



**Norwood City Council**  
**Norwood City Hall Auditorium (2<sup>nd</sup> floor)**  
**4645 Montgomery Road | Norwood, Ohio 45212**  
**June 13, 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, Ms. Royse, Mr. Kelsch, Mrs. Winterbauer, Mr. Thompson, and Mr. Breadon.

**E) AMENDMENT OF AGENDA**

On a motion by Mrs. Franzen, seconded by Mr. Kelsch, it was moved to amend the agenda as follows: remove the appropriations ordinance. All members present voted, "Yes." The motion passed.

**F) MINUTES OF PREVIOUS MEETING**

**1) May 9, 2023 – Regular Meeting**

On a motion by Mr. Thompson, seconded by Ms. Royse, it was moved to accept the minutes from the May 9, 2023 and May 23, 2023 meetings, as if read. All members present voted, "Yes." The motion passed.

**2) May 23, 2023 – Regular Meeting**  
*(approved with previous motion)*

**G) SPECIAL PRESENTATIONS**

**1) Health Inspector Jim Shelby**

**Re: 1911 Crown Avenue, Norwood, Ohio 45212**

Mr. Shelby distributed photographs of the conditions of 1911 Crown Avenue to members of Council to view; the condition of the property was surveyed on June 8, 2023 and June 13, 2023. Mr. Shelby stated the recommendation is to not invoke action that Council took in 2022; the property has never looked this clean. Mr. Breadon asked if the property owner did this alone or had help; Mr. Shelby replied by stating he was unsure of those details. Mr. Kelsch asked about the next steps if the property returns to the previous condition; Mr. Shelby replied by stating next steps will continue as they have in the past, which is sharing the information with the Assistant Law Director.

**H) PUBLIC HEARINGS**

There were no Public Hearings.

**I) REQUEST TO ADDRESS COUNCIL**

**1) Virginia Patterson**

**Re: Juneteenth**

Ms. Patterson, residing at 2278 Norwood Avenue, addressed Council regarding Juneteenth events in Norwood; the theme this year is "The Wave of Freedom." Ms. Patterson thanked Council for recognizing Juneteenth and their continued support; there is a "Norwood Juneteenth in Norwood Ohio" Facebook page. Ms. Patterson shared some history about the establishment of Juneteenth as a federal holiday. Events this year include a Juneteenth flag-raising ceremony at 12pm outside City Hall and a Paint & Sip at Northwood Cidery at 1pm; there will then be a block party with the Who Dey Chicks at Victory Park. Ms. Patterson also asked everyone to support the Norwood Hometown Fireworks and Norwood Day.

**2) Bishop Sonny James**

**Re: Community**

Mr. James addressed Council regarding recent issues in the community; he expressed his condolences to the families of Destiny Starks and Alexis Hill. Mr. James stated Norwood has come a long way and he would like to see Norwood continue on the journey; but you can't overlook citizens' questions with those in leadership. Mr. James mentioned the two young African-American women who died on the streets of Norwood; he then played an audio recording of the news story for Council to hear. Mr. James stated he went to speak with the Police Chief but has received no response; he encourages everyone to contact the new Police Chief and the Mayor about finding out what really happened.

**3) Ty Velez** **Re: Food Truck**

Mr. Velez, residing at 2146 Cameron Avenue, addressed Council about his food truck; his business has been in Norwood for four years. Mr. Velez stated he has received letters from the Mayor's office regarding the location of his food truck; he has been told to change his location every 40 days. Mr. Velez has concerns about the lack of details in this letter, as it didn't indicate how long his food truck has to move; the letter says nothing about what to do next. Mr. Velez stated he has not received any information about why he has to move; he asked Mayor Schneider what the issue is with the food trucks and stated that no other municipalities are enforcing these rules.

**4) Peter Raber** **Re: Gun Violence in Norwood**

Mr. Raber, residing at 5234 Rose Avenue, addressed the issue of gun violence in Norwood; he referenced the recent shooting that took place on June 1<sup>st</sup> around 3:45pm on Carthage Avenue. Mr. Raber stated that no one was hurt, but moments before the shooting took place, there were school children on the streets walk home from Norwood View. Mr. Raber confirmed that police were on the scene and it was confirmed that residents had permits for their firearms; everyone with damage to their property or vehicles is financially responsible for the repairs. Mr. Raber stated there needs to be more accountability for events like this; he complimented Mayor Schneider for Norwood no longer auctioning assault weapons. Action needs to be taken against these violent acts; he would like to see a gun violence task force in Norwood to find strategies to make the city stronger and safer.

Mr. Kelsch mentioned a recent event regarding gunfire on Tilden Avenue; there is no ordinance in Norwood against firing a gun in the city limits. Mr. Moore confirmed that Norwood does not have an ordinance about shooting firearms; if a city infringes on the second amendment rights and beyond, it is considered a civil rights violation. In this instance, the city would become liable, so the laws were repealed at the city level; if the city goes beyond the state laws, then second amendment rights are being violated.

On a motion by Mr. Thompson, seconded by Mr. Kelsch, it was moved to place the matter of gun violence, the potential formation of a gun violence task force, and a potential ordinance regarding discharging firearms in Norwood into the Housing, Health, and Public Safety Committee. All members present voted, "Yes." The motion passed.

**J) REPORTS OF STANDING COMMITTEES OF COUNCIL**

There were no committee reports.

**K) THIRD READING OF ORDINANCES/RESOLUTIONS**

There were no third readings of ordinances or resolutions.

**L) SECOND READING OF ORDINANCES/RESOLUTIONS**

- 1) AN ORDINANCE DECLARING IMPROVEMENTS TO CERTAIN REAL PROPERTY WITHIN THE CITY OF NORWOOD, OHIO TO BE A PUBLIC PURPOSE; DECLARING SUCH PROPERTY TO BE EXEMPT FROM REAL PROPERTY TAXATION; DESCRIBING THE PUBLIC INFRASTRUCTURE IMPROVEMENTS TO BE MADE TO BENEFIT SUCH REAL PROPERTY; REQUIRING ANNUAL SERVICE PAYMENTS IN LIEU OF TAXES; CREATING A FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS; AUTHORIZING THE EXECUTION OF A SERVICE AGREEMENT WITH THE OWNER OF SUCH REAL PROPERTY; AND AUTHORIZING THE EXECUTION OF A SCHOOL DISTRICT COMPENSATION AGREEMENT.

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

Mr. Kelsch stated he has a hard time giving away 100% of property taxes for thirty years and asked if there was an "intellectual reason" for doing so. Mr. Moore spoke about the TIF and CRA; it is not giving away 100%, as payment will be made in lieu of taxes to the schools. The city is waving the 12% of property taxes; Mr. Moore stated the structure that existed on that site was made of concrete and asbestos. The developer already invested \$5,000,000 into that site; this is an incentive to the developer. The fifteen-year CRA reflects no taxes, but anything in the TIF will go to the schools in years 16-30; without the tax abatement, the taxes would probably be nothing, due to a lack of interest in developing that site. Mrs. Winterbauer stated the numbers show a return on investment; without the CRA, the developer has a negative return on investment and with the CRA they see a 7% return on investment. Mrs. Franzen stated the choice is to either agree with this and get money, versus not getting money because other developers would be reluctant to invest in that property because of Council voting down something they may need to make a return on investment.

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

- 2) AN ORDINANCE AUTHORIZING THE CITY OF NORWOOD TO ENTER INTO A COMMUNITY REINVESTMENT AREA AGREEMENT WITH MONTGOMERY AND MAPLE, LLC; AND AUTHORIZING THE CITY TO ENTER INTO A RELATED SCHOOL DISTRICT COMPENSATION AGREEMENT WITH THE NORWOOD CITY SCHOOL DISTRICT (as amended).

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

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

- 3) AN ORDINANCE ESTABLISHING PRIORITY OF PROPERTY TAX EXEMPTIONS GRANTED FOR PARCELS OF REAL PROPERTY LOCATED AT 4747 MONTGOMERY ROAD WITHIN THE CITY OF NORWOOD, OHIO.

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

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

#### **M) INTRODUCTORY READING OF ORDINANCES/RESOLUTIONS**

- 1) ORDINANCE APPROVING THE UPDATE OF THE SOLID WASTE MANAGEMENT PLAN OF THE HAMILTON COUNTY SOLID WASTE MANAGEMENT DISTRICT, 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.

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

- 2) ORDINANCE TO CHANGE APPROPRIATIONS FOR THE YEAR 2023, AND DECLARING AN EMERGENCY.

*(removed during amendment of the agenda)*

- 3) ORDINANCE AUTHORIZING DIRECTOR OF PUBLIC SERVICE TO ESTABLISH AND EXECUTE AN EQUITABLE FORMULA TO APPLY TO THE PREPARATION OF, AND COLLECTION OF, NUMEROUS RESIDENTIAL WATER BILLS WITH ARREARAGES, 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.

Mr. Thompson asked for Mr. Powers to speak about this ordinance; Mr. Powers replied by stating this ordinance will authorize him to create a uniform policy for residents who have more than one year of estimated water billing in a row, resulting in large bills. The uniform policy is something he will give to the Water Billing staff; the policy will have a sunset provision that allows it to only be used during the smart-meter transition. Mrs. Franzen asked about potential fines; Mr. Powers replied by confirming the normal rules would apply for late payments. Mr. Moore stated that moving to automatic readings, estimated readings will go away, and some residents may have had over five years of estimates; this policy finds a way to deal with those issues and is applied only during the transition with estimated readings across the city.

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

#### **N) ADMINISTRATION REPORTS**

Mayor Schneider stated there were tragic circumstances that recently happened within the city; he said he prayed for those involved, those who witnessed it, and for the police and fire who responded. It was a tragic accident that happened in the community, and to make it out to be something more is shameful. Good people can make bad decisions; those things happen in our world and in our lives. Mayor Schneider stated he believes food trucks should be regulated and it should be from the Board of Health. Propane tanks on the bottoms of those trucks can be a safety concern; food trucks do not provide restrooms, hand-washing stations, or a place to sit down and eat. Mayor Schneider stated Ohio Revised Code contains regulations about food trucks; the city will continue to look at what we need to do to protect the safety of the community. Mayor Schneider stated shootings cannot happen all around Cincinnati, which surrounds Norwood, and not happen in our community; if a gun violence task force in an interest of Council, the administration will work with Council on this initiative. Mayor Schneider mentioned the development at

Maple and Montgomery Road (the former Quality Inn site), which will be a \$32,300,000 investment; developers need to be incentivized. The Norwood School Board already passed it. That development is slated to be completed March 2025, bringing something back into Norwood. Mayor Schneider gave a shout-out to Mrs. Hoover for communicating with Xavier students about move-out procedures; her efforts made a difference compared to previous years. With regard to garbage, the large Rumpke containers should have the handle facing toward the street. Mayor Schneider asked residents to consider if it is necessary to place garbage out every week if there isn't much there; waiting until the following week leads to less time the trucks are on our streets. He reminded everyone that garbage cans are required; trash bags shouldn't just be placed on the curb for pickup. There is also a 24-hour rule for placing and returning trash cans. The Norwood Hometown Fireworks will take place on July 4<sup>th</sup>. Norwood Day Parade will take place on July 25<sup>th</sup> and Norwood Day at Coney Island is July 26<sup>th</sup>.

**O) UNFINISHED BUSINESS**

Mrs. Winterbauer confirmed the topic of food trucks has been talked about in committee; various departments did a lot of work and Norwood's guidelines are similar to other cities. This topic can be placed back in committee for further discussion.

Mrs. Winterbauer stated there will be an Economic Development Committee meeting in the future, but those details are still being finalized.

Ms. Royse spoke about the Pride Flag Raising Ceremony outside City Hall on June 1<sup>st</sup>; there were a lot of community volunteers who assisted with and attended the event.

**P) NEW BUSINESS**

Mrs. Franzen reminded everyone of the first Off Pike Market of the year taking place Saturday from 9am – 1pm.

Mrs. Franzen announced that her and her husband will be welcoming their first child in January 2024.

Mr. Breadon gave a shout-out to the Norwood Police Department and the new Police Chief; he is impressed with the Norwood Police Department's response and attentiveness.

Mrs. Winterbauer placed the matter of speeding and truck use on Williams Avenue into the Housing, Health, and Public Safety Committee.

**Q) COMMUNICATIONS**

**1) Mayor Victor Schneider**

**Re: Mayor's Court Fines: May 2023**

On a motion by Mr. Thompson, seconded by Ms. Royse, it was moved to receive and file the report. All members present voted, "Yes." The motion passed.

**R) EXCUSE ABSENT MEMBERS**

On a motion by Mr. Breadon, seconded by Mr. Thompson, it was moved to excuse the absent member (Mrs. Hoover). All members present voted, "Yes." The motion passed.

**S) ADJOURNMENT**

On a motion by Mrs. Franzen, seconded by Mr. Breadon, it was moved to adjourn.

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



Joseph S. Geers  
Clerk of Council



Ken Miracle  
President of Council