

CITY OF OAKWOOD
STATE OF OHIO
JANUARY 5, 2015

The Council of the city of Oakwood, State of Ohio, met in a work session at 6:30 p.m. followed by an executive session in the conference room of the city of Oakwood, 30 Park Avenue, Oakwood, 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. ROBERT P. STEPHENS.....PRESENT
MRS. ANNE S. HILTON.....PRESENT
MR. CHRISTOPHER B. EPLEY.....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 Collins, Leisure Services Director
Mr. Alan Hill, Safety Department Captain
Ms. Lori Stacel, Clerk of Council

The following visitors registered:

Thomas and Nancy Thickett, 100 Lookout Drive
Nina Anglin, Oakwood Florist
Beth Andrews, 356 East Drive
Stefanie Campbell
Brian Barr, Oakwood Register
Katherine Wright, Cox Media Group

Mrs. Hilton advised Council she had read the meeting minutes of the December 8, 2014 regular and work sessions. Mrs. Hilton reported she found the minutes correct and complete. Therefore, it was moved by Mrs. Hilton 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

PSO Swear-In – Mayor Duncan recognized new Public Safety Officer Cameron McElroy and his family. He then administered the Oath of Office. Captain Hill welcomed PSO McElroy and shared that the ideal hiring process involves highly skilled and distinguished candidates. Cameron McElroy displayed both and has nine years of professional service experience. He was with the Dayton Fire Department for five years and with the Kettering Fire Department for four years.

Council Committee Assignments – Mayor Duncan noted the following 2014 council committee assignments:

COUNCIL COMMITTEE ASSIGNMENTS

| | |
|-----------------------------------|--|
| William Duncan, Mayor | Steve Byington, Vice Mayor |
| Court Liaison | Anne Hilton, Chair Christopher Epley |
| Finance | Steve Byington, Chair William Duncan |
| Law and Minutes | Anne Hilton, Chair Steve Byington |
| Planning and Zoning | Steve Byington, Chair Christopher Epley |
| Public Properties | Christopher Epley, Chair Rob Stephens |
| Public Utilities/Waterworks/Sewer | Christopher Epley, Chair Rob Stephens |
| Safety and Traffic | Rob Stephens, Chair Anne Hilton |
| Streets and Alleys | Rob Stephens, Chair Anne Hilton |

Community Relations/Promotion & Appointments

William Duncan, Chair
Steve Byington

Regional Agencies - Council Representation

Miami Valley Communications Council

Christopher Epley
Rob Stephens, Alternate

Miami Valley Regional Planning Commission and
Transportation Committee
EMA Regional Advisory Council

Steve Byington
William Duncan, Alternate
William Duncan
Norbert Klopsch, Alternate

First Suburbs Consortium

Steve Byington
Norbert Klopsch
William Duncan, Alternate
Anne Hilton, Alternate

South Suburban Coalition

Alex Bebris
William Duncan, Alternate

Boards, Commissions and Citizen Ad Hoc Committees

Planning Commission
Environmental Committee
MLK Committee
Sister City
Historical Society

Steve Byington
Rob Stephens
Steve Byington
Anne Hilton
Anne Hilton

Note: The Mayor also serves as ex-officio member of each council committee.

It was moved by Mayor Duncan and seconded by Mrs. Hilton that the aforementioned assignments be confirmed for 2015. Upon a viva voce vote on the question of the motion, same passed unanimously and it was so ordered.

Citizen Committee Appointments – Mayor Duncan noted that Oakwood has a large number of volunteers that serve on citizen volunteer committees. Mayor Duncan presented the following list of reappointments to various committees:

Dan Deitz, BZA; Dr. Greg Ramey, Ph.D. and Dr. Richard DeWall, MD, to the Board of Health; Dr. Darrell Apt, Jane Brennan, Kathy Brown, Stanley Herr, and Gregg Smith, to the Environmental Committee; David Crusey and Polly Petricola to the Property Maintenance Board; Arik Sherk to the Tax, Water and Sewer Appeals Board; and William Stephens to the ADA Compliance Committee.

The Public Facilities Task Force was created many years ago when the city was remodeling the city building at 30 Park Avenue and the Foell Public Works Center at 210 Shafor Blvd. With those projects completed, the task force has no reason to continue in existence. It was moved by Mayor Duncan and seconded by Vice Mayor Byington that the aforementioned citizen committee reappointments be confirmed and that the Public Facilities Task Force be dissolved. Upon a viva voce vote on the question of the motion, same passed unanimously and it was so ordered.

VISITORS

2014 Holiday Decorating Award Winners – Mayor Duncan introduced Jane Rininger and Sally McBride Solarek of the Environmental Committee to present certificates to the 2014 holiday decorating contest winners. Awards are presented based upon use of natural materials, lighting and curb appeal. Although several were not in attendance, the following winners were recognized:

DAYTIME WINNERS

Thomas and Nancy Thickett, 100 Lookout Drive
Kyle and Mary Pontzlof, 7 Spirea Drive
Thomas and Mary Williams, 133 Lonsdale Avenue
The Nolan Family, 114 East Hadley Avenue
Susan and John Harris, 1900 Southwood Road
Mark and Paula Stoecklein, 259 Northview Road

NIGHTTIME WINNERS

Ann and William Schuerman, 303 Hathaway Road
Jim and Tami Whalen, 944 East Schantz Avenue
Lynn and Dan Behnke, 1518 East Schantz Avenue
Nicholas and Elizabeth Andrews, 356 East Drive
The Clark Family, 78 Park Road
The Waller Family, 703 Oakwood Avenue

BUSINESS WINNERS

Flyboys Deli, 2515 Far Hills Avenue
Oakwood Florist, 2313 Far Hills Avenue

LEGISLATION

A RESOLUTION

BY VICE MAYOR BYINGTON

NO 1795

A RESOLUTION ACCEPTING THE REPORT AND RECOMMENDATIONS ISSUED BY
FACT FINDER JERRY HETRICK ON DECEMBER 28, 2014.

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

Vice Mayor Byington explained that Oakwood's current contract with the Ohio Patrolmen's Benevolent Association, which represents Oakwood public safety lieutenants, expired on November 3, 2014. While most terms for a successor agreement were agreed upon, the parties were unable to resolve all issues and the matter was heard by a SERB-appointed factfinder on November 25, 2014. On December 28, 2014, the factfinder issued a report detailing his recommendations.

While the recommendations are non-binding, they would be considered in the conciliation phase of the administrative settlement process, if that were necessary. Council has reviewed the recommendations and consulted with City Manager Norbert Klopsch, and it appears that the recommendations are favorable to Oakwood's interests. This resolution will accept the recommendations contained in the Factfinder's Report.

Thereupon, it was moved by Vice Mayor Byington and seconded by Mr. Stephens 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. ROBERT P. STEPHENS.....YEA
MRS. ANNE HILTON.....YEA
MR. CHRISTOPHER EPLEY.....YEA

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

A RESOLUTION

BY MAYOR DUNCAN

NO 1796

APPROVING THE CITY'S WITHDRAWAL FROM THE COUNCIL TO PROTECT OHIO'S
COMMUNITIES ("CPOC").

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

Mayor Duncan explained that in 2011, Oakwood joined the Council to Protect Ohio's Communities ("CPOC"). CPOC is a regional council of governments, the members of which are bedroom communities like Oakwood whose local funding was substantially dependent on the Ohio estate tax. CPOC was formed to advocate against state cuts to local government funding, particularly the repeal of the estate tax, in hopes of preserving local government funding.

The estate tax repeal was adopted despite CPOC's efforts, and the repeal became effective on January 1, 2013. Initially the estate tax repeal was going to be effective in 2011, but CPOC and other groups succeeded in delaying it by two years. The additional time allowed the city to meet with community citizens to educate them on the impact of the estate tax repeal, which was a loss of 20% of Oakwood's annual revenue. Since then, CPOC has become dormant.

It is now being dissolved by its original member community, Shaker Heights, and it is appropriate for the city of Oakwood to withdraw from membership. This resolution will approve Oakwood's withdrawal and authorize the City Manager to submit the necessary paperwork to complete the withdrawal.

Thereupon, it was moved by Mayor Duncan 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. ROBERT P. STEPHENS.....YEA
MRS. ANNE HILTON.....YEA
MR. CHRISTOPHER EPLEY.....YEA

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

STAFF REPORT – NONE

CITY MANAGER’S REPORT– With snowfall coming, Mr. Klopsch asked that citizens understand the need to be conservative with the deicing salt and drive cautiously during inclement weather. Deicing salt will be used on all main thoroughfares and streets with hills but generally will not be used on flat streets unless absolutely necessary. Mr. Klopsch shared the sad news that Dr. John Eastman, Ph.D., P.E., passed away unexpectedly last weekend. Dr. Eastman was only 67 years old and was just planning to start working on a part-time basis. He was the smartest engineer that Mr. Klopsch has ever known and his fingerprints can be seen all throughout Oakwood. Dr. Eastman came to the Dayton area in 1987. He got his Ph.D. at the University of Washington and then taught as an engineering professor at Michigan State University for seven years. He was a civil engineer who served as chief environmental engineer at LJB for around 30 years. Prior to Oakwood having a city engineer on staff in 1992, Dr. Eastman served as Oakwood’s engineer from his position as a LJB consultant. He is personally responsible for a long list of significant and successful Oakwood projects dating back to the mid-1980s and extending to the present. Most notably, Dr. Eastman was the chief designer of the two water softening plants and the control systems that operate the plants and the eight water production wells. Although his involvement in Oakwood projects decreased some over the years, Dr. Eastman was always the first call when faced with a difficult engineering problem. Oakwood’s water rates are amongst the lowest in the region. Based on the last water rate survey, Oakwood was the fourth lowest out of 66 jurisdictions and in very large part, the low water rates can be maintained because of the system that Dr. Eastman designed for the city. It was an unexpected loss. Mr. Klopsch and Mr. Weiskircher attended his funeral in Yellow Springs.

Mayor Duncan added that Dr. Eastman was instrumental with the Sugar Camp and Pointe Oakwood development. He understood the terrain, groundwater conditions and the challenges of building in that area. He could also clearly explain the work area and engineering challenges to non-technical people, which made him enormously valuable.

COUNCIL COMMENTS

Mrs. Hilton congratulated all of the holiday decorating winners and thanked Jane Rininger and Sally McBride Solarek of the Environmental Committee for all of their involvement with the contest. She also thanked Bud Welch, Carol Collins, Phyllis Heck and the Siebenthaler Company for again putting Christmas trees up at Hawthorn Hill. The trees were lit from 5 a.m. to 7 p.m. every day and she hopes it is a tradition that continues.

Mr. Stephens welcomed new Public Safety Officer Cameron McElroy. He asked that citizens help out during inclement weather by shoveling sidewalks and driveways as well as moving cars off of the street to allow for the street plows to clear the roadways.

Vice Mayor Byington welcomed new Public Safety Officer Cameron McElroy and added that he will be a nice addition to the team. He thanked Harman School 3rd Graders for the holiday wreaths they made for Council and city staff thanking us for our service to the city and wishing us happy holidays. He also thanked the Harman 3rd grade teachers (Joyce Dunham, Shawn Fry, Kimberly Walther and Amy Williams) for thinking of the city and teaching students how to be good citizens and how to take the time to thank others.

Mayor Duncan shared that the 2014 community calendar is available on the city website, as opposed to being printed and delivered to each household. The calendar includes some incredible photos taken around Oakwood from the annual photography contest. Mayor Duncan shared that the fall picture of Smith Gardens taken by Jane Rininger received the Mayor’s Award and is on the front cover of the calendar.

The public meeting concluded at 7:59 p.m.


MAYOR

ATTEST:


CLERK OF COUNCIL