A regular meeting of the Oxford City Council was called to order by Mayor Kate Rousmaniere on Tuesday, June 19, 2018 at 6:45 p.m. Those members present were Steve Dana, Glenn Ellerbe, Chantel Raghu and Mike Smith. David Prytherch and Edna Southard 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. Sam Perry, Interim 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.

ADJOURN TO EXECUTIVE SESSION

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

AYE: Mr. Ellerbe, Ms. Raghu, Mr. Smith, Mr. Dana, Mayor Rousmaniere (5)

NAY: None (0)

ABS: None (0)

ADJOURN FROM EXECUTIVE SESSION

Mr. Smith moved to adjourn from Executive Session at 7:20 p.m. Mr. Dana seconded. The motion passed 4-0-0.

PLEDGE OF ALLEGIANCE

Mayor Rousmaniere requested the Pledge of Allegiance.

APPROVAL OF AGENDA

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

PUBLIC PARTICIPATION

APPOINTMENTS TO BOARDS AND COMMISSIONS

Mr. Dana moved to appoint the following individuals: Randy Eaton to the Housing Board of Appeals, Paul Brady, Roger Ames and Daniel Herron the Board of Zoning Appeals, Brian Revalee and Erin Von Bergen to the Civil Rights Commission, Jon Ralinovsky to the Environmental Commission, Shana Rosenberg and Steve Schnabl to the Housing Advisory Commission, Carla Blackmar and Corey Watt to the Planning Commission, Amber Franklin, Larry Nadler and Egon Kraan to the Police Community Relations & Review Commission, Robert Benson, Elizabeth Huddleston, Steve Sullivan, Joseph Prescher, Stefanie Hilles, Norm Krumpe and Edna Southard to the Public Arts Commission of Oxford, Craig Bennett, Wesley Cole and Holli Morrish to the Recreation Board, Prue Dana to the Student Community Relations Commission and Richard Keebler, Prue Dana, Jerome Conley, Edna Southard, Shaunna Tafelski, Holli Bonewit-Cron and Doug Elliott to the Facility Naming Review Committee. Mr. Smith seconded. The motion passed 5-0-0.

PUBLIC HEARING
2019 TAX BUDGET

Mr. Dana moved to enter into a Public Hearing regarding the 2019 Tax Budget at 7:32 p.m. Mr. Smith seconded. The motion passed 5-0-0.

Mr. Newlin advised Council was required by the Ohio Revised Code to adopt a Tax Budget by July 15, 2018 noting it was due to the County Auditor by July 20, 2018. Mr. Newlin noted this was the preliminary budget for 2019 and the detailed line item budget analysis would occur over the next three months and be presented to Council. Mr. Newlin referred to pages 5-22 of Council's packet and discussed the 2019 General Fund Tax Budget compared to the 2018 amended budget year to date. Mr. Newlin offered to answer any questions.

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

Mr. Newlin addressed several questions from Council.

Mr. Smith moved to close the Public Hearing at 7:38 p.m. Mr. Dana seconded. The motion passed 5-0-0.

PUBLIC COMMENTS

There were no comments from the public.

CONSENT AGENDA

MINUTES

Minutes of the June 5, 2018 City Council Meeting. (Mary Ann Eaton, Clerk of Council)

REPORTS

Report regarding the June 6, 2018 Historic and Architectural Preservation Commission Meeting. (Sam Perry, Interim Community Development Director)

Mr. Dana moved to approve the Consent Agenda. Mr. Ellerbe seconded. The motion passed 5-0-0.

RESOLUTIONS

RESOLUTION
GRANT AGREEMENT

A Resolution No. 6094 authorizing the City Manager to enter into a $225,000.00 grant agreement with the Ohio Department of Public Safety, to engage in and coordinate as lead agency for the Countywide OVI Taskforce. (John Jones, Police Chief)

Chief Jones advised Oxford was the lead agency in Butler County for the ODPS grant for the OVI Task Force and the proposed Resolution would authorize the City to reapply for the grant. Chief Jones noted Oxford would distribute the grant funds to 13 police agencies that participate in the county to perform overtime saturation patrols for the OVI Check Points.

Mayor Rousmaniere inquired if anyone from the public would like to speak to this item and no one came forward.

Mayor Rousmaniere inquired if Officer Reising was still coordinating the program. Chief Jones advised Pete Reising was a retired Police Sergeant from OPD and the city contracts with him to facilitate the funds noting he was paid for those services through the grant.

Mr. Ellerbe moved to adopt Resolution No. 6094. Mr. Dana seconded. The motion passed 5-0-0.

RESOLUTION
PURCHASE OF
NEW VEHICLE

A Resolution No. 6095 repealing Resolution No. 6053 and adopting a new Resolution authorizing the City Manager to enter into a contract with Lebanon Chrysler Dodge Jeep Ram for the purchase of a 2018 Dodge ProMaster Van with specified options at state contract pricing at a cost not to exceed $23,175.00. (Mike Dreisbach, Service Director)

Mr. Dreisbach advised Council approved three vehicle purchases in February and subsequently the dealer went out of business. Mr. Dreisbach noted through the State of Ohio Department of Administrative Services Contract the vehicles were re-awarded to new vendors. Mr. Dreisbach advised Council's approval was needed to purchase 3 vehicles as described in this resolution and in the next two resolutions since they are now being purchased through different vendors.

Mayor Rousmaniere inquired if anyone from the public would like to speak to this item and no one came forward.

Mayor Rousmaniere noted the vehicles being purchased were the same as the ones approved in February but now the purchase would be through a different vendor. Mr. Dreisbach advised that was correct.

Mr. Dana moved to adopt Resolution No. 6095. Mr. Smith seconded. The motion passed 5-0-0.

RESOLUTION
PURCHASE OF
NEW VEHICLE

A Resolution No. 6096 repealing Resolution No. 6054 and adopting a new Resolution authorizing the City Manager to enter into a contract with Walt Sweeney Ford for the purchase of a 2018 Dodge Ram 2500 pickup truck with specified options at state contract pricing at a cost not to exceed $26,146.00. (Mike Dreisbach, Service Director)

Mr. Dreisbach had nothing further to add.

Mayor Rousmaniere inquired if anyone from the public would like to speak to this item and no one came forward.

Mayor Rousmaniere inquired if $26,146.00 was the list price. Mr. Dreisbach advised it was the exact price the City would pay for the vehicle.

Mr. Dana moved to adopt Resolution No. 6096. Mr. Smith seconded. The motion passed 5-0-0.

RESOLUTION
PURCHASE OF
NEW VEHICLE

A Resolution No. 6097 repealing Resolution No. 6055 and adopting a new Resolution authorizing the City Manager to enter into a contract with Lebanon Chrysler Dodge Jeep Ram for the purchase of a 2018 Dodge Ram 2500 pickup truck with specified options at state contract pricing at a cost not to exceed $29,602.00. (Mike Dreisbach, Service Director)

Mr. Dreisbach had nothing further to add.

Mayor Rousmaniere inquired if anyone from the public would like to speak to this item and no one came forward.

Mr. Smith commended staff for getting the most out of the old vehicles noting two 17 year old trucks and a 12 year old truck were being replaced. Mr. Dreisbach advised his staff did a great job of maintaining their vehicles.

Mr. Dana moved to adopt Resolution No. 6097. Mr. Ellerbe seconded. The motion passed 5-0-0.

ORDINANCES
FIRST READING

ORDINANCE
SUPPLEMENTAL BUDGET

An Ordinance Amending Ordinance No. 3449. Supplemental Budget Ordinance No. 4 To Make Supplemental Appropriations For Fiscal Year 2018. (Joe Newlin, Finance Director)

Mr. Newlin addressed the three issues included in the supplemental budget as outlined on pages 46-47 of Council's packet.

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

ORDINANCE
CREATING A NEW FUND

An Ordinance Approving The Creation Of A New Fund For The 2019 Operating Budget to Provide For Aquatic Center Debt Service And Declaring An Emergency. (Joe Newlin, Finance Director)

Mr. Newlin advised since the fund for the debt service for the new aquatic center will be active for 20-25 years an Ordinance was necessary rather than a Resolution due to the duration of the fund being operational. Mr. Newlin noted it was an emergency Ordinance so that after the Supplemental Budget is passed the funds can be immediately transferred to the Debt Service Fund.

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

Mr. McHugh reminded everyone that an emergency ordinance required 6 affirmative votes from Council.

ORDINANCES
SECOND READING

ORDINANCE
CONDITIONAL USE

An Ordinance No. 3472 Approving A Conditional Use Permit To Permit The Expansion Of The Residential Land Use On The First Floor Of The Building In The Uptown Zoning District At 15 N. Beech Street. (Sam Perry, Planner)

Mr. Perry advised this was a request from the owners for a very small expansion to what is already a residential use. Mr. Perry noted this matter came to staff's attention as a result of zoning code enforcement unrelated to the interior of the structure. Mr. Perry advised the office area was being used as residential space and after talking to the property owner she agreed to apply for the Conditional Use permit to make the additional residential area a legal residential land use. Mr. Perry noted the first floor had one room that was the former law office and it has been used as part of the residential unit and this application would allow that to continue being used as it is. Mr. Perry advised the Uptown zoning district does not allow residential use on the ground floor as it was reserved for non-residential. Mr. Perry noted the Planning Commission recommended approval as submitted at their May meeting. Mr. Perry advised a local real estate professional, Christina Hool, was in attendance on behalf of the property owner.

Mayor Rousmaniere inquired if anyone from the public would like to speak to this item and no one came forward.

Mayor Rousmaniere noted she was surprised the Planning Commission had not discussed this request more in depth because of the Uptown District not allowing residential use on the first floor. Mayor Rousmaniere advised some people felt granting this request would set a precedent. Mayor Rousmaniere noted Mr. Perry described it as the nature of the house and the nature of its prior use would prevent it from being a precedent for any other building in town.

Mr. Dana advised the building was currently not functioning as a mixed use building because the law office is not active. Mr. Dana noted the point of it not setting a precedent was important.

Mayor Rousmaniere asked Mr. Perry to explain again why it will not set a precedent.

Mr. Perry noted for the Uptown District which was intended as mixed use the majority of the buildings were designed for commercial retail space with storefronts and a lot of glass. Mr. Perry advised this building was designed as a home originally so to have an office or a non-residential use on the first floor would be very unlikely. Mr. Perry noted there were a handful of other houses in this district that were built as homes. Mr. Perry advised this matter may come up again but it would be the exception rather than the rule. Mr. Perry noted for new construction there was only one case that he knew of where there was a request like this and it was denied by City Council. Mr. Perry advised he did not believe there was any precedent that would apply to any new buildings.

<u>Mr. Dana moved to adopt Ordinance No. 3472. Mr. Smith seconded. The Ordinance was adopted by the following roll call:</u>

AYE: Ms. Raghu, Mr. Smith, Mr. Dana, Mr. Ellerbe (4)

NAY: Mayor Rousmaniere (1)

ABS: None (0)

ORDINANCE
2019 TAX BUDGET

An Ordinance No. 3473 Authorizing The Tax Budget For The Year 2019 And Directing That The Same Be Transmitted To The Butler County Auditor. (Joe Newlin, Finance Director)

Mr. Newlin referred to the Public Hearing held earlier this evening and advised he had nothing else to add.

Mayor Rousmaniere noted adopting the Ordinance would allow the document discussed during the Public Hearing to be submitted to the County Auditor.

Mayor Rousmaniere inquired if anyone from the public would like to speak to this item and no one came forward.

Mr. Newlin and Mr. Elliott addressed questions from Mr. Dana regarding page 80 of Council's packet.

Mr. Dana moved to adopt Ordinance No. 3473. Mr. Smith seconded. The Ordinance was adopted by the following roll call:

AYE: Mr. Smith, Mr. Dana, Mr. Ellerbe, Ms. Raghu, Mayor Rousmaniere (5)

NAY: None (0)

ABS: None (0)

ORDINANCE
SUPPLEMENTAL BUDGET

An Ordinance No. 3474 Amending Ordinance No. 3449. Supplemental Budget Ordinance Number 3 To Make Supplemental Appropriations For Fiscal Year 2018. (Joe Newlin, Finance Director)

Mr. Newlin addressed the supplemental budget as presented on pages 91-92 of Council's packet.

Mr. Dana referred to Issue 3 on page 91 of Council's packet (adjustment to budget for continuing legal expenses) and noted it seemed to be a reoccurring issue in supplemental budgets.

Mr. Elliott advised there was one court case in particular that contributed to the reoccurrences.

Mr. Ellerbe moved to adopt Ordinance No. 3474. Mr. Dana seconded. The Ordinance was adopted by the following roll call:

AYE: Mr. Dana, Mr. Ellerbe, Ms. Raghu, Mr. Smith, Mayor Rousmaniere (5)

NAY: None (0)

ABS: None (0)

ANNOUNCEMENTS

Mr. Elliott advised the interior demolition of the former Municipal Building was moving along quite well and staff was pleased with the work of Empire Building on the project.

Mr. Elliott noted several Councilors and staff participated in Walk Audits with the visitors from Buckeye Boys State while they were in town. Mr. Elliott advised he enjoyed meeting the young men and noted he was surprised by some of the interesting questions he received.

Mr. Elliott advised the July 3, 2018 Council meeting was cancelled to allow everyone to enjoy the Freedom Fest and other activities in the City. Mr. Elliott noted the next Council meeting will be July 17, 2018.

Mr. Elliott advised the launch date for the pilot program for Spin is set for August 10th with an initial fleet of 75 bicycles. Mr. Elliott noted staff would provide locations for the initial deployment.

Chief Jones thanked the Oxford Masonic Foundation for their contribution to the Police and Fire Divisions and thanked a private citizen who donated $500 noting it was good to see the public support.

Chief Jones reminded everyone that Respect for Law Camp would be held this weekend sponsored by the Butler County Chiefs of Police Association. Chief Jones noted a lot of 11-14 year old campers would be in town utilizing dorms on Miami University's campus. Chief Jones advised the campers would participate in activities within Oxford and at Butler Tech.

Mr. Wooddell reminded everyone the Freedom Fest events would take place two weeks from today beginning with an Uptown Parade at 6:30 p.m. on July 2nd followed by Enjoy Oxford's Summer Music Festival at 7:00 p.m. Mr. Wooddell advised the large event would take place July 3rd at the Community Park with a lot of activities for children followed by Fireworks at 10:00 p.m.. Mr. Wooddell noted new this year was a $5.00 fee per car to park at the Community Park noting the purpose was to control parking better and to encourage people to car-pool, walk or bike to the event since parking spaces were limited.

Mr. Wooddell noted Oxford Bible Fellowship would provide free Kona Ice snow cones at the pool on Saturday from 12-2:00 as a community outreach initiative. Mr. Wooddell advised Oxford was hosting the Butler County Swim Championships at the pool on July 25th and 26th.

Ms. Raghu ask for clarification regarding conflict of interest issues related to Councilors and voting on certain matters. Mr. McHugh advised generally it was appropriate to recuse oneself in the situation of voting on a matter involving Miami University if the Councilor worked for Miami University. Mr. McHugh noted he would provide an updated legal opinion to Councilors regarding the matter with examples and rulings by the Ohio Ethics Commission.

Mr. Ellerbe reminded everyone to stay hydrated during this very hot weather pattern. Mr. Ellerbe also reminded everyone to check for insects after being outdoors and noted he was bit by a brown recluse spider 7 times because he did not check his clothing after working outside.

Mr. Dana commended City staff and especially the Finance Department for their foresight and care with the City's funds.

Mr. Smith referred to the extreme temperatures and encouraged everyone to check on their elderly neighbors.

Mayor Rousmaniere advised Race Across America bicyclists were in town now noting the Timing Station was located in the TJ Maxx parking lot and would be there until Saturday. Mayor Rousmaniere advised Race Across America involved incredible athletes who bicycle from Oceanside California to Annapolis Maryland as fast as they can. Mayor Rousmaniere noted there were solo bicyclists and teams one of which was from Austria and their ages were 70-74. Mayor Rousmaniere advised another team was named Sea to See made up of some visually impaired riders. Mayor Rousmaniere encouraged everyone to stop by the Timing Station to greet riders coming through.

ADJOURN

Mr. Dana moved to adjourn at 8:20 p.m. Mr. Smith seconded. The motion passed 5-0-0.