

CITY OF OAKWOOD

STATE OF OHIO

OCTOBER 5, 2009

The Council of the city of Oakwood, State of Ohio, met in a work session at 6:00 p.m. in the conference room of the city of Oakwood, 30 Park Avenue, Dayton, Ohio, 45419. Council then met in a regular session at 7:30 p.m., in the council chambers of the city of Oakwood. The Mayor, Mrs. Judy Cook, presided, and the Clerk of Council, Mrs. Cathy Gibson, recorded. Mayor Cook opened the meeting by asking all present to participate in the Pledge of Allegiance.

Upon call of the roll, the following members of council responded to their names:

MRS. JUDY COOK..... PRESENT
MR. CARLO C. McGINNIS..... PRESENT
MR. STEVEN BYINGTON PRESENT
MR. WILLIAM D. DUNCAN..... PRESENT
MR. STANLEY CASTLEMAN PRESENT

Officers of the city present were the following:

Mr. Norbert S. Klopsch, City Manager
Ms. Dalma C. Grandjean, City Attorney
Mr. Jay A. Weiskircher, Assistant City Manager

The press this evening was represented by the editor of the *Oakwood Register*, Mr. Lance Winkler.

The following visitors registered:

Jason Hollenbach, 2346 Duncan Drive
Kristina Solch, 238 Ginghamburg
Ariana Bolan, 9821 W. Spring Valley Pike
Becky Butler, 204 Monteray Avenue
David Crusey, 230 E. Dixon Avenue
Anne Hilton, 900 Harman Avenue
Charlie Shoemaker, Five Rivers Metro Parks

Mr. Duncan, Chair of the Council Committee on Minutes, advised council he had read the minutes of the regular and work sessions of council held September 21, 2009. Mr. Duncan reported he found the minutes correct and complete. Therefore, it was moved by Mr. Duncan and seconded by Mr. Castleman that the minutes of the sessions of council aforementioned be approved as written and the reading thereof at this session be dispensed with. Upon a viva voce vote on the question of the motion, same passed unanimously and it was so ordered.

STATUS REPORT

Sugar Camp/Pointe Oakwood. Mr. Byington recapped that site grading is moving along, and the sanitary sewer lines are in for Old River Trail with curbs and asphalt to follow. In regard to the model home, the builder has begun installing the slate shingles and stone façade. Mr. Byington referenced a concern expressed about the proximity to the street and indicated the landscape plan includes 3” caliper trees and other vegetation to soften and screen.

Proclamation. Mayor Cook read and proclaimed October as Breast Cancer Awareness month.

Athletic/Recreation Master Plan. Mayor Cook announced tomorrow is the second community meeting on the recreation/athletic master plan, a repeat of the meeting held two weeks ago for which they had a wonderful turnout. She indicated the meeting begins at 6:30 at the high school, following a 5:30 meeting with Oakwood youth.

MVRPC. Mr. McGinnis reported, as the city’s liaison, MVPRC has completed the first phase of the Integrated Land Use Plan – the data collection phase from technical staff in participating communities. The next phase includes sharing the data with area councils with a follow-up phase of community workshops on this vision for 2040. Mr. McGinnis asked Mr. Klopsch to contact Martin Kim to schedule a time to report. The final phase will be to put together a wish list for a long range vision based on the aforementioned.

VISITORS

Five Rivers Metro Parks Levy. Mr. Shoemaker indicated Mrs. Butler is on the Executive Committee for the Levy Campaign - Issue 4 on the November 3 ballot. He referenced several pieces of literature including a geographic and demographic Visitor’s Guide which is also available at metroparks.org and depicts the diversity of the system in rural, suburban and urban areas. He noted there are 25 facilities within 15 minutes of anywhere in Montgomery County. The second

item relates to the four priorities for the future of Five Rivers Metro Parks and includes: to protect, connect, enrich and respect. We have a long-term responsibility regarding these 15,000 acres for the future; they provide a way for residents to connect with natural resources, and in particular, the newly renovated Hills & Dales Park. We want to continue to expose children to nature and the park agency is a publicly supported partner in the region. Mr. Shoemaker indicated since 2001, they have received \$15 M in grants to assist in purchasing property and RiverScape Phase 3.

Mrs. Butler, as an Oakwood resident and growing up in the Dayton region, gave her personal perspective of how use of the parks has been intertwined with her over the years starting in Englewood and now utilizing the Hills & Dales Park. She indicated both of her children are in scouts and they use the parks extensively. She reviewed facts of the levy, a 1.8 mill replacement levy which provides 80% of the operating budget so as to maintain what exists. Mrs. Butler explained 1.8 mills is the equivalent of \$1 per month for a \$100,000 home, thus the value in Oakwood is approximately \$24 a year, a great bargain. She asked for Oakwood and council's support of Issue 4. Mayor Cook asked about the percentage. Mr. Shoemaker explained 1.45 is the current effective rate, a 20-22% increase. Mayor Cook wondered how long that has been in effect. Mr. Shoemaker responded nine years and added they are working off the same revenue from 2001. Mr. Castleman asked about the operating budget. Mr. Shoemaker replied \$21 M. Mr. Duncan wondered if a citizen is interested in a sign, where they should make contact. Mr. Shoemaker responded metroparks2009.org and the headquarters is in Kettering Tower. Mr. McGinnis asked about the design to connect all bike paths, i.e., now that Oakwood owns Old River and connection to Hills and Dales. Mr. Shoemaker indicated they have partnered with MVRPC on making the region bike friendly and that massive plan is still underway. Mayor Cook thanked them for the information.

Proposed No Tethering Law. Mr. Jason Hollenbach referenced submitted materials that introduce the idea of not tethering (i.e., attaching an animal to a structure with a chain) for the well being of the animal. He indicated Oakwood has a good confinement law 505.071 which provides protection for the community; but suggested it be tightened up a bit. He read proposed language which he and his friends have worked on. In conclusion, Mr. Hollenbach applauded the city for its existing ordinance and willingness to consider the suggested modification. Mayor Cook asked if they are all students at Wright State. Mr. Hollenbach responded yes. Ms. Kristina Solch explained they are taking a class on animal rights as many plan to apply to vet school. Ms. Ariana Boland indicated they are interested in animal rights. Mr. Duncan asked if this is the section of the code that annually is compared to the state ORC updates and noted Troy has adopted the no tether law. Ms. Grandjean answered yes and explained Oakwood can make its ordinance more restrictive but cannot exceed state penalties. Mr. Klopsch referenced recent discussion on a possible dog park and after checking with the county, they learned around 2,800 dog licenses are issued in Oakwood only. Oakwood is a very dog-friendly community. Mayor Cook thanked the students for the information.

RESOLUTION

BY MR. DUNCAN

NO 1703

RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR.

A copy of the resolution, having been placed on the desks of each member of council prior to introduction, was read by title. Mr. Duncan explained this is a housekeeping measure and relates to the property tax levies including the 2.72 mills. He noted there was previously another levy which this council let expire so as to make it easier for support of other regional levies such as Five Rivers.

Thereupon, it was moved by Mr. Duncan and seconded by Mr. Castleman that the resolution be passed.

Upon call of the roll on the question of the motion, the following vote was recorded:

MRS. JUDY COOK.....	YEA
MR. CARLO C. MCGINNIS.....	YEA
MR. STEVEN BYINGTON	YEA
MR. WILLIAM D. DUNCAN.....	YEA
MR. STANLEY CASTLEMAN.....	YEA

There being five (5) yea votes and no (0) nay votes thereon, said resolution was declared duly passed and it was so ordered.

CITY MANAGER'S REPORTS

Signage. Mr. Klopsch indicated during this political season, signs are being installed and he reminded citizens that last year the ordinance was modified so that any single zoning lot may have no more than 12 square feet of total temporary signage. He noted this would permit two (2) 2 x 3 signs or more smaller ones.

COUNCIL COMMENTS

Mr. Castleman referenced the Breast Cancer Awareness Proclamation and how a male friend of his was diagnosed with the disease; everyone must be their own best physician for detection.

Mr. Duncan announced in the recently mailed City Scene publication, a public survey regarding athletic/recreation was included. He urged everyone to complete the survey.

Mayor Cook invited the community to the upcoming Scarecrow Row and Family Fall Festival this weekend. She extended thanks to the Wills for operating the cable equipment.

Council adjourned. The public meeting concluded at 8:12 p.m.

MAYOR

ATTEST:

CLERK OF COUNCIL