



NORWOOD CITY COUNCIL

Council Chambers

4645 Montgomery Road | Norwood, Ohio 45212
January 23, 2024 | 7:30 p.m.

AGENDA

- A) CALL TO ORDER
- B) INVOCATION
- C) PLEDGE OF ALLEGIANCE
- D) ROLL CALL
- E) AMENDMENT OF AGENDA
- F) MINUTES OF PREVIOUS MEETING
 - 1. January 9, 2024
- G) SPECIAL PRESENTATIONS
 - 1. Chief Sumner Re: Police Officer Life Saving Awards
- H) PUBLIC HEARINGS
- I) REQUEST TO ADDRESS COUNCIL
- J) REPORTS OF STANDING COMMITTEES OF COUNCIL
- K) THIRD READING OF ORDINANCES/RESOLUTIONS
- L) SECOND READING OF ORDINANCES/RESOLUTIONS
- M) INTRODUCTORY READING OF ORDINANCES/RESOLUTIONS
 - 1. ORDINANCE TO CHANGE APPROPRIATIONS FOR THE YEAR 2024, FOR FUND 2053, AND DECLARING AN EMERGENCY
 - 2. AN ORDINANCE AMENDING CHAPTER 561 OF THE NORWOOD CODIFIED ORDINANCES ENTITLED "PARKS AND PLAYGROUNDS" TO EXPAND AND CLARIFY ALCOHOL PERMITS, AND TO PRESERVE VICTORY PARK'S STATUS, AS AMENDED
 - 3. AN ORDINANCE AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO ENTER INTO A TERMINATION AGREEMENT WITH PAYCOR, INC. AND RELEASE OF PAYCOR, INC., AND DECLARING AN EMERGENCY
- N) ADMINISTRATION REPORTS
- O) UNFINISHED BUSINESS
- P) NEW BUSINESS
- Q) COMMUNICATIONS
 - 1. Law Director's Letter to Council – Keith Moore
- R) EXCUSE ABSENT MEMBER/S
- S) ADJOURN

"Gem of the Highlands"



Norwood Police Division

JAMES D. SUMNER, CHIEF

4701 MONTGOMERY ROAD
NORWOOD, OHIO 45212
TEL (513) 458-4523
FAX (513) 458-4524
OFFICE OF THE CHIEF

Re: Police Officer Life Saving Awards

Incident #1 – Officer Michael Castanias

On November 11, 2023 approx. 0319hrs Officer Castanias was dispatched to 5100blk of Carthage Avenue for a Domestic Trouble. When Officer Castanias arrived, he heard a female screaming and approached an alley where he saw a female laying on the ground, badly injured. The female had blood covered and dripping from her face. In addition to the injuries, Officer Castanias determined the female was undergoing some other type of mental distress or possibly drug induced.

As Officer Castanias tried to render aid, the female tried to run away. The female kicked and spat on the officer and resisted all attempts of help. After finally able to secure the female, the paramedics arrived and administered a sedative and Narcan.

Due to the aggressiveness of the female, Officer Castanias rode in the back of the ambulance with the patient. During the transport, the female became unconscious with a very faint heartbeat. PO Castanias wasted no time performing CPR and assisting the medic with life-saving techniques during the entire transport.

The patient regained consciousness at the hospital and was transferred over to doctors at UC Hospital.

“Gem of The Highlands”



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OFFICE OF THE CHIEF

Incident #2 – Officers Jimmy Strunk, Wesley Miller and Ryan Goodwin

On December 24, 2023 at 0138hrs officers responded to a shots-fired call on Rhode Island and Berkley Ave. just outside our jurisdiction in the Bond Hill neighborhood of Cincinnati. Officers arrived, encountered a person standing in the intersection. This person was quickly detained and found to have a handgun. Upon questioning, it was determined that this was the shooter and someone was inside an apartment building possibly injured by gun fire.

Officers Strunk, Miller and Goodwin entered the common area of an apartment building on Berkley Ave and discovered a male lying on the floor suffering from multiple gunshot wounds to the chest and leg.

Officers immediately administered life saving techniques by applying trauma care to the victim. This care consisted of applying a tourniquet to the leg, and trauma dressing to the chest and back to stop the bleed. The officers provided care to the victim until Cincinnati Medics arrived and took over treatment and transported him to UC ER.

“Gem of The Highlands”



Ordinance No. _____ 20 _____

ORDINANCE TO CHANGE APPROPRIATIONS FOR THE YEAR 2024, FOR FUND 2053, AND DECLARING AN EMERGENCY

WHEREAS, Norwood City Council wishes to increase appropriation line item for 2024; and,

WHEREAS, Council approved Ordinance #44 of 2023, on September 26, 2023, extending the City's participation in the joint Hamilton County and Norwood Façade Storefront Grant Program for the reimbursement of external physical improvements to commercial properties fronting along Montgomery Rd.; now therefore,

BE IT ORDAINED by the Council of the City of Norwood, State of Ohio, that:

SECTION 1. That the appropriation line items be increased for:

Fund 2053 (Façade Storefront Grant Program) – 0000 – 50000, in the amount of \$166,946.72.

SECTION 2. This Ordinance is hereby declared an emergency ordinance and a measure necessary for the immediate preservation of the public peace, health, safety, and general welfare and shall go into effect forthwith. The reason for said emergency is to increase certain appropriation line items.

PASSED _____
Date

Joseph Geers,
President of Council

ATTEST:

Natalie Assaf, the duly appointed Clerk of Council, attests that this ordinance was passed at a regular/special meeting of Norwood City Council on the _____ day of _____, 2024, in compliance with the rules of Norwood City Council and the laws of the State of Ohio. The foregoing ordinance was submitted to the Mayor of the City of Norwood, Ohio for his signature on the _____ day of _____, 2024.

Natalie Assaf,
Clerk of Council

APPROVED _____
Date

Victor Schneider,
Mayor

CERTIFICATION OF PUBLICATION:

Natalie Assaf, the duly appointed Clerk of Council, attests that this ordinance was published in the

_____ on _____ and _____.
(Name of Newspaper) (date) (date)

Natalie Assaf,
Clerk of Council

1st Reading _____
Date

2nd Reading _____
Date

3rd Reading _____
Date

All 3 Readings _____
Date

Tabled _____
Date

Vetoed _____
Date

From: Mike Skelly <mskelly@norwoodohio.gov>

Sent: Wednesday, January 10, 2024 11:47 AM

To: Ken Miracle <kmiracle@norwoodohio.gov>; Tim Wagers <twagers@norwoodohio.gov>; Joseph Geers <jgeers@norwoodohio.gov>; Angela Hayes <ahayes@norwoodohio.gov>; Natalie Assaf <nassaf@norwoodohio.gov>

Cc: Norwood SSD <SSD@norwoodohio.gov>

Subject: Appropriation Ordinance for Council's 1/23 Meeting

Good morning;

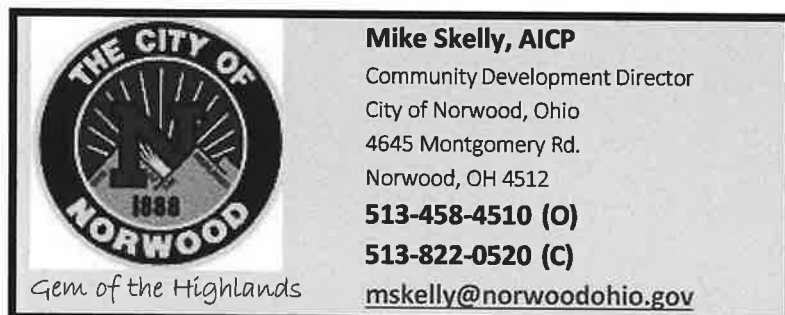
If I could please have the attached Ordinance placed on the 1/23/24, Council meeting as an Emergency action.

As a brief background, the County has agreed to the extension of this program and more importantly, the availability of their grant funds. The monies are NOT from our General Fund, *but merely a pass-through from Hamilton County*. There are 2 invoices pending at the County, which I would like to give to business owners as soon as they are received by City, which is expected in 2-weeks.

I expect to provide payouts to another 3-5 owners by year-end.

Please call / email with any questions.

Thanks





Ordinance No. _____ 20 _____

AN ORDINANCE AMENDING CHAPTER 561 OF THE NORWOOD CODIFIED ORDINANCES ENTITLED "PARKS AND PLAYGROUNDS" TO EXPAND AND CLARIFY ALCOHOL PERMITS, AND TO PRESERVE VICTORY PARK'S STATUS, AS AMENDED

WHEREAS, Chapter 561 of the Norwood Codified Ordinances, "Parks and Playgrounds", designates two locations as "picnic areas"; and

WHEREAS, the City of Norwood has multiple park locations available for rental beyond those two locations; and

WHEREAS, Chapter 561 currently allows the consumption of beer in City parks only within those two designated "picnic areas"; and

WHEREAS, after long and careful consideration and consultation with the Administration, Council has determined that the current regime is overly restrictive; and

WHEREAS, Council wishes to expand the recreation options for residents to allow the Recreation Department (1) to issue permits for the consumption of beverages containing alcohol at "picnic areas", and (2) to issue such permits at additional park locations; and

WHEREAS, Victory Park occupies a unique status as a memorial in addition to being a recreation area, which status Council desires to retain;

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Norwood, Hamilton County, Ohio, that:

SECTION 1. Chapter 561 of the Norwood Codified Ordinances, entitled "Parks and Playgrounds", is hereby amended and replaced to read as follows:

CHAPTER 561

Parks and Playgrounds

- 561.01 Definitions.
- 561.02 Glass beverage containers prohibited.
- 561.03 Possession of Alcoholic beverages prohibited; except as allowed by permit.
- 561.04 Curfew hours.
- 561.99 Penalty.

561.01 DEFINITIONS.

As used in this chapter, certain words are defined as follows:

- (a) "Alcoholic beverage". Any beverage containing ethyl alcohol, whether rectified or diluted with water or not, whatever its origin may be, and includes synthetic ethyl alcohol. The term does not include denatured alcohol and wood alcohol.
- (b) "City parks and playgrounds" include Millcrest Park (upper and lower), Hunter Park, Northwoods Park, Marsh Park, Burwood Park, Waterworks Park, Fenwick Park, Dorl Field, Victory Park, Tower (or Roudebush) Park and/or any other areas designated by the City as a public park or playground.
- (c) "Picnic area" includes all areas designated as a picnic area by the Norwood Recreation Director and posted for rental.
- (d) "Person" includes an individual, corporation, partnership, and association.

(e) "Glass beverage container" means any glass bottle, jar or cup containing or designed to contain any liquid beverage including beer, wine, liquor, soft drink, fruit drink, water and/or any other consumable liquid substance.

561.02 GLASS BEVERAGE CONTAINERS PROHIBITED.

No person shall have in his possession or offer for sale any glass beverage container or any liquid substance in a glass beverage container in any City park and/or playground.

561.03 ALCOHOLIC BEVERAGES PROHIBITED, EXCEPT AS ALLOWED BY PERMIT.

(a) No person shall have in his possession an open container of any alcoholic beverage in a City park and/or playground, except that alcoholic beverages shall be permitted in designated picnic areas with a permit from the Norwood Recreation Director for authorized use of such designated picnic area subject to such reasonable conditions as the Recreation Director shall prescribe.

(b) No permit under subsection (a) of this section may be issued that would allow alcoholic beverages in Victory Park.

561.04 CURFEW HOURS.

(a) Definitions. As used in this section, the following definitions shall apply:

(1) "City parks and playgrounds" mean the following: Marsh Park, Northwoods Park, Burwood Park, Tower Park, Hunter Park, Upper and Lower Millcrest Park, Dorl Field, Waterworks Park, Fenwick Park, Victory Park and Lindner Park and/or any other areas designated by the City as a public park or playground.

(2) "Person" shall include any individual, corporation, partnership or association.

(3) "Summer" season shall be in effect from March 2 to October 31.

(4) "Sunrise" and "sunset" shall mean the time designated by the National Weather Service as sunrise and sunset, respectively, on a given day.

(5) "Winter" hours shall be in effect from November 1 to March 1.

(b) During summer hours, no person shall be permitted to be in Upper and Lower Millcrest Park and Waterworks Park between 11:00 p.m. and 7:00 a.m. During the winter hours, no person shall be permitted to be in Upper and Lower Millcrest Park and Waterworks Park from sunset to sunrise.

(c) During summer hours, no person shall be permitted to be in Fenwick Park between sunset and sunrise, unless the person is part of a group that has obtained a permit for use of the Shelter House in which case the group is permitted to remain in the park during the time stated on the permit. During winter hours, no person shall be in Fenwick Park between sunset and sunrise.

(d) Regardless of time of year, no person shall be permitted to be in Marsh Park, Northwoods Park, Burwood Park, Tower Park, Hunter Park, Dorl Field, Victory Park and Lindner Park between sunset and sunrise.

(e) The Mayor is hereby directed to amend the payout fine schedule to include this offense and set the payout fine for violation thereof at twenty-five dollars (\$25.00).

561.99 PENALTY.

Whoever violates any provision of this chapter shall be guilty of a minor misdemeanor for each violation.

PASSED _____
Date Joseph S. Geers
President of Council

ATTEST:

Natalie Assaf, the duly appointed Clerk of Council, attests that this ordinance was passed at a regular/special meeting of Norwood City Council on the ____ day of _____, 2024, in compliance with the rules of Norwood City Council and the laws of the State of Ohio. The foregoing ordinance was submitted to the Mayor of the City of Norwood, Ohio for his signature on the ____ day of _____, 2024.

Natalie Assaf
Clerk of Council

APPROVED _____
Date

Victor Schneider
Mayor

CERTIFICATION OF PUBLICATION:

Natalie Assaf, the duly appointed Clerk of Council, attests that this ordinance was published in the _____ on _____ and _____.
(Name of Newspaper) (date) (date)

Natalie Assaf
Clerk of Council

1st Reading _____
Date

2nd Reading _____
Date

3rd Reading _____
Date

All 3 Readings _____
Date

Tabled _____
Date

Vetoed _____
Date

REDLINED CHANGES FROM TABLED VERSION

AN ORDINANCE AMENDING CHAPTER 561 OF THE NORWOOD CODIFIED ORDINANCES ENTITLED "PARKS AND PLAYGROUNDS" TO EXPAND AND CLARIFY ALCOHOL PERMITS, AND TO PRESERVE VICTORY PARK'S STATUS, AS AMENDED

WHEREAS, Chapter 561 of the Norwood Codified Ordinances, "Parks and Playgrounds", designates two locations as "picnic areas"; and

WHEREAS, the City of Norwood has multiple park locations available for rental beyond those two locations; and

WHEREAS, Chapter 561 currently allows the consumption of beer in City parks only within those two designated "picnic areas"; and

WHEREAS, after long and careful consideration and consultation with the Administration, Council has determined that the current regime is overly restrictive; and

WHEREAS, Council wishes to expand the recreation options for residents to allow the Recreation Department (1) to issue permits for the consumption of beverages containing alcohol at "picnic areas", and (2) to issue such permits at additional park locations; and

WHEREAS, Victory Park occupies a unique status as a memorial in addition to being a recreation area, which status Council desires to retain;

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Norwood, Hamilton County, Ohio, that:

SECTION 1. Chapter 561 of the Norwood Codified Ordinances, entitled "Parks and Playgrounds", is hereby amended and replaced to read as follows:

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561.04 Curfew hours.

561.99 Penalty.

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- (a) "Alcoholic beverage". Any beverage containing ethyl alcohol, whether rectified or diluted with water or not, whatever its origin may be, and includes synthetic ethyl alcohol. The term does not include denatured alcohol and wood alcohol.
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- (c) "Picnic area" includes all areas designated as a picnic area by the Norwood Recreation Director and posted for rental.
- (d) "Person" includes an individual, corporation, partnership, and association.

Deleted: 2423 - Ord to Amend Chapter 561 to Allow Alcohol in Selected Park Areas, as Amended 112823 01152014 (w TAG KDM Redlines)

(e) "Glass beverage container" means any glass bottle, jar or cup containing or designed to contain any liquid beverage including beer, wine, liquor, soft drink, fruit drink, water and/or any other consumable liquid substance.

561.02 GLASS BEVERAGE CONTAINERS PROHIBITED.

No person shall have in his possession or offer for sale any glass beverage container or any liquid substance in a glass beverage container in any City park and/or playground.

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(d) Regardless of time of year, no person shall be permitted to be in Marsh Park, Northwoods Park, Burwood Park, Tower Park, Hunter Park, Dorl Field, Victory Park and Lindner Park between sunset and sunrise.

(e) The Mayor is hereby directed to amend the payout fine schedule to include this offense and set the payout fine for violation thereof at twenty-five dollars (\$25.00).

561.99 PENALTY.

Whoever violates any provision of this chapter shall be guilty of a minor misdemeanor for each violation.

PASSED

Date

Ken Miracle
President of Council

Deleted: ¶

Deleted: 2423 - Ord to Amend Chapter 561 to Allow Alcohol in Selected Park Areas, as Amended 112823 01152014 (w TAG KDM Redlines)

ATTEST:

Joseph S. Geers, the duly appointed Clerk of Council, attests that this ordinance was passed at a regular/special meeting of Norwood City Council on the _____ day of _____, 2023, in compliance with the rules of Norwood City Council and the laws of the State of Ohio. The foregoing ordinance was submitted to the Mayor of the City of Norwood, Ohio for his signature on the _____ day of _____, 2023.

Joseph S. Geers
Clerk of Council

APPROVED _____
Date

Victor Schneider
Mayor

CERTIFICATION OF PUBLICATION:

Joseph S. Geers, the duly appointed Clerk of Council, attests that this ordinance was published in the

_____ on _____ and _____
(Name of Newspaper) (date) (date)

Joseph S. Geers
Clerk of Council

1st Reading _____
Date

2nd Reading _____
Date

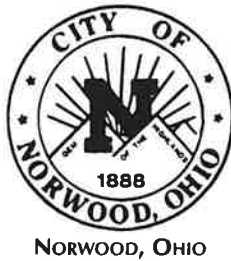
3rd Reading _____
Date

All 3 Readings _____
Date

Tabled _____
Date

Vetoed _____
Date

Deleted: 2423 - Ord to Amend Chapter 561 to Allow Alcohol in Selected Park Areas, as Amended 112823 01152014 (w TAG KDM Redlines)



Ordinance No. _____ 20 _____

AN ORDINANCE AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO ENTER INTO A TERMINATION AGREEMENT WITH PAYCOR, INC. AND RELEASE OF PAYCOR, INC., AND DECLARING AN EMERGENCY

WHEREAS, on October 31, 2012, the City of Norwood entered into an Agreement with Paycor, Inc.; and

WHEREAS, on January 1, 2018, the City of Norwood and Paycor, Inc. amended their Agreement; and

WHEREAS, the City of Norwood and Paycor, Inc. have reached an amicable resolution of a contractual dispute between them, which terminates their contractual relationship under terms of the Termination Agreement and Release, attached as "Exhibit A";

WHEREAS, the Council of the City of Norwood now desires to authorize the Safety-Service Director to enter into a Termination Agreement with Paycor, Inc. and Release of Paycor, Inc. in a form approved by the City of Norwood's Law Director; now, therefore,

BE IT ORDAINED, by the Council of the City of Norwood, State of Ohio, that:

SECTION 1: The Norwood City Council hereby accept the terms outlined in the Termination Agreement and Release, and authorizes the Safety-Service Director to execute the Termination Agreement with Paycor, Inc., and Release of Paycor, Inc., attached as Exhibit A.

SECTION 2: This ordinance shall be in full force and effect from and immediately after its adoption, because of the need to demonstrate the resolution of this matter, so that the City and Paycor, Inc. can emerge from this dispute with clear terms.

PASSED _____
Date

Joseph S. Geers
President of Council

ATTEST:

Natalie Assaf, the duly appointed Clerk of Council, attests that this ordinance was passed at a regular/special meeting of Norwood City Council on the _____ day of _____, 2024 in compliance with the rules of Norwood City Council and the laws of the State of Ohio. The foregoing ordinance was submitted to the Mayor of the City of Norwood, Ohio for his signature on the _____ day of _____, 2024.

Natalie Assaf
Clerk of Council

APPROVED _____
Date

Victor Schneider
Mayor

CERTIFICATION OF PUBLICATION:

Natalie Assaf, the duly appointed Clerk of Council, attests that this ordinance published in the _____ on _____ and _____.
(Name of Newspaper) (date) (date)

Natalie Assaf
Clerk of Council

1st Reading _____
Date

2nd Reading _____
Date

3rd Reading _____
Date

All 3 Readings _____
Date

Tabled _____
Date

Vetoed _____
Date



DEPARTMENT OF LAW

KEITH D. MOORE
LAW DIRECTOR

TIMOTHY A. GARRY, JR.
ASSISTANT LAW DIRECTOR

NORWOOD CITY HALL
4645 MONTGOMERY ROAD
NORWOOD, OHIO 45212
TELEPHONE: (513) 458-4585
FAX: (513) 458-4586

January 18, 2024

Norwood City Council
4645 Montgomery Road
Norwood, OH 45212

RE: Executive Session Request for January 23, 2024

Dear President and Members of Council:

I am requesting that Council go into Executive Session at your meeting on January 23, 2024, for the following purpose:

To discuss disputes that are the subject of pending or imminent court action

Please place this matter at the end of the Agenda.

Sincerely,

Keith D. Moore
Norwood Law Director

KDM:cfc

"Gem of The Highlands"