CITY OF OAKWOOD
STATE OF OHIO
MARCH 4, 2013

The Council of the city of Oakwood, State of Ohio, met in a work session at 6:30 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, Ms. Lori Stacel, 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 ..... ABSENT

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. Cindy Stafford, Finance Director
Chief Alex Bebris, Director of Public Safety
Ms. Lori Stacel, Clerk of Council

The press this evening was represented by Mr. Terry Morris of the *Dayton Daily News* and Mr. Lane Winkler of the *Oakwood Register.*

The following visitors registered:

Faye Wenner, 1900 Coolidge Drive
Shawn McGanuey
Ethan Lethander, 107 Aberdeen Avenue
Andrew Lethander, 107 Aberdeen Avenue
Stefanie Campbell, 271 Schenck Avenue
Shelia Conard, 416 Irving Avenue
Robert Conard, 416 Irving Avenue
David Schulmann, 1800 Shroyer
Jerry Connally, 50 Ivanhoe Avenue
Logan Connally, 50 Ivanhoe Avenue

It was moved by Mr. Stephens and seconded by Mr. Castleman that the absence of Mrs. Hilton be excused. Upon a viva voce vote on the question of the motion, same passed unanimously and it was so ordered.

Mr. Byington advised council he had read the minutes of the January 28 2013 regular and work sessions of council and February 25, 2013 work session. Mr. Byington reported he found the minutes correct and complete. Therefore, it was moved by Mr. Byington and seconded by Mr. Stephens 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

Proclamation – Mayor Duncan proclaimed March as "Developmental Disabilities Month" and recognized that "together our community is better" where we accomplish more and everyone wins. Take time to get to know someone with a disability and what he or she has to offer.

Proclamation – Mayor Duncan proclaimed April as "Fair Housing Month" and urged all citizens to understand and exercise their right to equal housing opportunity.

2013 Citizen Levy Committee Appointments – Mayor Duncan announced that in addition to the already named co-chairs, Dave Dickerson and Bill Frapwell, ten Oakwood citizens will assist city council in developing and implementing an information campaign designed to disseminate facts about the May 7 ballot issue. He moved that the following citizens be appointed to the Levy Committee: Harrison Gowdy, Charlie Campbell, Mike Ruetschle, John Gray, Jamie Greer, Jaci Hollmeyer, Teri Engle, Doug Kinsey, Cara Kite and Dick Good. Mr. Byington seconded, and upon viva voce vote, the motion passed.

Public Records Designee – Mr. Byington moved that the Clerk of Council be named Public Records Designee in accordance with Ohio Revised Code 149.43(E)(1), which requires Public Records Law training for all elected officials and/or their appropriate designees. Mr. Castleman seconded.

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

There being four (4) yea votes and no (0) nay votes thereon, said motion was declared duly passed and it was so ordered.

VISITORS

Mrs. Faye Wenner, 1900 Coolidge Drive, shared that she is against any new tax levy that the city may put on the ballot. She said that our taxes are already too high while the property values are going down. Oakwood's budget deficit should be closed primary through spending cuts and not city taxes. She added that estate taxes shouldn't have been included in the budget to begin with but instead a rainy day fund. She said that personnel spending should be cut immediately. She said she wasn't sure why there were ever 95 employees when 81 employees could have done the job and added that millions of dollars could have been saved over the last several years alone by limiting the staff to 81. In addition, city officials have been raising salaries for themselves and across the board while many people are losing their jobs and taking substantial salary cuts. Mrs. Wenner commented that millions of dollars have been spent on Pointe Oakwood when it has been nothing more than a boondoggle on taxpayers. The city schools do not benefit from city tax revenues even though some people don't realize this fact. The schools will have their own tax levy on the ballot in November and the citizens should keep that in mind when they vote in May. She added that the city officials have not been good stewards of money and do not deserve any further money. She said taxes and fees have already been increased while the services have been decreased without any vote from the residents. She said she doesn't feel that Oakwood residents get good value for their money and reiterated that she is against any tax levy on the ballot.

Mrs. Henry Maimon, 1101 Ridgeway Road, asked about the city providing irrigation for the soccer fields as well as lighting for the dog park. Mayor Duncan confirmed that there will not be lighting for the dog park, but there will be irrigation to the soccer field. He added that the grass needs to be taken care of because residents including children use the fields. He said that it is a safety hazard if the field is not tended to. Mrs. Maimon said she had not thought about safety issues and understands the city's intention now.

She also shared concerns about the trash pickup being limited to three trash cans and yard debris pickups now go once a month versus every week. Mayor Duncan clarified that the yard debris pickups were biweekly and are now one per month, but the Foell Public Works Center is open for drop-offs one Saturday each month. He also shared that the trash cans are limited to three; however, there is no limit for recycled items.

LEGISLATION

ORDINANCE
BY VICE MAYOR BYINGTON NO 4765
TO AMEND EXISTING SECTION 111.13, *PUBLIC NOTICE OF MEETINGS,* OF THE OAKWOOD ADMINISTRATIVE CODE IN REGARD TO NEWSPAPER NOTIFICATION AND TO PROVIDE FOR INTERNET NOTIFICATION OF PUBLIC MEETINGS.

A copy of the ordinance, having been placed on the desks of each member of council prior to introduction, was read by title.

Mr. Byington explained that this is to amend the Oakwood Administrative Code in regard to newspaper notification and internet notification of public meetings. He advised that currently the meeting information is updated on the answering machine for callers to get information after hours. He added that the information on the website as well as the bulletin board and notifications to the media (*Dayton Daily News, Kettering-Oakwood Times* and the *Oakwood Register*) is more accessible than the answering machine message so it will no longer be updated or used to communicate meeting information for public notice.

Mayor Duncan confirmed with City Attorney Rob Jacques that because the second reading is being waived a 4/5 vote of council will be required.

Thereupon, it was moved by Mr. Byington and seconded by Mr. Stephens that the second reading be waived and the ordinance 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

There being four (4) yea votes and no (0) nay votes thereon, said resolution was declared duly passed and it was so ordered.

STAFF REPORT

Safety Department Update Presentation: Mr. Alex Bebris, Public Safety Director, referenced a PowerPoint presentation and updated council on the following topics: Cooper and Metal Thief, 2012 Citations, Cost Saving Measures and his IACP White House visit. Chief Bebris reported that in mid-January, the Safety Department began to receive calls and reports of vacant homes being entered and plumbing fixtures and copper pipe being removed. These thefts often resulted in only a small amount of materials stolen, but many thousands of dollars in damages done. In addition to the cases in Oakwood, Kettering was experiencing the same type of burglaries and thefts. Many investigative leads were checked into, with a significant number of suspects developed. In the early morning hours of February 4, Officer Glen Evans observed a red pick-up truck commit a traffic violation. A red pick-up had been described by witnesses in previous case investigations. Upon conducting a stop, the Officer observed items that led him to believe that a crime had been committed by the operator. The driver was arrested, and on February 20 was charged with one count of Burglary. The suspect is Christopher J. Knox, 37 years old from Dayton and he is currently held on $50,000 cash bail. The Grand Jury will meet on March 11 to hear evidence presented by the prosecutor for the other cases in Oakwood and Kettering. The city of Oakwood is seeking indictments on at least 9 burglaries from Oakwood and 16 from Kettering.

Chief Bebris reported that numerous studies have correlated aggressive traffic enforcement programs with a corresponding reduction in the number of traffic crashes that occur in a community. Oakwood's experience for 2012 bears out this tenet. In 2012, Public Safety Officers issued 18% more citations than in 2011 and accidents dropped by 29% over the same period. In 2013, traffic enforcement will remain a cornerstone of the Safety Department's policing philosophy. Chief Bebris added that the Safety Department has diligently engaged in aggressive cost savings measures. In addition to the monitoring of overtime expenditures and scheduling – they have looked at training, equipment, and service delivery methods. A commitment to quality service delivery to the community remains the city of Oakwood's core focus. "Service Delivery that is Second to None" will ALWAYS be the cornerstone of the city's approach to operations. Every call has, does, and will result in an officer dispatched for service. Chief Bebris closed the presentation by sharing that he had the pleasure of serving as the Region V Representative to the International Association of Chiefs of Police. This culminated in an invitation to the White House in January to attend a summit / conference on Immigration issues in the nation.

Mr. Castleman commented about the cost of a break-in where the basement flooded. Chief shared that the scrap yards they have worked with are very cooperative. He added that the scrapyards require photo ID prior to purchasing the scrap metal. Chief Bebris shared that the scrapyards did provide information about who has been dropping off scrap metal.

Mayor Duncan thanked Chief Bebris for all of the efforts of the safety department to investigate and capture the copper thief.

CITY MANAGER'S REPORT: Mr. Klopsch thanked the twelve citizens that volunteered to assist on the Citizen Levy Committee. He explained that the information campaign will take place for roughly six weeks and the goal of the committee is to get the facts out to the community about the revenue stream, loss of the estate tax and loss of local government funding. He added that there hasn't been a levy on the ballot since 1991, the city hasn't raised taxes in 22 years and the city has cut spending over the past five years and will continue to do so. The city has cut staff by ten full time positions without creating any noticeable or significant changes in service levels. He added that we are still maintaining the comprehensive city services that Oakwood is known for and that the citizens have appreciated over the years. Mr. Klopsch shared that he looks forward to working with the community and the committee.

COUNCIL COMMENTS

Mr. Stephens commented on the recent New Resident Breakfast and welcomed the new Oakwood residents. He thanked everyone for their attendance at the event that was held over the past weekend and that is coordinated by Leisure Services. Mr. Klopsch confirmed that we had 129 new residents attend. Mr. Stephens also congratulated the Oakwood High School Boys and Girls Varsity Swim Team for making it to the State Championship. He added that the boys won the State Championship Title which is the first team title for Oakwood and for the Dayton area. Mr. Stephens also thanked the Safety Department and the Chief for all of their service. He added that he has noticed more police out and about in the city and he appreciates all of their hard work.

Mr. Byington reported that the League of Women Voters provided a program Tuesday evening at the Oakwood city building on Civility and Politics. He added that it was an interesting discussion about civility in politics and political campaigns. He also shared that it was appreciated that the city of Oakwood doesn't charge for meeting/presentation facilities. He said that unfortunately, this isn't the case all around and it would be a shame if a good program wouldn't be offered because of cost issues.

Mayor Duncan reported that all the city staff was at the New Resident Breakfast and prepared the breakfast for the new residents. He added that City Council attended as well as Dr. Mary Jo Scalzo representing the school board and Ann Snively representing Wright Library. He added that they all gave valuable information to the new residents. He explained that Judge Deddens was unable to attend the breakfast and Mr. Byington gave a shortened version of the "Welcome to Oakwood" speech representing Judge Deddens. Mayor Duncan reported that City Council and City Manager Klopsch will be attending a press conference at the city of Dayton opposing House Bill 5, which is legislation currently in the Ohio State House that has the potential of reducing our municipal income tax by another $400,000 annually. He added that he believes it is a special interest bill written for special interest and it specifically hurts revenue streams for cities, on top of cuts a few years ago from the State. He added that they aren't just opposed to HB 5, but plan on offering alternative legislation that is in fact business friendly and revenue neutral for cities. Mayor Duncan reported that he will be representing city council this Saturday with a group of other community leaders to meet the two finalists for the Oakwood Superintendent position. He added that they will talk to them about what the various stakeholder groups in Oakwood value in Oakwood public schools. He said that they will not make recommendations on the selection, which is the decision of the five member school board. Mayor Duncan concluded his comments by reporting that three weeks ago, Clint Romesha received the Congressional Medal of Honor. U.S. Army Staff Sergeant Clinton Romesha led the courageous battle when Combat Outpost Keating was attacked by the Taliban on Oct. 3, 2009 and is only the fourth living recipient of the Congressional Medal of Honor to have served in Afghanistan. Mayor Duncan asked that everyone say a prayer for the men and women in the armed services that allow us to be free and to have civil meetings.

The public meeting concluded at 8:17 p.m.

William D Duncan

MAYOR

ATTEST:

Yori Stacul

CLERK OF COUNCIL