

Office of the Mayor

Proclamation

Whereas: the National Association of Letter Carriers have designated the day of May 10, 2014 as the twenty-second annual "Stamp Out Hunger Food Drive" day; and

WHEREAS, the NALC Food Drive collected a record of 74.4 million pounds of food nationally and 49,410 pounds of food in Butler County in 2013; and

WHEREAS, thousands of families caught in the slow economic recovery will have access to this needed and nourishing food through Shared Harvest Foodbank's network of food pantries; and

WHEREAS, the AFL-CIO, Shared Harvest Foodbank, United Way, Campbell's, Feeding America and countless community volunteers will lend assistance to this charitable endeavor with the United States Postal Service encouraging and supporting this one day drive.

NOW, THEREFORE, I, Kevin D. McKeegan, Mayor of the City of Oxford, Ohio, to assist public awareness of this nationwide endeavor to care for our own, do hereby proclaim Saturday, May 10, 2014 as:

**"THE NATIONAL ASSOCIATION OF LETTER CARRIERS
FOOD DRIVE DAY"**

FURTHER, on behalf of all Municipal Officials and Administration, do request all citizens of our community to support the efforts of this national annual drive by placing non perishable food by their mailboxes on May 10, 2014 to help meet the needs of our neighbors locally.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of Oxford to be affixed this 2nd day of May, 2014.


KEVIN D. MCKEEHAN, MAYOR



CITY OF OXFORD

STAFF SUMMARY REPORT

Report to the City Manager

City Manager

Originating Department

Council Meeting Of: April 15, 2014

Doug Elliott

Account Code No. #: N/A

Prepared By

Budgeted Amount: N/A

April 4, 2014

Date Prepared

Agenda Title: An Ordinance to initiate a Governmental Electric Aggregation Program.

Recommendation: Adopt the Ordinance.

Discussion:

In Ohio, local communities are allowed by law, to join their citizens together to buy electricity as a group and thereby gain 'buying power' to solicit the lowest price for the group's electricity needs. This is called Governmental Aggregation. I am recommending an opt-out form of aggregation. Under this type of aggregation all eligible consumers located in Oxford are automatically included except consumers who choose not to participate. The first step is for City Council to adopt legislation to place the issue on the ballot. After adoption by City Council, the issue will be placed on the ballot for the general election. Citizens of Oxford will then have an opportunity to vote on this ballot issue. If the opt-out ballot issue passes, then the City must address how the program will be developed and hold at least two public hearings for citizen input on the plan.

Presently in the City of Oxford, the residents have only two choices for their electric energy needs. One is the standard Duke Energy rate and the other is to select a supplier through the Electric Choice Program (There are presently 66 options available. In 2012, twenty-five options were available. In 2011, eleven options were available. In 2010, three options were available). If an electric Aggregation Program is adopted by City Council and the residents, this will provide a third option.

Approved By:

Initial Date

Department Head:

City Manager:

DEE 4-11-14

ORDINANCE NO.

ORDINANCE TO FACILITATE COMPETITIVE RETAIL ELECTRIC SERVICE TO PROMOTE ELECTRICAL SAVINGS, LOWER COST ELECTRICITY SUPPLIES AND OTHER BENEFITS FOR CERTAIN ELECTRICITY CONSUMERS, AUTHORIZING ALL ACTIONS NECESSARY TO EFFECT AN ELECTRIC AGGREGATION PROGRAM PURSUANT TO SECTION 4928.20 OF THE OHIO REVISED CODE AND ARTICLE XVIII SECTION 4 OF THE OHIO CONSTITUTION; DIRECTING THE BUTLER COUNTY BOARD OF ELECTIONS TO SUBMIT A BALLOT QUESTION TO THE ELECTORS; AND AUTHORIZING AN AGREEMENT WITH AN AGENT FOR SUCH PURPOSES.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OXFORD,
BUTLER COUNTY, STATE OF OHIO, THAT:

SECTION 1: Article XVIII Section 4 of the Ohio Constitution grants the City of Oxford certain authority related to utility service and pursuant to Chapter 4928 of the Ohio Revised Code, to facilitate competitive retail electric service to promote electricity savings, lower cost electric supplies, and other benefits, certain governmental entities may aggregate certain electricity consumers within their jurisdictions.

SECTION 2: Pursuant to ORC Section 4928.20, the City of Oxford is authorized to act as an aggregator by establishing an automatic opt-out governmental aggregation program for the provision of competitive retail electric service ("Electric Aggregation") for the benefit of certain electricity consumers within the City so that the consumers may realize lower cost electricity supplies and other benefits from the aggregation and combined purchasing of electric supplies.

SECTION 3: Electric Aggregation provides an opportunity for electricity consumers collectively to realize electric savings, lower cost electricity supplies, and other benefits that the consumers may not otherwise be able to realize individually.

SECTION 4: In the public interest, the City of Oxford desires to submit to the electors of the City of Oxford the question of whether the City of Oxford should create an Electric Aggregation program to facilitate competitive retail electric service to promote electricity savings, lower cost electric supplies, and other benefits in accordance with ORC Section 4928.20.

SECTION 5: This Council finds and determines that to facilitate competitive retail electric service to promote electric savings, lower cost electricity supplies, and other benefits, it is in the best interest of the City of Oxford and certain electricity consumers within the jurisdiction of the City of Oxford to establish an Electric Aggregation program in the City of Oxford pursuant to ORC Section 4928.20. Provided that this Ordinance and Electric Aggregation program is approved by the electors of the City of Oxford in accordance with this Ordinance, the City of Oxford is hereby authorized to take all actions necessary to affect an Electric Aggregation program pursuant to ORC Section 4928.20. The City of Oxford may exercise this authority jointly with other entities to the full extent permitted by law. Further, for such purposes, the City Manager of the City of Oxford is hereby authorized to execute and deliver an agreement with a to-be-named agent ("Agent") to assist the City of Oxford as its consultant and agent to effect the Electric Aggregation program. Actions necessary to effect the Electric Aggregation program include determining and entering into service agreement(s) with suppliers to facilitate the sale and purchase of all electricity, competitive retail electric services, and retail electric generation to serve the enrolled consumers.

The City of Oxford shall be authorized by the electors to be the only entity authorized to act for and on behalf of the enrolled electric consumers to determine and select the provider(s) to supply the commodity and all other services for Electric Aggregation program and the enrolled consumers.

SECTION 6: The Electric Aggregation program shall not apply to persons that are not eligible pursuant to Rules and/or Orders of the Public Utilities Commission of Ohio ("Commission") or not eligible pursuant to the adopted plan of operations and governance ("Plan") for the Electric Aggregation program.

SECTION 7: The Board of Elections of Butler County is hereby directed to submit the following question to the electors of the City of Oxford at the fall election on November 4, 2014:

To facilitate competitive retail electric service to promote electric savings, lower cost electricity supplies, and other benefits, shall the City of Oxford have the authority to aggregate retail electrical loads and enter into service agreements for the sale and purchase of electricity and other services, such aggregation to occur automatically unless any person affirmatively elects not to be enrolled by a stated procedure?

FOR, the City of Oxford to facilitate competitive retail electric service to promote electricity savings and other benefits by acting as an aggregator.

NOT FOR, the City of Oxford to facilitate competitive retail electric service to promote electricity savings and other benefits by acting as an aggregator.

The Clerk of this Council is instructed to file a certified copy of this Ordinance and the proposed form of the ballot question with the Butler County Board of Elections not later than August 6, 2014, which is ninety (90) days prior to November 4, 2014.

The Electric Aggregation program shall not take effect unless approved by a majority of the electors voting upon the proposed ballot question at the election held in accordance with this Ordinance and ORC Section 4928.20. Upon approval, the Electric Aggregation shall take effect at the earliest permissible point in time and continue thereafter in accordance with ORC Section 4928.20, and other requirements of ORC Chapter 4928.

SECTION 8: Upon approval by a majority of the electors voting at the election provided for in this Ordinance, the City of Oxford shall develop and adopt a Plan of operations and governance for the Electric Aggregation program. Before adopting such Plan, at least two public hearings on the Plan shall be held. Before the first hearing, notice of the first hearing shall be published once a week for two consecutive weeks in a newspaper of general circulation in the City of Oxford. The notice shall summarize the Plan and state the date, time, and location of each hearing. Consumers enrolled in the Electric Aggregation program shall be supplied their electrical requirements and other services in accordance with supply agreement(s) determined and arranged by the City of Oxford, as opportunities become available to provide benefits to consumers. The City of Oxford shall be authorized by the electors to be the only entity authorized to act for and on behalf of the consumers that have enrolled in the Electric Aggregation program to determine and select the supplier(s) to provide the electricity and all other services for the Electric Aggregation program.

SECTION 9: The adopted Plan shall not aggregate any retail electrical load within the City of Oxford, unless the person whose electrical load is to be so aggregated is notified in advance that the person will be enrolled automatically in the Electric Aggregation program and shall remain so enrolled, unless the person affirmatively elects not to be so enrolled by a stated procedure. The disclosure shall state the rates, charges, and other terms and conditions of the enrollment. Once enrolled the consumer may only opt-out of the Electric Aggregation program every two years without paying a switching fee. Any such person that opts-out of the Electric Aggregation program shall default to the standard offer service of the person's electric distribution utility, until the person chooses an alternative supplier.

SECTION 10: The Butler County Board of Elections shall cause an appropriate notice to be duly given of the election to be held on November 4, 2014, on the foregoing proposal and otherwise to provide for such election in the manner provided by the laws of the State of Ohio.

SECTION 11: This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in those formal actions were in compliance with the law.

SECTION 12: This Ordinance shall take effect at the earliest time allowed by law.

MAYOR

ADOPTED:

ATTEST:

CLERK OF OXFORD CITY COUNCIL

INTRODUCED BY: KEVIN MCKEEHAN

STAFF SUMMARY REPORT

Report to the City Manager

City Manager

Originating Department

Council Meeting Of: April 15, 2014

Doug Elliott

Account Code No. #: N/A

Prepared By

Budgeted Amount: N/A

April 7, 2014

Date Prepared

Agenda Title: An Ordinance Accepting The Annexation Petition From Douglas R. Elliott, Jr. For 33.550 Acres Of Land In The Township Of Oxford, Butler County Ohio, And Accepting Said Territory To Be Annexed.

Recommendation: Adopt the Ordinance

Discussion:

The City was approached by representatives of a bank that owns a parcel of land across the street from Wal-Mart on the corner of US 27 North and Todd Road. The property owner desires water and sewer service from the City. The City's policy requires annexation in order to receive water and sewer service. This tract of land is presently vacant and consists of 13.72 acres. The City included two other parcels of land in the annexation. The other two parcels are Koenig Equipment (9.66 acres) and Gillman's (6.76 acres). Both of these Property owners signed agreements with the City stating that they agreed to annex when requested by the City. Koenig signed in 1998 and Gillman's in 2005. Portions of eight other parcels were included in the petition (two owned by the City of Oxford). These additional parcels consist of right-of-way. This is the final legislative step in this annexation process.

Approved By:

Initial Date

Department Head:

City Manager:

DRE \ 4-11-14

ORDINANCE NO.

AN ORDINANCE ACCEPTING THE ANNEXATION PETITION FROM DOUGLAS R. ELLIOTT, JR. FOR 33.550 ACRES OF LAND IN THE TOWNSHIP OF OXFORD, BUTLER COUNTY OHIO, AND ACCEPTING SAID TERRITORY TO BE ANNEXED.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OXFORD, BUTLER COUNTY, STATE OF OHIO, THAT:

SECTION 1: On December 30, 2013 Douglas R. Elliott, Jr., Agent for the petitioners, filed a petition with the Board of County Commissioners of Butler County, Ohio, to obtain annexation to the City of Oxford, Butler County, Ohio, territories consisting of 33.550 acres of land contiguous to the City of Oxford and the existing corporation line of the Township of Oxford, Ohio. Said petition was filed with the consent of all parties utilizing the annexation procedure set forth in Sections 709.021 and 709.023 of the Ohio Revised Code.

SECTION 2: The Board of County Commissioners did, by Resolution No.14-01-00490 adopted on January 30, 2014, approve the annexation of the proposed territory to the City of Oxford as hereinafter described. Such approval was subject to the terms and conditions contained in the Statement of Services Resolution No. 4806 a copy of which is attached hereto as Exhibit "A" and incorporated herein by reference.

SECTION 3: The Board of County Commissioners did, through the Clerk of the Board of County Commissioners, Butler County, Ohio, certify a transcript of the proceedings in connection with the map and petition required herein to the Clerk of Oxford City Council who received the same on or about January 31, 2014.

SECTION 4: A certified transcript of the proceedings for annexation with an accurate map of the territory, together with the petition for annexation and the papers relating to all proceedings heretofore with the County Commissioners, are all on file with the Clerk of the City of Oxford, and have been for more than sixty (60) days.

SECTION 5: The proposed annexation, as applied for in the petition of the owners of the real estate in the territory sought to be annexed and filed with the Board of County Commissioners, Butler County, Ohio, in which the petition prayed for annexation to the City of Oxford, Ohio, of certain territory adjacent thereto as hereinafter described, be and the same is hereby accepted and deemed annexed to the City of Oxford, subject to all the terms and conditions provided herein and contained within the Statement of Services Resolution No. 4806 attached hereto and incorporated herein as Exhibit "A". The territory to be annexed is more particularly described in Exhibits "B" and "C," attached hereto and incorporated herein.

SECTION 6: The Clerk of the City of Oxford be and is hereby authorized and directed to make five copies of this ordinance, to each of which shall be attached a copy of the map accompanying this petition for annexation, a copy of the transcript of the proceedings of the Board of County Commissioners of Butler County, Ohio, related thereto, and certified as to the correctness thereof. The Clerk shall then forthwith deliver one copy to the County Auditor, one copy to the County Recorder, one copy to the County Engineer, and one copy to the Ohio Secretary of State and shall file notice of this annexation with the Board of Elections within thirty (30) days after it becomes effective and the Clerk shall do all other things as required by law.

SECTION 7: This Ordinance shall take effect at the earliest time allowed by law.

MAYOR

ADOPTED:

ATTEST:

CLERK OF OXFORD CITY COUNCIL

INTRODUCED BY: KEVIN MCKEEHAN

PREPARED BY: LAW (STAFF)

RESOLUTION NO. 4806

RESOLUTION ADOPTING A STATEMENT INDICATING THE SERVICES THE CITY OF OXFORD, OHIO WILL PROVIDE TO THE TERRITORY PROPOSED TO BE ANNEXED TO THE CITY OF OXFORD, OHIO PURSUANT TO A PETITION FILED WITH THE BOARD OF COUNTY COMMISSIONERS OF BUTLER COUNTY, OHIO BY DOUGLAS R. ELLIOTT JR., AGENT FOR PETITIONERS, AS PROVIDED BY OHIO REVISED CODE SECTION 709.023.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OXFORD, BUTLER COUNTY, STATE OF OHIO, THAT:

SECTION 1: Council, having received the notification of a petition for annexation from First Baptist Church, John T. Ratliff, Ringwood Properties Ltd., Irving Materials Inc., Koenig Equipment, Inc., Merion Realty, Inc., GHCOL LLC., and Timothy H. Myers Tr. of the Ernest A. Myers Trust for 33.550 acres of land in the Township of Oxford, Butler County, Ohio hereby accepts said petition.

SECTION 2: Council hereby adopts this resolution indicating what services the City will provide to the land to be annexed to the City in accordance with Ohio Revised Code Section 709.023(C).

SECTION 3: The City of Oxford, Ohio hereby states that it will provide, upon the finalization of the annexation, the following services to the Territory: law enforcement, recreation programming, maintenance of any and all public streets and alleyways, keeping same open, in repair and free from nuisance, and professional planning staff; which said services shall be available immediately or as required thereafter upon finalization of the annexation. In addition, the facilitation of public utility services which include potable water, sanitary and storm sewerage, solid waste collection and disposal, electricity, street lighting and fire inspection, fire protection, paramedic and ambulance services, and any and all other services provided to or made available to the citizens of the City of Oxford, Ohio, as appropriate shall be available as the Territory is developed and such services become appropriate. Extension of all public utility services shall be subject to such regulations, conditions and fees as the City deems appropriate.

SECTION 4: The Clerk is hereby directed to forward a certified copy of this resolution to the Board of County Commissioners of Butler County, Ohio.

SECTION 5: This resolution shall take effect at the earliest date allowed by law.


MAYOR

ADOPTED: January 7, 2014

ATTEST:


CLERK OF OXFORD CITY COUNCIL

INTRODUCED BY: KEVIN MCKEEHAN

PREPARED BY: LAW (STAFF)

Date: December 10, 2013

Description: 33.550 Acres
Annexation

Location: U.S. Route. # 27, Todd Road and
Ringwood Road
Oxford Township, Butler County



Situated in Part of Original Lots 5 and 6, Section 16, Town 5, Range 1, Oxford Township, being parts of the lands of the Koenig Equipment, Inc., as recorded in Official Record 6242, Page 1972 and part of the lands of Merion Realty Inc., as recorded in Official Record 8362, Page 287 and part of the lands of the City of Oxford, as recorded in Official Record 8300, Page 352 and being part of the lands of City of Oxford, as recorded in Official Record 8113, Page 2303, and part of the lands of First Baptist Church of Oxford, as recorded in Official Record 6971, Page 1245 and part of the lands of Timothy H. Myers Tr. of the Ernest A. Myers Trust Agreement dated June 10, 1988., as recorded in Official Record 6253, Page 40, being part of the lands of John T. Ratliff, as recorded in Official Record 8635, Page 1681, and part of the lands of Ringwood Properties LTD., as recorded in Official Record 7278, Page 1348 and Official Record 8191, Page 1665, being part of the lands of Irving Materials, Inc., as recorded in Deed Book 1741, Page 373, and all of the lands of GHCOL LLC., as recorded in Official Record 7505, Page 1174 all of the Butler County, Ohio Recorder's Office and being more particularly described as follows:

Beginning at the northeast corner of said Lot 5, and being on the centerline of Todd Road, and on the City of Oxford corporation line and also being the northwest corner of the lands of Wal-Mart Real Estate Business Trust as recorded in Official Record 7739, Page 1755 of the Butler County Recorder's Office and the **True Point of Beginning**;

thence, with the east line of said Lot 5, with the west line of said lands of Wal-Mart Real Estate Business Trust and with said City of Oxford corporation line, South 02° 16' 58" West, 528.10 feet to the southwest corner of said lands of Wal-Mart Real Estate Business Trust and being on the north line of the lands of the City of Oxford as recorded in Deed Book 8209, Page 707 of the Butler County Recorder's Office and being on the centerline of Oxford College Corner Road (U.S. RT. #27);

thence, leaving said east line of said Lot 5, and said west line of said lands of Wal-Mart Real Estate Business Trust, with said City of Oxford corporation line, with the centerline of Oxford College Corner Road (U.S. RT. #27) and with said north line of the City of Oxford as recorded in Deed Book 8209, Page 707, with a curve to the right, having a central angle of 00° 39' 10", a radius of 12277.70 feet, an arc length of 139.87 feet, and a chord bearing North 43° 25' 36" West, 139.87 feet;

thence, continuing with said City of Oxford corporation line, with said centerline of Oxford College Corner Road (U.S. RT. #27) and with said north line of the City of Oxford as recorded in Deed Book 8209, Page 707 and with the north line of the lands of the City of Oxford as recorded in Deed Book 8229, Page 879, and the lands of the City of Oxford as recorded in Official Record 8113, Page 2303 of the Butler County Recorder's Office, North 43° 06' 01" West, 589.74 feet to a point and being South 43° 06' 01" East, 388.63 feet from the northwest corner of said lands of the City of Oxford as recorded in Official Record 8300, Page 352;

120846-000 131210 Legal.doc

6900 Tylersville Road, Suite A
Mason, Ohio 45040
513-336-6600

209 Grandview Drive
Fort Mitchell, Kentucky 41017
859-261-1113

318 South College Avenue
Oxford, Ohio 45056
513-523-4270

P.O. Box 3706
Lawrenceburg, Indiana 47025
812-537-9064

thence, leaving said centerline of Oxford College Corner Road (U.S. RT. #27), along said City of Oxford corporation line and being 20.00 feet south of the centerline of Ringwood Road and through said lands of City of Oxford as recorded in Official Record 8113, Page 2303 and said lands of First Baptist Church of Oxford and said lands of John T. Ratliff and said lands of Timothy H. Myers Tr. of the Ernest A. Myers Trust Agreement dated June 10, 1988 and said lands of Ringwood Properties Ltd. and said lands of Irving Materials, Inc., North 87° 18' 21" West, 879.06 feet;

thence, leaving said City of Oxford corporation line and through the right of way of said Ringwood Road and continuing with the east line of the lands of Peter C. Crum as recorded in Official Record 8416, Page 405 of the Butler County Recorder's Office, North 02° 17' 59" East, 348.19 feet;

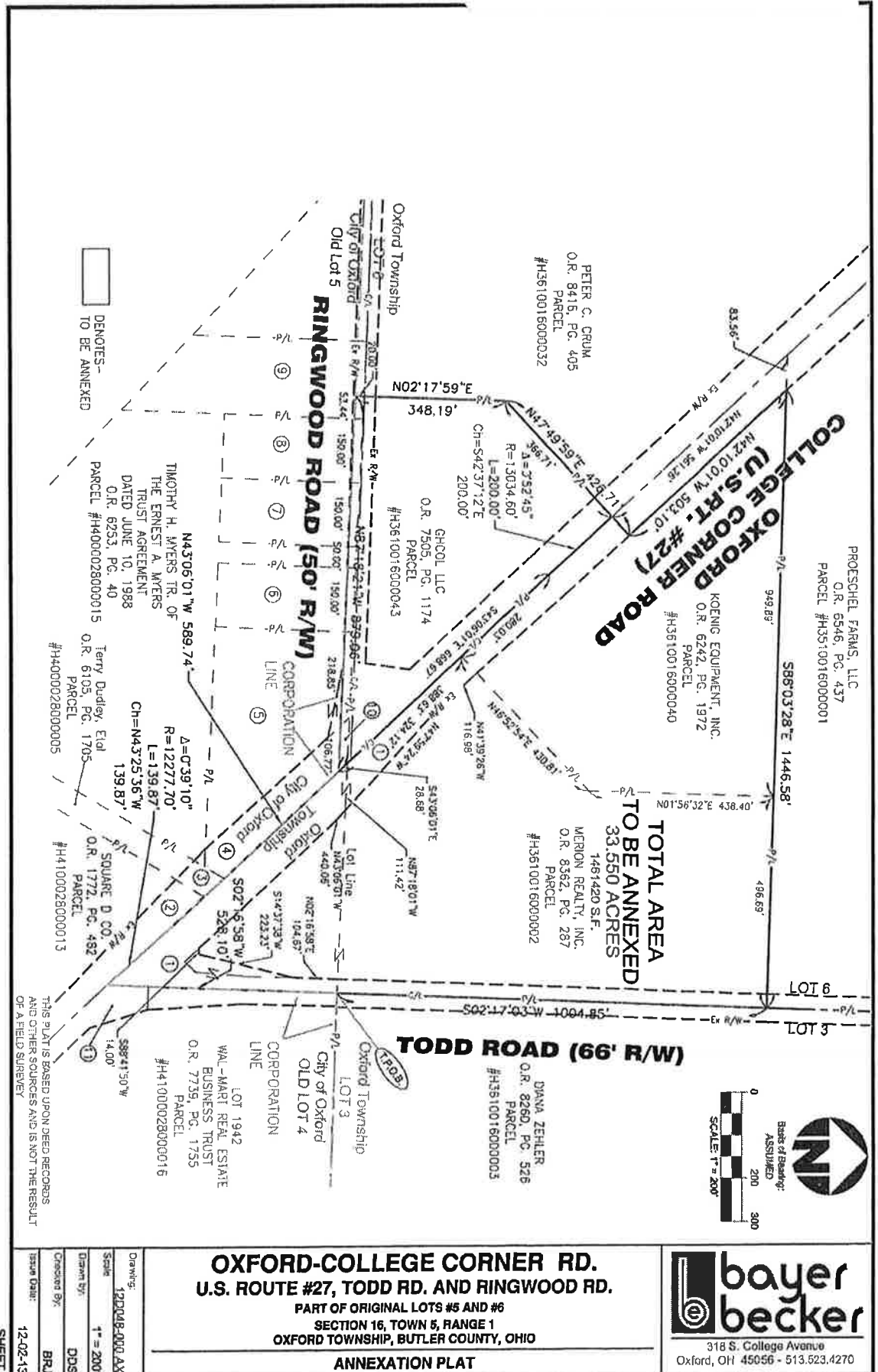
thence, continuing with said east line of Peter C. Crum, North 47° 49' 59" East, 426.71 feet to the northeast right of way of said Oxford College Corner Road (U.S. RT. #27) being in said lands of Koenig Equipment, Inc.;

thence, along said northeast right of way of Oxford College Corner Road (U.S. RT. #27) and through said lands of Koenig Equipment, Inc., North 42° 10' 01" West, 503.10 feet to the south line of the lands of Proeschel Farms, LLC. as recorded in Official Record 6546, Page 437 of the Butler County Recorder's Office;

thence, with said south line of Proeschel Farms, LLC, South 88° 03' 28" East, 1446.58 feet to the centerline of said Todd Road, being the west line of the lands of Diana Zehler as recorded in Official Record 8260, Page 526 of the Butler County Recorder's Office;

thence, with said centerline of Todd Road and with said west line of the lands of Diana Zehler, South 02° 17' 03" West, 1004.85 feet to west line of the lands of Diana Zehler the **True Point of Beginning** containing 33.550 acres more or less and being subject to all legal highways, easements, restrictions and agreements of record.

The above description was prepared from an annexation plat by Bayer Becker, David Douglas Smith, Registered Surveyor #7121 in the State of Ohio, December 10, 2013.



OWNER INFORMATION

- ① OWNER: CITY OF OXFORD
O.R. 8300, PG. 352
PARCEL #H3610016000044
2.252 ACRES
- ③ OWNER: FIRST BAPTIST CHURCH
O.R. 8971, PG. 1245
PART OF LOT 1943 CITY OF OXFORD
PARCEL #H4000028000036
0.096 ACRES
- ⑥ OWNER: JOHN T. RATLIFF
O.R. 8635, PG. 1881
PART OF LOT 1943 CITY OF OXFORD
PARCEL #H4100028000014
0.069 ACRES
- ⑦ OWNER: RINGWOOD PROPERTIES LTD.
O.R. 7278, PG. 1348
PART OF LOT 1943 CITY OF OXFORD
PARCEL #H4100028000012
0.069 ACRES
- ⑧ OWNER: RINGWOOD PROPERTIES
O.R. 8191, PG. 1665
PART OF LOT 1943 CITY OF OXFORD
PARCEL #H4100028000010
0.069 ACRES
- ⑨ OWNER: IRVING MATERIALS INC.
D.B. 1741, PG. 373
PART OF LOT 1943 CITY OF OXFORD
PARCEL #H4100028000011
0.025 ACRES
- ⑩ OWNER: KOENIG EQUIPMENT, INC.
O.R. 8242, PG. 1972
PARCEL #H3610016000040
9.662 ACRES
- ⑪ OWNER: MERION REALTY, INC.
O.R. 8382, PG. 287
PARCEL #H3610016000002
14.428 ACRES
- ⑫ OWNER: GHCOL LLC
O.R. 7503, PG. 1174
PARCEL #H3610016000043
6.756 ACRES
- ⑬ OWNER: CITY OF OXFORD
O.R. 8113, PG. 2303
PART OF LOT 1943 CITY OF OXFORD
PARCEL #H4000028000019
0.049 ACRES
- ⑭ OWNER: TIMOTHY H. MYERS TR.
OF THE ERNEST A. MYERS TRUST
AGREEMENT DATED JUNE 10, 1988
O.R. 8253, PG. 40
PART OF LOT 1943 CITY OF OXFORD
PARCEL #H4000028000015
0.005 ACRES

ADJOINERS

- ② CITY OF OXFORD
O.R. 8209, PG. 707
PARCEL #H4100028000023
- ③ CITY OF OXFORD
O.R. 8220, PG. 879
PART OF LOT 1943 CITY OF OXFORD
PARCEL #H4000028000024
- ④ CITY OF OXFORD
O.R. 8113, PG. 2303
PART OF LOT 1943 CITY OF OXFORD
PARCEL #H4000028000018
- ⑤ FIRST BAPTIST CHURCH OF OXFORD
O.R. 8971, PG. 1245
PART OF LOT 1943 CITY OF OXFORD
PARCEL #H4000028000008
- ⑥ JOHN T. RATLIFF
O.R. 8635, PG. 1881
PART OF LOT 1943 CITY OF OXFORD
PARCEL #H4100028000014
- ⑦ RINGWOOD PROPERTIES LTD.
O.R. 7278, PG. 1348
PART OF LOT 1943 CITY OF OXFORD
PARCEL #H4100028000012
- ⑧ RINGWOOD PROPERTIES, LTD.
O.R. 8191, PG. 1665
PART OF LOT 1943 CITY OF OXFORD
PARCEL #H4100028000019
- ⑨ IRVING MATERIALS INC.
D.B. 1741, PG. 373
PART OF LOT 1943 CITY OF OXFORD
PARCEL #H4100028000011
- ⑩ WAL-MART REAL ESTATE
BUSINESS TRUST
O.R. 7759, PG. 1755
LOT 1942
PARCEL #H4100028000016
- ⑪ PETER C. CRUM
O.R. 8418, PG. 405
PARCEL #H3610016000032
- ⑫ PROSCHEL FARMS LLC
O.R. 6546, PG. 437
PARCEL #H3510016000001
- ⑬ CITY OF OXFORD
O.R. 8153, PG. 436
PART OF LOT 1942 CITY OF OXFORD
PARCEL #H4100028000022
- ⑭ TIMOTHY H. MYERS TR.
OF THE ERNEST A. MYERS TRUST
AGREEMENT DATED JUNE 10, 1988
O.R. 8253, PG. 40
PART OF LOT 1943 CITY OF OXFORD
PARCEL #H4000028000015
- ⑮ DIANA ZEHLER
O.R. 8250, PG. 536
PARCEL #H3610016000003

PERCENTAGE OF CONTIGUOUS = 36.0%

THIS PLAT IS BASED UPON DEED RECORDS
AND OTHER SOURCES AND IS NOT THE RESULT
OF A FIELD SURVEY.

OXFORD-COLLEGE CORNER RD.
U.S. ROUTE #27, TODD RD. AND RINGWOOD RD.
PART OF ORIGINAL LOTS #5 AND #6
SECTION 16, TOWN 5, RANGE 1
OXFORD TOWNSHIP, BUTLER COUNTY, OHIO
ANNEXATION PLAT


318 S. College Avenue
Oxford, OH 45056 - 513.523.4270

Drawing:
12D048-008 AX
Scale:
1" = 200'
Drawn By:
DDS
Checked By:
BRJ
Issue Date:
12-02-13
SHEET 2

List of Parcels Across the Road from Annexation Territory

Square D Co.

Mailing Address:

1415 S Roselle Rd
Palatine, IL 60067 7337

Parcel #H4100028000013

Terry Dudley, Etal

Mailing Address:

6744 Contreras Rd
Oxford, OH 45056

Parcel #H4000028000005

CITY OF OXFORD

STAFF SUMMARY REPORT

Report to the City Manager

Economic Development Department

For the May 6, 2014
City Council Meeting

Prepared by: G. Alan Kyger
Date Prepared: April 30, 2014

Agenda Title: MOON Co-Op Revolving Loan Modification

Recommendation: Approval with conditions.

MOON Co-Op is requesting another 12 month continuation of the modification to their existing Revolving Loan Fund (RLF) loan. The purpose of this request is to assist MOON's operational working capital, by continuing with the lower 'Interest Only' loan repayment.

MOON Co-op entered into a 5 year, \$245,000 RLF agreement with the City of Oxford on May 6, 2011. MOON Market opened in November of 2011. In the summer of 2012 MOON Co-op requested and was granted a loan modification. This modification allowed MOON Co-op to make 'Interest Only' payments for one year. May 2012 to April 2013. This lowered MOON's monthly RLF debt obligation from \$4,402 to \$516 per month, saving MOON \$3,886 in monthly operational expenses.

MOON requested and was granted a second one year extension in May of 2013. This will be the third request for 12 months of 'Interest Only' payments.

On April 9th the CIC Loan Review Committee met to review and discuss MOON's request. Upon reviewing the MOON Co-op financial statements, the CIC Board feels it is in the best interest of the public RLF fund to grant an additional loan modification.

The Oxford CIC Board is recommending the MOON Co-op RLF loan be modified in:

- * Extending the loan by one additional year.
- * Allowing 'interest only' payments from May 2014 to April 2015.
- * Monthly financial & bank statements shall be provided to the City.
- * MOON Co-op member loans will not be repaid during this period.
- * During this one year extension, the CIC Loan Review Committee will meet with MOON to re-negotiate the loan. The goal of this re-negotiation is to create a loan structure which will allow MOON to be able to make loan payments which include both interest and principle payments.

Reviewed By:

	Initial	Date
Department Head:		
City Attorney:		
City Manager:	DRE	5/2/13

RESOLUTION NO.

A RESOLUTION AUTHORIZING THE CITY MANAGER TO AMEND THE LOAN AGREEMENT BETWEEN THE CITY OF OXFORD AND MOON COOPERATIVE SERVICES, INC. WITH CONDITIONS.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OXFORD, BUTLER COUNTY, STATE OF OHIO, THAT:

SECTION 1: A request was made by the borrower, Moon Cooperative Services, Inc. to amend the loan agreement with the City of Oxford to extend the promissory note from seven (7) years to eight (8) years and to extend interest only loan payments for an additional period of twelve (12) months.

SECTION 2: Council finds that the Oxford Community Improvement Corporation Loan Review Committee met on April 9, 2014 to consider amending the loan agreement between the City of Oxford and Moon Cooperative Services, Inc. to extend the promissory note from seven (7) years to eight (8) years and to extend interest only loan payments for an additional period of twelve (12) months.

SECTION 3: The Oxford Community Improvement Corporation Loan Review Committee, after due deliberation, did recommend the loan be amended to extend the promissory note from seven (7) years to eight (8) years and to extend the Moon Cooperative Services, Inc. current loan extension of interest only payments for an additional twelve (12) months with the following conditions:

- a. The borrower shall provide monthly financial and bank statements to the City of Oxford.
- b. Until resumption of the payment of the principal portion of the promissory note occurs, Moon Cooperative Services, Inc. shall not repay loans to its member-owners.
- c. Negotiations shall take place prior to April 2015 to structure a new loan which allows the borrower to make loan payments which include both interest and principle amounts.

SECTION 4: Council hereby accepts and approves the recommendation of the Oxford Community Improvement Corporation Loan Review Committee and authorizes the City Manager to enter into an addendum agreement between the City of Oxford and Moon Cooperative Services, Inc. to extend the promissory note from seven (7) years to eight (8) years and to allow interest only payments for an additional period of twelve (12) months with conditions as stated above.

SECTION 5: This resolution shall take effect at the earliest date allowed by law.

MAYOR

ADOPTED:

ATTEST:

CLERK OF OXFORD CITY COUNCIL

INTRODUCED BY: KEVIN MCKEEHAN

PREPARED BY: LAW(STAFF)

**CITY OF OXFORD
STAFF SUMMARY REPORT**

Report to the City Manager

City Council Meeting of: April 15, 2014

Account Code #: N/A

Budgeted Amount: \$ N/A

Service Department

Originating Department

Doug Elliott, City Manager

Prepared By

April 7, 2014

Date Prepared

Agenda Title: Authorization to Sell Surplus Real Property

Recommendation: Approve

Discussion:

As a result of litigation to acquire the necessary right-of-way for construction of improvements to US27 South (aka Millville-Oxford Road), the City took possession of Butler County parcel No. H4100110000010 from Ms. Edwina Green. This parcel is adjacent to US27 on the east side of the roadway, just south of the Collins Run bridge, and contains approximately 425' of frontage and 1.668 acres.

This parcel is surrounded by lands owned by the State of Ohio for use by Miami University (Miami). Miami has expressed a desire to purchase this parcel as it is at the main entrance to the campus area. Once improvements are completed to US27, this parcel will not serve any meaningful purpose to the City, therefore, I recommend the City Council authorize the City Manager to take all actions necessary to finalize the sale of this parcel to Miami University.

Approved By:

Department Head:

City Manager:

Initial

Date

DRE \ *4-11-14*

ORDINANCE NO.

ORDINANCE DECLARING PARCEL NUMBER H4100110000010 LOCATED ALONG MILLVILLE-OXFORD ROAD IN OXFORD TO BE SURPLUS PROPERTY AND NO LONGER NEEDED FOR MUNICIPAL PURPOSES; AND AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH MIAMI UNIVERSITY FOR THE SALE OF THE PROPERTY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OXFORD,
BUTLER COUNTY, STATE OF OHIO, THAT:

SECTION 1: The City Manager hereby recommends Parcel Number H4100110000010 located along Millville-Oxford Road in Oxford be declared surplus land.

SECTION 2: The City Manager further recommends Parcel Number H4100110000010 be sold to Miami University for \$60,000.00.

SECTION 3: Council hereby finds Parcel Number H4100110000010, being particularly described as set forth in Exhibit "A" attached hereto and incorporated by reference herein, is no longer needed for municipal purposes and said property is hereby declared to be surplus and authorizes the property be sold for \$60,000.00 to Miami University.

SECTION 4: The City Manager is hereby authorized to sell Parcel Number H4100110000010 to Miami University and to enter into an Agreement for the sale of the property, the terms of which, as to material matters, are the same as the terms contained in this ordinance and to take all actions required to complete the sale.

SECTION 5: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this council, and that all deliberations of this Council and of any of its committees that resulted in that formal action were in meetings open to the public, to the extent required by the Charter, by the ordinances of this city, and by any applicable state law.

SECTION 6. This Ordinance shall take effect at the earliest date allowed by law.

MAYOR

ADOPTED:

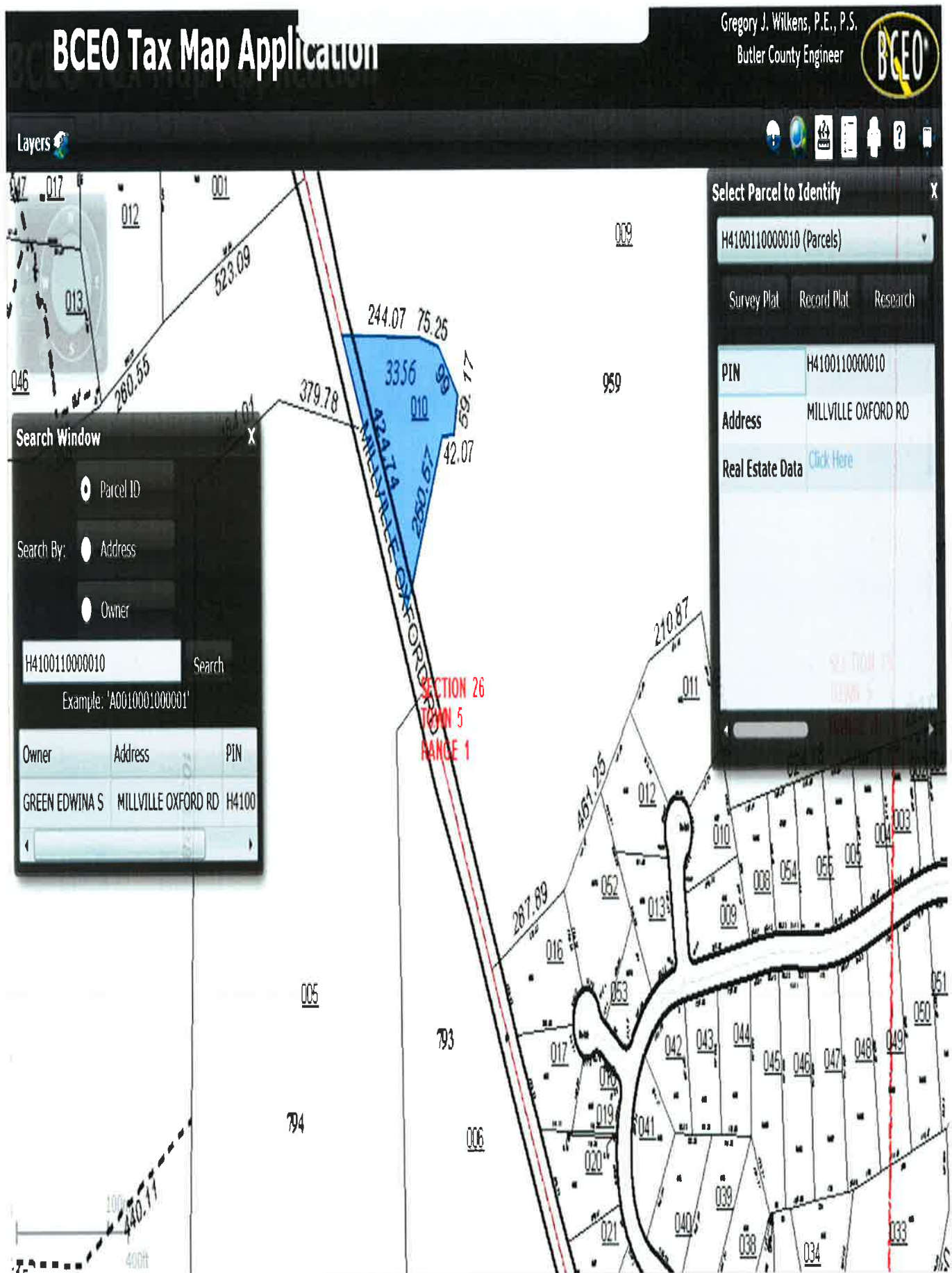
ATTEST:

CLERK OF OXFORD CITY COUNCIL

INTRODUCED BY: KEVIN MCKEEHAN

PREPARED BY: LAW (STAFF)

EXHIBIT 'A'



CITY OF OXFORD

STAFF SUMMARY REPORT

Report to the City Manager: Douglas R. Elliott, Jr. *Police*

Originating Department

Council Meeting Of: May 6, 2014

Robert Holzworth

Account Code No. #: 110.110.52320

Prepared By

Budgeted Amount: \$20220

April 29, 2014

Date Prepared

Agenda Title: Lease Agreement for Ricoh Aficio MP C3503 color copier through State Contract (#800310) pricing.

Recommendation: Approve

Discussion: The Ricoh Aficio MP C3503 color copier from Woodhull will replace our current Sharp MX-5001N color copier.

The current lease for the Sharper copier is \$230 per month and the maintenance cost is \$1200 per year. The maintenance agreement includes 150,000 B&W copies per year; overages are \$.008 per B&W copy. Color copies are \$.062 per copy. The current lease and maintenance has averaged \$388 per month over the term of the lease.

The new lease and maintenance agreement for the Ricoh Aficio MP C3503 would be locked in for 60 months at \$337 per month. 6000 B&W copies and 1000 color copies are included in the maintenance agreement. Overage costs are locked in as well at \$.009 per B&W copy and \$.056 per color copy; however, we currently average 6000 B&W copies and 1000 color copies so we do not anticipate having to pay overage costs on a regular basis.

The new lease and maintenance agreement with Woodhull would offer an average savings of \$51 per month.

State Contract #800310

Approved By:

Department Head:

City Attorney:

City Manager:

Initial Date

[Signature] 5/2/2014

DRE 5/2/14

RESOLUTION NO.

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH WOODHULL FOR A 60-MONTH LEASE OF A RICOH AFICIO MP C3503 COLOR COPIER.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OXFORD, BUTLER COUNTY, STATE OF OHIO, THAT:

SECTION 1: The Police Chief and the City Manager have reviewed information submitted for the replacement of the existing copier equipment and have recommended that the current copier equipment be replaced with the Ricoh Aficio MP C3503 color copier.

SECTION 2: The Police Chief and the City Manager recommend that the City enter into a 60-month lease with Woodhull for the Ricoh Aficio MP C3503 color copier at a monthly cost of \$337.00 with a maintenance agreement which includes 6,000 black and white copies and 1,000 color copies. Overage costs are locked in at \$.009 per black and white copy and \$.056 per color copy. It is anticipated that this lease agreement would result in an average savings of \$51.00 per month over the lease for the current copier.

SECTION 3: Council accepts the recommendation of the Police Chief and the City Manager and hereby authorizes the City Manager to enter into an agreement with Woodhull for a 60-month lease of the Ricoh Aficio MP C3503 color copier.

SECTION 4: This resolution shall take effect at the earliest date allowed by law.

MAYOR

ADOPTED:

ATTEST:

CLERK OF OXFORD CITY COUNCIL

INTRODUCED BY: KEVIN MCKEEHAN

PREPARED BY: LAW(STAFF)

STAFF SUMMARY REPORT

Report to the City Manager

Clerk of Council

Originating Department

Council Meeting Of: May 6, 2014

Mary Ann Eaton

Account Code No. #: N/A

Prepared By

Budgeted Amount: N/A

April 28, 2014

Date Prepared

Agenda Title: Resolution appointing the Clerk of Council as designee for the City of Oxford's elected officials relative to the mandatory Public Records Training as required by the Ohio Public Records Act.

Recommendation: N/A

Discussion:

The Sunshine Law Training, provided by the Ohio Attorney General's Office or the Auditor of State's Office is a three hour certification training session for all elected officials, and/or their appropriate designee, as well as members of the general public. The training session is provided in order to enhance the knowledge of public offices regarding the duty to provide access to public records as required by Section 149.43 of the Ohio Revised Code. The session will include discussion on the Ohio Public Records Act and the Ohio Open Meetings Act. All local and statewide elected governmental officials or their designees must attend a three-hour public records training program during each term of elected office. Designating the Clerk of Council will assure compliance with the training provision in the event Councilors do not wish to attend the training. If Councilor's do wish to attend training, please let the Clerk know.

Approved By:

Initial Date

Department Head:

City Manager:

DRE 5/2/13

RESOLUTION NO.

A RESOLUTION APPOINTING THE CLERK OF COUNCIL AS DESIGNEE FOR THE CITY OF OXFORD'S ELECTED OFFICIALS RELATIVE TO THE MANDATORY PUBLIC RECORDS TRAINING AS REQUIRED BY THE OHIO PUBLIC RECORDS ACT.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OXFORD, BUTLER COUNTY, STATE OF OHIO, THAT:

SECTION 1: All local and statewide elected government officials or their designees must attend a three-hour public records training program during each term of elective office.

SECTION 2: Council hereby appoints the Clerk of Council as designee for the City of Oxford's elected officials relative to the mandatory public records training as required by The Ohio Public Records Act.

SECTION 3: This resolution shall take effect at the earliest date allowed by law.

MAYOR

ADOPTED:

ATTEST:

CLERK OF OXFORD CITY COUNCIL

INTRODUCED BY: KEVIN MCKEEHAN

PREPARED BY: LAW (STAFF)

CITY OF OXFORD STAFF SUMMARY REPORT

Report to the City Manager

Community Development
Originating Department

Council Meeting Of: May 6, 2014

Sam Perry
Prepared By

Account Code No. #:

May 1, 2014
Date Prepared

Budgeted Amount:

Agenda Title: **Board of Zoning Appeals Meeting Report – April 16, 2014**

Adjudication Hearings

BZA-2014-03 325 W. Spring Street, Peak Health & Nutrition, variance to Section 1149.03(e), reduction in the parking space requirement, for installation of a free-standing sign, **Andy Shea, Applicant, Agent**

The applicant requested the removal of two parking spaces so that a new freestanding/monument sign could be installed. There is not currently a freestanding sign for this property. The square footage of the building/use requires 15 parking spaces. The applicant testified that for the current use, there is ample parking. However, the BZA was concerned that future users of the building could have higher parking demands. There was discussion among staff and BZA about attaching a condition to the approval that the variance would expire if the current building user vacated the premises. The BZA gave the applicant the choice of the decision being tabled until there was more than three board members present, and also to allow staff time to research the legality of a variance expiration. The BZA voted unanimously to table the decision, with agreement from the applicant.

Next Meeting

The next BZA meeting will take place on May 14, 2014.

Approved By:

Department Head:

City Attorney:

City Manager:

Initial Date

JHC / 5/1/14

DRE / 5/2/14