City of Oxford OHIO
HOME OF MIAMI UNIVERSITY

Agenda

Oxford City Council

Court House

TUESDAY, JUNE 7, 2011

EXECUTIVE SESSION
7:00 P.M.

1. Roll Call. Richard Keebler, Mayor; Ken Bogard, Vice-Mayor; John Harman; Bob Blackburn; Kevin McKeehan; Kate Currie; Greig Rutherford

MEETING PROCEDURE: Comments from the Public are welcome at two different times during the course of the meeting: (1) Comments on items <u>not</u> on the Agenda, and Consent Agenda items, will be heard under Public Comments – and (2) Comments on all Resolutions and Ordinances will be heard during Council consideration of said item. Please wait until you are recognized by the Mayor, proceed to the podium, state your name and address so that your comments may be properly recorded and limit your remarks to a period of <u>five</u> minutes or less.

REGULAR MEETING
7:30 P.M.

PLEDGE OF ALLEGIANCE

2. <u>Approval of Agenda.</u>

This facility is wheelchair accessible. If you plan to attend this meeting and you have a disability that requires special arrangements, please notify the City Manager's office 48 hours in advance so that reasonable accommodations can be made.

3. Public Participation.

   A. Presentation - McCullough-Hyde Memorial Hospital - Bryan Hehemann

   B. Presentation - Share Fest - Rob Abowitz

   C. Notice to Legislative Authority - New Permit for MJ Restaurants LLC DBA LaRosa's 21 Lynn Avenue Suite 101 Oxford, Ohio 45056.

      Notice

   D. Public Comments.

      The purpose of the Public Comments Section is for members of the Public to speak to the City Council on any subject not scheduled on the Agenda, except Consent Agenda items. City Council values your comments, and Council rules limit public comments to five minutes for each person. Presentations are not to be in the form of public debate, personal attacks on Council, City staff or other members of the public and Council shall not act except to direct the City Manager to take action or schedule the matter for discussion at a later date.

4. Consent Agenda.

   A. Minutes of the May 17, 2011 City Council Meeting. (Mary Ann Eaton, Clerk of Council)

      Minutes

   B. A Resolution authorizing the Oxford Division of Police to retain for use by the municipality certain unclaimed property in its possession. (Steve Schwein, Police Chief)

      Staff Report/Resolution

5. Resolutions.

   1. A Resolution approving the contract between the City of Oxford, Ohio and the Oxford Police Officers, Fraternal Order of Police, Lodge 38 and authorizing the City Manager and City Law Director to sign the contract on behalf of the City. (Doug Elliott, City Manager)

      Staff Report/Resolution

   2. A Resolution authorizing the City Manager to enter into an agreement to initiate a two percent (2%) pay increase for all full-time non-commissioned Police Department employees effective May 1, 2011 and a two percent (2%) pay increase effective January 1, 2012. (Doug Elliott, City Manager)

      Staff Report/Resolution

   3. A Resolution authorizing the City Manager to initiate a two percent (2%) pay increase for all full-time City employees not covered by a bargaining agreement effective May 1, 2011. (Doug Elliott, City Manager)

Staff Report/Resolution

6. Ordinances.

A. First Reading.

1. An Ordinance Repealing Zoning Code Section 1143.10 Of The Codified Ordinances Of The City Of Oxford, Ohio Entitled Uptown District, And Adopting New Section 1143.10, Entitled Uptown District. (Jung-Han Chen, Community Development Director)

Staff Report/Ordinance

2. An Ordinance Authorizing The Tax Budget For The Year 2012 And Directing That The Same Be Transmitted To The Butler County Auditor. (Joe Newlin, Finance Director)

Staff Report/Ordinance

B. Second Reading - None.

7. A. Announcements & Communications. The comments expressed by individual members of Council or City staff during this portion of a City Council meeting do not necessarily reflect the views of the City of Oxford, the Oxford City Council, or the City staff.

1. Remarks from City Council and City Staff.

B. Future Meetings. (Note: Meetings will be held at the Court House unless otherwise indicated.)

FRI - June 10 Community Improvement Corporation Meeting 12:00 p.m. LCNB

TUES - June 14 Planning Commission Work Session 6:00 p.m.

TUES - June 14 Planning Commission Meeting 7:30 p.m. Cancelled

WED - June 15 Board of Zoning Appeals Meeting 7:30 p.m. Cancelled

MON - June 20 Housing Advisory Commission Meeting 7:00 p.m. Municipal Building

TUES - June 21 City Council Meeting 7:30 p.m.

WED - June 22 Civil Service Commission Meeting 7:00 p.m.

FRI - June 24 Community Improvement Corporation Meeting 12:00 p.m. LCNB

MON - July 4 Holiday - City Offices Closed

TUES - July 5 City Council Meeting 7:30 p.m.

WED - July 6 Environmental Commission Meeting 7:00 p.m. Municipal Building

WED - July 7 Historic and Architectural Preservation Commission Meeting 7:30 p.m.

TUES - July 12 Planning Commission Meeting 7:30 p.m.

MON - July 18 Housing Advisory Commission 7:00 p.m. Municipal Building

TUES - July 19 City Council Meeting 7:30 p.m.

WED - July 20 Board of Zoning Appeals 7:30 p.m.

FRI - July 22 Community Improvement Corporation Meeting 12:00 p.m. LCNB

WED-July 27 Civil Service Commission Meeting 7:00 p.m.

8. Adjourn.

CITY OF OXFORD
STAFF SUMMARY REPORT

Report to the City Manager

Clerk of Council
Originating Department

Council Meeting Of: June 7, 2011

Mary Ann Eaton
Prepared By

Account Code No. #: N/A

Budgeted Amount: N/A

June 1, 2011
Date Prepared

Agenda Title: Legislative Authority Notice - New permit for MJ Restaurants LLC DBA LaRosa's 21 Lynn Avenue Oxford, Ohio 45056.

Recommendation: N/A

Discussion:

The permit is for:

D5I - Spirituous liquor for on premises consumption only, beer, wine and mixed beverages for on premises, or off premises in original sealed containers until 2:30 a.m. (Same as D5). Restaurant meeting certain criteria.

This permit will go through the normal process with all required inspections being conducted by the Ohio Liquor Commission.

Approved By:

	Initial	Date
Department Head:		
City Attorney:		
City Manager:	DRE	6/3/11

NOTICE TO LEGISLATIVE AUTHORITY

OHIO DIVISION OF LIQUOR CONTROL
6606 TUSSING ROAD, P.O. BOX 4005
REYNOLDSBURG, OHIO 43068-9005
(614)644-2360 FAX(614)644-3166

	TO
5379955 PERMIT NUMBER — N TYPE	MJ RESTAURANTS LLC DBA LAROSAS 21 LYNN AVE STE 101 OXFORD OH 45056
ISSUE DATE	
05 18 2011 FILING DATE	
D5I PERMIT CLASSES	
09 088 A TAX DISTRICT — Z39597 RECEIPT NO.	

RECEIVED
MAY 31 2011
City of Oxford

FROM 05/23/2011

PERMIT NUMBER — TYPE	
ISSUE DATE	
FILING DATE	
PERMIT CLASSES	
TAX DISTRICT — RECEIPT NO.	

MAILED 05/23/2011 RESPONSES MUST BE POSTMARKED NO LATER THAN. 06/23/2011

IMPORTANT NOTICE

PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL <u>WHETHER OR NOT</u> THERE IS A REQUEST FOR A HEARING.

REFER TO THIS NUMBER IN ALL INQUIRIES A N 5379955
(TRANSACTION & NUMBER)

(<u>MUST MARK ONE</u> OF THE FOLLOWING)

WE REQUEST A HEARING ON THE ADVISABILITY OF ISSUING THE PERMIT AND REQUEST THAT THE HEARING BE HELD ☐ IN OUR COUNTY SEAT. ☐ IN COLUMBUS.

WE DO NOT REQUEST A HEARING. ☐

DID YOU MARK A BOX? IF NOT, THIS WILL BE CONSIDERED A LATE RESPONSE.

PLEASE SIGN BELOW AND MARK THE APPROPRIATE BOX INDICATING YOUR TITLE:

(Signature) (Title)- ☐ Clerk of County Commissioner (Date)
☐ Clerk of City Council
☐ Township Fiscal Officer

CLERK OF OXFORD CITY COUNCIL
101 E HIGH ST
OXFORD OHIO 45056

FOR OFFICE USE ONLY	
NEW	TRANSFER
PERMIT # 5379955	

OHIO DEPARTMENT OF COMMERCE - DIVISION OF LIQUOR CONTROL
6606 Tussing Road, P.O. Box 4005, Reynoldsburg, Ohio 43068-9005
Telephone: (614) 644-2431 - http://www.com.ohio.gov/liqr

DIV. OF LIQUOR CONTROL FRONT DESK-3 2011 MAY 18 AM 10:53

LIMITED LIABILITY COMPANY DISCLOSURE FORM

(This form must accompany all applications of an LLC business entity)

SECTION A.

Name of Limited Liability Company	DBA Name	
MJ RESTAURANTS, LLC	LAROSA'S	
Permit Premises Address: 21 LYNN AVENUE, SUITE 101	City, State: OXFORD, OHIO	Zip Code: 45056
Township, if in Unincorporated Area	Tax Identification No. (TIN): 27-0649090	

Limited Liability Company ("LLC") - Chapter 1705 Ohio Revised Code. Indicate below the managing members, LLC Officers, and all persons with a 5% or greater membership or voting interest, and attach a copy of the Articles of Organization filed with the Ohio Secretary of State.

Please be advised that any social security numbers provided to the Division of Liquor Control in this application may be released to the Ohio Department of Public Safety, the Ohio Department of Taxation, the Ohio Attorney General, or to any other state or local law enforcement agency if the agency requests the social security number to conduct an investigation, implement an enforcement action, or collect taxes.

SECTION B. List the top five (5) officers of the captioned business. **If an office is NOT held, please indicate by writing NONE.**

EACH OFFICER LISTED BELOW MUST HAVE A BACKGROUND CHECK PERFORMED BY BCI&I AND SUBMIT A PERSONAL HISTORY BACKGROUND FORM. PLEASE READ "BACKGROUND CHECK INFORMATION" DLC4191.

NAME OF OFFICER		SOCIAL SECURITY NUMBER	DATE OF BIRTH
1) CEO	None		
2) President	None		
3) Vice-President	None		
4) Secretary	None		
5) Treasurer	None		

SECTION C. List the managing members and all persons with a 5% or greater membership or voting interest in the LLC.

THE INDIVIDUALS LISTED BELOW MUST HAVE A BACKGROUND CHECK PERFORMED BY BCI&I AND SUBMIT A PERSONAL HISTORY BACKGROUND FORM. PLEASE READ "BACKGROUND CHECK INFORMATION" DLC4191.

1) Name	David C. Wespiser	Social Security No. (if individual)		[X] Managing Member
Residence Address	6441 Contreras Road	Tax Identification No. (if applicable)		[X] 5% or greater voting interest
City and State	Oxford, Ohio	Zip Code	45056	[X] 5% or greater membership interest
Telephone No.	513-523-4161	Date of Birth	11/7/60	
2) Name		Social Security No. (if individual)		[ ] Managing Member
Residence Address		Tax Identification No. (if applicable)		[ ] 5% or greater voting interest
City and State		Zip Code		[ ] 5% or greater membership interest
Telephone No.		Date of Birth		

(PLEASE SEE REVERSE SIDE SHOULD YOU NEED ADDITIONAL SPACE)

STATE OF OHIO, Butler COUNTY ss,

I, David C. Wespiser being first duly sworn, according to law, deposes and says that he/she is (Title) Mg. Member of the MJ Restaurants LLC, a business duly authorized by law to do business in the State of Ohio, and that the statements made in the foregoing affidavit are true.

(Signature) [signature] (Print Name and Title) DAVID C. WESPISER MANAGING MEMBER

Sworn to and subscribed in my presence this 17th day of May 2011

PAMELA S. LINDLEY
Notary Public, State of Ohio
My Commission Expires 06/27/12

[signature: Pamela S. Lindley] (Notary Public) (Notary Expiration)

NOTARIAL SEAL STATE OF OHIO

A Regular meeting of the Oxford City Council was called to order by Mayor Richard Keebler on Tuesday, May 17, 2011 at 7:15 p.m. Those members present were Ken Bogard, Kate Currie, Greig Rutherford, Bob Blackburn, John Harman and Kevin McKeehan.

Staff members present: Mr. Doug Elliott, City Manager; Mr. Mike Dreisbach, Service Director; Mr. Jung-Han Chen, Community Development Director; Mr. Joe Newlin, Finance Director; Mr. Steve McHugh, Law Director and Ms. Mary Ann Eaton, Clerk of Council.

ADJOURN TO EXECUTIVE SESSION

Ms. Currie moved to adjourn to Executive Session immediately in accordance with Ohio Revised Code Section 121.22 (G)(4) for the purpose of discussing Collective Bargaining strategies. Mr. McKeehan seconded. The motion passed by the following roll call:

AYE: Mr. Blackburn, Mr. Bogard, Ms. Currie, Mr. Harman, Mr. McKeehan, Mr. Rutherford Mr. Keebler (7)

NAY: None (0)

ABS: None (0)

RETURN FROM EXECUTIVE SESSION

Mr. Blackburn moved to adjourn from Executive Session at 7:32 p.m. Mr. Bogard seconded. The motion passed 7-0-0.

Mayor Keebler advised May 15th through 21st was National Police Week and called for a moment of silence for fallen officers nationwide and in particular for Sergeant Brian Dulle of the Warren County Sheriff's Office who was killed in the line of duty last week.

Mayor Keebler offered condolences to the family of former City Councilor George Goodell who passed away last week at the age of 89. Mayor Keebler noted Mr. Goodell was a finance professor at Miami University, a WWII veteran, a lifetime VFW member and he graced the public by playing "Taps" every year at the Veteran's Day Celebration.

PLEDGE OF ALLEGIANCE

Mayor Keebler called for the Pledge of Allegiance.

APPROVAL OF AGENDA

Mr. McKeehan moved to approve the agenda. Ms. Currie seconded. The motion passed 7-0-0.

PUBLIC PARTICIPATION

PROCLAMATION
'EMERALD ASH BORER
AWARENESS WEEK'

Mayor Keebler read the Proclamation and presented it to Mr. Dreisbach.

PUBLIC COMMENTS

Ms. Bobbe Burke, 722 David Drive, introduced Ms. Jenny Levering the new Director of the Cliff Alexander Office of Fraternity and Sorority Life at Miami. Ms. Burke advised Ms. Levering came to Miami University from the University of North Carolina. Ms. Burke noted in the second semester Ms. Levering was instrumental in helping NIC and the Fire Department schedule all of the Fraternity inspections.

Ms. Jenny Levering, 7 Autumn Drive, advised she was honored to be in Oxford as the new Director of Fraternity and Sorority Life and noted her hope to build, rebuild or renew the partnerships between Fraternities and Sororities and the City of Oxford. Ms. Levering advised some phenomenal work was done in Chapel Hill with regard to fire safety, fire prevention and house management and she was bringing that level of experience with her to Oxford. Ms. Levering noted there were great partnerships between the university, Town Council, Fire Department, Police Department and parents and she looked forward to continuing those partnerships with Chief Detherage and his staff. Ms. Levering discussed a new program that would roll out in the fall which would hold Greek organizations to a higher level of accountability. Ms. Levering encouraged Council to contact her with any concerns or questions and noted her office was a resource for Council, the Greek organizations, alumni and parents.

Mayor Keebler wished Ms. Levering continued success in her new position.

Mr. Ken Percheck, brought to Council's attention the need to change a well intentioned law that required landlords to keep heat on from October 15th to May 15th regardless of the weather even if residents could not turn it off. Mr. Percheck noted last week the temperature was in the 80's and it was 104 degrees in some apartments without air conditioning. Mr. Percheck advised he had air conditioning on in his apartment and it was 87 degrees. Mr. Percheck reiterated the need to modify the law so residents would not suffer horribly like they did last week.

Mayor Keebler advised there may be some misconception about the regulation that the heat was available verses being on. Mayor Keebler asked Mr. Percheck to discuss the situation with Mr. Chen and let him know what the specific problems were. Mayor Keebler noted the problems may need to be addressed with a specific landlord or a specific individual due to a misunderstanding.

Ms. Currie advised she spoke to Mr. Percheck several times last week. Ms. Currie noted it was her understanding from talking to the Community Development Department that the regulation required heat to be provided but not necessarily turned on. Ms. Currie advised at the Parkview Arms complex the boilers were left on and the radiating heat from them caused the apartments to be overheated. Mayor Keebler advised Council would take a good look at the situation.

CONSENT AGENDA

MINUTES

Minutes of the May 17, 2011 City Council Meeting. (Mary Ann Eaton, Clerk of Council)

REPORTS

Report regarding the May 4, 2011 Environmental Commission Meeting. (Mike Dreisbach, Service Director)

Report regarding the May 4, 2011 Historic and Architectural Preservation Commission Meeting. (Jung-Han Chen, Community Development Director)

RESOLUTIONS

RESOLUTION
NOISE ABATEMENT

A Resolution No. 4603 authorizing a temporary abatement of the Noise Ordinance No. 2550, Section 509.09, on Friday, August 19, 2011 from 8:30 p.m. to 1:00 a.m. at Cook Field on Miami's campus for a Campus Activities Council sponsored concert. (Mary Ann Eaton, Clerk of Council)

RESOLUTION
NOISE ABATEMENT

A Resolution No. 4604 authorizing a temporary abatement of the Noise Ordinance No. 2550, Section 509.09, on Friday, September 16, 2011, from 9:00 p.m. to 1:00 a.m. on the patio at the Shriver Center on Miami's campus for the 17th annual party on the patio sponsored by Miami Entertainment After Dark. (Mary Ann Eaton, Clerk of Council)

RESOLUTION
CONTRACT WITH MIAMI VALLEY INTERNATIONAL TRUCKS, INC.

A Resolution No. 4605 authorizing the City Manager to enter into a contract with Miami Valley International Trucks, Inc. for the purchase of a 2012 International 7400 cab and chassis and specified options at discounted state contract pricing at a cost not to exceed $92,764.89. (Mike Dreisbach, Service Director)

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

RESOLUTIONS

**RESOLUTION
COPS GRANT**

A Resolution No. 4606 of Council supporting the submission of a grant application for the U.S. Department of Justice, Office of Community Oriented Policing Services for the Cops Hiring Program grant in the amount of $247,000 over a three year period. (Steve Schwein, Police Chief)

Mr. Elliott advised this was a grant opportunity to hire police officers and/or rehire laid off officers and staff was asking to apply for funding for one position. Mr. Elliott noted there were 4 vacant positions in the Police Department for which a Civil Service examination had been given and staff was reviewing the results. Mr. Elliott advised staff was looking to fill some of the vacant positions and the grant if successful could fund one of the positions for three years.

Mr. McKeehan inquired if a new position would be created by accepting the grant and Mr. Elliott advised no.

Mayor Keebler noted if the grant was successful Council would need to adopt a Resolution to accept it.

Mr. Blackburn moved to adopt Resolution No. 4606. Mr. Harman seconded. The motion passed 7-0-0.

**RESOLUTION
AGREEMENT WITH
DUKE ENERGY RETAIL SALES, LLC.**

A Resolution No. 4607 authorizing the City Manager to enter into an agreement with Duke Energy Retail Sales, LLC for the procurement of electricity generation and transmission for the City's consumption for a period of twenty nine (29) months beginning January 1, 2012. (Mike Dreisbach, Service Director)

Mayor Keebler advised there was a substitution for the Resolution contained in the agenda that simply added the weighted kilowatt rate to the Resolution.

Mr. Blackburn moved to substitute the Resolution contained in the agenda for the revised Resolution. Ms. Currie seconded. The motion passed 7-0-0.

Mr. Dreisbach addressed his staff report as presented on pages 30 and 31 of the agenda noting a significant amount of money was budgeted for electricity. Mr. Dreisbach noted in an effort to save money the City looked for a fixed rate for electricity for a substantial number of months to lock in today's lower prices. Mr. Dreisbach advised an invitation to bid was advertised and two qualified companies responded with Duke Energy Retail Sales being the lowest bidder at 5.59 cents per kilowatt hour for a period of 29 months. Mr. Dreisbach noted the City expected to save $200,000 over the 29 month period and the rate was 30% lower than what the market rate was forecasted to be.

Mr. Dreisbach advised Mr. John Finnegan from Duke Energy Retail Sales was in attendance if Council had questions specifically for him.

Mr. Blackburn noted the City was also saving on street lighting by changing over to LED and Mr. Dreisbach advised Duke gave the City the discounted rate for street lighting immediately because it was off peak load even though the contract would not go into effect until January.

Mr. Rutherford clarified that the LED lights would be installed for traffic lights not street lights.

Mayor Keebler noted the bid was placed on the open market with Duke providing the best rate and he felt due diligence had been done with regard to selecting the electric provider.

Mr. McKeehan inquired how the 5.59 cents per kilowatt hour compared to the current rate and Mr. Dreisbach advised the current rate was 7.4 to 8 cents per kilowatt hour.

Mr. Harman moved to adopt Resolution No. 4607. Ms. Currie seconded. The motion passed 7-0-0.

ORDINANCE
FIRST READING

None.

ORDINANCE
SECOND READING

An Ordinance No. 3149 Repealing Oxford Codified Ordinance Chapter 1101, Subdivision Regulations, And Adopting New Oxford Codified Ordinance Chapter 1101, Subdivision Regulations. (Jung-Han Chen, Community Development Director)

Mr. Chen advised at the last meeting two questions were raised by Council and he hoped the memo he provided last Friday clarified the matters regarding street connectivity and which professionals should prepare preliminary and final subdivision plats.

Mr. Rutherford noted concerns with only allowing an engineer or surveyor to submit preliminary and final subdivision plats and advised an architect should be able to as well. Mr. Chen and Mayor Keebler addressed the concerns and Mayor Keebler noted this was the normal course of business and trying to broaden it could cause some unintended consequences.

Ms. Currie referred to two areas of the proposed subdivision regulations that dealt with slopes of 15% or more and advised the language should be the same in both areas of the regulations.

Ms. Currie moved to amend section 505 (A)(2)(b) to read the same as section 402 (B)(3). Mr. Bogard seconded. The motion passed 7-0-0.

Mr. Blackburn moved to adopt Ordinance No. 3149 as amended. Mr. McKeehan seconded. The Ordinance was adopted by the following roll call:

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

NAY: None (0)

ABS: None (0)

ANNOUNCEMENTS

Mr. Elliott reminded everyone that the Oxford Wine and Art Affair would take place Saturday, May 21, 2011 from 1:00 to 10:00 p.m. in the Uptown Parks.

Mr. Elliott reminded Council the Annual Strategic Planning Retreat would take place Monday, June 13, 2011 at Hueston Woods Conference Center and he would provide staff and Council with further information.

Mr. Elliott advised representatives of McCullough Hyde Memorial Hospital would present their concept plan for renovation and expansion to the Planning Commission at their June Work Session.

Ms. Currie noted she was delighted that Ken Percheck addressed Council with regard to the Property Maintenance Code issue that affected residents at Parkview Arms last week. Ms. Currie noted her hope the Community Development Department would work on the issue and report back to Council.

Ms. Currie advised the League of Women Voters would hold a forum on Redistricting on Tuesday, May 24, 2011 at 7:00 p.m. in the LCNB meeting room. Ms. Currie noted it should be interesting to hear about the issue and what people could do to affect Redistricting.

Mr. Harman noted another Historic Walking Tour would take place Saturday, May 21, 2011 at 10:30 a.m. and would begin at 301 E. High Street (The Lewis Place). Mr. Harman encouraged everyone to make reservations through the Oxford Visitors and Convention Bureau.

Mr. Blackburn advised the Oxford Cemetery Association needed volunteers to put flags out for Memorial Day and encouraged those that could to meet at the cemetery on Thursday, May 26, 2011 at 6:00 p.m.

Mr. McKeehan advised the Housing Advisory Commission (HAC) met last night and were still hoping to schedule a Work Session with Council to discuss the issue of requiring waste wheeler totes in the Mile Square. Mr. McKeehan noted the HAC would like to see the program in place before the start of the next school year.

Mr. Rutherford suggested calling on the Boy Scouts to help at the cemetery on May 26th.

Mr. Rutherford encouraged everyone to attend the League of Women Voter's forum on redistricting noting it could have an impact on how state and national elections were configured. Mr. Rutherford advised there was a real effort in Ohio to establish a more equitable way of establishing districts.

Mr. Rutherford referred to the recent Historic Awards Ceremony sponsored by the Historic and Architectural Preservation Commission and inquired what happened to a property that was designated as historic but was not located in a designated historic district. Ms. Currie noted the designation did not affect zoning. Mr. Chen noted the award of a historic plaque signified the historic significance of the structure and had nothing to do with the Historic District.

Mr. Bogard encouraged citizens to review the recycling guidelines on the City's website or pick up a copy at the Municipal building.

Mr. Bogard advised the OKI annual meeting would take place on June 28, 2011 in Loveland, Ohio.

Mr. Bogard advised the Recreation and TRI Boards toured the new Talawanda High School construction site last week and noted it would be a great structure once completed.

Mr. Bogard advised the Talawanda School District Band and Orchestra program took place last night and Hall Auditorium was packed. Mr. Bogard noted the Talawanda School District had a lot of talent.

ADJOURN

Ms. Currie moved to adjourn at 8:28 p.m. Mr. McKeehan seconded. The motion passed 7-0-0.

CITY OF OXFORD
STAFF SUMMARY REPORT

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

Police
Originating Department

Council Meeting Of: June 7, 2011

Steve Schwein
Prepared By

Account Code No. #: N/A

Budgeted Amount: N/A

May 12, 2011
Date Prepared

Agenda Title: Resolution Authorizing Certain Property held by the Oxford Police Department be declared of use by the City of Oxford.

Recommendation: Approve

Discussion: Certain items currently in the possession of the Property Division of the Oxford Police Department are of use to the City of Oxford. These items have been turned in to the Property Officer and no one has claimed ownership. Therefore, it is the request of the Chief of Police that these items be released to the City of Oxford for use in general business.
A list of the items being recommended for City use is attached.

Approved By:

	Initial	Date
Department Head:	SDS	5/12/11
City Attorney:		
City Manager:	DRE	6/3/11

RESOLUTION NO.

A RESOLUTION AUTHORIZING THE OXFORD DIVISION OF POLICE TO RETAIN FOR USE BY THE MUNICIPALITY CERTAIN UNCLAIMED PROPERTY IN ITS POSSESSION.

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

SECTION 1: Pursuant to Oxford Codified Ordinances Section 127.11, the Division of Police having possession of certain unclaimed property set forth in Exhibit 'A', attached hereto and incorporated herein, requests the retention and use of said items for municipal purposes.

SECTION 2: Council, having reviewed the items listed, finds it to be beneficial to the City to retain this unclaimed property and authorizes the City's retention and use of said items.

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

MAYOR

ADOPTED:

ATTEST:

CLERK OF OXFORD CITY COUNCIL

INTRODUCED BY: RICHARD KEEBLER

PREPARED BY: LAW(STAFF)

Exhibit "A"

Memo

To: Chief S. Schwein
From: Property Technician Mike O'Leary
Subject: Property Use by City of Oxford
Date: May 12. 2011

The following items are in the possession of the Oxford Police Department. There are no known owners and no one has come forward to claim them. These particular items can be used by the City. I would recommend that they be accepted through a Council resolution.

13983-004	Angel Eye mini video	111009
14101-001	yellow/black sledge hammer	121210
14805-003	Igloo cooler	062710
14811	propane tank	070110
14825	Trek mountain bicycle	071110
15563-001	multi use bike wrench	122610
15584	1 1/2" box end wrench	010311
15597	road sign	010711
15725	1 gal. gas can	021011
15839	portable work lamps	031011

CITY OF OXFORD, BUTLER COUNTY, OHIO

IN THE MATTER OF THE : No ________________
APPLICATION OF THE :
CITY OF OXFORD :
POLICE DEPARTMENT :

APPLICATION FOR AND JUDGMENT ENTRY AUTHORIZING THE DISPOSITION OF UNCLAIMED OR FORFEITED PROPERTY

Now comes the State of Ohio, City of Oxford, by and through Area I Butler County Court Prosecutor, and moves that the following property be disposed of in accordance with the Ohio Revised Code Section 2981.12.

SEE ATTACHED SHEETS FOR PROPERTY…

Said property is now in the custody of the Oxford Police Department, Oxford, Ohio, and remains unclaimed or it is unlawful for persons to acquire or possess said property.

5/12/2011
Date

Mike O'Leary
Mike O'Leary
Property Technician, Oxford Police Department

Motion to forfeit to the Oxford Police Department and may be used by the Oxford Police Department is requested.

Respectfully submitted,

5/12/11
Date

Jessica McKinley
Prosecuting Attorney, Area I Butler County Court

ORDER

For good cause shown, it is hereby adjudged and ordered that the above listed property be disposed of as listed above.

5/12/11
Date

Robert H. Lyons
Judge, Area I Butler County, Ohio

IN AREA I BUTLER COUNTY COURT

CITY OF OXFORD
STAFF SUMMARY REPORT

Report to the City Manager

City Manager
Originating Department

Council Meeting Of: June 7, 2011

Mary Ann Eaton
Prepared By

Account Code No. #: N/A

Budgeted Amount: N/A

June 1, 2011
Date Prepared

Agenda Title: Resolution approving the contract between the City of Oxford, Ohio and the Oxford Police Officers, Fraternal Order of Police, Lodge 38 and authorizing the City Manager and City Law Director to sign the contract on behalf of the City.

Recommendation: Approval.

Discussion:

December 31, 2010 marked the end of the existing contract between the City and the Oxford Police Officers, Fraternal Order of Police, Lodge 38.

Negotiations have been completed and approval of this Resolution will authorize the City Manager and Law Director to sign the recommended contract, the term of which is three years.

Approved By:

	Initial	Date
Department Head:		
City Attorney:		
City Manager:	DKE	6/7/11

RESOLUTION NO.______

A RESOLUTION APPROVING THE CONTRACT BETWEEN THE CITY OF OXFORD, OHIO AND THE OXFORD POLICE OFFICERS, FRATERNAL ORDER OF POLICE, LODGE 38 AND AUTHORIZING THE CITY MANAGER AND CITY LAW DIRECTOR TO SIGN THE CONTRACT ON BEHALF OF THE CITY.

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

SECTION 1: The City Manager and Chief of Police recommend Council authorize the City Manager and City Law Director to sign on behalf of the City the Contract referred to in substantially the same form as Exhibit "A" ("Contract") with the Oxford Police Officers, Fraternal Order of Police, Lodge 38. The purpose of this Contract is to achieve a mutual agreement and understanding between the aforementioned parties and to establish written protocol for harmonious relations between the parties. The term of this Contract is for three (3) years from January 1, 2011 through December 31, 2013.

SECTION 2: Council hereby accepts the recommendation and approves the contract finding that the contract will benefit the community and it is in the best interest of the City to authorize the City Manager and City Law Director to sign the contract on behalf of the City.

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

____
MAYOR

ADOPTED:______________________

ATTEST:

____
CLERK OF OXFORD CITY COUNCIL

INTRODUCED BY: RICHARD KEEBLER

PREPARED BY: LAW(STAFF)

CITY OF OXFORD
STAFF SUMMARY REPORT

Report to the City Manager

City Manager
Originating Department

Council Meeting Of: June 7, 2011

Mary Ann Eaton
Prepared By

Account Code No. #: N/A

Budgeted Amount: N/A

June 1, 2011
Date Prepared

Agenda Title: Resolution authorizing the City Manager to enter into an agreement to initiate a two percent (2%) pay increase for all full-time non-commissioned Police Department employees effective May 1, 2011 and a two percent (2%) pay increase effective January 1, 2012.

Recommendation: Approval.

Discussion:

Negotiations have been completed and approval of this Resolution will authorize the City Manager to enter into an agreement as specified above.

Approved By:

	Initial	Date
Department Head:		
City Attorney:		
City Manager:	[signature]	6/3/11

RESOLUTION NO.______

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT TO INITIATE A TWO PERCENT (2%) PAY INCREASE FOR ALL FULL-TIME NON-COMMISSIONED POLICE DEPARTMENT EMPLOYEES EFFECTIVE MAY 1, 2011 AND A TWO PERCENT (2%) PAY INCREASE EFFECTIVE JANUARY 1, 2012.

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

SECTION 1: The City Manager and Chief of Police recommend Council approve the wage agreement negotiated with the Non-Commissioned Police Department Employees Bargaining Unit a two percent (2%) pay increase for all full-time non-commissioned police department employees effective May 1, 2011 and two percent (2%) effective January 1, 2012.

SECTION 2: Council having reviewed the recommendation of the City Manager and Chief of Police hereby accepts the recommendation and approves the negotiated wage agreement for all full-time non-commissioned police department employees.

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

____
MAYOR

ADOPTED:______________________

ATTEST:

____
CLERK OF OXFORD CITY COUNCIL

INTRODUCED BY: RICHARD KEEBLER

PREPARED BY: LAW(STAFF)

CITY OF OXFORD
STAFF SUMMARY REPORT

Report to the City Manager

City Manager
Originating Department

Council Meeting Of: June 7, 2011

Mary Ann Eaton
Prepared By

Account Code No. #: N/A

Budgeted Amount: N/A

June 1, 2011
Date Prepared

Agenda Title: Resolution authorizing the City Manager to initiate a two percent (2%)pay increase for all full-time City employees not covered by a bargaining agreement effective May 1, 2011.

Recommendation: Approval.

Discussion:

In an effort to maintain consistency and fairness between employees covered by a bargaining agreement and employees who are not, staff recommends all full-time employees also receive a 2% pay increase effective May 1, 2011.

Approved By:

	Initial	Date
Department Head:		
City Attorney:		
City Manager:	DAE	6/3/11

RESOLUTION NO.______

A RESOLUTION AUTHORIZING THE CITY MANAGER TO INITIATE A TWO PERCENT (2%) PAY INCREASE FOR ALL FULL-TIME CITY EMPLOYEES NOT COVERED BY A BARGAINING AGREEMENT EFFECTIVE MAY 1, 2011.

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

SECTION 1: The City Manager recommends Council approve a two percent (2%) pay increase for all full-time City employees not covered by a bargaining agreement effective May 1, 2011.

SECTION 2: Council having reviewed the recommendation of the City Manager hereby accepts the recommendation and authorizes the City Manager to initiate a two percent (2%) pay increase for all full-time City employees not covered by a bargaining agreement effective May 1, 2011.

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

____
MAYOR

ADOPTED:______________________

ATTEST:

____
CLERK OF OXFORD CITY COUNCIL

INTRODUCED BY: RICHARD KEEBLER

PREPARED BY: LAW(STAFF)

CITY OF OXFORD
STAFF SUMMARY REPORT

Report to the City Manager

Council Meeting Of: June 7, 2011

Account Code No. #: N/A

Budgeted Amount: N/A

Clerk of Council
Originating Department

Mary Ann Eaton
Prepared By

June 1, 2011
Date Prepared

Agenda Title: An Ordinance Repealing Zoning Code Section 1143.10 Of The Codified Ordinances Of The City Of Oxford, Ohio Entitled Uptown District, And Adopting New Section 1143.10, Entitled Uptown District.

Recommendation: Adopt the Ordinance

Discussion:

On April 17, 2007 Council adopted Ordinance Numbers 2954 and 2955 which rezoned the McCullough-Hyde Memorial Hospital property from RO-Residential Office to UP-Uptown and added Hospitals as a conditional use in the Uptown District.

On April 20, 2010 Council adopted Ordinance No. 3109 which clarified the intent of the Issue 20 Charter Amendment in Section 1143.10, entitled Uptown District.

'Hospital' was inadvertently omitted as a conditional use in the Uptown District. The proposed Ordinance will remedy the oversight by reinserting 'Hospital' as a conditional use in the Uptown District.

Approved By:

	Initial	Date
Department Head:		
City Attorney:		
City Manager:	[illegible]	6/3/11

ORDINANCE NO.

ORDINANACE REPEALING ZONING CODE SECTION 1143.10 OF THE CODIFIED ORDINANCES OF THE CITY OF OXFORD, OHIO, ENTITLED UPTOWN DISTRICT, AND ADOPTING NEW SECTION 1143.10, ENTITLED UPTOWN DISTRICT.

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

SECTION I: Council hereby finds that the City of Oxford Planning Commission held a public hearing on March 9, 2010 and that following the public hearing did deliberate and as a result of that deliberation, the Planning Commission recommended repealing Section 1143.10 of the Codified Ordinances of the City of Oxford, Ohio, and adopting new Section 1143.10 for the purpose of clarifying the intent of the Issue 20 Charter Amendment.

SECTION II: Council hereby repeals Section 1143.10 of the Oxford Code of Ordinances and adopts new Section 1143.10 as follows:

1143.10 UPTOWN DISTRICT.

(a) Purpose. The purpose of this district is to preserve and encourage the continued vitality of the City's historic central business and civic activity area. Selected uses and regulatory standards are provided to guide development so as to achieve a mixture of appropriate uses in a functional, aesthetic and pedestrian compatible manner.

(b) Uses.

(1) Permitted uses.

A. Any combination of residential dwelling types as defined in Section 1159.05(8), A through E., on the second floor or higher.

B. Retail services shall not exceed 10,000 square feet of floor area on any given floor.

1. Apparel and jewelry.
2. Bars and establishments serving alcohol.
3. Books, stationery, newspapers, magazines, office equipment and office supply stores.
4. Drugs and pharmaceuticals.
5. Food products, including groceries, meat, fish, baked goods, confectionary, and beverages.
6. Flowers, potted plants, and garden supplies.
7. Hardware, paint, home furnishings, and other home improvements products.
8. Optical aids.
9. Photography, bicycles, gifts and toys, pets, music, sporting goods, and other hobby and craft supplies.
10. Restaurants, not including drive-in.
11. Other similar establishments engaged in retail trade except those included as Conditional Uses in subsection (b)(2) hereof.

C. Personal and professional services shall not exceed 10,000 square feet of floor area on any given floor.

1. Accounting, advertising, architectural, auditing, bookkeeping, legal, and medical offices, and offices for other similar professional service providers.
2. Banks, credit agencies, investment firms, real estate, insurance offices, and other similar establishments engaged primarily in financial services.
3. Barber and beauty shops.
4. Cleaners, including dry cleaning and laundromats.
5. Home improvement services, including carpentry, electrical, heating, plumbing, and decorating.
6. Offices for nonprofit, charitable, labor, and other service organizations.
7. Repair establishments for bicycles, household appliances, locksmiths, shoes, and motor vehicles (if no gasoline is sold).
8. Theaters, not including drive-ins.
9. Other similar personal and professional services, such as employment agencies, travel bureaus, and ticket offices.

D. Accessory buildings incidental to the principal use.

E. Sidewalk uses.

1. This section is intended to provide for active use of private and public property in the Uptown District for outdoor cafes and retail sales. A sidewalk use requires a permit, shall be operated according to the provisions of this section, and is valid for one year and only for the location, design, and use approved.
2. A sidewalk use may include outdoor activity on both private and public property as follows:
    a. Private property in the front setback area or any courtyard or other partially enclosed area adjacent to a right-of-way may be utilized only for commercial activity related to the principal use on the first floor of the principal structure.
    b. The public sidewalk and other paved portions of the right-of-way that are designed and constructed to accommodate pedestrians may be utilized only for commercial activity related to the principal use on the first floor of an immediately adjacent principal structure.
3. A sidewalk use permit application shall include a fee, a scaled site plan, and other information sufficient to determine compliance with all of the following provisions:
    a. The use may not extend more than five feet into the right-of-way; and
    b. The use may not result in less than five feet of unimpeded sidewalk adjacent to the sidewalk use (street trees, parking meters, street sign poles, and the like are impediments); and
    c. The adjacent property owner and the operator of the use have a liability insurance policy that covers accidents and injuries on the public right-of-way for a minimum of one hundred thousand dollars ($100,000) per person and three hundred thousand

dollars ($300,000) per accident, premiums are fully paid for the calendar year of the permit, and the City of Oxford is a named insured upon such liability policy; and

d. The use shall employ only displays, counters, tables, chairs, umbrellas, and planters that are moveable; and

e. Nothing related to the operation of the use shall be permanently installed on public or private property except anchors that do not protrude above the adjacent sidewalk surface and do not otherwise create a trip hazard; and

f. All materials shall be lightweight and easily removable; and

g. All roofs shall be made of a flame-resistant (per Ohio Basic Building Code and Ohio Fire Code), nonstructural material such as treated canvas or vinyl fabric; and

h. All illumination shall be confined within the perimeter of the use; and

i. All partitions shall be transparent 3 feet above the adjacent sidewalk surface.

4. The City Manager or designee shall require removal of anything or correction of any condition associated with a sidewalk use that threatens the public health, safety, or general welfare and shall revoke an approved permit if its holder fails to comply with any such order in a timely manner.

5. The City Manager shall reinstate a revoked permit if the holder removes the immediate threat and provides sufficient proof that the threat will not recur.

6. If a sidewalk use permit is revoked more than once during the year that the permit is valid, the permit shall not be reinstated and a new permit shall not be issued until after the original expiration date of the revoked permit.

(2) Conditional Uses. The following Conditional Uses are subject to review and regulation in accordance with Chapter 1147.

A. Retail services:

1. Any permitted retail use that exceeds 10,000 sq. ft. on any given floor.
2. Banks with drive-through facilities.
3. Building supplies, garden supplies.
4. Temporary or outdoor sales of plants and garden supplies.
5. Retail uses which do not provide a minimum ratio of 0.7:1 of the lot area.
6. Additional retail uses above the street level which would cause the maximum permitted gross floor area ratio to exceed the 3:1 ratio.

B. Personal and public services:
   1. Any permitted personal or public service that exceeds 10,000 sq. ft. on any given floor.
   2. Cultural institutions, including libraries, art galleries and museums.
   3. Hotels and motels.
   4. Places of worship.
   5. Funeral homes.
   6. Night clubs, discotheques, and other entertainment facilities.
   7. Personal and Professional Services which do not provide a minimum of 0.7:1 of the lot area.
   8. Additional personal and professional services above the street level which would cause the maximum permitted gross floor area ratio to exceed the 3:1 ratio.

C. Other uses.
   1. Any combination of dwelling types as defined in Section 1159.05(8), A through E, on the first floor or basement.
   2. Community-Oriented Residential Social Service Facilities (CORSSF's).
   3. Shared Housing and Congregate Housing for the elderly.
   4. Government owned and/or operated parks and recreation facilities.
   5. Bed and breakfast homes.
   6. Publicly owned and operated neighborhood recreation centers.
   7. Day care facilities, including Day Care for child, Day Care Center for child, Day Care Home Type A family, and Day Care Home Type B family.
   8. Schools: primary, intermediate, and secondary, both public and private.
   9. Hospitals

(c) Site Development Regulations. (Unless superseded by Conditional Use Requirements)

(1) Lot requirements.

A. Minimum Lot Area:
   1. Lots in the Uptown District shall be a minimum of three thousand (3,000) square feet.

(2) Yard requirements.

Front Yard	
16.5 feet minimum *except*	* On High Street – at least 70 percent of building must meet the right-of- way line
Rear Yard	
none *except*	* Adjacent to a residential district – 10 minimum.
Side Yard	
none *except*	* Adjacent to a residential district – 6 feet minimum

(3) Structural requirements.

A. Building height:

Minimum – 23 feet and a minimum of 2 stories above street grade

Maximum – 48 feet and 4 stories maximum above street grade.

B. Gross Floor Area Ratio:

1. The maximum permitted gross floor area ratio of a structure at or above grade in the Uptown District shall be 3. (Lot area x 3 = total bldg. sq. ft.)

a. Commercial space shall provide a minimum ratio of 0.7:1 of the lot area on the street level subject to the following:

i. The basement of a structure may be used for retail, personal and professional uses but shall not be computed into the minimum 0.7:1 ratio.

ii. Uncovered outdoor areas shall:

a. Be associated with the first floor commercial occupant,

b. Be located on the property and/or on the public sidewalk, only with a valid sidewalk permit.

c. Be computed into the minimum 0.7:1 ratio, but not the overall 3:1 ratio.

b. Residential space shall provide a maximum ratio of 2:1 of the lot area subject to the following:

i. Outdoor patios, decks and balconies for residential use shall be computed into the maximum 2:1 ratio.

(4) Maximum Residential Density.

A. Occupancy shall be limited to one person per 200 square feet of lot area.

SECTION III: It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that any and all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including, but not limited to Section 121.22 of the Ohio Revised Code.

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

____

MAYOR

ADOPTED:

ATTEST:

____

CLERK OF OXFORD CITY COUNCIL

INTRODUCED BY: RICHARD KEEBLER

PREPARED BY: LAW (STAFF)

CITY OF OXFORD
STAFF SUMMARY REPORT

Report to the City Manager | **Finance** — **Originating Department**

Council Meeting Of: 6/7 & 6/21

Joe Newlin — **Prepared By**

Account Code No. ________

Budgeted Amount: ________________

5/18/11 — **Date Prepared**

Agenda Title: **Year 2012 Tax Budget submitted to the County**

Recommendation: Approve

Discussion:

This is the annual Tax Budget to be submitted for the coming year to the Butler County Tax Commission, in accordance with requirements stipulated by Ohio Revised Code. Approval by the legislative body is required by July 15th and it is due to the County by July 20th.

The tax budget required for the County is essentially a preliminary budget estimate for next year. Beginning in August we will undertake our normal detailed line-item budget analysis and preparation. We will spend approximately 3 months of intensive preparation on our detailed budget, and the final approved budget will then be submitted to the County Budget Commission to replace this preliminary estimate.

This tax budget provides our first glimpse at 2012's General Fund budget. We have prepared this budget with an approximately 0% change from the 2011 Budget except for a few items. It was prepared as follows:

1) **Income Tax Revenue**: 1.5% increase over 2011 budgeted figure an increase of $102,000.

2) **Local Government Revenue Sharing (LGF):** Reduced to reflect the State's biannual budget an $182,502 decrease from 2011 budgeted figures.

3) **Tangible Personal Property Tax:** Decreased by $34,600 to reflect the State's biannual budget.

4) **Income Tax Collection Department:** Increased expenditures by $3,260 to reflect expected increase of revenues and associated retainer paid to RITA.

5) **All other revenues and expenditures remained constant.**

Please keep in mind this is just a preliminary estimate.

Ohio Revised Code requires one public hearing be held, advertised at least 10 days in advance. We have advertised the public hearing for the Council meeting of June 21st.

Approved By:

	Initial	Date
Department Head:	W	5/18/11
City Manager:	[illegible]	6/3/11

ORDINANCE NO.

ORDINANCE AUTHORIZING THE TAX BUDGET FOR THE YEAR 2012 AND DIRECTING THAT THE SAME BE TRANSMITTED TO THE BUTLER COUNTY AUDITOR.

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

SECTION 1: The year 2012 tax budget, attached hereto as Attachment A for the City of Oxford is hereby adopted and the Finance Director is directed to transmit a copy of said budget to the Butler County Auditor.

SECTION 2: This Ordinance shall take effect at the earliest time allowed by law.

____
MAYOR

ADOPTED:

ATTEST:

____
CLERK OF OXFORD CITY COUNCIL

INTRODUCED BY: RICHARD KEEBLER

PREPARED BY: LAW (STAFF)

City or Village of **Oxford**

Butler County, Ohio

(Date) **June 21**, **2011**
Year

This Budget must be adopted by the Council or other legislative body on or before July 15th, and two copies must be submitted to the County Auditor on or before July 20th. **FAILURE TO COMPLY WITH SEC. 5705.28 R.C. SHALL RESULT IN LOSS OF LOCAL GOVERNMENT FUND ALLOCATION.**

To the auditor of said County:

The following Budget year beginning January 1, 2012, has been adopted by Council and is herewith submitted for the consideration of the County Budget Commission.

Signed ____________________

Title Finance Director

SCHEDULE A

SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY BUDGET COMMISSION AND COUNTY AUDITOR'S ESTIMATED RATES

For Municipal Use		For Budget Commission Use		For County Auditor Use	
FUND (Include only those funds which are requesting general property tax revenue)	Budget Year Amount Requested of Budget Commission Inside/Outside	Budget Year Amount Approved by Budget Commission Inside 10 Mill Limitation	Budget Year Amount to be Derived From Levies Outside 10 Mill Limitation	County Auditor's estimate of Tax Rate to be Levied	
				Inside 10 Mill Limit Budget Year	**Outside 10 Mill Limit Budget Year**
	Column 1	Column 2	Column 3	Column 4	Column 5
GOVERNMENT FUNDS					
GENERAL FUND	1,057,080				
SPECIAL REVENUE FUNDS					
DEBT SERVICE FUNDS					
CAPITAL PROJECTS FUNDS					
PROPRIETARY FUNDS					
FIDUCIARY FUNDS					
AGENCY FUNDS					
TOTAL OF ALL FUNDS	**1,057,080**	**0**	**0**	**0**	**0**

SCHEDULE B

LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES

FUND	Maximum Rate Authorized to be Levied	Tax Year County Auditor's Estimate of Yield of Levy (Carry to Schedule A, Column 3)
GENERAL FUND: Current Expense Levy authorized by voters on / / , not to exceed years. Authorized under Sect. , R.C. Current Expense Levy authorized by voters on / / , not to exceed years. Authorized under Sect. , R.C. Current Expense Levy authorized by voters on / / , not to exceed years. Authorized under Sect. , R.C. Current Expense Levy authorized by voters on / / , not to exceed years. Authorized under Sect. , R.C. Current Expense Levy authorized by voters on / / , not to exceed years. Authorized under Sect. , R.C. Current Expense Levy authorized by voters on / / , not to exceed years. Authorized under Sect. , R.C. Current Expense Levy authorized by voters on / / , not to exceed years. Authorized under Sect. , R.C. **TOTAL GENERAL FUND OUTSIDE 10 MILL LIMITATION**		
SPECIAL LEVY FUNDS: Fund Levy authorized by voters on / / , not to exceed years. Authorized under Sect. , R.C. Fund Levy authorized by voters on / / , not to exceed years. Authorized under Sect. , R.C. Fund Levy authorized by voters on / / , not to exceed years. Authorized under Sect. , R.C. Fund Levy authorized by voters on / / , not to exceed years. Authorized under Sect. , R.C. Fund Levy authorized by voters on / / , not to exceed years. Authorized under Sect. , R.C. Fund Levy authorized by voters on / / , not to exceed years. Authorized under Sect. , R.C. Fund Levy authorized by voters on / / , not to exceed years. Authorized under Sect. , R.C. Fund Levy authorized by voters on / / , not to exceed years. Authorized under Sect. , R.C. Fund Levy authorized by voters on / / , not to exceed years. Authorized under Sect. , R.C. Fund Levy authorized by voters on / / , not to exceed years. Authorized under Sect. , R.C. Fund Levy authorized by voters on / / , not to exceed years. Authorized under Sect. , R.C. Fund Levy authorized by voters on / / , not to exceed years. Authorized under Sect. , R.C. Fund Levy authorized by voters on / / , not to exceed years. Authorized under Sect. , R.C. Fund Levy authorized by voters on / / , not to exceed years. Authorized under Sect. , R.C. Fund Levy authorized by voters on / / , not to exceed years. Authorized under Sect. , R.C. Fund Levy authorized by voters on / / , not to exceed years. Authorized under Sect. , R.C.		

FUND NAME: GENERAL FUND

FUND TYPE/CLASSIFICATION : GOVERNMENTAL - GENERAL

EXHIBIT I - A

DESCRIPTION (1)	For 2009 Actual (2)	For 2010 Actual (3)	Current Year Estimated for 2011 (4)	Budget Year Estimated for 2012 (5)
REVENUES				
Local Taxes				
General Property Tax - Real Estate	1,100,125.00	1,004,874.00	1,057,080.00	1,057,080.00
Tangible Personal Property Tax	46,842.00	44,399.00	34,600.00	-
Municipal Income Tax	7,063,680.00	6,717,936.00	6,800,000.00	6,902,000.00
Other Local Taxes	170,727.00	163,648.00	168,000.00	168,000.00
Total Local Taxes	8,381,374.00	7,930,857.00	8,059,680.00	8,127,080.00
Intergovernmental Revenues				
State Shared Taxes and Permits	80,609.00	81,688.00	69,816.00	49,869.00
Local Government	634,318.00	640,784.00	568,942.00	406,387.00
Estate Tax	271,443.00	181,326.00	-	-
Cigarette Tax	711.00	750.00	750.00	750.00
License Tax	-	-	-	-
Liquor and Beer Permits	39,743.00	39,039.00	34,000.00	34,000.00
Gasoline Tax	-	-	-	-
Library and Local Government Support Fund	-	-	-	-
Property Tax Allocation	-	-	-	-
Other State Shared Taxes and Permits	-	-	-	-
Total State Shared Taxes and Permits	1,026,824.00	943,587.00	673,508.00	491,006.00
Federal Grants or Aid	20,231.00	13,677.00	8,000.00	8,000.00
State Grants or Aid	24,844.00	19,939.00	19,939.00	19,939.00
Other Grants or Aid	59,315.00	184,661.00	29,200.00	29,200.00
Total Intergovernmental Revenues	1,131,214.00	1,161,864.00	730,647.00	548,145.00
Special Assessments	-	-	-	-
Charges for Services	769,441.00	775,485.00	412,430.00	412,430.00
Fines, Licenses, and Permits	618,523.00	740,980.00	628,100.00	628,100.00
Miscellaneous	481,871.00	241,605.00	162,034.00	162,034.00
Other Financing Sources:				
Proceeds from Sale of Debt	-	-	-	-
Transfers	788,271.00	737,532.00	135,928.00	135,928.00
Advances	327,448.00	943,494.00	245,000.00	-
Other Sources				
TOTAL REVENUES	12,498,142.00	12,531,817.00	10,373,819.00	10,013,717.00

FUND NAME: GENERAL FUND EXHIBIT I - B
FUND TYPE/CLASSIFICATION : GOVERNMENTAL - GENERAL

DESCRIPTION (1)	For 2009 Actual (2)	For 2010 Actual (3)	Current Year Estimated for 2011 (4)	Budget Year Estimated for 2012 (5)
EXPENDITURES				
Security of Persons and Property				
Personal Services	4,417,154.00	4,569,856.00	3,960,341.00	3,960,341.00
Travel Transportation	-	-	-	-
Contractual Services	710,987.00	704,586.00	528,534.00	575,433.00
Supplies and Materials	-	-	-	-
Capital Outlay	7,218.00	-	-	-
Total Security of Persons and Property	5,135,359.00	5,274,442.00	4,488,875.00	4,535,774.00
Public Health Services				
Personal Services	-	-	-	-
Travel Transportation	-	-	-	-
Contractual Services	191,009.00	125,408.00	123,379.00	123,379.00
Supplies and Materials	-	-	-	-
Capital Outlay	-	-	-	-
Total Public Health Services	191,009.00	125,408.00	123,379.00	123,379.00
Leisure Time Activities				
Personal Services	917,017.00	905,224.00	901,407.00	901,407.00
Travel Transportation	-	-	-	-
Contractual Services	394,515.00	378,860.00	395,855.00	395,855.00
Supplies and Materials	-	-	-	-
Capital Outlay	-	-	-	-
Total Leisure Time Activities	1,311,532.00	1,284,084.00	1,297,262.00	1,297,262.00
Community Environment				
Personal Services	460,071.00	459,763.00	473,780.00	473,780.00
Travel Transportation	-	-	-	-
Contractual Services	344,080.00	346,838.00	333,301.00	333,301.00
Supplies and Materials	-	-	-	-
Capital Outlay	-	-	-	-
Total Community Environment	804,151.00	806,601.00	807,081.00	807,081.00
Basic Utility Services				
Personal Services				
Travel Transportation				
Contractual Services				
Supplies and Materials				
Capital Outlay				
Total Basic Utility Services	-	-	-	-

FUND NAME: GENERAL FUND
FUND TYPE/CLASSIFICATION : GOVERNMENTAL - GENERAL

EXHIBIT I - C

DESCRIPTION (1)	For 2009 Actual (2)	For 2010 Actual (3)	Current Year Estimated for 2011 (4)	Budget Year Estimated for 2012 (5)
EXPENDITURES				
Transportation				
Personal Services	-	-	-	-
Travel Transportation	-	-	-	-
Contractual Services	-	-	-	-
Supplies and Materials	-	-	-	-
Capital Outlay	-	-	-	-
Total Transportation	-	-	-	-
General Government				
Personal Services	875,037.00	814,187.00	811,279.00	808,279.00
Travel Transportation	-	-	-	-
Contractual Services	1,390,028.00	1,510,895.00	916,577.00	859,331.00
Supplies and Materials	-	-	-	-
Capital Outlay	-	-	-	-
Total General Government	2,265,065.00	2,325,082.00	1,727,856.00	1,667,610.00
Debt Service				
Redemption of Principal	-	-	-	-
Interest	-	-	-	-
Other Debt Service	-	-	-	-
Total Debt Service	-	-	-	-
Other Uses of Funds				
Transfers	1,736,768.00	1,469,932.00	1,261,919.00	1,130,320.00
Advances	112,670.00	393,042.00	245,000.00	-
Contingencies	-	-	78,000.00	78,000.00
Other Uses of Funds				
Total Other Uses of Funds	1,849,438.00	1,862,974.00	1,584,919.00	1,208,320.00
TOTAL EXPENDITURES	11,556,554.00	11,678,591.00	10,029,372.00	9,639,426.00
Revenues over/(under) Expenditures	941,588.00	853,226.00	344,447.00	374,291.00
Beginning Cash Balance	4,996,913.95	5,938,501.95	6,596,541.43	6,940,988.62
Ending Cash Fund Balance	5,938,501.95	6,791,727.95	6,940,988.43	7,315,279.62
Rounding	(3.27)	(2.39)	0.19	
Outstanding Advances to be repaid	559,026.00		-	-
Estimated Encumbrances (outstanding at year end)	149,233.56	195,184.13	-	-
Estimated Ending Unencumbered Fund Balance	6,348,291.12	6,596,541.43	6,940,988.62	7,315,279.62

EXHIBIT II -A

FUND List All Funds Individually Unless Reported on Exhibit I or II	Estimated Unencumbered Fund Balance 1/1/2012	Budget Year Estimated Receipt	Total Available For Expenditures	Personal Services	Other	Total	Estimated Unencumbered Fund Balance 12/31/2012
GOVERNMENTAL:							
SPECIAL SERVICE:							
Street	195,767.63	768,756.00	964,523.63	580,574.00	187,000.00	767,574.00	196,949.63
State Highway Improvement	18,976.73	21,375.00	40,351.73		25,000.00	25,000.00	15,351.73
Community Development Block Grant	106,307.50	130,000.00	236,307.50		130,000.00	130,000.00	106,307.50
Community Development Block Loan	79,344.25	46,132.00	125,476.25		100,000.00	100,000.00	25,476.25
Parking Meter	1,030,157.78	730,033.00	1,760,190.78	388,379.00	297,234.00	685,613.00	1,074,577.78
Life Squad	18,442.49	6,571.00	25,013.49		4,000.00	4,000.00	21,013.49
Affordable Housing Trust	5,416.34		5,416.34			0.00	5,416.34
Law Enforcement Trust	66,173.68	25,150.00	91,323.68	91,280.00		91,280.00	43.68
Enforcement & Education	105,182.86	90,989.00	196,171.86		120,630.00	120,630.00	75,541.86
FEMA Grant	0.00		0.00			0.00	0.00
Fire/EMS	83,018.00	1,384,200.00	1,467,218.00	1,067,172.00	314,010.00	1,381,182.00	86,036.00
TOTAL SPECIAL REVENUE FUNDS	1,708,787.26	3,203,206.00	4,911,993.26	2,127,405.00	1,177,874.00	3,305,279.00	1,606,714.26

EXHIBIT II - B

FUND List All Funds Individually Unless Reported on Exhibit I or II	Estimated Unencumbered Fund Balance 1/1/2012	Budget Year Estimated Receipt	Total Available For Expenditures	Personal Services	Other	Total	Estimated Unencumbered Fund Balance 12/31/2012	
DEBT SERVICE FUNDS								
1999 Parks Imp.Bond Debt Service	0.00	307,450.00	307,450.00		307,450.00	307,450.00	0.00	
TOTAL DEBIT SERVICE FUNDS	0.00	307,450.00	307,450.00	0.00	307,450.00	307,450.00	0.00	
CAPITAL PROJECT FUNDS								
Capital Equipment	342,662.16	72,270.00	414,932.16		98,270.00	98,270.00	316,662.16	(26,000.00)
Capital Improvement	1,141,874.84	392,600.00	1,534,474.84		412,600.00	412,600.00	1,121,874.84	(20,000.00)
Parking Lot Improvement	26,029.99	40,000.00	66,029.99		40,000.00	40,000.00	26,029.99	0.00
TOTAL CAPITAL PROJECTS	1,510,566.99	504,870.00	2,015,436.99		550,870.00	550,870.00	1,464,566.99	
Special Assessment	22,535.40		22,535.40		0.00	0.00	22,535.40	
TOTAL SPECIAL ASSESSMENT	22,535.40	0.00	22,535.40	0.00	0.00	0.00	22,535.40	

EXHIBIT II - C

FUND List All Funds Individually Unless Reported on Exhibit I or II	Estimated Unencumbered Fund Balance 1/1/2012	Budget Year Estimated Receipt	Total Available For Expenditures	Personal Services	Other	Total	Estimated Unencumbered Fund Balance 12/31/2012
PROPRIETARY:							
ENTERPRISE FUNDS							
Water Bond Debt Service Fund	0.00	890,350.00	890,350.00		890,350.00	890,350.00	0.00
Water Capital Equipment Fund	110,597.29	85,000.00	195,597.29		85,000.00	85,000.00	110,597.29
Water Operating Fund	2,031,557.21	2,624,718.00	4,656,275.21	1,138,858.00	1,726,644.00	2,865,502.00	1,790,773.21
Water Improvement Fund	1,387,387.56	100,000.00	1,487,387.56		501,200.00	501,200.00	986,187.56
Water Capital Benefit Fund NE	187,048.87		187,048.87		141,762.00	141,762.00	45,286.87
Water Capital Benefit Fund NW	227,909.89		227,909.89		172,731.00	172,731.00	55,178.89
Water Capital Benefit Fund SE	237,149.05		237,149.05		179,733.00	179,733.00	57,416.05
Water Capital Benefit Fund SW	126,369.74		126,369.74		95,774.00	95,774.00	30,595.74
Sewer Capital Equipment Fund	720,186.65	170,000.00	890,186.65		170,000.00	170,000.00	720,186.65
Sewer Operating Fund	1,984,919.16	2,869,627.00	4,854,546.16	1,330,129.00	1,728,580.00	3,058,709.00	1,795,837.16
Sewer Improvement Fund	2,759,662.96	200,000.00	2,959,662.96		2,567,000.00	2,567,000.00	392,662.96
Sewer Capital Benefit Fund NE	172,041.18		172,041.18			0.00	172,041.18
Sewer Capital Benefit Fund NW	234,714.52		234,714.52			0.00	234,714.52
Sewer Capital Benefit Fund SE	187,055.17		187,055.17			0.00	187,055.17
Sewer Capital Benefit Fund SW	147,198.77		147,198.77			0.00	147,198.77
Refuse Fund	1,468,850.98	1,859,867.00	3,328,717.98	120,003.00	1,707,391.00	1,827,394.00	1,501,323.98
Stormwater Utility Fund	1,115.21	45,000.00	46,115.21		45,000.00	45,000.00	1,115.21
Landfill Post-Closure Fund	1,272,156.01	12,700.00	1,284,856.01		198,500.00	198,500.00	1,086,356.01
TOTAL ENTERPRISE FUNDS	13,255,920.22	8,857,262.00	22,113,182.22	2,588,990.00	10,209,665.00	12,798,655.00	9,314,527.22

FUND List All Funds Individually Unless Reported on Exhibit I or II	Estimated Unencumbered Fund Balance 1/1/2012	Budget Year Estimated Receipt	Total Available For Expenditures	Personal Services	Other	Total	Estimated Unencumbered Fund Balance 12/31/2012
INTERNAL SERVICE FUNDS							
Internal Service Fund	37,948.47	269,636.00	307,584.47		269,011.00	269,011.00	38,573.47
Employee Benefits Fund	328,656.11	1,451,015.00	1,779,671.11		1,453,700.00	1,453,700.00	325,971.11
TOTAL INTERNAL SERVICE FUNDS	366,604.58	1,720,651.00	2,087,255.58	0.00	1,722,711.00	1,722,711.00	364,544.58
FIDUCIARY:							
TRUST AND AGENCY FUNDS							
Board of Building Standards Fund	62.21	3,000.00	3,062.21		3,000.00	3,000.00	62.21
Hotel Tax Agency Fund	943.68	168,000.00	168,943.68		168,000.00	168,000.00	943.68
Oxford Natural Gas Refund Agency Fund	2,819.34	35.00	2,854.34		150.00	150.00	2,704.34
TOTAL TRUST AND AGENCY FUNDS	3,825.23	171,035.00	174,860.23	0.00	171,150.00	171,150.00	3,710.23
TOTAL FOR MEMORANDUM ONLY	**16,868,239.68**	**14,764,474.00**	**31,632,713.68**	**4,716,395.00**	**14,139,720.00**	**18,856,115.00**	**12,776,598.68**

EXHIBIT III

PURPOSE OF BONDS AND NOTES	Authority for Levy Outside 10 Mill Limit*	Date of Issue	Date Due	Ordinance or Resolution	Serial or Term	Rate of Interest	Amount of Bonds and Notes Outstanding at Beginning of Budgeted Year 1/1/2012	BUDGET YEAR Amount Required for Principal and Interest 1/1/2012 to 12/31/2012	BUDGET YEAR Amount Receivable from Other Sources to Meet Debt Payments 1/1/2012 to 12/31/2012
Payable from Bond Retirement Funds:	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXXXXX	XXXXXXXXXXXXX	XXXXXXXXXXXXX	XXXXXXXXXXXXX
INSIDE 10 MILL LIMIT:	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXXXXX	XXXXXXXXXXXXX	XXXXXXXXXXXXX	XXXXXXXXXXXXX
Park Improvement Refunding Bonds	N/A	6/23/2009	12/1/2019	Ordinance	Serial	2.00 - 3.75%	2,130,000.00	307,450.00	0.00
2011 Refunding Water Bonds	N/A	11/15/2002	12/1/2014	Ordinance	Serial	2.00 - 3.00%	2,560,000.00	890,350.00	890,350.00
TOTAL							4,690,000.00	1,197,800.00	890,350.00
OUTSIDE 10 MILL LIMIT:	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXX	XXXXXXXXXXX	XXXXXXXXXXXXX	XXXXXXXXXXXXX	XXXXXXXXXXXXX
TOTAL									