

CITY OF OAKWOOD

STATE OF OHIO

NOVEMBER 7, 2011

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, 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
Mr. Robert F. Jacques, City Attorney
Mr. Jay A. Weiskircher, Assistant City Manager
Ms. Carol D. Collins, Leisure Services Director
Chief Alex Bebris, Public Safety Director

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

The following visitors registered:

Eagle Patrol (Webelo Cub Scouts), St. Paul's
Mr. Dan Ruble, Oakwood Community Center
Mr. Brian Caldwell and Sons, Oakwood Community Center
Officer Steve Norris and Family
Carol Holm for Sister City Association
Lisa Singh, Sister City Association
Bill and Toni Winger
Eric Sauer
Scott Fischer, 220 E. Dixon
Terri Duncan, 1101 Hathaway Road
Ed Spitzmiller, 557 Garden Road
Stefanie Campbell, 271 Schenck Avenue
Erin Gay & David Warren, 224 Triangle Avenue
The Michalec Family, 100 Monteray
Jim Cunningham, 114 Peach Orchard
Darren Kall, 30 Grandon
Dan Young, 111 Lonsdale
James Hardern, 400 Telford
Lawrence & Lori Smith, 117 Forrer
Kip Bohachek, 86 E. Dixon
Dr. Darrell Apt, 401 E. Hadley
Jack Harrison, 251 Wiltshire
Kevin & Dante Connell, 546 Hathaway Road
Francisco Penas-Bermejo, 21 Dellwood
Members of Oakwood Pack 151
Oakwood Adventure Guides

Mrs. Hilton, Chair of the Council Committee on Minutes, advised council she had read the minutes of the regular and work sessions held October 3, 2011, the retreat/executive session of October 17, 2011 and the special session of October 27, 2011. Mrs. Hilton reported she found the minutes correct and complete. Therefore, it was moved by Mrs. Hilton 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 REPORTS

New Public Safety Officer. Mayor Duncan recognized new Public Safety Officer Steve Norris and his family, and administered the Oath of Office. Chef Bebris indicated he enjoys bringing new employees into the Oakwood Safety department family and has been blessed with the quality of people. He indicated Officer Norris comes with ten years of experience from Moraine.

VISITORS

Award. Mr. Sauer explained he is a Trustee with the Ohio Society of American Landscapers and each year they recognize an individual who has made a significant improvement to the community. This year, they selected Ms. Collins as the recipient. Mr. Sauer jokingly noted he and Mr. Stephens were in second grade when Carol began her career at Oakwood. He thanked her for her leadership, is pleased to see all she has accomplished, and presented the award. Ms. Collins indicated she has been blessed with a great career in horticulture, with Smith Gardens and is pleased to continue on.

Scarecrow Row Award Winners. Mayor Duncan recognized the 2011 Scarecrow Row winners. Awards and congratulations were given to: 3rd Place Winner – The BOO-tification of Oakwood by the Connell and Spitzmiller Families; 2nd Place Winner – Adventure Guides in the Haunted Pumpkin Patch by the Oakwood Adventure Guides – Ethan Gunn; 1st Place Winner – Wasting is Scary – Recycle by Oakwood Pack 151 – Mark Harris; and Mayor’s Award – Spooky Hallows by the Staff from the Oakwood Community Center. Mayor Duncan extended thanks to everyone who assisted with this project including fellow Judges Dick Robinson and Tom Griffith.

Carol Holm, Oakwood Sister City Association: Ms. Holm indicated this is a perfect night to be at a council meeting, another blessing of living in Oakwood is the connection with others and the city has two French speaking sister cities – LeVesinet, France and Outremont, Montreal. They encourage international interest for the future of their children and noted several delegates recently attended festivities in Outremont. Ms. Singh explained it was her honor to represent the Sister City Association and city of Oakwood in Outremont at the Oyster Fest and presented several gifts for the city, Mayor Duncan and a few residents. She indicated when they were in Outremont, they attended a meeting when city beautification and children’s pumpkins were recognized - another example of twinning. Ms. Singh presented to Mayor Duncan a framed picture of the gardens in Outremont for the city of Oakwood. She indicated when Outremont guests were in Oakwood in July; they noticed the city didn’t have the Outremont flag flying, so that is another gift for the city. She then presented a book that included 39 years of Oakwood/Outremont history to Mayor Duncan, Ms. Collins and Bill & Toni Winger. Mayor Duncan indicated on behalf of council and staff, they appreciate the Sister City Association being revitalized. Ms. Singh indicated membership is open and encouraged citizens to join.

Beautification Award Winners. Mayor Duncan explained they will show a video highlighting all the winners and then present framed certificates to those who are at the meeting. He will be assisted by Dr. Darrell Apt, Environmental Committee Chair and Mr. Kip Bohachek, Property Maintenance Chair. The following properties were shown in the video: Ruthann Zavakos, 252 E. Schantz; Jim & Mary Pancoast, 295 Hathaway; Mr. & Mrs. Garrett A. Wolf, 726 Acorn; Terri L. Duncan, 1101 Hathaway; Scott & Rana Peake, 419 Corona; Mary Anne Robinson, 237 Hadley; Mr. & Mrs. Gary K. Hamilton, 1814 Coolidge; Mr. & Mrs. Terry L. Hall, 2600 Fairmont; Dr. & Mrs. John J. Haluschak, 565 Sweetwood Lane; Mr. & Mrs. Brian Hemmelgarn, 1111 Oakwood Ave.; Patricia Ann Scott, 362 Wonderly; Kate & Gerry Gallo, 332 Collingwood; Mark R. Waltersheide, 521 Shafor Blvd.; Marsha Tolle, 244 Harman Blvd.; Mr. & Mrs. Brian W. Ondulick, 109 Beverly; Cheryl Vargas and Rob Jacques, 210 Telford; Mr. & Mrs. Bruce Kidney, 353 Wiltshire Blvd.; David Warren & Erin Gay, 224 Triangle; Nick & Jamie Bisek, 108 Monterey; Jane Harty, 2210 Ridgeway; Debra Miller, 2518 Roanoke; Mr. & Mrs. Byron R. Stirsman, 219 Triangle; Daniel Mychaelyn, Maarten & Frances Michalec, 100 Monterey; Mr. & Mrs. Sean E. Johnson, 222 Aberdeen; Mr. & Mrs. Lawrence N. Smith, 117 Forrer Blvd.; Jean & Bob Beecher, 323 Greenmount Blvd.; Lynne C. Irwin, 55 Beverly; John & Ashley Powell, 7 Ivanhoe; Dwight & Georgie Woessner, 50 Rubicon; Mr. & Mrs. William W. LeBoeuf, 1216 Raleigh; Dave & Leslie Ashcraft, 734 E. Schantz; Louise & Stan Maher, 326 Northview; Holly & Scott Fischer, 220 E. Dixon; Mr. & Mrs. Ronald E. Dornbusch, 205 Greenmount Blvd.; John & Paula MacIlwaine, 230 Greenmount Blvd.; Mr. & Mrs. Jack Snyder, 441 Corona; Deena Hummel, 344 E. Peach Orchard; Ted & Karin Helminiak, 405 Orchard; Mr. & Mrs. David L. Campbell, 400 Claranna; Andy & Lynn Denka, 2730 Ridgeway; Kristin & Lee Carpenter, 2200 Deep Hollow; Joan E. Albrecht, 100 Hilltop; David & Natalie Folino, 428 Triangle; Tom Maher, 332 Monterey; Greg & April Marquart, 311 Greenmount Blvd.; Don & Kathy Meyer, 122 Greenmount Blvd.; Christina & Joseph Mangan, 235 Volusia; and Dr. & Mrs. Paul Vanderburgh, 320 Acorn Drive. Mayor Duncan was impressed with all the beautiful homes, different styles of architecture and landscape improvements throughout the community.

LEGISLATION

ORDINANCE

BY MR. STEPHENS

NO 4739

TO AMEND SECTION 351.99, PENALTY, OF THE OAKWOOD TRAFFIC CODE TO INCREASE THE FINE STRUCTURE FOR PARKING VIOLATIONS AND TO HARMONIZE THE HANDICAPPED PARKING SPACE PROVISIONS WITH STATE LAW, AND TO DECLARE AN EMERGENCY.

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 illegal parking fines have not been raised since 2004 and this increased parking fines from \$25 to \$30 and illegal handicap parking fines from \$100 to \$250.

Thereupon, it was moved by Mr. Stephens and seconded by Mr. Castleman that the ordinance be passed as an emergency measure.

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.

ORDINANCE

BY MR. STEPHENS

NO 4740

TO AMEND SECTIONS 331.37, DRIVING AND PARKING UPON SIDEWALKS, STREET LAWNS OR CURBS, AND 351.04, PARKING PROHIBITIONS, OF THE OAKWOOD TRAFFIC CODE, AND TO DECLARE AN EMERGENCY.

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 amends the parking on curb offense from a moving to a parking violation.

Thereupon, it was moved by Mr. Stephens and seconded by Mrs. Hilton that the ordinance be passed as an emergency measure.

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.

There was no staff report this evening.

CITY MANAGER’S REPORTS

Ms. Carol Collins. Mr. Klopsch indicated when Dave Foell was city manager during the 30 years from 1962 to 1992 he worked at Oakwood as a vocation and avocation and the same can be said of Ms. Collins. He noted everything she does is about Oakwood as her husband Darrell Apt can attest to and she works 24/7 with a lot of events on the weekends. He indicated she has been doing a great job for 37 years, extended congratulations to her and noted she has no plans to retire.

Collective Bargaining Unions. Mr. Klopsch recognized the city’s collective bargaining units; all four groups signed new contracts. The public works’ contract was to expire this year, but the three units in the safety department had one additional year. Mr. Klopsch indicated the safety department units agreed to amend their wage increases from 3 ½% in 2012 to 2% in 2012, this as a result of recognizing the financial situation and loss of estate tax that will impact the city. He was pleased to report that all agreed to 2% in 2012, 1 ½% in 2013 and no increase in 2014.

Smith Gardens. Mr. Klopsch referenced the Friends of Smith Gardens pledge cards that were recently mailed. He recognized Skip and Martha Ordeman for their ongoing assistance in chairing the event. He noted the drive generally raises \$20,000-\$25,000 per year to support Smith Gardens.

2012 Budget. The budget will be ready to present next month and staff continues to cut capital expenditures. Mr. Klopsch indicated generally they budget \$1.2M and this year plan only \$900,000 for capital expenses. He noted they will also rely on the estate tax for one more year.

Deep Hollow Road Project. Mr. Klopsch explained on the west end of Deep Hollow at Park Road, they plan a two-three week construction project to widen the road.

Mr. Klopsch recognized Cathy Gibson on her 30 years of service with the city.

COUNCIL COMMENTS

Mrs. Hilton reminded everyone to vote and suggested they check voting locations on the city or board of elections website.

Mr. Castleman reminded citizens that the 2.72 mill levy on the ballot is a renewal of existing tax, there is no increase and urged a yes vote. He was pleased that the unions agreed to amended contracts, it was the right thing to do.

Mr. Byington reminded citizens when voting tomorrow, to thank the poll worker since it's a stressful job. He also urged citizens to know what they are voting on, to be educated about both sides of the issue.

Mayor Duncan extended kudos to Mr. Klopsch and Mr. Weiskircher for negotiating contracts with all four unions at the same time. He also commended the work force, in particular the public safety department that has historically had contentious negotiations. Mayor Duncan announced council will hold a special meeting on Monday, November 21, 5 p.m. for one agenda item, a matter from the Planning Commission. The next formal meeting is scheduled for December 12, 7:30 p.m. at which time they'll address the 2012 Budget.

Council adjourned. The public meeting concluded at 8:43 p.m.

MAYOR

ATTEST:

CLERK OF COUNCIL