A Regular meeting of the Oxford City Council was called to order by Mayor Richard Keebler on Tuesday, May 18, 2010 at 7:15 p.m. Those members present were Ken Bogard, Kate Currie, Greig Rutherford, Bob Blackburn and Kevin McKeehan. John Harman was excused.

Staff members present: Mr. Doug Elliott, City Manager; Mr. Mike Dreisbach, Service Director; Mr. Steve Schwein, Police Chief; Mr Joe Newlin, Finance Director; Mr. Jung-Han Chen, Community Development Director; Ms. Gail Brahier, Parks and Recreation Director; Mr. Alan Kyger, Economic Development Director; Mr. John Detherage, Fire Chief; Mr. Steve McHugh, Law Director and Ms. Mary Ann Eaton, Clerk of Council.

ADJOURN TO EXECUTIVE SESSION

Mr. Blackburn 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. Rutherford seconded. The motion passed by the following roll call:

AYE: Mr. Blackburn, Mr. Bogard, Ms. Currie, Mr. McKeehan, Mr. Rutherford, Mr. Keebler (6)

NAY: None (0)

ABS: None (0)

RETURN FROM EXECUTIVE SESSION

Mr. Bogard moved to return from Executive Session at 7:30 p.m. Ms. Currie seconded. The motion passed by the following roll call:

AYE: Mr. Bogard, Ms. Currie, Mr. McKeehan, Mr. Rutherford, Mr. Blackburn, Mr. Keebler (6)

NAY: None (0)

ABS: None (0)

PLEDGE OF ALLEGIANCE

Mayor Keebler called for the Pledge of Allegiance.

APPROVAL OF AGENDA

Ms. Currie moved to approve the agenda. Mr. McKeehan seconded. The motion passed 6-0-0.

PUBLIC PARTICIPATION

PROCLAMATION 'THE CITY OF OXFORD'S BICENTENNIAL DAY'

Mayor Keebler read the Proclamation and presented it to Ms. Currie who serves on the Bicentennial Event Planning Committee.

Ms. Currie advised the Proclamation along with other items would be placed in a time capsule and buried at the Community Park this summer. Ms. Currie thanked everyone who helped plan the Bicentennial events and continued to help celebrate the Bicentennial. Ms. Currie noted the goal of the Bicentennial Event Planning Committee was to involve as many people as possible and make all the events free and open to everyone.

APPOINTMENTS TO BOARDS AND COMMISSIONS

Ms. Currie moved to appoint Dr. John Harlan and Mr. Alan Oak to the McCullough-Hyde Hospital Board of Trustees for a term expiring June 30, 2015. Mr. Blackburn seconded. The motion passed 6-0-0.

PUBLIC COMMENTS

Mr. Alan Kyger, 6164 Contreras Road, addressed Council on behalf of the Chamber of Commerce and the Wine and Art Affair Planning Committee. Mr. Kyger reminded everyone the event would take place on Saturday and noted volunteers would be appreciated to help with setting up the event at 8:00 a.m. Mr. Kyger thanked Council for their assistance with the event.

Ms. Bobbe Burke, 722 David Drive, thanked City staff and all of those who helped at the end of the academic year with student move-outs. Ms. Burke noted her feeling cleanliness was returned in the City more quickly this year as a result of students moving out with the assistance of the Service Department, NIC and a successful ShareFest.

CONSENT AGENDA

MINUTES

Minutes of the May 4, 2010 City Council Meeting. (Mary Ann Eaton, Clerk of Council)

REPORTS

Report regarding the May 5, 2010 Environmental Commission Meeting. (Mike Dreisbach, Service Director)

Report regarding the May 5, 2010 Historic and Architectural Preservation Commission Meeting. (Jung-Han Chen, Community Development Director)

RESOLUTION
RETURN PROPERTY

A Resolution No. 4537 authorizing the Oxford Police Division to return for deposit certain seized property in its possession. (Steve Schwein, Police Chief)

RESOLUTION
DISPOSE OF CONTRABAND

A Resolution No. 4538 authorizing the Police Chief and Finance Director to dispose of contraband no longer needed as evidence. (Steve Schwein, Police Chief)

RESOLUTION
CONTRACT WITH
HORTON EMERGENCY VEHICLES

A Resolution No. 4539 authorizing the City Manager to enter into a contract with Horton Emergency Vehicles for the purchase of a 2010 ambulance and specified options at State Contract pricing at a cost not to exceed $158,000.00. (John Detherage, Fire Chief)

Mr. Bogard moved to approve the consent agenda. Ms. Currie seconded. The motion passed 6-0-0.

RESOLUTION
ASSISTANCE TO
FIREFIGHTERS GRANT

A Resolution No. 4540 authorizing the City Manager to apply for the 2010 Assistance to Firefighters Grant Program with a 10 percent (10%) match by the City. (John Detherage, Fire Chief)

Chief Detherage addressed his staff report as presented on page 60 of the agenda noting $215,800 would be sought for the grant for the purchase of equipment and training.

Mr. Bogard inquired what the City's success rate was in obtaining the grant in past years and Chief Detherage advised in 2008 funds were received for equipment and training and prior to that Chief Endress was successful in obtaining the grant funds twice.

Mr. McKeehan moved to adopt Resolution No. 4540. Mr. Blackburn seconded. The motion passed 6-0-0.

ORDINANCES
FIRST READING

None.

ORDINANCES
SECOND READING

ORDINANCE
EXTEND CONDITIONAL
USE PERMIT

An Ordinance No. 3112 Approving The Extension Of The Conditional Use Permit For A Miami University Community Federal Credit Union Branch Facility With A Drive-Through At 5120 College Corner Pike, Approved By Ordinance No. 2932 On November 21, 2006, For A Period Of Six Months. (Jung-Han Chen, Community Development Director)

Mr. Chen advised the Credit Union had selected a contractor for the project and noted this was the last extension available for the Conditional Use Permit.

Mr. Rutherford moved to adopt Ordinance No. 3112. Mr. Blackburn seconded. The Ordinance was adopted by the following roll call:

AYE: Mr. Blackburn, Mr. Bogard, Ms. Currie, Mr. McKeehan, Mr. Rutherford, Mr. Keebler (6)

NAY: None (0)

ABS: None (0)

ORDINANCE
PRELIMINARY AND
FINAL PLAN

An Ordinance No. 3113 Approving The Preliminary And Final Plan For A Major Change To An Approved Planned Development at Stewart Square With Conditions. (Jung-Han Chen, Community Development Director)

Mr. Chen noted the conditions placed on the approval of the proposed Ordinance by the Planning Commission were listed on page 67 of the agenda.

Mr. Richard Daniels, 451 Emerald Woods Drive, advised the proposed hotel was endorsed by the Oxford Visitors and Convention Bureau and supported by existing hotel managers. Mr. Daniels noted bed tax, income tax, property tax, and temporary and fulltime employment were all positive aspects of the proposed hotel. Mr. Daniels advised the general consensus in town was that summertime was not busy with less people in town and another hotel may not be needed.

Mr. Daniels noted he received statistics from Mr. Kyger which showed the six busiest months for hotels in Oxford included June, July and August. Mr. Daniels advised his feeling this was a good project which tied in well with what was already at Stewart Square and it would do well by the City and the citizens overall.

Mr. Bogard advised at the last meeting he noted concern with the 6 foot driveway on the south side of the building due to the maneuverability of fire trucks and delivery trucks. Mr. Bogard inquired if the developer would be opposed to expanding the driveway to 20 feet which would make the lot line for commercial use 6 feet instead of 10 feet.

Mr. Jim Clawson, Stewart Developers, LLC, advised he felt this was a good recommendation and they were in favor of it.

Mr. Rutherford moved to add item f. in Sections 2 and 3 of the proposed Ordinance as follows: The vehicle drive located adjacent to the south building elevation be 20 feet minimum in width and subsequently reduce the landscape buffer adjacent to the south property line from 10 feet to 6 feet in width. Ms. Currie seconded. The motion passed 6-0-0.

Mr. Rutherford moved to adopt Ordinance No. 3113 as amended. Mr. Blackburn seconded. The Ordinance was adopted by the following roll call:

AYE: Mr. Bogard, Ms. Currie, Mr. McKeehan, Mr. Rutherford, Mr. Blackburn, Mr. Keebler (6)

NAY: None (0)

ABS: None (0)

ORDINANCE
SPECIFICATION MANUAL

An Ordinance No. 3114 Adopting A Revised And Amended Water And Sanitary Sewer Improvements Specification Manual. (Mike Dreisbach, Service Director)

Mr. Dreisbach advised the Water and Sanitary Sewer Improvement Specifications Manual was last amended in 2005 and noted he reviewed the new recommendations with Council during the first reading of the proposed Ordinance. Mr. Dreisbach advised he had nothing further to add at this time.

Mr. Rutherford inquired if there was a provision for directional drilling and maximum allowed length for the installation of sanitary sewer lines. Mr. Dreisbach advised that was a permissible practice for the water utility and the City would not disallow it for the wastewater utility but would review it. Mr. Rutherford advised directional drilling would cause little disruption to the public and to the street at a lower cost and he would like to see the City utilize the new technology. Mr. Dreisbach advised the City sponsored pipe bursting projects with good success and were doing slip line rehabilitation of sewers. Mr. Dreisbach noted the City was well entrenched in trenchless technology.

Mr. McKeehan moved to adopt Ordinance No. 3114. Mr. Blackburn seconded. The Ordinance was adopted by the following roll call:

AYE: Ms. Currie, Mr. McKeehan, Mr. Rutherford, Mr. Blackburn, Mr. Bogard, Mr. Keebler (6)

NAY: None (0)

ABS: None (0)

ORDINANCE
SUPPLEMENTAL BUDGET

An Ordinance no. 3115 Amending Ordinance No. 3089. Supplemental Budget Ordinance Number 4 To Make Supplemental Appropriations For Fiscal Year 2010. (Joe Newlin, Finance Director)

Mr. Newlin discussed his staff report as presented on page 141 of the agenda.

Mr. Bogard moved to adopt Ordinance No. 3115. Mr. Blackburn seconded. The Ordinance was adopted by the following roll call:

AYE: Mr. McKeehan, Mr. Rutherford, Mr. Blackburn, Mr. Bogard, Ms. Currie, Mr. Keebler (6)

NAY: None (0)

ABS: None (0)

ORDINANCE
AMEND FEES

An Ordinance No. 3116 Amending Ordinance No. 3090. Change In Established Fee Ordinance Number 1 To Make Changes In Established Fees For Fiscal Year 2010. (Joe Newlin, Finance Director)

Mr. Newlin advised the current bank charge for non-sufficient funds checks was $5.00 as opposed to $30.00 with the City's previous bank and the fee was adjusted accordingly.

Mr. Rutherford moved to adopt Ordinance No. 3116. Mr. McKeehan seconded. The Ordinance was adopted by the following roll call:

AYE: Mr. Rutherford, Mr. Blackburn, Mr. Bogard, Ms. Currie, Mr. McKeehan, Mr. Keebler (6)

NAY: None (0)

ABS: None (0)

ANNOUNCEMENTS

Mr. Elliott thanked Council for approving the Resolution on the Consent Agenda for the purchase of a new 2010 ambulance which would replace the City's 1995 ambulance. Mr. Elliott advised Miami University would pay for one third of the cost for the ambulance as they had done in the past and thanked the University for their Contribution.

Mr. Elliott advised the Fire/EMS Ad-Hoc Committee met last night to discuss the level of service for Fire and EMS and to have a brief discussion regarding funding of the division. Mr. Elliott advised he would ask the Mayor to schedule two Work Sessions in June to begin the funding discussion with Council noting if there was a recommendation for a property tax or an income tax increase it would need to be submitted to the Board of Elections in August.

Mr. Elliott advised he and Mr. Bogard were attending the Butler County Legislative Breakfast on Friday at the Voice of America Park in West Chester and asked the other Council members to let him know if they wished to attend.

Ms. Brahier reminded everyone the pool would open on May 29th and invited everyone to attend the pool party with games and a DJ from 1-3:00 p.m.

Ms. Brahier commended the Dog Park group for their efforts in raising $16,000 over the past year towards fencing and other costs for the dog park. Ms. Brahier advised a ground breaking ceremony would take place on Friday at noon at North-Side Park.

Mr. Kyger thanked Council members for attending the Marketing Study presentations last week and noted the CIC would meet on Friday to discuss the presentations and prepare a recommendation to Council.

Mr. Kyger updated Council with regard to Revolving Loan Fund applications and the Job Ready Sites program.

Mr. McKeehan encouraged everyone to attend the Art and Wine Affair on Saturday.

Mr. McKeehan thanked everyone who volunteered or contributed to the ShareFest event and noted it was a great success.

Mr. Rutherford noted a portion of High Street was closed for repairs and encouraged everyone to continue to patronize the businesses located in that area.

Mr. Rutherford advised he forwarded information to Mr. Elliott from the Ohio Department of Transportation with regard to Multi-Modal Planning and noted his hope to receive feedback regarding the issue.

Mr. Rutherford noted a recent issue before Council created a great deal of debate regarding the zoning code.

Mr. Rutherford requested legislation for the next meeting to create a committee of citizens and members of the Planning Commission and Council to look at the Home Occupation component of the zoning code and the possibility of professional service uses within specific areas of residential districts. Mr. Rutherford noted his hope staff; the Mayor and the Planning Commission Chair would assemble what the makeup of the committee should be.

Mr. Bogard inquired what percent of residents in Oxford participated in the 2010 Census. Mr. Chen advised 74% at the last count. Mr. Elliott advised the numbers had not been updated since the enumerators were in Oxford prior to students moving out. Mr. Elliott noted his hope the final number would be approximately 82%.

Mr. Bogard advised at their meeting on Thursday OKI passed a Resolution that granted the City $6,000,000 for the US-27 South project with a 20% local match. Mr. Bogard noted the City would continue to work with other governmental agencies to obtain the $1,200,000 local match so the project could be under construction in 2013. Mr. Bogard noted Butler County had 7 out of 19 projects funded.

Mr. Elliott thanked Mr. Bogard for his service on the OKI Board.

Mr. Elliott thanked Mayor Keebler for his assistance with the specifications for the new ambulance noting Mayor Keebler was the Assistant Fire Chief for a number of years and a purchasing manager for Miami University.

Ms. Currie noted the Bicentennial Event Planning Committee would meet tomorrow at 5:30 p.m. at the Visitors and Convention Bureau if anyone wished to attend. Ms. Currie advised she would be selling Bicentennial merchandise at the Art and Wine Affair on Saturday and encouraged everyone to stop by her booth. Ms. Currie noted the next Bicentennial event would take place July 4th.

Mr. Bogard advised a meeting would take place tomorrow at 6:00 p.m. at the Talawanda High School Media Center to discuss reuse of the school once the new high school was built and occupied.

Mayor Keebler advised he attended the Historic Preservation Awards Ceremony last Thursday and it was a very nice affair. Mayor Keebler advised the Hoelzer family was recognized for the restoration of the Davis Building and Mr. Robert Wolfe was given an award for the historic preservation of his home on Bowden Lane which had been in his family since the 1800s. Mayor Keebler noted the community should be proud of the people who reinvested in their properties in a historic manner and character and it was nice to see people being recognized for that effort.

ADJOURNMENT

Ms. Currie moved to adjourn at 8:11 p.m. Mr. Rutherford seconded. The motion passed 6-0-0.