

A Regular meeting of the Oxford City Council was called to order by Mayor Kate Rousmaniere on Tuesday, January 19, 2016 at 7:00 p.m. Those members present were Bob Blackburn, Steve Dana, Glenn Ellerbe, Kevin McKeehan, Mike Smith and Edna Southard.

Staff members present: Mr. Doug Elliott, City Manager; Mr. Mike Dreisbach, Service Director; Mr. John Jones, Acting Police Chief; Mr. Joe Newlin, Finance Director; Mr. John Detherage, Fire Chief; Ms. Gail Brahier, Parks and Recreation Director; Mr. Casey Wooddell, Sports Supervisor; Mr. Jung-Han Chen, Community Development Director; Mr. Alan Kyger, Economic Development Director; Ms. Amy Blankenship, Acting Law Director and Ms. Kim Newton, Acting Clerk of Council.

ADJOURN TO EXECUTIVE SESSION

Mr. Dana moved to adjourn to Executive Session immediately in accordance with Ohio Revised Code Section 121.22 (G)(1) for the purpose of discussing appointments to boards and commissions. Mr. Ellerbe seconded. The motion passed by the following roll call:

AYE: Ms. Southard, Mr. Smith, Mr. McKeehan, Mr. Ellerbe, Mr. Dana, Mr. Blackburn
Mayor Rousmaniere (7)

NAY: None (0)

ABS: None (0)

ADJOURN FROM EXECUTIVE SESSION

Mr. McKeehan moved to adjourn from Executive Session at 7:39 p.m. Mr. Dana seconded. The motion passed 7-0-0.

PLEDGE OF ALLEGIANCE

Mayor Rousmaniere requested the Pledge of Allegiance.

APPROVAL OF AGENDA

Mr. Dana moved to approve the agenda. Mr. Ellerbe seconded. The motion passed 7-0-0.

PUBLIC PARTICIPATION

RECOGNITION **GAIL BRAHIER**

Mayor Rousmaniere recognized Ms. Gail Brahier noting she was a beloved City employee retiring from the City as the Parks and Recreation Director after 17 years.

Mayor Rousmaniere read and presented a Resolution to Ms. Brahier from the Ohio Parks and Recreation Association recognizing her accomplishments and wishing her well in retirement.

Ms. Gail Brahier thanked City Council and Mr. Elliott for the opportunity to serve the City noting it had been her absolute pleasure to work for the City of Oxford and it had been a wonderful journey. Ms. Brahier advised all Department Heads, community members, civic groups and businesses worked together to make Oxford great and that was why she enjoyed her job so much. Ms. Brahier introduced the new Director, Casey Wooddell, noting Casey was very detail oriented and always looked to see what he could do to make things better. Ms. Brahier noted Casey was a graduate of Shawnee State with a sports management degree and he almost had his masters degree. Ms. Brahier advised Casey recently became a Certified Parks and Recreation Professional and had two young boys noting it was good to have someone with young kids in the profession.

Mr. Casey Wooddell thanked Mr. Elliott for the opportunity to become the Parks and Recreation Director and for trusting him to lead the department as it moved forward. Mr. Wooddell thanked Ms. Brahier for the last 8 years noting she was an incredible leader and he appreciated everything she had done. Mr. Wooddell advised he would take much of what Ms. Brahier taught him into the future as he looked to grow the department and looked for new opportunities. Mr. Wooddell noted he looked forward to being a community leader and to working alongside everyone.

Mayor Rousmaniere congratulated Mr. Wooddell on his new position.

Mr. Elliott advised it had been his pleasure to work with Ms. Brahier noting she was a great leader as evidenced by the Resolution from the Ohio Parks and Recreation Association. Mr. Elliott advised Ms. Brahier had been with the City over 17 years and the programming she had done added to the quality of life in Oxford. Mr. Elliott personally thanked Ms. Brahier for her efforts and noted he looked forward to Mr. Wooddell's contributions as the new Director. Mr. Elliott invited everyone to a reception for Ms. Brahier on Tuesday, January 26, 2016 from 4-6 p.m. at the Oxford LaRosas.

PRESENTATION **OXFORD VISITORS BUREAU**

Ms. Jessica Greene, Oxford Visitors Bureau, extended her congratulations to Ms. Brahier and to Mr. Wooddell noting they had both been great to work with the three years she had been with the Visitors Bureau. Ms. Greene noted she couldn't ask for better community partners in doing good things for Oxford.

Ms. Greene provided a PowerPoint presentation and discussed what the Visitors Bureau had done in 2015 and what was planned for 2016. Ms. Greene noted the Visitors Bureau was small but mighty and employed two fulltime staff members including herself and Kim and had a full staff of students including Matt, Elizabeth, Will, Lexi and Dan. Ms. Greene advised the Visitors Bureau worked really hard to do what they could for Oxford to be as welcoming to visitors as possible and they worked hard to bring more people to Oxford for the economy of Oxford because visitors spent their dollars here. Ms. Greene discussed the various partnerships the Visitors Bureau had including the Oxford Parks and Recreation Department, Miami University, the Butler County Visitors Bureau, the Oxford Community Arts Center and the Oxford Chamber of Commerce.

Ms. Greene noted the Visitors Bureau had a bid in to host the 2017 International Town Gown Conference in Oxford and she would keep Council informed of the progress on that initiative. Ms. Greene thanked Council for their support and noted she was always open to their ideas for what can make Oxford better.

APPOINTMENTS TO BOARDS AND COMMISSIONS

CHARTER ADVISORY COMMISSION

Mr. Ellerbe moved to nominate Steve Dana, Edna Southard, Richard Keebler and Steve Snyder to the Charter Advisory Commission. Mr. McKeehan seconded. The motion passed 7-0-0.

Mayor Rousmaniere noted additional members would be appointed to this commission at a later date.

POLICE COMMUNITY RELATIONS AND REVIEW COMMISSION

Ms. Southard moved to nominate the following citizens to the Police Community Relations and Review Commission for three year terms: Deirdre DeLong, Jonathon Joseph, Patrick Meade and Aimin Wong and Shana Rosenberg, Amber Franklin, and Jacqueline Rioja Velarde for two year terms. Mr. Dana seconded. The motion passed 7-0-0.

Mayor Rousmaniere thanked all of those who applied for the newly created Police Community Relations and Review Commission and encouraged those not appointed this evening to apply for other City Boards and Commissions.

PUBLIC COMMENTS

David Moore, Boy Scout Pack 937 noted he and his friends were here to talk about litter in the community.

Owen King, Anthony and Douglas, introduced themselves.

The Boy Scouts read the following: 'We are concerned about litter in Oxford outside dorms, houses and on the streets. The reason we are concerned is to help our environment. We vote to solve this problem by helping pick up litter. We hope City Council will help schedule a volunteer service. Also we hope they will send out a newsletter on litter dangers. We thank you for coming out. Keep our environment safe and clean.'

Mayor Rousmaniere inquired if the Boy Scouts would help write the newsletter if Council decided to send one and the Boy Scouts replied yes.

CONSENT AGENDA

MINUTES

Minutes of the January 5, 2016 City Council Meeting. (Mary Ann Eaton, Clerk of Council)

REPORT

Report regarding the January 6, 2016 Environmental Commission Meeting. (Mike Dreisbach, Service Director)

RESOLUTIONS

RESOLUTION
WAIVE FEES

A Resolution No. 4960 authorizing the City Manager to waive the fees adopted in the Fee Ordinance for the street closures for the Visitors Bureau for the 2016 Annual Music Festival. (Doug Elliott, City Manager)

RESOLUTION
SALVAGE VEHICLES

A Resolution No. 4961 authorizing the sale of salvage, junk and/or abandoned motor vehicles. (John Jones, Acting Police Chief)

RESOLUTION
FIRE DEPARTMENT PURCHASE

A Resolution No. 4962 authorizing the Oxford Division of Fire to purchase one (1) Ferno iNX Intelligent Transport Loading System (EMS Cot) utilizing funds from the Bureau of Workers' Compensation Safety Grant and local funds for a total cost not to exceed \$25,200.00. (John Detherage, Fire Chief)

Ms. Southard moved to approve the consent agenda. Mr. Dana seconded. The motion passed 7-0-0.

RESOLUTIONS

RESOLUTION
SCHOOL RESOURCE
OFFICER AGREEMENT

A Resolution No. 4963 authorizing the School Resource Officer Program Agreement between the Talawanda City School District and the City of Oxford and authorizing the City Manager to sign the agreement of behalf of the City. (John Jones, Acting Police Chief)

Acting Chief Jones noted this initiative had been in the works for a couple of years. Acting Chief Jones advised he and Sergeant Varley attended quarterly public safety meetings with the Talawanda School District and often there had been a need for a second School Resource Officer. Acting Chief Jones noted he felt this would be positive as the OPD already did a lot of things at the schools. Acting Chief Jones advised he felt the work at the Middle School, Kramer and the High School justified adding another School Resource Officer. Acting Chief Jones noted the Oxford Police Officer would work in partnership with the Butler County Sheriff's Office who had a deputy assigned to the school district's 5 buildings. Acting Chief Jones advised the school district would subsidize an Oxford fulltime officer and he hoped this would create positive interactions with students and staff noting it would certainly improve safety in the learning environment.

Mayor Rousmaniere inquired if there were any comments from the public and there were none.

Mayor Rousmaniere inquired where the Oxford officer would be assigned and Acting Chief Jones advised primarily at the Middle School but he would also cover Kramer and the High School sharing duties with the Deputy.

Ms. Southard inquired which officer would be assigned to the school district and Acting Chief Jones advised interviews were scheduled for tomorrow.

Mr. Ellerbe recommended the Oxford officer be assigned to the High School as opposed to the Middle School because the High School seemed to have a more defined need. Acting Chief Jones advised the Deputy was assigned to the High School and the Talawanda School District requested assistance at the Middle School.

Mr. McKeehan moved to adopt Resolution No. 4963. Mr. Blackburn seconded. The motion passed 7-0-0.

RESOLUTION **INVESTMENT MANAGEMENT**

A Resolution No. 4964 authorizing the City Manager and the Finance Director to contract with RedTree Investment Group Services for the management of the City's investable funds. (Joe Newlin, Finance Director)

Mr. Newlin advised RedTree Investment Group had provided investment management services for the City of Oxford for the last three years and had proven to be an asset to the City in regard to active asset management. Mr. Newlin noted the current contract would expire April 24, 2016 and it allowed for two one year extensions. Mr. Newlin advised staff would like to extend the contract for the additional one year term. Mr. Newlin noted RedTree Investment Group's monthly fee was computed based on 8 basis points and they would continue to pay the City's custodial fee to US Bank which was a savings of approximately \$4,000 annually.

Mayor Rousmaniere inquired if there were any comments from the public and there were none.

Mr. Dana inquired if there would be an advantage to compare RedTree to other institutions that supplied these services to show they were clearly in the top tier.

Mr. Newlin advised the City published a Request for Proposals 3 years ago and chose RedTree. Mr. Newlin noted the analysis was made in 2013.

Mr. Dana moved to adopt Resolution No. 4964. Mr. Smith seconded. The motion passed 7-0-0.

ORDINANCES
SECOND READING

ORDINANCE
OVERLAY DISTRICT

An Ordinance No. 3343 Accepting The Planning Commission's Recommendation And Granting A Zoning Map Amendment To Establish A Neighborhood Conservation Overlay District In A R-1A (Single Family Low Density Residential) District For 45 Parcels Located On Hidden Creek Drive, Deer Trail Circle, And Fox Run Circle, In The City Of Oxford, Ohio. (Jung-Han Chen, Community Development Director)

Mr. Chen advised he had no new information since the first reading of the proposed Ordinance. Mr. Chen noted the boundaries for the proposed district were delineated on page 45 of Council's packet.

Mayor Rousmaniere inquired if there were any comments from the public and there were none.

Mayor Rousmaniere advised this would be the 12th Neighborhood Conservation Overlay District to be established.

Mr. Dana moved to adopt Ordinance No. 3343. Mr. Smith seconded. The Ordinance was adopted by the following roll call:

AYE: Mr. McKeehan, Mr. Smith, Ms. Southard, Mr. Blackburn, Mr. Dana, Mr. Ellerbe
Mayor Rousmaniere (7)

NAY: None (0)

ABS: None (0)

ORDINANCE
CONDITIONAL USE PERMIT

An Ordinance No. 3344 Approving A Conditional Use Permit To Allow For Alcohol Service At A Nano Brewery At The Property Located At 5958 Fairfield Road In The General Business District With Conditions And Waiving The Fifty (50) Foot Setback Requirement. (Jung-Han Chen, Community Development Director)

Mr. Chen referred to page 68 of Council's packet and noted the only change from the first reading was the first condition related to the hours of operation based on Council's amendment at the last meeting.

Ms. Emily Savage, advised she and her husband were very excited to open a Nano brewery and noted they were passionate about sharing information and being a source of a constant variety of well crafted beers. Ms. Savage advised in the time she and her husband spent securing a location for the brewery they got acquainted with Oxford and found it to be a charming City. Ms. Savage advised they would remember how special Oxford was as they operated their business and they looked forward to hearing Council's comments so everyone could be comfortable with the conditions to give Seville Brew Company a home in Oxford.

Ms. Kathleen Zien, Joseph Drive, read the following into the record (in part) 'As a working craftsman I promote shop small, shop local, in small batch production. I wish them well but perhaps not at this corner. I'm aware they've been apprised of a few locations currently available. Perhaps there's a spot more appropriate for a brewery than banking up to 3 homes on Vereker and Fairfield 9 feet from residential lot lines. When a business asks to open that is not part of a strip mall without connectivity to other businesses, has streets separating them from other commercial use and abuts residential lot lines it is a big deal. This corner property which looks like a house was built in 1975 as a home and is a lone soldier zoned GB. It doesn't matter it's across the street from commercial nor is it back to back or side to side as is U.S. Bank, the vet and Pizza Hut or Arby's, Monroe Muffler and Taco Bell in a row. It can't compare with Kroger long grocery hours in a strip mall. Bell's late hours are drive through only not walk in sit down and Bell has a buffer of 90' with a creek from the home to the south. Unlike 3 previous commercial uses at this building with 2 primarily appointment only with limited hours the ultimate use of this house is a touchy issue for home owners around it in R1B single family residential. The couple who bought the home immediately to the west at 5966 Fairfield only last May rightfully did not expect to be living next to a brewery with 2 small children when they purchased. The corner remains a questionable location. To me it makes sense to consider 339 Foxfire across from McDonalds parking lot as a candidate. With 2,100 square feet it was large enough for a previous micro brewery with tanks. Despite good intentions it closed within 6 months. There's good visibility on Foxfire and Locust and more on site parking without infringing on neighboring businesses to meet requirements, more than 10' from residential lot lines, student rentals to the east and west, and food businesses to the north and south. Another better and larger option is vacated 5500 College Corner Pike just before Wal-Mart, what was the Planning Forum then Bill's Art Store. More than adequate parking, good frontage and road setback, no cause to worry about noise or odors from brewing, 3853 square feet of interior space, enough for tables, tanks, tastings, beer sales and even a stage, .67 acres allows for outdoor seating without distraction to passing traffic. This is a location where adults and students would drive to, they'd drive to an empty corn field to find good beer. Mr. Kyger might be the intermediary with Zeus Management in Springfield for that location. The wish that any brewery or bar would cater to responsible drinkers and adult focused audiences is not really a reality. Anyone of legal drinking age can't be turned away. I suggest an eye opening weekend Police Ride Along or visit on Green Beer Day. Oxford Press headlines in the past month were "Underage Man Found Passed Out" and "Intoxicated Woman Carried Off". Six dollar beers are no deterrent or too expensive for students. Assuming they've done their homework on Miami University and I know they've researched the City well, they'd know primarily upper middle class families top of the income chain many with privileged backgrounds money is not an issue.

Beers could be \$16 and they'd still have a captive audience with expendable income. I suggest Council approve Planning's recommendation for 10:30 p.m. weekday closing and midnight weekends and holidays, not 1:00 a.m. on weekends. There are families and residents living on 2 sides. Better to be initially cautious with hours Planning recommended. You might increase later but you'll rarely scale back. Planning suggested the applicant and 3 home owners communicate every 6 months about conditions and if changes were necessary. It's not enough, particularly in the first year of operation. It should be every 4 months, more appropriately quarterly during the start-up year before concerns may get out of hand when they could be controlled from the get go as this was not an expected use by homeowners. Conditions in a college town change with every season and semester. Too much can happen in a half year, particularly with a school year and transient residency. Although I asked twice already, if you, Mr. Chen might advise what would and should be the appropriate number of parking spaces on site for 2,068 square feet. If it is assumed parking might be provided in the neighboring insurance business on the east side of Lynn Street get it in writing. It should be a formal agreement with copy in City records and on file with this application. Make no assumptions or gentlemen's agreement with a handshake. December Planning minutes noted Mr. Dana wanted it spelled out who was accountable and for what. Please be specific tonight and get all concerns out and in the Ordinance even if Council adds more conditions or changes what's there. Unless this is tabled while the applicant continues to weigh options. Perhaps other locations will open up in the future, better for the applicant. Fifteen vehicle trips per hour is unpredictable and unenforceable and unless you have neighbors posted to monitor I think it's sort of a moot point but it would be nice to know how many are there during peak hours.

Mr. Smith noted Council discussed the Foxfire location at one point and it was not available. Mr. Kyger advised the Foxfire location was owned by McDonald's for employee parking.

Mr. McKeehan moved to adopt Ordinance No. 3344. Mr. Dana seconded. The Ordinance was adopted by the following roll call:

AYE: Mr. Smith, Ms. Southard, Mr. Blackburn, Mr. Dana, Mr. Ellerbe, Mr. McKeehan
Mayor Rousmaniere (7)

NAY: None (0)

ABS: None (0)

Mayor Rousmaniere congratulated Mr. Scales and Ms. Savage and welcomed them to the community.

ORDINANCE

SUPPLEMENTAL BUDGET

An Ordinance Amending Ordinance No. 3335. Supplemental Budget Ordinance Number 1 To Make Supplemental Appropriations For Fiscal Year 2016. (Joe Newlin, Finance Director)

Mr. Newlin advised the only change from the first reading was due to Resolution E. passed earlier this evening to purchase an additional power cot for the Fire Department.

Mr. Newlin noted the adjustment reflected the Workers' Compensation grant Chief Detherage was able to acquire from the bureau. Mr. Newlin advised the BWC liked to see grant money spent in a timely manner and Chief Detherage had done a good job in securing BWC funds. Mr. Newlin noted being responsible with the grant money would help increase the City's chance for securing additional grants.

Mayor Rousmaniere inquired if there were any comments from the public and there were none.

Mr. Ellerbe inquired if this was the first power cot purchase of two and Mr. Newlin advised yes.

Mr. Dana moved to adopt Ordinance No. 3335. Ms. Southard seconded. The Ordinance was adopted by the following roll call:

AYE: Ms. Southard, Mr. Blackburn, Mr. Dana, Mr. Ellerbe, Mr. McKeehan, Mr. Smith
Mayor Rousmaniere (7)

NAY: None (0)

ABS: None (0)

ANNOUNCEMENTS

Mr. Elliott reminded residents it was their responsibility to keep their sidewalks free from ice and snow. Mr. Elliott noted the City would appreciate the community's assistance with this matter.

Mr. Elliott thanked Council for appointing members to the Police Community Relations and Review Commission noting letters would be sent congratulating the appointees. Mr. Elliott advised he would schedule the first meeting in February which would be an organizational meeting for the group to elect a chairperson and other officers.

Mr. Elliott advised he and Mr. McHugh met with County Prosecutor, Mike Gmoser last week to discuss his proposal to abolish the three Butler County area courts. Mr. Elliott noted Mr. Gmoser looked to establish an Oxford Municipal Court and two Butler County Municipal Courts with three full-time judges handling the same case loads. Mr. Elliott advised his initial analysis indicated it would cost the City of Oxford between \$200,000 and \$300,000 annually to support a municipal court. Mr. Elliott noted the City could instead use one of the Butler County Municipal Courts and this option would avoid the additional cost to the City although it would require police officers to travel to Hamilton if they needed to appear in Court. Mr. Elliott advised at this time he was recommending the utilization of the Municipal Court in Hamilton.

Mayor Rousmaniere suggested letters be sent to applicants not appointed to the Police Community Relations and Review Commission encouraging them to apply for other City Boards and Commissions and particularly the Community Relations Commission. Mr. Elliott agreed and noted there were vacancies on several commissions.

Mr. Kyger welcomed Mercy Orthopedics to the former Radio Shack location and Mercy Physical Therapy to a new storefront at Bishop Square. Mr. Kyger noted the closing of Dakota's at Stewart Square.

Mr. Kyger thanked Ms. Brahier for her service to the City of Oxford and for her commitment to Oxford and to recreation. Mr. Kyger noted he had worked with Ms. Brahier for 18 years while serving on the Recreation Board and on the TRI Board. Mr. Kyger advised the greatest thing Ms. Brahier brought to the table was her smile and good nature. Mr. Kyger again thanked Ms. Brahier for all of her efforts.

Mr. McKeehan echoed Mr. Kyger's comments and thanked Ms. Brahier for her years of dedication and service noting she had done a great job for the City.

Mr. Ellerbe congratulated Ms. Brahier on her retirement and congratulated Mr. Scales and Ms. Savage on their brewery endeavors.

Mr. Ellerbe noted a winter storm advisory was issued beginning at 4:00 a.m. and encouraged everyone to be safe especially if they were traveling. Mr. Ellerbe advised if anyone was traveling north on Kehr Road into Oxford there was a 2 foot pothole that needed attention.

Mr. Dana congratulated Ms. Brahier on her retirement noting she had been a fine employee.

Mr. Dana referred to an article in the Ohio Municipal League's recent publication of Cities and Villages regarding the History of the Local Government Fund and advised the State of Ohio had repeatedly cut local government funding. Mr. Dana noted his hope Council could be informed so when decisions were made in Columbus they had knowledge and understanding of the importance of local government funding.

Mr. Smith congratulated Ms. Brahier on her retirement and noted she would be missed.

Mr. Smith thanked Mr. Dreisbach for having the roads pre-treated and noted his hope Oxford would get the light end of the predicted snowfall.

Ms. Southard advised the Joint Parks and Recreation and TRI Board meeting took place last week and Ms. Brahier presented the 2015 Annual Report. Ms. Southard noted it was an impressive report and the budgeted revenue goals were exceeded. Ms. Southard advised Ms. Brahier would be missed and she felt good things would continue under Mr. Wooddell's direction.

Ms. Southard advised the Rev. Dr. Martin Luther King celebration took place yesterday at the Oxford Community Arts Center and the ballroom was packed. Ms. Southard noted Dr. Yvette Harris delivered a very inspiring talk and it was wonderful to see the community come together for such an important event.

Mr. Blackburn thanked Ms. Brahier for her service to the City. Mr. Blackburn noted Ms. Brahier never said 'no' she always said 'I think we can get it done' and she did.

Mayor Rousmaniere reminded everyone of the Work Session on February 2, 2016 at 6:30 p.m. prior to the City Council Meeting. Mayor Rousmaniere noted this was a joint Work Session with the Planning Commission to discuss their goals.

Mayor Rousmaniere noted there had been talk of changing the City Council meeting time from 7:30 p.m. to an earlier time such as 6:30 or 7:00 p.m. Mayor Rousmaniere advised she would be interested to hear thoughts from Council and staff regarding obstacles or advantages to doing so.

ADJOURN

Mr. McKeehan moved to adjourn at 8:43 p.m. Ms. Southard seconded. The motion passed 7-0-0.