

The application is on file in the office of the Clerk of Council of the City of Norwood and is available for inspection by the public during regular business hours, outside of the Clerk of Council's office, 2nd floor 4645 Montgomery Rd. Norwood, OH 45212.

Mr. Miracle declared the Public Hearing open and asked for those speaking in favor to step forward.

- Nick Lingenfelter thanked Council for taking a look at this and explained what the Community Entertainment District (CED) does. He explained that there are a limited number of liquor licenses in Norwood; more liquor licenses could become available once Norwood's population surpasses 20,000 residents. The CED is an alternative route that allows for additional liquor licenses; 75 acres is the cap based on the current population. This CED is not a blanket for liquor licenses; every business is still required to apply for a liquor license in the CED. This is a tool made available by the State's economic development group. There are two breweries in this development that can get a brewers license. Mrs. Franzen asked about this district not changing the zoning; Mr. Lingenfelter stated that is correct and that no residential parcels are in the CED, but it does include other properties that are not owned by PLK. Mrs. Winterbauer asked about the number of restaurants within the CED; Mr. Lingenfelter replied by stating there will be 2 full-service restaurants, the pickle ball facility, a coffee shop, and a wine bar, and they all must apply for a liquor license. Mrs. Winterbauer asked if there will be any impact to the residential side of Park Avenue; Mr. Lingenfelter replied by stating houses were intentionally not included. If there are businesses who go out and redevelop any of those properties, they would have to come to Council, but there are currently no properties for sale. The Salvation Army site has been carved out of the CED. Mrs. Franzen asked if the size of the CED can be changed; Mr. Lingenfelter confirmed that it could be changed in size by Council. Mrs. Winterbauer asked about the DORA that is mentioned in the application and if it is expanded to the entire CED; Mr. Lingenfelter explained that the DORA is only on specific properties at this time.

expand or contact the district. A new CED can vary based on population and will not be adjusted until new census numbers are released.

On a motion by Mrs. Franzen, seconded by Ms. Royse, it was moved to pass the ordinance. All members present voted, "Yes." The motion passed.

- 2) ORDINANCE DISAPPROVING THE APPLICATION OF PLAYING CARD PARTNERS, LLC (FACTORY 52) FOR THE CREATION OF A COMMUNITY ENTERTAINMENT DISTRICT ("CED").

On a motion by Mrs. Franzen, seconded by Mrs. Hoover, it was moved to table the ordinance. All members present voted, "Yes." The motion passed.

- 3) ORDINANCE REPEALING CHAPTER 741 PINBALL MACHINES.

On a motion by Mr. Thompson, seconded by Mrs. Hoover, it was moved to hear the first reading of the ordinance in its entirety.

Mr. Thompson stated this is an interesting piece of old legislation; residents might be interested in hearing what is addressed in this ordinance. Mrs. Franzen stated Andrew More brought this up; it is no longer applicable, but fascinating.

All members present voted, "Yes." The motion passed.

- 4) RESOLUTION CREATING "2054 2511 HIGHLAND DEMO GRANT FUND" AND DECLARING AN EMERGENCY.

On a motion by Mrs. Winterbauer, seconded by Mr. Thompson, it was moved to suspend the rules and hear all three readings of the resolution. All members present voted, "Yes." The motion passed.

On a motion by Mrs. Winterbauer, seconded by Mrs. Franzen, it was moved to pass the resolution. All members present voted, "Yes." The motion passed.

- 5) RESOLUTION CREATING "FUND 2053 STOREFRONT FAÇADE IMPROVEMENT GRANT" AND DECLARING AN EMERGENCY.

On a motion by Mr. Breadon, seconded by Mrs. Winterbauer, it was moved to suspend the rules and hear all three readings of the resolution. All members present voted, "Yes." The motion passed.

On a motion by Mrs. Winterbauer, seconded by Mr. Kelsch, it was moved to pass the resolution. All members present voted, "Yes." The motion passed.

- 6) A RESOLUTION CELEBRATING THE MONTH OF FEBRUARY 2023 AS "BLACK HISTORY MONTH" IN THE CITY OF NORWOOD, OHIO.

On a motion by Mr. Thompson, seconded by Mrs. Hoover, it was moved to suspend the rules and hear all three readings of the resolution, with the "be it resolved" section read in its entirety. All members present voted, "Yes." The motion passed.

On a motion by Ms. Royse, seconded by Mrs. Hoover, it was moved to pass the resolution. All members present voted, "Yes." The motion passed.

- 7) ORDINANCE AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO ENTER INTO AN AGREEMENT NOT TO EXCEED \$150,000.00 TO REPLACE A FAILED 24" STORM SEWER ALONGSIDE WESTBOUND STATE ROUTE 562, AND DECLARING AN EMERGENCY.

On a motion by Mr. Thompson, seconded by Mr. Kelsch, it was moved to suspend the rules and hear all three readings of the ordinance. All members present voted, "Yes." The motion passed.

Mrs. Winterbauer asked if Mr. Powers wanted to address this matter. Mr. Powers introduced the Superintendent of Public Works, Clint Zimmerman. Mr. Zimmerman stated this will replace a failed storm sewer along State Route 562; there is a large open chasm. Mrs. Hoover asked how long this will take to complete; Mr. Zimmerman replied by stating 2 weeks, based on the availability of the pipe, and involves the closure of the Ash ramp from 562.

On a motion by Mr. Breadon, seconded by Ms. Royse, it was moved to pass the ordinance. All members present voted, "Yes." The motion passed.

- 8) ORDINANCE AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO ENTER INTO AN AGREEMENT NOT TO EXCEED \$205,000.00 TO REPLACE A FAILED 42" STORM SEWER ALONG FOREST AVENUE, AND DECLARING AN EMERGENCY.

On a motion by Mrs. Winterbauer, seconded by Mrs. Franzen, it was moved to suspend the rules and hear all three readings of the ordinance. All members present voted, "Yes." The motion passed.

Mr. Zimmerman stated a slab of concrete on Forest Avenue has sunk; this currently has a lot of truck traffic and the opening is at least five feet deep. They had no choice but to close the road for safety

reasons. Mrs. Hoover asked about the timeframe; Mr. Zimmerman replied by stating they are trying to get the materials and once those are in, it will take 2-3 weeks to complete. Mr. Breadon asked if there was anything previously done to prevent this; Mr. Zimmerman stated this was installed around 1984-1986. Corrugated metal pipe is still used but utilizing a polymer coating expands the life of the pipe. Mrs. Franzen asked about the number of these types of pipes in the city and if there are plans to replace others before they fail; Mr. Zimmerman replied by stating those other pipes in the city could be candidates for relining, but once the bottom of the pipe is gone, it cannot be relined and must be replaced. Mayor Schneider confirmed that this is the third pipe that has been replaced.

On a motion by Ms. Royse, seconded by Mr. Breadon, it was moved to pass the ordinance. All members present voted, "Yes." The motion passed.

N) ADMINISTRATION REPORTS

Mayor Schneider thanked those Council members who voted in favor of the gun surplus ordinance; now is an important time to pay attention with the proliferation of firearms. We see children being shot every day and we have become immune to shootings; we, as leaders of the community, have to take a stand and say it is too much. There is something wrong when people feel they need to have a gun room. Mayor Schneider announced a firearms class that will take place from 9am-10am on February 11th for Norwood residents; this class will address gun safety, what gun owners should do, and what you can do if something happens. Mayor Schneider stated this is not going to be the elimination of guns, but we can make them safer and make it safer for our children. Mayor Schneider stated the maintenance of city infrastructure is continuous, and mentioned the two major expenses passed tonight. He spoke about Xavier University and let the students know that the Council meetings are open for all to attend; he commended and thanked the leaders from various groups throughout the city. Mayor Schneider spoke about snow and ice control; Public Works gets out there quickly. If it is below 31 degrees, salt isn't as effective. They try to plow, but doing so once the snow has stopped is the best use of resources.

O) UNFINISHED BUSINESS

Mr. Thompson spoke about the Black History Month resolution and his request to have the "be it resolved" section read in its entirety; these statements are the things we encourage everyone to learn about. There are others not encouraging these things; Florida rejected AP African American studies from high school curriculum. It still matters that we take a stand and learn from our past for a brighter future.

Mrs. Hoover stated the Martin Luther King Day of Service was a success and she is hoping this will continue and grow every year. There is still time to contribute to the virtual blood drive, by going to Hoxworth's donor portal and noting that you are donating for the city of Norwood. At the end of the month, the total number of donors will be announced and they will be eligible for random prize drawings.

Mr. Breadon spoke about the gun surplus ordinance; tonight \$500,000 was allocated for infrastructure and Council voted tonight to destroy money that could be used to help pay for these infrastructure expenses. The Constitution is important and our right to bear arms has been infringed upon. Mr. Thompson stated this is not making a statement about the second amendment, it is saying that Norwood doesn't want to sell firearms. There were 39 mass shootings in the last 24 days; gun violence is a problem in America.

P) NEW BUSINESS

Mrs. Franzen stated the freeze and thaw cycle means the arrival of potholes; please report any new potholes using the See-Click-Fix app. There will be a Parks Committee meeting at 6pm on January 31st.

Mrs. Hoover announced a Housing Committee meeting at 6pm on February 13th; there will be a presentation on affordability at the meeting.

Q) COMMUNICATIONS

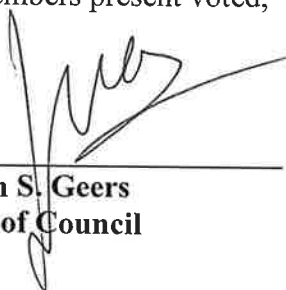
There were no communications.

R) EXCUSE ABSENT MEMBERS

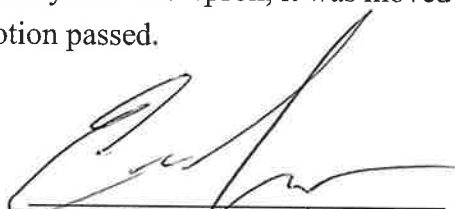
There were no absent members.

S) ADJOURNMENT


On a motion by Mrs. Winterbauer, seconded by Mr. Thompson, it was moved to adjourn. All members present voted, "Yes." The motion passed.



Joseph S. Geers
Clerk of Council



Ken Miracle
President of Council



Eric Thompson
Pro-tem