

CITY OF OAKWOOD
STATE OF OHIO
DECEMBER 13, 2021

The Council of the city of Oakwood, State of Ohio, met in a work session at 6:30 p.m. in the second-floor training 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 meeting was streamed live from the Oakwood city website, telecast live on Cable Access Channel 6 and was available via remote teleconferencing utilizing the Zoom.com platform.

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 BYINGTONPRESENT
- MR. ROBERT P. STEPHENS.....PRESENT
- MRS. ANNE S. HILTON.....PRESENT
- MRS. LEIGH TURBENPRESENT

Officers of the City present were the following:

- Ms. Carol Collins, Leisure Services Director
- Mr. Robert F. Jacques, City Attorney
- Mrs. Cindy Stafford, Finance Director
- Chief Alan Hill, Public Safety Director
- Mrs. Jennifer Wilder, Personnel & Properties Director
- Mr. Doug Spitler, Engineering & Public Works Director
- Ms. Lori Stacel, Clerk of Council

The following in-person visitors registered:

- Public Safety Officer Ross Green & Family
- Public Safety Officer Matt Staley & Family
- Ms. Madeline Iseli, Oakwood Inclusion Coalition
- Mrs. Judy Cook, Oakwood Inclusion Coalition
- Mr. Daniel Turben, Oakwood Inclusion Coalition
- Mrs. Leigh Ann Fulford, Oakwood Inclusion Coalition
- Mrs. Kristi Hale, Oakwood Inclusion Coalition
- Mr. Roger Crum, Oakwood Inclusion Coalition
- Mrs. Healy Jackson, Oakwood Inclusion Coalition
- Mrs. Debra Edwards, Oakwood Historical Society

Attending via remote teleconference utilizing the Zoom.com platform was the following:
Mr. Chris Kuzma, Staff Engineer

Mrs. Hilton advised Council she had read the meeting minutes of the November 1, 2021 regular session, work session and executive session, and November 15, 2021 work session. Mrs. Hilton reported she found the minutes correct and complete. Therefore, it was moved by Mrs. Hilton and seconded by Vice Mayor Byington 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 Officers Ross Green and Matt Staley, and their families. He then administered the Oath of Office. Chief Hill welcomed and introduced PSO Green and PSO Staley. He shared that both officers are valuable additions to the Public Safety Department.

2020-21 Tactical Crime Suppression Unit (TCSU) Awards – Mayor Duncan recognized Captain Mike Jones and Detective Kasey Ballinger for receiving the 2020 TCSU Award for their involvement in the successful intervention of a 15-year-old suicidal subject. The child was located in northern Ohio and then transported to an appropriate medical facility where he received the treatment he was very much in need of. He then recognized Public Safety Officer Ryan Wells for receiving the 2021 TCSU Award for his handling of a call involving two developmentally disabled young adults. Officer Wells responded to a call where two young adults were knocking on doors asking for food and water. Officer Wells learned that both individuals had been abandoned and had no place to go. After some investigation, Officer Wells made contact with the Montgomery County Board of Developmental Disabilities Services and ensured both individuals received swift support in the form of emergency housing as well as assistance to resettle them permanently in a safe environment.

Public Safety Recognition – Mayor Duncan read thank you letters commending Oakwood Public Safety Officers Glen Evans and Greg Ortel, and Lieutenant Chuck Balaj.

Public Safety Officer Glen Evans was recognized for being an asset to the Public Safety Department and for providing a positive perspective on everyday police work during a ride along from a Citizens Police Academy participant. Public Safety Officer Greg Ortel was commended for his assistance on a purse snatching incident at Dorothy Lane Market. Lieutenant Chuck Balaj was recognized by the Cincinnati office of the FBI's Joint Terrorism Task Force (JTTF) for playing a significant role in the case where a Beavercreek man pled guilty to involvement in a terrorist organization.

Mayor Duncan thanked Chief Hill and the Oakwood Public Safety Department for being a first class organization.

Property Defacement – Mayor Duncan commented on a series of stickers that were found posted to street signs and street light posts in the Shroyer Road right-of-way near Oakwood's shared border with Kettering and Dayton over the past week. Not only did these stickers deface public property, they also included hate messages, something that our city will not tolerate. The stickers included a QR code that links to a website for an organization that is not in our area. It is likely that the stickers were posted by someone passing through, and have been posted in other communities besides Oakwood. Immediately upon learning of this incident, the Oakwood Public Works Department removed the stickers. On December 9, the Oakwood Public Safety Department issued a press release to the *Oakwood Register* announcing the incident and requesting assistance from anyone who may have information that could help us identify and prosecute the responsible subject, or subjects. At this point, it is unknown who placed these stickers. That said, through the excellent work of the Oakwood Public Safety Department, there is a strong record of finding and prosecuting those who commit criminal acts in Oakwood. Mayor Duncan invited Chief Alan Hill to say a few words about the incident and the actions that are being taken to address it.

Chief Hill shared that the Public Safety Department is investigating the defacement of property. A press release was distributed seeking the communities help in identifying and prosecuting the responsible subjects. Chief Hill asked people living in that area to check their security camera footage and to report anything suspicious to the Oakwood Public Safety Department.

VISITORS

Madeline Iseli, Interim Chair of the Oakwood Inclusion Coalition (OIC), addressed City Council about the property defacement on behalf of the Oakwood Inclusion Coalition Leadership Team. Ms. Iseli introduced the following members of the Leadership Team: Mayor (former) Judy Cook; Dan Turben; Healy Jackson; good friend Jacki Housel; Leigh Ann Fulford; Kristi Hale; and Roger Crum.

Ms. Iseli thanked City Council and Chief Hill for their responsive actions to address the property defacement. The OIC appreciates all of the attributes that bring the Oakwood community together. The OIC focuses on building a stronger sense of community and to promote all that is good about Oakwood as a welcoming and increasingly diverse community.

Mayor Duncan thanked Ms. Iseli and the Oakwood Inclusion Coalition for their comments.

LEGISLATION

AN ORDINANCE

BY MR. STEPHENS

NO 4945

AN ORDINANCE TO APPROVE CURRENT REPLACEMENT PAGES
TO THE OAKWOOD TRAFFIC AND GENERAL OFFENSES CODES.

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 that each year, Council passes an annual house-keeping ordinance to align Oakwood's local traffic and criminal ordinances with changes that have been made at the state level. This ordinance will adopt the 2021 replacement pages for the Traffic Code and the General Offenses Code, and although this is the second reading, it is being presented as an emergency ordinance so the updates can be incorporated into Oakwood codes by the beginning of 2022.

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 BYINGTONYEA
MR. ROBERT P. STEPHENS.....YEA
MRS. ANNE HILTONYEA
MRS. LEIGH TURBENYEA

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

AN ORDINANCE
BY VICE MAYOR BYINGTON NO 4947
AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT
EXPENSES AND OTHER EXPENDITURES OF THE CITY OF
OAKWOOD, STATE OF OHIO, DURING THE FISCAL YEAR ENDING
DECEMBER 31, 2022.

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

Vice Mayor Byington explained that this is Oakwood’s annual budget ordinance, which appropriates the City’s funding for 2022. This ordinance is required under Section 6.05 of the City Charter and, when adopted, provides formal authorization to the city manager to spend public dollars in providing city services.

Oakwood’s total city budget is divided into five primary parts with budgeted spending in each as follows:

General City Services:	\$14,821,750
Refuse Services:	\$1,597,917
Water Services:	\$1,394,188
Sanitary Sewer Services:	\$1,825,302
Stormwater Services:	\$531,383

City Council invited the Finance Director to deliver a presentation on the proposed budget.

Finance Director Cindy Stafford provided the following budget report:

This is the 20th budget presented by City Manager Norbert Klopsch. Below, in millions, are 2022 budgeted expense figures:

➤ General City Services:	\$14.8
➤ Refuse Operations:	\$1.6
➤ Water Utility:	\$1.4
➤ Sanitary Sewer Utility:	\$1.8
➤ Stormwater Utility:	<u>\$0.5</u>
Total:	\$20.1 million

The 2022 proposed budget does not include any increases to income taxes, property taxes, or any increases to refuse, water or sanitary sewer rates. The goal is to avoid property tax increases over the next few years, after renewing the 2.72 mill issue in 2021, and renewal of the 3.75 mill issue in 2023.

Mrs. Stafford commented on the line item budgets for General City Services, Refuse Operations, Water Utility, Sanitary Sewer Utility and Stormwater Utility.

For General City Services, the 2022 budget shows revenues exceeding expenses by \$831,245. This includes \$468,000 in revenue from the American Rescue Plan Act. The 2022 budget includes \$1,585,250 for capital expenditures.

For Refuse Operations, the 2022 budget shows expenses exceeding revenues by \$219,317. The 2022 budget includes \$196,000 for capital expenditures.

For the Water Utility, the 2022 budget shows expenses exceeding revenues by \$184,688. Oakwood currently has the 2nd lowest water rates of 66 Miami Valley jurisdictions. The 2022 budget includes \$141,500 for capital expenditures.

For the Sanitary Sewer Utility, the 2022 budget shows revenues exceeding expenses by \$87,898. The 2022 budget includes \$150,000 for capital expenditures.

For the Stormwater Utility, the 2022 budget shows expenses exceeding revenues by \$65,148. The 2022 budget includes \$205,000 for capital expenditures.

At the end of 2022, the City will have continued to provide comprehensive services and will, based on the proposed budget, have:

- \$831,245 more in our General City Services funds.
- \$219,317 less in our Refuse funds.
- \$184,688 less in our Water funds.
- \$87,898 more in our Sanitary Sewer funds.
- \$65,148 less in our Stormwater funds.

The 35 member citizen Budget Review Committee met three times this year. At their December 7, 2021 meeting, the committee attendees present unanimously recommended approval of the 2022 budget.

Mayor Duncan reiterated that Oakwood’s water rates are the second lowest in the region.

Vice Mayor Byington noted that the Oakwood citizen Budget Review Committee includes 35 members and is equally represented by residents from each of Oakwood’s seven voting precincts. That committee met three times this year and endorses this 2022 budget.

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

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

MR. WILLIAM D. DUNCAN.....YEA
MR. STEVEN BYINGTONYEA
MR. ROBERT P. STEPHENS.....YEA
MRS. ANNE S. HILTON.....YEA
MRS. LEIGH TURBENYEA

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

AN ORDINANCE
BY VICE MAYOR BYINGTON NO 4948
AN ORDINANCE TO REPEAL ORDINANCE NUMBER 4898 AND
ESTABLISH AN AMENDED PERSONNEL SCHEDULE DATED
DECEMBER 13, 2021 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.

Vice Mayor Byington explained that this is an ordinance to update the City’s personnel schedule. For all non-bargaining unit employees except Temporary Seasonal Employees, the updated schedule authorizes pay increases of 2.95% in 2022. These are responsible increases for the non-union employees that are consistent with the raises authorized by current collective bargaining agreements for union employees. Pay for Temporary Seasonal Employees has also been increased to ensure that these positions remain competitive in the job marketplace.

This ordinance is being introduced as an emergency measure to ensure that it takes effect as of the first pay period of 2022, which begins on December 20, 2021.

Thereupon, it was moved by Vice Mayor Byington and seconded by Mrs. Turben 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 BYINGTONYEA
MR. ROBERT P. STEPHENS.....YEA
MRS. ANNE S. HILTON.....YEA
MRS. LEIGH TURBENYEA

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

AN ORDINANCE
BY VICE MAYOR BYINGTON NO 4949
AN ORDINANCE TO SET THE MAXIMUM COMPENSATION OF
THE OAKWOOD MUNICIPAL COURT CLERK, DEPUTY CLERK OF
COURTS, AND BAILIFF, 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.

Vice Mayor Byington explained that by law, the Oakwood Municipal Judge determines the actual salary for each court employee, but City Council is responsible for setting the maximum amount to be paid for each job classification within the court. This ordinance will increase the maximum compensation for all court employee job classifications by 2.95%, consistent with increases for union and non-bargaining unit employees.

Thereupon, it was moved by Vice Mayor Byington 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 BYINGTONYEA
MR. ROBERT P. STEPHENS.....YEA
MRS. ANNE S. HILTON.....YEA
MRS. LEIGH TURBENYEA

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

AN ORDINANCE
BY VICE MAYOR BYINGTON NO 4950
AN ORDINANCE TO ESTABLISH AN AMENDMENT TO THE
ORGANIZATION AND STAFFING SCHEDULE FOR THE PURPOSE
OF CHANGING THE CLASSIFICATION OF PART-TIME
RECEPTIONIST TO RECEPTIONIST/CLERK; CREATING THE
CLASSIFICATIONS OF STAFF ENGINEER, WATER & SEWER
TECHNICIAN, AND PART-TIME LABORER; DROPPING THE
NUMBER OF AUTHORIZED POSITIONS FOR THE MAINTENANCE
WORKER POSITION FROM FIVE TO FOUR, AND AMENDING THE
NUMBER OF AUTHORIZED POSITIONS FOR THE PART-TIME CITY
GROUNDS MAINTENANCE CLASSIFICATION; CLARIFYING
TITLES FOR OTHER CLASSIFICATIONS; AND DECLARING 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.

Vice Mayor Byington explained that this is the ordinance to update the Organization and Staffing Schedule so it reflects the City’s current staffing needs.

Thereupon, it was moved by Vice Mayor Byington and seconded by Mrs. Turben 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 BYINGTONYEA
MR. ROBERT P. STEPHENS.....YEA
MRS. ANNE S. HILTON.....YEA
MRS. LEIGH TURBENYEA

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

STAFF REPORT

Mayor Duncan noted that there was no staff report this evening. He thanked city staff on behalf of City Council for their service and dedication to the city of Oakwood.

AN OAKWOOD MOMENT

Mrs. Turben invited Oakwood Historical Society member Debra Edwards to speak about the Oakwood Historical Society’s third annual Holiday Home Tour.

CITY MANAGER'S COMMENTS

In City Manager Norbert Klopsch's absence, Ms. Collins wished everyone a happy holiday season. She thanked the Oakwood Beautification Committee and Oakwood Rotary for helping to make the December 12 Holiday of Lights event a magical night for the community.

COUNCIL COMMENTS

Mrs. Turben wished everyone a happy and safe holiday season.

Mrs. Hilton congratulated the Leisure Services Department for another wonderful Holiday of Lights event.

Mr. Stephens congratulated and welcomed Public Safety Officers Ross Green and Matt Staley. He wished everyone a happy and safe holiday season.

Vice Mayor Byington shared that Friday, December 17 is the 118th anniversary of the Wright brother's first flight. Although the ceremony is not open to the public, Dayton locals can look up around 10:35 a.m. for a C-130 Hercules flying overhead as part of an observance being held at Wright-Patterson Air Force Base.

Mayor Duncan recognized former Mayor Jeff Ireland for being nominated as a *Dayton Daily News* "Community Gem". He also recognized Dayton Mayor Nan Whaley, Moraine Mayor Elaine Allison and Kettering Mayor Don Patterson on their retirements and for their dedicated years of community service.

The public meeting concluded at 8:25 p.m.



MAYOR

ATTEST:



CLERK OF COUNCIL