

CITY OF OAKWOOD
STATE OF OHIO
APRIL 3, 2023

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 platform.

The Mayor, Mr. William Duncan, presided, and the Clerk, Ms. Lori Stacel, recorded. Mayor Duncan asked 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.....	ABSENT
MRS. LEIGH TURBEN.....	PRESENT

Officers of the City present were the following:

Mr. Norbert S. Klopsch, City Manager
Mr. Robert F. Jacques, City Attorney
Chief Alan Hill, Public Safety Director
Mr. Douglas Spitler, Engineering and Public Works Director
Ms. Lori Stacel, Clerk of Council

The following in-person visitors registered:

Brian Barr, *Oakwood Register*
Public Safety Officer Joe Dues & Family
Mike and Marissa Ford, 124 Acorn Drive
Judy Cook, Oakwood Inclusion Coalition
Daniel Turben, Oakwood Inclusion Coalition
Healy Jackson, Oakwood Inclusion Coalition
Kristi Hale, Oakwood Inclusion Coalition
Roger Crum, Oakwood Inclusion Coalition
Terri Jones, CARE House
Libby Nicholson, CARE House

There were no Zoom visitors in attendance.

It was moved by Vice Mayor Byington and seconded by Mr. Stephens 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.

Vice Mayor Byington advised Council he had read the meeting minutes of the March 6, 2023 regular session, work session and executive session, and March 27, 2023 work session and executive session. Vice Mayor Byington reported he found the minutes correct and complete. Therefore, it was moved by Vice Mayor Byington and seconded by Mrs. Turben 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

Oakwood Public Safety Department – Mayor Duncan recognized the fine services provided by the Oakwood Public Safety Department.

Recently, there was a 9-1-1 cardiac emergency medic call where a quick response time and advanced medical training and equipment helped to save the patient's life. A month before this medic call, the patient was diagnosed as being cancer free after a six year battle with cancer. The patient recently celebrated his 50th wedding anniversary.

Also recently, during an overnight traffic stop on a vehicle without a registration, an Oakwood Public Safety Officer observed several pieces of open and unopened mail in the vehicle. After further investigation, a U.S.P.S. mailbox key was discovered in a cell phone case. As of last week, the subject is facing felony charges.

Lieutenant Damian Baggett recently graduated from the Police Executive Leadership College (PELC). PELC is a three month leadership development program consisting of: 105 class hours;

20+ leadership topics; 20 required readings; four research papers; three team projects; two speeches; and one capstone presentation. Chief Hill and Captain Tanner attended the graduation ceremony which was held in Columbus. Congratulations to Lieutenant Baggett.

PSO Swear-In – Mayor Duncan recognized new Public Safety Officer William “Joe” Dues and his family. He then administered the Oath of Office. Chief Hill welcomed and introduced PSO Dues.

Citizen Committee Appointments – Mayor Duncan presented the following list of reappointments and new appointments to various citizen committees:

The reappointment of Nina Anglin to the Personnel Appeals Board; Chuck Ellis (Precinct B), Tim Judge (Precinct C) and Judy Steiger (Precinct F) to the Property Maintenance Board and the appointment of Dr. Elizabeth Hardy to the Board of Health; Abby Riedel and Phil Wittmer to the Personnel Appeals Board; and Katy Tribble (Precinct H) and Scott Fischer (Precinct H) to the Property Maintenance Board.

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

Proclamation – Mayor Duncan read a proclamation designating the month of April as “Fair Housing Month.”

Proclamation – Mayor Duncan read a proclamation designating the week of April 23 as “Arbor Week.”

VISITORS

Oakwood Inclusion Coalition 2022 Annual Report – Judy Cook, former mayor and vice chair of the Oakwood Inclusion Coalition (OIC,) reported on the organization’s activities over the last year. The OIC’s annual report focuses on the following topics: administrative matters; engaging community participation; achieving community impact; realizing the OIC mission to study, promote and celebrate diversity; operating with solid financial standing; and expressing appreciation for local stakeholders and resources.

The OIC is a citizen-led organization that continues to work closely with the City, the Schools and Wright Library. The OIC Leadership Team expanded its team size in 2022 by adding four new members.

One of the most important tasks of the OIC has been to engage community participation. The OIC has participated in regional community building events, and Oakwood events and traditions. The OIC remains committed to non-partisanship, community connections and constructive collaborations.

The Oakwood Inclusion Coalition obtained a 501(c)(3) non-profit designation for the organization in May 2021, and has established a fund at The Dayton Foundation. At the end of the 2022 calendar year, the OIC has a balance of \$16,576,17.

Mrs. Cook thanked the City, School and Library liaisons and respective governing boards for their guidance and support. She also acknowledged the support of the *Oakwood Register* in promoting OIC events and activities.

Mayor Duncan thanked the OIC for its efforts, and thanked Mrs. Cook for the update. He noted that the City, Schools and Library act as a three legged stool in that the stool is only as strong as the three legs together.

Pinwheels for National Child Abuse Awareness – Oakwood resident Terri Jones with CARE House shared information about the work of CARE House and the 2023 pinwheel project.

Mrs. Jones shared that she and her family have lived in Oakwood for over forty years. She is attending the council meeting, along with Libby Nicolson, the Director of CARE House, to discuss the pinwheel project and to advocate for victims of child abuse and neglect. Mrs. Jones quickly learned when she worked as an Emergency Room nurse at Dayton Children’s Medical Center that the presence of neglect is in all types of neighborhoods. The mission of CARE House is to prevent child abuse and neglect for all kids in the community. The first step in preventing child abuse and neglect is having awareness of the problem. Prevention is the second step, starting with education and ending with every child being safe and protected. Each year, starting in April, CARE House plants Pinwheel gardens to help raise awareness. Pinwheels are a reminder of the role we all play in children's lives. CARE House joined the city of Oakwood and other community partners to

display pinwheels along Far Hills Avenue, at Oakwood Schools, at Wright Memorial Public Library, and at the Oakwood Community Center.

Mrs. Jones mentioned that CARE House received many favorable comments about the very visible pinwheel displays in Oakwood, particularly along Far Hills Avenue, and thanked the city for embracing the project.

Mayor Duncan inquired about the number of child abuse cases during COVID-19.

Libby Nicholson, Director of CARE House, explained that the reported number of child abuse cases did not increase due to COVID-19, but the severity of the abuse did increase. It is important that we continue to provide services to support children and families in our community. Mrs. Nicholson thanked Oakwood for their support in adopting the pinwheel campaign.

Mayor Duncan thanked Mrs. Jones and Mrs. Nicholson for sharing information about CARE House.

LEGISLATION

AN ORDINANCE
BY MR. STEPHENS NO 4972
AN ORDINANCE DETERMINING TO PROCEED WITH THE
IMPROVEMENT OF CERTAIN STREETS BETWEEN CERTAIN
TERMINI IN THE CITY OF OAKWOOD, OHIO, BY LIGHTING THE
SAME WITH ELECTRICITY.

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 this is an annual ordinance that is the second step of the 2024 street lighting program. It is the ordinance that authorizes the city to proceed with the project. It was introduced with a first reading at the March 6, 2023 Council meeting.

Thereupon, it was moved by Mr. Stephens and seconded by Vice Mayor Byington that 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. ROBERT P. STEPHENS..... YEA
- MRS. LEIGH TURBEN YEA

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

AN ORDINANCE
BY MR. STEPHENS NO 4974
AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE
IMPROVEMENT OF CERTAIN STREETS BETWEEN CERTAIN
TERMINI IN THE CITY OF OAKWOOD, OHIO, BY LIGHTING THE
SAME WITH ELECTRICITY.

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 this is the third and final step of the 2024 street light program. It allows for the costs of street lighting to be certified to the Montgomery County Auditor for assessment.

This was a first reading of the ordinance, so Mr. Stephens made no motion.

AN ORDINANCE
BY MR. STEPHENS NO 4973
AN ORDINANCE DETERMINING TO PROCEED WITH THE
REPAIRING OF SIDEWALKS AND APPURTENANCES THERETO
ON CERTAIN STREETS BETWEEN CERTAIN TERMINI, IN THE
CITY OF OAKWOOD, OHIO, AND PROVIDING THAT ABUTTING
PROPERTY OWNERS REPAIR THE SAME.

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 this is an annual ordinance that is the second step of the 2023 Sidewalk, Curb and Driveway Apron Project. Again, this year's program area covers all city streets west of Far Hills that were not repaired as part of last year's program. It was introduced with a first reading at the March 6, 2023 Council meeting.

Thereupon, it was moved by Mr. Stephens and seconded by Mrs. Turben that 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. ROBERT P. STEPHENS.....	YEA
MRS. LEIGH TURBEN.....	YEA

There being four (4) 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 4975
AN ORDINANCE ADOPTING THE 2024 TAX BUDGET FOR THE
CITY OF OAKWOOD, OHIO, FOR THE FISCAL YEAR BEGINNING
JANUARY 2024.

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 to comply with Section 6.01 of the City Charter, this is an annual housekeeping ordinance to estimate the city's revenues and expenses for calendar year 2024.

This was a first reading of the ordinance, so Vice Mayor Byington made no motion.

A RESOLUTION
BY VICE MAYOR BYINGTON NO 1907
A RESOLUTION CONFIRMING THE CITY OF OAKWOOD'S
ACCEPTANCE OF AND PARTICIPATION IN PROPOSED
SETTLEMENT AGREEMENTS IN CONNECTION WITH ONGOING
NATIONAL OPIOID LITIGATION.

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 Ohio is included in ongoing litigation involving the national prescription opioid epidemic. This is complex, multi-district litigation occurring nationwide, and there are many defendants including opioid distributors and manufacturers.

In 2021 Oakwood signed a document known as the OneOhio Memorandum of Understanding ("MOU"). In doing so, Oakwood joined with political subdivisions throughout the state to agree on a mechanism for distributing any opioid settlements that may be reached.

In 2021 state-level settlements were reached with several opioid distributors, including AmeriSource Bergen, McKesson, and Cardinal Health. Those settlements are being distributed to local governments according to the terms of the OneOhio MOU.

In late 2022 state-level settlements were reached with several pharmacies, including CVS, Walgreens, and Walmart, as well as two opioid manufacturers, Teva and Allergan. The resolution being introduced tonight will allow Oakwood to opt in to the local government portion of these settlements, which would then be distributed under the framework already established by the OneOhio MOU. These are structured settlements that will be distributed over a period of six (6) years. The money is restricted for use in abating the opioid epidemic.

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. LEIGH TURBEN 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

Public Works Department Presentation: Mr. Doug Spitler, Engineering and Public Works Director, referenced a PowerPoint presentation and updated Council on various Public Works projects and operations.

Mr. Spitler displayed a map depicting the asphalt street resurfacing project. The work will take place on E. Schantz Avenue between Far Hills Avenue and Lookout Drive; Lookout Drive; Acacia Drive; E. Thruston Boulevard between Woods Road & Acorn Drive; Hathaway Road between Patterson Road and north end; the alley between Rubicon Road and Oakwood Avenue; and the alley between Ridgewood Avenue and E. Schantz Avenue. The total estimated cost for the project is \$596,353.

The 2023 Sidewalk, Curb and Driveway Apron Repair Project will take place in the southwest quadrant of the City, including all areas of Oakwood west of Far Hills Avenue and south of Park Road. The project received three bids and was awarded to Adleta Construction at an estimated cost of \$229,000.

A series of stormwater inlets will be repaired along the east and west sides of Far Hills Avenue, and numerous sections of concrete roadway curbing will be replaced, mostly between East Drive and Patterson Road. This project is being completed in advance of the 2024 Far Hills Avenue resurfacing. The project received two bids and was awarded to Adleta Construction at an estimated cost of \$297,000.

The storm sewer system will be replaced crossing Far Hills Avenue at Greenmount Boulevard; on Dellwood Avenue from Far Hills to East Schantz; Forrer Boulevard from Far Hills to East Schantz; and along a section of Devereux Drive north of Forrer Road. The project is anticipated to begin in late spring or early summer. The bid opening for this project will be on April 11, 2023.

A new pole barn type building was constructed at the Public Works Center to store various equipment and vehicles.

CenterPoint (formerly Vectren) began the Oakwood gas line replacement project in 2010. The project is scheduled to be completed this year. At the end of 2023, all of the underground gas distribution pipes and home service lines in Oakwood will have been renewed. Mr. Spitler presented the 2023 CenterPoint project maps.

There are several large equipment purchases pending to include: Sidewalk Tractor: \$20,500; Ventrac Tractor: \$39,100; Front End Loader: \$83,955; Backhoe: \$102,500; Back-up Packer: \$115,000; V-Box Salt Spreader (3): \$97,290; Leaf Vacuum: \$110,000; and Sewer Line Camera: \$110,800

The Public Works Department provides a broad range of municipal services including: weekly trash/recyclables collection; yard debris and special pickups; and leaf disposal/leaf mulch. Mulch deliveries will take place on five Saturdays from April 8 to May 6. On the same five Saturdays, residents can obtain free mulch from the Foell Public Works Center at 210 Shafor Boulevard between the hours of 8:00 a.m. and 2:00 p.m. There are also several self-service options available such as: the next Styrofoam recycling event is scheduled for Saturday, April 22; drop-off containers for recycling cardboard, yard debris, and co-mingled materials at a 24/7 Recycling Facility; the Foell Public Works Center at 210 Shafor Boulevard is open from 8 a.m. until 12 noon on the first Saturday of each month for Oakwood citizens to drop off refuse items; and refuse dumpsters are available for disposal of a mixture of debris from "do-it-yourself" homeowner projects.

Mr. Spitler displayed a chart showing a breakdown of the solid waste stream last year. There was a total of 7,121 tons of material handled in 2022, and about 50% was recycled.

Mr. Spitler displayed a line graph showing refuse collection trends over the past six years. The line graph showed a substantial increase in collection beginning in March of 2020. This increase follows COVID-19, suggesting that many property owners disposed of more household debris during the pandemic.

Mr. Spitler displayed a line graph showing cardboard collection trends over the past ten years. The line graph showed a consistent increase in cardboard collection each year. In 2022, the city delivered cardboard to Rumpke and received market-based revenue of \$13,214.

The next Oakwood Rotary hazardous waste pick-up event is on Saturday, April 22. Citizens desiring a pick up should call (937) 296-5155 before noon on Friday, April 21 and leave their name and address.

From December 2022 to March 2023, the Public Works Department responded to five winter weather events. The department used 741 tons of salt totaling \$62,229 through the winter season.

Mr. Spitler shared several personnel changes that have occurred. Vere Mason retired in December 2022; The Public Works Department welcomed Todd White, General Service Worker on November 7, 2022; Cade Wallace, General Service Worker on November 14, 2022; Joshua Deyak, General Service Worker on March 6, 2023; Cameron Daniel, General Service Worker on March 20, 2023; and Jaycob Burns, Water & Sewer Technician on March 27, 2023.

Mrs. Turben asked when the city's next document shred event will occur.

Mr. Spitler explained that this year's event date has not yet been confirmed. The shred event is scheduled in the fall, typically in September.

Mayor Duncan shared that as a member of the Solid Waste Advisory Committee (SWAC) he has learned that the Montgomery County Solid Waste District is considered a state-of-the-art facility and Oakwood is recognized as a leader in recycling. He thanked Mr. Spitler and the Public Works Department for their efforts.

AN OAKWOOD MOMENT

Mr. Stephens highlighted the Oakwood Rotary Club.

CITY MANAGER REPORT – Mr. Klopsch thanked Mr. Spitler for his thorough report.

COUNCIL COMMENTS

Mrs. Turben shared that the "Wright at Home" event is scheduled for Sunday, April 23. Additional information on the event is available on The Oakwood Historical Society's website.

Mr. Stephens welcomed PSO Dues. He reported that as Chairman of the Miami Valley Communications Council (MVCC) Board, Executive Director Jay Weiskircher's contract was extended to 2025. MVCC has been integral in supporting its eight member cities. He closed his comments by thanking Mr. Spitler and the Public Works Department for their fine work.

Vice Mayor Byington reminded everyone that The Friends of Smith Gardens "Perennial Sale" will be held on Friday, April 21 and Saturday, April 22 at the Oakwood Community Center.

Mayor Duncan shared that 53 years ago, he and his wife had their first date watching the Harlem Globetrotters at the University of Dayton Arena. They were married three years later and will be celebrating their 50th wedding anniversary in December.

The public meeting concluded at 8:44 p.m.



MAYOR

ATTEST:



CLERK OF COUNCIL