

A Regular meeting of the Oxford City Council was called to order by Mayor Kate Rousmaniere on Tuesday, May 17, 2016 at 7:30 p.m. Those members present were Bob Blackburn, Steve Dana, Mike Smith and Edna Southard. Glenn Ellerbe and Kevin McKeehan were excused.

Staff members present: Mr. Doug Elliott, City Manager; Mr. Mike Dreisbach, Service Director; Mr. John Jones, Police Chief; Mr. Joe Newlin, Finance Director; Mr. Jung-Han Chen, Community Development Director; Mr. Casey Wooddell, 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.

PLEDGE OF ALLEGIANCE

Mayor Rousmaniere requested the Pledge of Allegiance.

APPROVAL OF AGENDA

Mr. Dana moved to approve the agenda. Mr. Smith seconded. The motion passed 5-0-0.

PUBLIC PARTICIPATION

NOTICE TO LEGISLATIVE AUTHORITY

Economic Development Transfer (TRES) permit from Safekeeping for TDFD Inc. DBA LaRosas 10777 Montgomery Road, Sycamore Twp., Cincinnati, Ohio 45242 to 1028 Inc. DBA Pixxo Karaoke & Bar 17 Beech Street Oxford, Ohio 45056. (Alan Kyger, Economic Development Director)

Mr. Kyger advised this matter was before Council in March when there was an application for a TRES transfer for this location. Mr. Kyger noted the TRES was processed and now the liquor permit transfer would go through the normal transfer process. Mr. Kyger advised Council had before them the Notice to Legislative Authority which Council received for any liquor permit transfer or new liquor permit. Mr. Kyger noted the permit was for Pixxo Karaoke & Bar at 17 S. Beech Street. Mr. Kyger advised the owner was present to answer any questions.

Mr. Zhousi Wang, advised Pixxo Karaoke would open next semester and have a soft opening over the summer. Mr. Wang noted the space was 3,800 square feet with 6 party rooms and a lobby area. Mr. Kyger noted unlike western karaoke establishments, patrons of this establishment could rent private rooms for a karaoke party.

Ms. Southard moved to accept the notice without comment. Mr. Dana seconded. The motion passed 5-0-0.

PUBLIC COMMENTS

Ms. Lisa Sheard, Event Lead, Oxford Relay for Life, advised she had been part of Relay for Life for over 15 years and was honored to be the Event Lead this year.

Ms. Sheard noted Oxford's Relay for Life event had taken place for 13-14 years and raised over one million dollars for the American Cancer Society's Relay for Life Fund and the majority of the funds went towards research to eradicate cancer. Ms. Sheard advised currently there were 13 teams and 81 participants and they had raised over \$22,000.00 towards their goal of \$52,000.00 this year. Ms. Sheard encouraged everyone to attend noting a lot of teams had on site fundraisers and there would be live music, games, and food available. Ms. Sheard advised Doug Ross and Steve Baker would read the luminary names this year in memory of and in honor of cancer survivors and care givers. Ms. Sheard noted Relay for Life was June 25, 2016 from 1:00 p.m. to 11:00 p.m. at Millett Hall.

Ms. Katie Pendergraft, Liberty Township, addressed Council and the public regarding the 'Click It Or Ticket' national enforcement campaign and the local campaign currently running. Ms. Pendergraft noted yesterday the Butler County Sherriff's Office and the State Highway Patrol partnered with the Elks Lodge in Hamilton to hold the annual kick-off event. Ms. Pendergraft advised law enforcement representatives from all over the county attended and received an updated 'Click It Or Ticket' poster. Mr. Pendergraft noted the enforcement crack down starts May 23, 2016 and runs through June 5, 2016. Ms. Pendergraft advised law enforcement personnel would be on the lookout for people violating the seatbelt laws and noted drivers and front seat passengers were required to wear a seatbelt and they could both be cited. Ms. Pendergraft advised children under 8 and/or under 4'9" were required to be in booster seats and 16 and under were required to wear a seatbelt in the backseat. Ms. Pendergraft noted everyday people passed away in motor vehicle accidents because they were not wearing a seatbelt and the National Highway Traffic Safety Administration claims fatalities could be decreased by 45% if people would buckle up. Ms. Pendergraft advised last year in Butler County there were 29 fatalities and 13 of those people were not wearing a seatbelt (44.8%). Ms. Pendergraft noted wearing a seatbelt was the one thing people could do to protect themselves in the event of an accident. Ms. Pendergraft noted her hope the enforcement crack down would get people's attention.

CONSENT AGENDA

Mr. Dana requested removal of item A. Minutes.

REPORTS

Report regarding the May 4, 2016 Historic and Architectural Preservation Commission Meeting. (Jung-Han Chen, Community Development Director)

Report regarding the May 4, 2016 Environmental Commission Meeting. (mike Dreisbach, Service Director)

Report regarding the May 10, 2016 Civil Service Commission Meeting. (Candi Turpin, Human Resources Director)

Mr. Dana moved to approve the Consent Agenda excluding item A. Mr. Smith seconded. The motion passed 5-0-0.

MINUTES

Minutes of the May 3, 2016 City Council Meeting. (Mary Ann Eaton, Clerk of Council)

Mr. Dana referred to the Minutes on page 11 of Council's packet and advised he served on the OKI Board, not the OKI Executive Board.

Mr. Dana moved to approve the Minutes as amended. Mr. Smith seconded. The motion passed 5-0-0.

RESOLUTIONS

RESOLUTION

REAL ESTATE

PURCHASE & SALE AGREEMENT

A Resolution No. 4982 approving and authorizing a real estate purchase and sale agreement, a copy of which is attached hereto as Exhibit "A", between the City of Oxford, Ohio, and Dudley Prime Properties, LLC for the purchase of real property located at 1 W. Chestnut Street Oxford, Ohio, 45056 at a cost of one hundred fifty thousand dollars (\$150,000.00) to utilize the property for the realignment of Collins Run Road with State Route 732 (Main Street). (Mike Dreisbach, Service Director)

Mr. Dreisbach displayed a slide of Collins Run Road which was an offset road serving the Talawanda School District Bus Depot, the Butler County Regional Transit Authority Bus Depot, the Oxford City Garage and Police Impound Lot and the Oxford Township Police Department facility. Mr. Dreisbach noted this offset intersection with Main Street (732) was not ideal. Mr. Dreisbach advised the City wished to remove the offset and have Collins Run Road align with Main Street. Mr. Dreisbach advised the City reached an agreement with the owner of 1 W. Chestnut Street to purchase the property for \$150,000 to accomplish the construction of the proposed project. Mr. Dreisbach noted the City applied for and was awarded \$331,800 to remove the offset, reconstruct Collins Run Road and install traffic signals at the intersection and install traffic signals at Campus Avenue and Chestnut Street. Mr. Dreisbach advised the goal was to remove the stop signs at Campus Avenue and Chestnut Street and synchronize all signals along with the new signal at Chestnut Street and US 27 to improve the volume of traffic moving on Chestnut Street. Mr. Dreisbach noted once the property was acquired at 1 W. Chestnut Street the building would be razed and the City needed to have a construction contract in place by the end of this year to meet the limitations of the grant. Mr. Dreisbach advised construction would begin in the summer of 2017.

Ms. Southard inquired if the grant covered the cost of purchasing the property. Mr. Dreisbach advised local dollars were being used and were included in the Supplemental Budget on tonight's agenda.

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

Mr. Dana inquired if OKI was aware of the proposed project noting it could strengthen the TIGER grant application and Mr. Dreisbach advised yes.

Mr. Blackburn inquired how long the tenant's lease was at 1 W. Chestnut Street and Mr. Dreisbach advised it was month to month.

Mr. Dana moved to adopt Resolution No. 4982. Ms. Southard seconded. The motion passed 5-0-0.

RESOLUTION
AGREEMENT WITH
SOUTHEASTERN EQUIPMENT CO., INC.

A Resolution No. 4983 authorizing the City Manager to enter into an agreement with Southeastern Equipment Co., Inc. for the purchase of a 2016 Case Model 590SN T4 backhoe at state contract pricing at a cost not to exceed \$80,000.00 which includes a discount of \$16,826.95 for trading in a City owned 1999 Case backhoe. (Mike Dreisbach, Service Director)

Mr. Dreisbach advised this was the planned replacement of the Water Distribution Division's backhoe, a machine critical to their operation. Mr. Dreisbach noted the backhoe was used everyday to install and repair water mains throughout the City. Mr. Dreisbach advised the list price for the machine was \$176,000 and by purchasing it through the Department of Administrative Services contract the City would save \$70,000 which was 45% off of the list price. Mr. Dreisbach noted the oldest backhoe in the fleet belonged to the Streets and Maintenance Division and it would be traded-in for a credit of \$16,826 and the Water Distribution Division's backhoe would be transferred to the Streets and Maintenance Division.

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

Mr. Dana moved to adopt Resolution No. 4983. Mr. Smith seconded. The motion passed 5-0-0.

RESOLUTION
ESTOPPEL & RELEASE
AGREEMENT

A Resolution No. 4984 approving and authorizing the City Manager to sign the Estoppel and Release Agreement modifying the terms of the May 23, 2006 Development Agreement. (Doug Elliott, City Manager)

Mr. Elliott advised the buyer of the Southpointe development, OH-MU Holdings LLC and the seller, 4-Leaf Development LLC, requested a release from the City under the development agreement of 2006. Mr. Elliott noted most of the provisions of the 2006 development agreement have been met. Mr. Elliott advised the provisions that have not been met included the traffic signal which 4-Leaf is to install and some water and sewer credits which would be voided when those expenses occurred. Mr. Elliott noted the other provision had to do with Article IV Section D. of the 2006 development agreement entitled 'Failure of Connector Conditions'. Mr. Elliott advised if 4-Leaf elected to construct the road it would terminate on the property and not connect, it would be a road to service the property. Mr. Elliott noted the City would be required to create a Tax Increment Financing district for financing the construction of the road. Mr. Elliott recommended Council authorize him to sign the Estoppel and Release Agreement.

Mayor Rousmaniere inquired if Mr. Clawson representing 4-Leaf Development LLC would like to make any comments. Mr. Clawson noted he had nothing to add to Mr. Elliott's explanation.

Mayor Rousmaniere inquired if the 3 outstanding provisions were still part of the agreement and Mr. Elliott advised yes.

Mr. Dana asked Mr. Elliott to review the motivation for the TIF district. Mr. Elliott advised the agreement stated once the road is constructed the City will create a TIF district to finance the construction of the road. Mr. Elliott noted neither 4-Leaf or any of its members shall be obligated to guarantee any service payments made in lieu of taxes for any shortfall under the service agreement.

Mr. Dana moved to adopt Resolution No. 4984. Ms. Southard seconded. The motion passed 5-0-0.

ORDINANCE
SECOND READING

SUPPLEMENTAL BUDGET

An Ordinance No. 3354 Amending Ordinance No. 3335. Supplemental Budget Ordinance Number 4 To Make Supplemental Appropriations For Fiscal Year 2016. (Joe Newlin, Finance Director)

Mr. Newlin referred to page 43 of Council's packet and advised there were no changes to the first issue dealing with the transfer of 1.5 million dollars to the Municipal Facilities Improvement Fund. Mr. Newlin noted he added an appropriation of \$150,000 for the purchase of property at 1 W. Chestnut Street as discussed earlier this evening.

Mr. Dana referred to page 44 of Council's packet '59.8% is a very healthy percentage of expenditures and transfers out' and inquired what standards were at play. Mr. Newlin advised most cities were at 25% or less.

Mr. Dana moved to adopt Ordinance No. 3354. Mr. Blackburn seconded. The Ordinance was adopted by the following roll call:

AYE: Mr. Dana, Mr. Smith, Ms. Southard, Mr. Blackburn, Mayor Rousmaniere (5)

NAY: None (0)

ABS: None (0)

ANNOUNCEMENTS

Mr. Elliott noted Miami University's graduation was last weekend and with that comes 'move-out'. Mr. Elliott congratulated Mr. Chen, his staff and the ShareFest group for all of their clean up and recycle efforts. Mr. Elliott reminded landlords, property managers, business owners and property owners it was everyone's job to keep properties free of litter and to keep the City looking nice.

Mr. Elliott noted the Wine Festival was this weekend and Ohio Magazine named it the best Wine Festival Ohio. Mr. Elliott noted his hope the weather would be great for the eighth annual Wine Festival in Oxford.

Mr. Elliott updated Council and the public on the City's Municipal Electric Aggregation Program noting a slight increase in cost was forthcoming and it was nothing the City could negotiate or control as it was decided at the RTO level with the Federal Regulatory Commission.

Chief Jones advised the OPD would participate in the Click It Or Ticket campaign from May 23 through the first week in June.

Chief Jones noted in 1962 President John F. Kennedy signed a proclamation dedicating May 15th as National Police Officers Memorial Day. Chief Jones advised the following week was National Police Week when police officers who paid the ultimate sacrifice were honored. Chief Jones noted as of today, 92 officers in 2016 had been shot, and 17 of those officers paid the ultimate sacrifice by gunfire. Chief Jones asked everyone to remember those officers.

Mr. Chen thanked the community for donating useful items to ShareFest to then be donated to social service agencies in Butler County. Mr. Chen noted this year ShareFest made 274 pick-ups, which was similar to last year, and covered 43 Residence Halls. Mr. Chen advised Butler County Children's Services hauled away a 40 foot trailer full of items for their emancipated families and Butler County Success Programs hauled away a 48 foot trailer full of items for their families. Mr. Chen thanked the community for stepping up and recycling useful items for the needy families and individuals, and thanked ShareFest volunteers who donated their time for this great collaborative effort.

Mayor Rousmaniere noted ShareFest was a wonderful event and it was great to see retired folks, students and citizens working together.

Ms. Southard noted ShareFest offered the opportunity to talk to families who were helping during move out and they realized they could do this type of event where ever they lived. Ms. Southard advised she received many compliments about what a great program ShareFest was.

Mayor Rousmaniere thanked Carol Michael for all of her work on ShareFest and thanked Mr. Chen and his staff for their support.

Mr. Wooddell advised he spent time today with Ms. Michael and others volunteering for ShareFest and noted it was his first experience with this event which went very well on the last day.

Mr. Wooddell advised he met with the TRI Board last week and one item on the table right now was deciding what to do with a \$40,000 donation they received. Mr. Wooddell noted Parks and Recreation had some ideas and he would like to hear from others as well and take those ideas back to the board.

Mr. Wooddell noted the pool would open May 28th and Mayor Rousmaniere agreed to open the pool by performing a cannon ball off of the diving board. Mr. Wooddell advised he and his staff were excited to get the pool season open.

Mayor Rousmaniere inquired if the TRI donation came from a citizen and Mr. Wooddell advised it came from the Goldner family. Mr. Dana inquired if there were any stipulations on the donation. Mr. Wooddell advised no, although the TRI Board felt the donation should be used for something recreation related.

Mr. Kyger advised Scotties Brew House would open in Stewart Square at the former Dakotas location and noted Scotties Brew House was predominantly an Indiana chain which had 12 locations mostly in college towns. Mr. Kyger noted the Locust Street area only had 2 available locations, the former AT&T store and the former Tech Heads computer store. Mr. Kyger advised Bishop Square had 3 committed businesses for the next phase which was building the out lots.

Mr. Kyger informed Council they were in charge of the weather for the Wine Festival on Saturday which takes place from 2:00 to 10:00 p.m.

Mr. Dana noted the most recent house dedication for Habitat for Humanity in Oxford was last Saturday, May 14th. Mr. Dana noted the Morris family accepted the key for the 7th house on Carter Circle and would move to Oxford from Fairfield. Mr. Dana advised with most of the students being gone, there was an urgent need for volunteers to finish the 8th house on Carter Circle. Mr. Dana noted the contractor was on site every Wednesday through Saturday from 8:00 a.m. to 4:00 p.m. and encouraged those interested in volunteering to visit the site during those hours or to sign up on line. Mr. Dana advised he felt Council and the Planning Commission should work hard to ensure further success of Habitat for Humanity in Oxford.

Mr. Smith reminded everyone it was still Historic Preservation Month and there were Historic Walking Tours in Oxford the next two Saturdays. Mr. Smith noted for those wishing to participate this Saturday to meet at 10:30 a.m. at 101 University Avenue and the tour would move east on Church Street. Mr. Smith advised on May 28th the tour would begin at 10:30 a.m. in front of the Municipal Building at 101 E. High Street and finish with an inside tour of the Fiji House. Mr. Smith invited everyone interested to participate in the tour.

Ms. Southard advised the Letter Carriers Food Drive Day was Saturday and the Oxford Community Choice Pantry was the grateful beneficiary of all of the food donations. Ms. Southard noted with students having left Oxford the food pantry was short of volunteers and people were welcome to offer their help. Ms. Southard advised the pantry was open Monday and Wednesday from 5-7 p.m. and Saturdays from 2-4 p.m. Ms. Southard noted with generous donations food insecurity was taken care of in this community.

Ms. Southard advised next Tuesday was the Oxford Community Foundation's Scholarship Awards Program at 5:00 p.m. which was a wonderful annual event.

Mr. Blackburn encouraged everyone to attend the Wine Festival and noted he would see them there.

Mayor Rousmaniere referred to Ms. Southard's comment and advised the City of Oxford established the Charles Warren Scholarship through the Oxford Community Foundation. Mayor Rousmaniere noted a reception would take place on May 24th from 5-6 p.m. and the Awards Program began at 7:00 p.m. at the Talawanda High School. Mayor Rousmaniere advised Charles Warren was a former Council member and the scholarship would provide \$2,700 to three award winners this year.

Mayor Rousmaniere advised the Grand Opening of the Ohio Valley Goodwill facility would take place on Thursday, May 26th at 9:00 a.m.

Mayor Rousmaniere noted there was a Special Congressional Election on June 7, 2016 and the Butler County Board of Elections was in need of poll workers. Mayor Rousmaniere advised workers were paid \$165 for their services and it was a great civic duty and responsibility.

Mayor Rousmaniere reminded everyone there were vacancies on almost all City Boards and Commissions and encouraged people to apply. Mayor Rousmaniere noted meetings were usually one evening per month and it was a great way to meet people and learn interesting things about the City.

ADJOURN

Mr. Dana moved to adjourn at 8:31 p.m. Mr. Smith seconded. The motion passed 5-0-0.