



Norwood City Council
Council Chambers | Norwood City Hall
4645 Montgomery Road | Norwood, Ohio 45212
May 28, 2024 | 7:30pm

A) CALL TO ORDER

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

B) MOMENT OF REFLECTION

C) PLEDGE OF ALLEGIANCE

D) ROLL CALL

On roll call, the following members answered present: Mrs. Franzen, Mrs. Hoover, Ms. Royse, Mrs. Bowling, Mrs. Winterbauer, and Mr. Girton.

E) AMENDMENT OF AGENDA

On a motion by Mrs. Franzen, seconded by Mrs. Bowling, it was moved to amend the agenda as follows: remove the Finance Committee report and add a communication from the Auditor's office regarding reports on accounting methods. All members present voted "Yes". The motion passed.

F) MINUTES OF PREVIOUS MEETING

There were no minutes from the previous meeting.

G) SPECIAL PRESENTATIONS

There were no special presentations.

H) PUBLIC HEARINGS

The City Council of Norwood will hold a public hearing on May 28, 2024, at 7:30 pm, at the 2nd floor, Council Chamber, located at 4645 Montgomery Rd., Norwood, OH, to consider text changes associated with a proposed zoning ordinance amendment. A brief summary of this proposed amendment includes: changes to promote clarity and consistency in policy interpretation, prohibiting the location and operation of food trucks from private property and/or individual lots, and other related changes. A complete copy of the entire amendment may be obtained/reviewed:

(a) at <https://www.norwoodohio.gov/133/Community-News>

(b) at the Norwood Building Department, Room 101 of City Hall, M – F, between 8:30 am – 4:30pm. Anyone wishing to attend the hearing is welcome to speak. If you require additional information or special accommodations to attend, please call beforehand 513-458-4510. If the Planning Commission endorses this proposed zoning ordinance text amendment it will then be sent to Norwood City Council for a public hearing, and consideration.

I) REQUEST TO ADDRESS COUNCIL

There were no requests to address Council.

J) REPORTS OF STANDING COMMITTEES OF COUNCIL

1) Law, Ordinance, Human Resource & Compliance Committee – May 21, 2024

On a motion made by Mrs. Winterbauer, seconded by Mrs. Franzen, it was moved to accept the report. All members present voting yes, the motion passed.

2) Finance, Budget, Audit & Claims Committee - 5/28/2024

(removed during amendment of the agenda)

K) THIRD READING OF ORDINANCES/RESOLUTIONS

There were no third readings.

L) SECOND READING OF ORDINANCES/RESOLUTIONS

There were no second readings.

M) INTRODUCTORY READING OF ORDINANCES/RESOLUTIONS

- 1) ORDINANCE AMENDING PART 11 – PLANNING AND ZONING CODE, RELATING TO MOBILE FOOD TRUCKS TO PROMOTE CLARITY AND CONSISTENCY IN POLICY INTERPRETATION, AND BY PROHIBITING MOBILE FOOD TRUCKS FROM LOCATING AND OPERATING THEIR BUSINESS ON PRIVATE PROPERTY AND INDIVIDUAL LOTS, AND OTHER RELATED CHANGES

On a motion made by Mrs. Winterbauer, seconded by Ms. Royse, it was moved to have the first reading of the ordinance.

Mrs. Hoover requested to have a dialogue regarding the ordinance and asked for background on the ordinance. Mayor Schneider stated the matter was brought to the Planning Commission by community members due to concerns about State regulations. Mrs. Hoover asked what the nature of the concerns are. Mayor Schneider stated that it originated with concerns that many are not truly mobile because they remain onsite 24/7. There were also concerns about fire hazards, potential ventilation problems, ADA compliance and different regulatory standards compared to those applied to brick-and-mortar companies. Mrs. Franzen clarified for those in attendance that the current vote and first reading is what enables Council to discuss the ordinance, and that community members can speak with individual Council members in person or via email after the meeting as well. She also noted that she had reservations about the ordinance. Mr. Girton asked requested for records from the Building Department of all complaints from Norwood landlords regarding food trucks near their properties. Mrs. Bowling stated that the ordinance as written is restrictive and does not offer sufficient solutions. Mr. Girton asked about the wording of the definition of mobile food trucks. Mr. Girton asked President Geers to ask Mr. Moore about how Council can interact with businesses. Mr. Moore stated that there are winners and losers in any attempt to regulate and even the playing field. Mrs. Franzen stated she was unsure if food trucks are truly in competition with brick and mortar establishments, and that having both present in Norwood is positive. Mrs. Hoover asked about the portions of the ordinance regarding “perceived public nuisance” and “over-use of private lots” and whether those are quantifiable matters. Mrs. Winterbauer explained background work on food trucks in Norwood from previous years and ideas that have circulated in the Economic Committee. She stated a need for a long term plan to support small businesses in Norwood, including food trucks. Ms. Royse stated that the ordinance needs improvement. Mrs. Bowling asked for clarification if the ordinance requires food trucks to have a single day permit and 14 days notice to park a food truck. Mr. Moore confirmed that is correct. Mrs. Bowling said that would have to be amended to prevent a functional ban of food trucks. Mrs. Hoover asked if the rest of Council wanted to move forward or have the ordinance be worked on in Committee before coming back to Council. Mrs. Winterbauer said it could be sent to the Economic Committee, and that the main need is for a long term plan based on community input and available data to be sent in place that addresses concerns and is supportive of food trucks. President Geers said the motion and second could be withdrawn.

On an amended motion made by Mrs. Winterbauer, seconded by Ms. Royse, it was moved to move the ordinance to the Economic, Development, and Small Business Committee.

Five members present voted “Yes.” Mr. Girton voted “No.” The motion carried.

- 2) ORDINANCE AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO ENTER INTO AN AGREEMENT FOR THE PURCHASE OF THREE (3) NEW POLICE CRUISERS, AND DECLARING AN EMERGENCY

On a motion made by Mrs. Franzen, seconded by Mr. Girton, it was moved to suspend the rules and have all three readings of the ordinance. All members present voted “Yes.” The motion carried.

On a motion made by Mrs. Hoover, seconded by Mrs. Franzen, it was moved to pass the ordinance.

Mr. Girton stated that Mr. Powers had stated that the 2024 budget does have funds for the purchase, and that the emergency simply allows the purchase to be made as quickly as possible.

All members present voted "Yes." The motion carried.

- 3) ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY-SERVICE TO ENTER INTO A CONTRACT WITH ENTERPRISE FLEET MANAGEMENT FOR THE PURCHASE OF THREE (3) FORD RANGER PICKUP TRUCKS, FOR USE BY THE NORWOOD PUBLIC WORKS DEPARTMENT, AND DECLARING AN EMERGENCY

On a motion made by Mrs. Bowling, seconded by Mr. Girton, it was moved to suspend the rules and have all three readings of the ordinance.

Mrs. Bowling clarified that all three readings were being read today due to the vehicles being on hold for a limited time at the dealership and funds being readily available.

All members present voted "Yes." The motion carried.

Mrs. Bowling stated that the funds were set aside with the goal of purchasing two cars but three are being purchased for the same original amount set aside.

On a motion made by Mrs. Bowling, seconded by Mrs. Franzen, it was moved to pass the ordinance. All members present voted "Yes." The motion carried.

- 4) AN ORDINANCE AMENDING ORDINANCE 16-2024, AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO ENTER INTO A CONTRACT TO RECONSTRUCT LINCOLN AVENUE FROM MILLS TO FRANKLIN AVENUES, INCLUDING UTILITY WORK ON WATER DISTRIBUTION SYSTEM AND STORM SEWER, AND DECLARING AN EMERGENCY

On a motion made by Mrs. Franzen, seconded by Mrs. Hoover, it was moved to suspend the rules and have all three readings of the ordinance.

On a motion made by Mr. Winterbauer, seconded by Mrs. Hoover, it was moved to pass the ordinance.

Mrs. Hoover asked where the additional funding for the ordinance would come from. Mr. Powers said the needed funds are available but the previous ordinance only allowed funding up to a certain level but bids came in higher—the money had already been sufficiently allocated. Mrs. Bowling asked if she should abstain from the vote given that the ordinance would impact flooding she receives at her home. Mr. Moore said Mrs. Bowling does not need to abstain.

All members present voted "Yes." The motion carried.

- 5) RESOLUTION DECLARING JUNE 2024 TO BE PRIDE MONTH IN THE CITY OF NORWOOD

On a motion made by Mrs. Bowling, seconded by Mrs. Hoover, it was moved to suspend the rules and have all three readings of the resolution with the first reading being in full.

Mrs. Bowling made an amended motion to have all three readings with the first being in full, seconded by Mrs. Hoover. All members present voted "Yes." The motion carried.

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

- 6) A RESOLUTION AUTHORIZING THE SAFETY SERVICE DIRECTOR OF THE CITY OF NORWOOD, OHIO TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE METRO TRANSIT INFRASTRUCTURE FUND PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED, AND DECLARING AN EMERGENCY

On a motion made by Mrs. Winterbauer, seconded by Mrs. Hoover, it was moved to suspend the rules and have all three readings. All members present voted "Yes." The motion carried.

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

N) ADMINISTRATION REPORTS

Mayor Schneider stated that it was an honor for the Norwood Lateral to be renamed after Brigid Kelly. He also stated that Memorial Day festivities were a success. He also stated his desire for people to know more about the process for passing ordinances and the willingness of members of Council to listen to community member concerns. The Mayor stated that the Hamilton County Board of Commissioners will be speaking to the Elm Avenue project on June 6th.

James Bonsall, Norwood Treasurer, was not present.

Ken Miracle, Norwood Auditor, did not have a report.

Keith Moore, Norwood Law Director, did not have a report.

O) UNFINISHED BUSINESS

Mrs. Bowling reminded everyone that Norwood Pride Market would take place on June 1st following the flag raising at City Hall.

P) NEW BUSINESS

Mrs. Franzen stated that Norwood Ready Kids will be at the Norwood Police Department with information about programs for young children and tours for children will be provided by members of the Police and Fire Department.

Q) COMMUNICATIONS

1) Report on Accounting Methods

On a motion by Mrs. Winterbauer, seconded by Mr. Girton, it was moved to receive and file the letter. All members present voted "Yes." The motion carried.

R) EXCUSE ABSENT MEMBERS

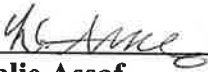
On a motion made by Mrs. Franzen, seconded by Mr. Girton, it was moved to excuse Mr. Breadon.

Mrs. Hoover asked if Mr. Breadon had told President Geers the reason he could not make the meeting. President Geers replied that he had sent him a text that he would not be able to attend.

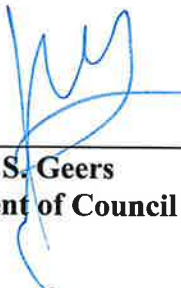
Five members voted "Yes." Mrs. Hoover voted "No." The motion carried.

S) ADJOURNMENT

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



Natalie Assaf.
Clerk of Council



Joseph S. Geers
President of Council