

CITY OF OAKWOOD

STATE OF OHIO

APRIL 5, 2010

The Council of the city of Oakwood, State of Ohio, met in an executive session for conference with city attorney at 6:00 p.m. in the conference room of the city of Oakwood, 30 Park Avenue, Dayton, Ohio, 45419. Council then met in regular session at 7:30 p.m., in the council chambers of the city of Oakwood.

The Mayor, Mr. William Duncan, presided, and the Clerk of Council, Mrs. Cathy Gibson, recorded. Mayor Duncan 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:

MR. WILLIAM D. DUNCAN ..... PRESENT  
MR. STEVEN BYINGTON ..... PRESENT  
MR. STANLEY CASTLEMAN ..... PRESENT  
MR. ROBERT P. STEPHENS ..... PRESENT  
MRS. ANNE S. HILTON ..... 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; and staff writer for the *Dayton Daily News*, Mr. Jeremy Kelley.

The following visitor registered:

Mr. Tom Tudor, Hillel Academy

Mrs. Hilton, Chair of the Council Committee on Minutes, advised council she had read the minutes of the regular and work sessions of council held March 1, 2010. Mrs. Hilton reported she found the minutes complete with one correction, on page 169 the name should be spelled Cramer rather than Kramer. Therefore, it was moved by Mrs. Hilton and seconded by Mr. Castleman that the minutes of the sessions of council aforementioned be approved as amended 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 REPORTS

Proclamation. Mayor Duncan read a proclamation of congratulations to the University of Dayton's Men's Basketball Team on their recent NIT championship win.

Athletic & Recreation Master Plan. Mr. Stephens reported citizens should have received the informational brochure in the mail that outlined ideas/concepts so as to get community input. He indicated 22 citizens were recently interviewed by the consultants. The 400 random telephone survey calls are underway, 100 are completed, and results will be obtained at the end of the calls. Mr. Stephens indicated the citizen committee meets again on April 20; there is a community meeting Thursday, April 29 at the Community Center, 6:30 p.m.; and the final plan will be reviewed by Council on May 24. He encouraged citizens to go to the city website to express their written opinion on the plans.

Public Safety. Mr. Stephens referenced criminal activity from the end of last year and was pleased to report the city made two key arrests on the multiple offenses. He noted there has only been one burglary since those arrests. He commended this good police work and indicated Chief Bebris will be at the next meeting to provide more details. Mayor Duncan was pleased to hear this information.

Pointe Oakwood. Mr. Byington explained work is proceeding, walks have been poured and the model home with open soon. He noted major landscape is underway and should be finished mid-June. He commended the developer who continues to work with the seven-citizen committee on landscaping and in particular recently planned landscape upgrades on this unique property.

New Resident Breakfast. Mayor Duncan reported last month they sponsored the annual breakfast, 80 people attended (approximately 26 families) and representatives were there from the schools, library and city to review services. He noted Judge Deddens also attended as did Stan the Magic Man, a fun event.

Mayor Duncan welcomed the visitors. There being no comments, the following legislation was reviewed.

RESOLUTION

BY MR. STEPHENS

NO 1716

DECLARING THE NECESSITY OF REPAIRING SIDEWALKS AND APPURTENANCES THERETO ON EAST DRIVE AND CERTAIN OTHER STREETS BETWEEN CERTAIN TERMINI IN THE CITY OF OAKWOOD, OHIO, PROVIDING THAT ABUTTING PROPERTY OWNERS REPAIR THE SAME.

A copy of the resolution, having been placed on the desks of each member of council prior to introduction, was read by title. Mr. Stephens explained this is the annual project and will be in the southeast quadrant of the city, from East to Shroyer, Aberdeen to Far Hills. He noted property owners have 60 days after receipt of notice to obtain a permit and make repairs or the city will do the work and invoice them.

Thereupon, it was moved by Mr. Stephens 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:

MR. WILLIAM D. DUNCAN ..... YEA  
MR. STEVEN BYINGTON ..... YEA  
MR. STANLEY CASTLEMAN ..... YEA  
MR. ROBERT P. STEPHENS ..... YEA  
MRS. ANNE S. HILTON ..... YEA

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

ORDINANCE

BY MR. STEPHENS

NO 4698

TO AMEND SECTION I, 2010 ORIGINAL APPROPRIATION ORDINANCE NO. 4690, TO PROVIDE FOR THE APPROPRIATION OF AN ADDITIONAL AMOUNT OF \$70,000 TO BE EXPENDED FROM THE SIDEWALK, CURB AND APRON FUND FOR PURPOSES OF ACCOMMODATING HIGHER THAN ANTICIPATED COSTS TO COMPLETE OAKWOOD'S ANNUAL SIDEWALK, CURB AND APRON REPLACEMENT PROGRAM FOR THE YEAR 2010.

A copy of the ordinance, having been placed on the desks of each member of council prior to introduction, was read by title. Mr. Stephens explained this appropriates an additional \$70,000 for the aforementioned project, the first time in 18 years they've asked for additional funding. He noted during the markings, staff found more areas to be repaired than expected.

Thereupon, it was moved by Mr. Stephens and seconded by Mr. Castleman that the ordinance be passed without two readings.

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

MR. WILLIAM D. DUNCAN ..... YEA  
MR. STEVEN BYINGTON ..... YEA  
MR. STANLEY CASTLEMAN ..... YEA  
MR. ROBERT P. STEPHENS ..... YEA  
MRS. ANNE S. HILTON ..... YEA

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

RESOLUTION

BY MR. BYINGTON

NO 1717

A RESOLUTION GRANTING THE APPLICATION FOR A SPECIAL USE FOR AN EDUCATIONAL USE IN BETH ABRAHAM SYNAGOGUE.

A copy of the resolution, having been placed on the desks of each member of council prior to introduction, was read by title. Mr. Byington reviewed the educational special use request at Sugar Camp's Beth Abraham Synagogue for Hillel Academy. The Academy has approximately 30 students in grades K-8 with one-third living in Oakwood. The administrators believe the enrollment will remain the same. The special use was reviewed by the Planning Commission, citizens were invited and no comments were obtained so the Commission has recommended that Council approve the special use.

Thereupon, it was moved by Mr. Byington and seconded by Mrs. Hilton that the resolution be passed.

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

MR. WILLIAM D. DUNCAN ..... YEA  
MR. STEVEN BYINGTON ..... YEA  
MR. STANLEY CASTLEMAN ..... YEA  
MR. ROBERT P. STEPHENS ..... YEA  
MRS. ANNE S. HILTON ..... 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

Water and Sewer Rate Survey. Mr. Klopsch reported the city recently completed the survey of water and sewer rates in the Miami Valley region and have done so for the past 4-5 years (previously done by city of Englewood) which involves a lot of work by Theresa Rushlow, Water & Sewer Account Clerk, in contact and follow-up with the 63-66 political jurisdictions. In regard to water rates, Oakwood is the sixth lowest out of 66 with a \$60.57 minimum bill – the average is \$94.31. In regard to sewer, Oakwood ranks 50 out of 63, at the higher end based on raising sewer rates last July. Mr. Klopsch doesn’t anticipate raising rates for a couple more years and noted Oakwood has a fully automated water system and licensed water operator.

GovDeals. Mr. Klopsch reminded council of their approval a couple months ago to utilize GovDeals.com to sell old equipment and was pleased to report they received \$21,500 (\$15,000 more than earlier traditional bids).

Community Shred. Mr. Klopsch announced on Saturday, April 24, from 9 – 11:30 a.m., at the Foell Public Works Center, the city will sponsor a community shred. This is free of charge to residents who want to shred private documents.

Acorn Corridor Make-Over. Mr. Klopsch explained on Saturday, April 17 from 9 a.m. to Noon, several groups will be working on a community improvement project along the Acorn corridor. Volunteers will help clean up this old railroad right-of-way from Carmels to Irving. Although the land is in Dayton, they have received Dayton’s permission to remove trash, brush/branch and paint over the graffiti. He indicated the public is welcome to attend and assist Acorn residents, including Jeff Lutz who spearheaded it, Oakwood Rotary, POSSSIE, High School tennis team, etc.

In regard to the community shred, Mr. Castleman wondered how many years of tax documents must be kept. Mayor Duncan explained the general rule is three years unless revenue has been understated then it’s six years; his firm recommends seven years. Mr. Stephens explained the insurance agency also uses the seven year rule.

COUNCIL COMMENTS

Mayor Duncan reminded everyone that April 15 is tax day and although you can file for an extension of time, it’s not an extension to pay.

Discussion ensued in regard to the upcoming NCAA game that will be played later this evening. Mayor Duncan noted the next regular meeting is scheduled for May 3, 2010.

Council adjourned. The public meeting concluded at 7:56 p.m.

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MAYOR

ATTEST:

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CLERK OF COUNCIL