



Agenda

Oxford City Council

Court House

TUESDAY, AUGUST 3, 2010

EXECUTIVE SESSION

None

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 not 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 five minutes or less.

REGULAR MEETING

7:30 P.M.

PLEDGE OF ALLEGIANCE

2. Approval of Agenda.

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. 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 July 20, 2010 City Council Meeting. (Mary Ann Eaton, Clerk of Council)



Minutes

- B. Minutes of the July 27, 2010 City Council Special Meeting. (Mary Ann Eaton, Clerk of Council)



Minutes

- C. Report regarding the July 14, 2010 Environmental Commission Meeting. (Mike Dreisbach, Service Director)



Report

- D. Report regarding the July 21, 2010 Board of Zoning Appeals Meeting. (Jung-Han Chen, Community Development Director)



Report

- E. A Resolution accepting the bid and authorizing the City Manager to enter into a contract with Innovative Concrete and Utility Construction, Inc. for the improvement and replacement of defective curb, gutter and sidewalk at a cost of \$59,134.00 plus a 10% contingency for a total cost not to exceed \$65,047.00. (Mike Dreisbach, Service Director)



Staff Report/Resolution

5. Resolutions.

- A. A Resolution authorizing the assessment of delinquent charges for the cutting and removal of weeds, vegetation and/or grass to be placed on the Butler County, Ohio Property Tax Duplicate. (Jung-Han Chen, Community Development Director)



Staff Report/Resolution

- B. A Resolution requesting the Director of Transportation to review, determine and declare a reasonable and safe prima facie speed limit on U.S. 27 North during the construction

of project BUT-27-18.55, commonly known as U.S. 27 North - Phase III. (Mike Dreisbach, Service Director)



Staff Report/Resolution

- C. A Resolution of Council authorizing the City Manager to sign all necessary documents to apply for and administer a grant of up to one million dollars (\$1,000,000) from the Ohio Department of Development for the conversion of waste materials to energy and bio-products. (Mike Dreisbach, Service Director)



Staff Report/Resolution

6. Ordinances.

A. First Reading.

B. Second Reading.

1. An Ordinance Repealing Traffic Code Section 353.99 Of The Codified Ordinances Of The City Of Oxford, Entitled "Penalty" And Adopting New Section 353.99, Entitled "Penalty". (Steve Schwein, Police Chief)



Staff Report/Ordinance

2. Ordinance Amending Ordinance No. 3089 Supplemental Budget Ordinance Number 6 To Make Supplemental Appropriations For Fiscal Year 2010. (Joe Newlin, Finance Director)



Staff Report/Ordinance

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.)

WED - Aug 4 Historic and Architectural Preservation Commission Meeting 7:30 p.m.

MON - Aug 16 Housing Advisory Commission Meeting 7:00 p.m. Municipal Building

WED - Aug 18 Board of Zoning Appeals 7:30 p.m.

FRI - Aug 20 Community Improvement Corporation Meeting 12:00 p.m. LCNB

WED - Aug 25 Civil Service Commission Meeting 7:00 p.m.

WED - Sept 01 Environmental Commission Meeting 7:00 p.m. Municipal Building

WED - Sept 01 Historic and Architectural Preservation Commission Meeting 7:30 p.m.

TUES - Sept 07 City Council Meeting 7:30 p.m.

THUR - Sept 09 Police Advisory Board Meeting 7:00 p.m. Senior Citizens Center

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

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

THUR - Sept 16 Recreation Board Meeting 12:00 p.m. Senior Citizens Center

FRI - Sept 17 Community Improvement Corporation Meeting 12:00 p.m. LCNB

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

8. Adjourn.

A Regular meeting of the Oxford City Council was called to order by Mayor Richard Keebler on Tuesday, July 20, 2010 at 7:30 p.m. Those members present were Ken Bogard, Greig Rutherford, Bob Blackburn, John Harman and Kevin McKeehan. Kate Currie was excused.

Staff members present: Mr. Doug Elliott, City Manager; Mr. Mike Dreisbach, Service Director; Mr. Steve Schwein, Police Chief; Mr Joe Newlin, Finance Director; Mr. Jung-Han Chen, Community Development Director; 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 Keebler called for the Pledge of Allegiance.

APPROVAL OF AGENDA

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

PUBLIC PARTICIPATION

PROCLAMATION **'PHI DELTA THETA WEEK'**

Mayor Keebler read the Proclamation and presented it to Jacob Ternes and Jon Collier of Phi Delta Theta. Mayor Keebler wished them success with their annual Emerging Leaders Institute.

PRESENTATION **BUTLER COUNTY AUDITOR'S OFFICE**

Mr. David Brown, Deputy Auditor, Updated Council with regard to recent initiatives in the Butler County Auditor's Office. Mr. Brown provided the Mayor, the City Manager and Finance Director with a copy of the County's Popular Annual Fiscal Report for the year ended December 31, 2009. Mr. Brown advised the report along with the Comprehensive Annual Financial Report were available on line at www.butlercounty.com. Mr. Brown noted the Auditor's Office tried to serve the public as best they could and encouraged citizens to call him 887-3159 if they needed assistance.

PRESENTATION **OXFORD POLICE DEPARTMENT**

Officer John Buchholz, updated Council with regard to the Alcohol Education Program that went into effect last October. Officer Buchholz advised the program provided an opportunity for first time minor alcohol offenders to take an alcohol education class and perform 20 hours of community service to have their offense dismissed. Officer Buchholz advised since October 281 offenders applied for the program and out of 5620 possible hours of community service 3992 hours had been worked.

Officer Buchholz noted the City was the principal recipient of community service with the offenders performing work at the Municipal Building and various City departments and the Senior Citizens Center. Officer Buchholz advised community service opportunities were also available at the Community Arts Center, Lane Library, Oxford Visitors Bureau, Chamber of Commerce, Community Foundation and during community events. Officer Buchholz noted his feeling the program was doing what the City had intended it to do. Officer Buchholz advised the offender had an opportunity to purchase community service hours and the average amount purchased was 25% of the 20 hours.

Mr. Tom Kelechi, CEO, of the Alcohol and Chemical Abuse Council and Access Ohio, advised their primary service was prevention and early intervention to the school systems throughout Butler County. Mr. Kelechi advised they were pleased to serve the City of Oxford by providing an 8 hour alcohol education program on Saturdays to the first time offenders who qualified for the program. Mr. Kelechi advised the participants learned about alcohol and the body, low risk drinking guidelines, binge drinking, risky drinking decisions, decision making, integrating drinking guidelines into life and media literacy. Mr. Kelechi noted to successfully complete the program the participants must be on time, awake, attentive and respectful and since the program began that had been the case. Mr. Kelechi advised they were pleased to provide their service to the City of Oxford and looked forward to a long relationship.

NOTICE TO LEGISLATIVE AUTHORITY

Transfer permit from Church Street Station LLC DBA Church Street Station 107 E. Church Street & Patio Oxford, Ohio 45056 to Topshelf Shots Inc. 17 N. Poplar Street Oxford, Ohio 45056.

Chief Schwein advised the applicant; Ted Wood and his wife Paige Wood were the applicants and were present permit holders for another establishment. Chief Schwein noted he did not anticipate any problems with the permit transfer.

Mr. Bogard moved to accept the notice without comment. Mr. Blackburn seconded. The motion passed 6-0-0.

PUBLIC COMMENTS

Mr. Ray Arlinghaus, advised he was a local farmer and a vender at the Farmers Market Uptown. Mr. Arlinghaus thanked Council for their continued support of the market and noted they averaged 700 visitors on Saturdays. Mr. Arlinghaus read a comment from the Community Voice section of the Hamilton Journal newspaper which appeared on July 16, 2010 as follows: 'I got a \$10.00 fine for parking at a meter in Oxford while shopping at the farmers' market on a Saturday. For those of you who have never been to the market, there is no parking that is not guarded by the almighty parking meter. The farmers' market has shoppers from Fairfield, Lebanon, Germantown and all over.

Oxford should be ecstatic to be pulling in people from outside who just might be attracted to the shops and restaurants after their visit to the market. Oxford should put its hand out in friendship – not payout – on Saturdays.’ Mr. Arlinghaus proposed the issuance of a parking permit for “Friends of the Market” on Saturdays from 7:00 a.m. until 2:00 p.m. during market season which would be specific to an individual and a vehicle and the Market would pay the City \$15.00 for each permit. Mr. Arlinghaus noted this solution would allow visitors to park at a meter and not have to worry about overstaying at the meter while they shopped and visited businesses in Oxford. Mr. Arlinghaus advised the Farmers Market would like to work with the City to find a solution that would be amicable to visitors as well as to the City. Mr. Arlinghaus advised the Market wished to continue to grow Oxford as a destination for people in the broader southwest Ohio and northeast Indiana area.

Mr. Bogard advised he had read the comment in the Hamilton Journal Newspaper regarding the parking citation. Mr. Bogard advised Larry Slocum had proposed the idea of a parking permit to Council previously and it had been referred to the Oxford Parking and Transportation Advisory Board. Mr. Bogard suggested offering free parking on Saturday mornings in certain areas such as Church Street, North Main Street and Poplar Street until 12:00 noon.

Mr. Rutherford advised he was a member of the Oxford Parking and Transportation Advisory Board. Mr. Rutherford noted parking was expensive and the City needed to be diligent in its use of parking meters and turnover at the meters was needed. Mr. Rutherford advised perhaps the City should not meter for a certain amount of hours on Saturday mornings and noted statistics from the Police Department were needed. Mr. Rutherford advised the Oxford Parking and Transportation Advisory Board had taken the issue under advisement and would be proposing updates and upgrades to the entire Uptown parking strategy.

Mr. Clay Depew, Oxford Township, advised the City was defoliating 27 South to install a temporary sidewalk and suggested while the new high school was being built hiking/biking trails be installed noting there was green space behind the cemetery. Mr. Depew noted concern that there was only one point of access to the new high school and advised he would like the issue looked at closely.

CONSENT AGENDA

MINUTES

Minutes of the June 29, 2010 City Council Special Meeting. (Mary Ann Eaton, Clerk of Council)

MINUTES

Minutes of the July 6, 2010 City Council Meeting. (Mary Ann Eaton, Clerk of Council)

REPORTS

Report regarding the July 7, 2010 Historic and Architectural Preservation Commission Meeting. (Jung-Han Chen, Community Development Director)

Mr. Blackburn moved to approve the consent agenda. Mr. McKeehan seconded. The motion passed 6-0-0.

RESOLUTIONS

RESOLUTION **CONTRACT WITH** **RE/MAX ALPHA COMMERCIAL**

A Resolution No. 4551 authorizing the City Manager to enter into a contract with RE/Max Alpha Commercial Group to list for sale and market the City owned real estate known as “Western Knolls”. (Alan Kyger, Economic Development Director)

Mr. Elliott advised the City requested proposals for the sale and marketing of this piece of City owned property which was 47 ½ acres. Mr. Elliott noted RE/Max Alpha Commercial Group was the only firm that submitted a proposal and he recommended passage of the proposed Resolution.

Mr. McKeehan moved to adopt Resolution No. 4551. Mr. Harman seconded. The Resolution was adopted by a vote of 6-0-0.

RESOLUTION **TAX INCREASE**

A Resolution requesting and authorizing the Butler County Board of Elections to place upon the City of Oxford, Ohio Ballot at the General Election on November 2, 2010, the question of whether Ordinance No. 3121 increasing by one quarter of one percent (.25%) the City of Oxford income tax rate to a total rate of two percent (2%) shall be approved in accordance with Section 718.01 of the Ohio Revised Code, the increase to provide for maintaining and improving current Fire and Emergency Medical Services, general operation, equipment and facilities. (Doug Elliott, City Manager)

Mr. McHugh advised the Board of Elections reviewed the proposed Resolution and suggested the City add a heading to the ballot language.

Mr. Blackburn moved to substitute the proposed Resolution with a new proposed Resolution. Mr. Bogard seconded. The motion passed 5-1-0 with Mr. Harman voting nay.

Mr. Bogard moved to table the proposed Resolution until the vote transpired on the corresponding Ordinance. Mr. Blackburn seconded. The motion passed 5-1-0 with Mr. Harman voting nay.

ORDINANCES
FIRST READING

ORDINANCE
NEW SECTION 353.99

An Ordinance Repealing Traffic Code Section 353.99 Of The Codified Ordinances Of The City Of Oxford, Entitled "Penalty" And Adopting New Section 353.99, Entitled "Penalty". (Steve Schwein, Police Chief)

Chief Schwein discussed the staff report as presented on page 35 of the agenda noting the proposed Ordinance would allow 7 days to pay a parking citation instead of 48 hours.

Mr. Rutherford advised 7 days seemed much more reasonable in which to pay a parking citation especially for out of town visitors to the City. Mr. Rutherford noted the Oxford Parking and Transportation Advisory Board was working on the customer friendly side of parking control.

Mr. Bogard inquired what the percentage of uncollectable citation fines was and Chief Schwein advised he would obtain that information.

ORDINANCE
SUPPLEMENTAL BUDGET

Ordinance Amending Ordinance No. 3089 Supplemental Budget Ordinance Number 6 To Make Supplemental Appropriations For Fiscal Year 2010. (Joe Newlin, Finance Director)

Mr. Newlin discussed his staff report as presented on page 39 and 40 of the agenda.

ORDINANCES
SECOND READING

ORDINANCE
NEW SECTION 507.01

An Ordinance No. 3120 Repealing Oxford Code Of Ordinances Section 507.01, Entitled "Police Civil Citations", And Adopting New Section 507.01 Entitled "Police Civil Citations". (Richard Keebler, Mayor)

Mr. Elliott advised he had no new information and the proposed Ordinance was discussed at length at the last meeting. Mr. Elliott noted the proposed Ordinance would eliminate the ability to write a civil citation for not having a front license plate. Mr. Elliott advised Mayor Keebler had requested the proposed Ordinance.

Mr. Rutherford noted offenses such as U-turns, littering from motor vehicle, wearing earplugs or earphones, loads dropping or leaking loads were being left in the Police Civil Citation Ordinance even though they could cause hazards to citizens.

Mr. Rutherford noted he found it ridiculous that 'Display of license plates' would be removed from the Ordinance while offenses that could cause harm to someone would remain. Mr. Rutherford advised he felt 'Display of license plates' should remain in the Ordinance and again suggested there should be no fine until a second offense and the third offense would escalate to the State level fine.

Mr. Harman advised the fine for a Civil Citation was \$60.00 and if the proposed Ordinance was adopted the fine would escalate to \$165.00 and he did not understand the benefit of doing that. Mr. Harman noted three years ago he received a citation for not having a front license plate and went to court along with 50 other people. Mr. Harman noted the vast majority of the people were not fighting the fine they were there because they did not have the money to pay the fine. Mr. Harman advised Council would not be doing the citizens any service by making this more punitive and it would not fix the problem.

Mayor Keebler advised it was against the law to drive an Ohio registered vehicle without a front license plate. Mayor Keebler noted Council was getting bombarded by out of town people who felt they were unfairly targeted by local law.

Mayor Keebler advised this appeared to be a local law and it was too easy for officers to write a civil citation for no front license plate for \$60.00 and he had personally heard that from the officers who were reluctant to write the \$165.00 citation. Mayor Keebler noted he did not want Oxford to be known as the license plate trap of the State of Ohio.

Mr. Bogard moved to adopt Ordinance No. 3120. Mr. McKeehan seconded. The Ordinance was adopted by the following roll call:

AYE: Mr. Bogard, Mr. McKeehan, Mr. Blackburn, Mr. Keebler (5)

NAY: Mr. Harman, Mr. Rutherford (2)

ABS: None (0)

ORDINANCE
INCOME TAX RATE INCREASE

An Ordinance Authorizing The City Of Oxford, Ohio, Pursuant To Ohio Revised Code Section 718.01(C) To Place On The Ballot At The General Election On November 2, 2010, A Proposed Ordinance Repealing Section 181.01, "Purpose", Section 181.03, "Imposition Of Tax", And Section 181.04, "Effective Period", Of The Oxford Codified Ordinances, And Adopting New Section 181.01, "Purpose", Section 181.03, "Imposition Of Tax", And Section 181.04, "Effective Period", Of The Oxford Codified Ordinances To Increase The Income Tax Rate By One Quarter Of One Percent (0.25%) For The Purpose Of Maintaining And Improving Current Fire And Emergency Medical Services General Operation, Equipment And Facilities And Declaring An Emergency. (Doug Elliott, City Manager)

Mr. Elliott advised if Council wanted the proposed income tax increase on the November ballot the Resolution and Ordinance would need to be adopted and delivered to the Board of Elections by August 4, 2010.

Mr. John Witt, Fire Captain, advised he had a deep passion for the Oxford Fire Department and had served as a volunteer since 1986 and as a part-time employee since January as well as a volunteer. Mr. Witt asked Council to increase their request for money from the public because it was essential for the Fire Department to have 5 Firefighter/EMTs on station at all times. Mr. Witt described several circumstances where having only 3 Firefighter/EMTs could put them and the public in danger until volunteers or mutual aid arrived on a scene. Mr. Witt advised he served on the Ad-Hoc Fire/EMS Committee for two years and it was his understanding Council would ask for a tax increase large enough to provide 5 Firefighter/EMTs on station at all times. Mr. Witt advised he was looking out for the safety of the Firefighters.

Ms. Diana Spillman, advised she was a professor at Miami University and a volunteer EMT for the Oxford Fire Department. Ms. Spillman noted for the past 2 ½ hours she had been working at a fire scene and at a car accident. Ms. Spillman noted as an EMT she performed backup tasks such as bringing water and doing accountability at fire scenes. Ms. Spillman advised she wanted all of the Oxford Fire Department personnel to be safe, she wanted money for equipment and training. Ms. Spillman advised she did not want anything to happen to her second family or to the community and asked Council to make their jobs possible.

Mayor Keebler advised Council heard and understood the concerns and Council wanted to do the best they could to provide adequate Fire and EMS for the citizens. Mayor Keebler noted over the years the Fire Department had a high level of service from a group of volunteers but the run volume increased while the availability of volunteers had decreased. Mayor Keebler advised Council bolstered the volunteer force with a 3 person on duty crew primarily to handle EMS response, alarm calls and service calls, not to fight fires. Mayor Keebler noted last year the City went into deficit spending to provide the coverage around the clock and begin paramedic service. Mayor Keebler advised while Council realized this wasn't enough they could not fund a fulltime Fire Department with a budget the size of Oxford's without significantly reducing the scope of services in every other City department. Mayor Keebler noted the problem was made worse by the national and local economic situation and except where required by contract no Miami University, Talawanda School District or City of Oxford employee received a wage increase last year and likely would not next year. Mayor Keebler advised Miami University had reduced their work force and the City was falling short on anticipated tax collections and investment income was almost non-existent. Mayor Keebler noted Council felt .25% was all they could possibly afford to ask of the citizens and as economic conditions improved and tax collections increased Council hoped to move forward with increased Fire Department staffing. Mayor Keebler advised Council was not done with the budgeting process and he hoped to be able to add 1 or 2 staff members to the Fire Department this year. Mayor Keebler cautioned Fire Department staff to be as safe as possible even if it meant fighting a fire from the outside until additional help arrived.

Mr. Rutherford advised Council was giving the citizens the opportunity to voice their opinion about whether or not the City maintained and possibly improved its Fire/EMS service in the City. Mr. Rutherford agreed with Mayor Keebler about only asking for a .25% increase noting there was a heated debate in his home in these difficult economic times about whether or not they could afford to pay more taxes. Mr. Rutherford advised the citizens needed to recognize the reason for the proposed increase was because the City did not have the volunteer staff it used to have. Mr. Rutherford noted there was a substantial increase in call volume over the years and more calls required more money. Mr. Rutherford advised if the City was going to maintain the current level of service the citizens would have to make the decision to pass the tax increase. Mr. Rutherford noted regardless of what happened in November Council had some very difficult budget issues to resolve. Mr. Rutherford thanked the Firefighters and EMTs for their dedicated service to the City.

Mr. McKeehan thanked the Firefighters and EMTs noting their service to the City was very important. Mr. McKeehan advised this had been a topic since Council passed the deficit budget last year and he would have liked to have heard more from the Firefighters earlier in the process as Council struggled with this very difficult decision. Mr. McKeehan noted the majority of Council felt a 25% tax increase was the best they could offer at this time and noted his hope it would pass so Council could offer the Fire Department something rather than nothing.

Mr. Bogard advised Council had to look at the standpoint of building the Fire Department over a period of time. Mr. Bogard noted Chief Detherage put together a Master Plan for the Fire Department that still had to be considered by Council and staff and Council would look at that as they added staff and equipment for the future. Mr. Bogard advised Council needed to take an incremental approach in what the public would be able to purchase for their safety and their lives. Mr. Bogard suggested building the Fire Department together and also showing patience during the process.

Mr. Harman thanked Mr. Witt and Ms. Spillman for attending the meeting this evening and letting Council know how they felt. Mr. Harman advised one way or another Council would get the money for the Fire Department even if the levy failed. Mr. Harman noted the support was there to find the money in one way, shape or form. Mr. Harman noted his concerns were that citizens in Oxford had wage freezes going on two years and others had wage reductions and some had lost their jobs. Mr. Harman advised the City had done an excellent job of cutting costs and it was time for Council to step up and consider user fees. Mr. Harman noted it was easy to place something on the ballot and it was a lot tougher to find the money in other places and he felt Council could find the money in other places. Mr. Harman advised he thought Council was prepared to vote on the issue this evening but there was going to be a motion to move the legislation to a Special Meeting because there were not enough votes to assure its passage tonight with one Council member not present. Mr. Harman advised he felt it was pretty bad when everyone was ready to vote yet the legislation was being moved to another night to make sure the right number of votes were received.

Mr. Blackburn noted in a perfect world Oxford would have a full-time Fire Department, two Fire Stations and more vehicles. Mr. Blackburn advised these were really tough economic times and Council believed the .25% tax increase was the best option right now and all of it would go into the fire fund. Mr. Blackburn thanked the Fire Department members for attending the meeting and noted he wished Council had received more input from them earlier in the process.

Mayor Keebler advised because of the timing of this and having to get it to the Board of Elections in an approved form by a date certain and because it took 6 votes of Council to pass the Ordinance he would ask for a motion to postpone the vote to a Special Meeting on Tuesday, July 27, 2010 at 7:00 p.m. where the full Council was expected to be present. Mayor Keebler noted on an important vote like this he felt it was important to have the full Council present.

Mr. Bogard moved to postpone the vote to a Special Meeting on Tuesday, July 27, 2010 at 7:00 p.m. when the full Council was expected to be present. Mr. McKeehan seconded. The motion passed 5-1-0 with Mr. Harman voting nay.

Mr. Rutherford noted his comments were directed to Dr. Hodge and upper administration at Miami University and the Board of Regents. Mr. Rutherford advised Oxford had a significant population who were provided emergency services and who did not contribute to or help support and sustain emergency services for personnel and equipment that was provided. Mr. Rutherford noted the City gladly provided emergency services to everyone in this community. Mr. Rutherford requested that the Board of Regents and university administration gave serious consideration to incorporating a type of public safety fee as part of the general fees at the university so the City could continue to fund the level of emergency services the City currently provided.

ANNOUNCEMENTS

Mr. Elliott noted the men and women who served in the Fire/EMS Division do an outstanding job for the City of Oxford. Mr. Elliott advised Oxford's costs per run were very comparable to area departments because it is a combined department of part-time employees and volunteers. Mr. Elliott advised the Ad-Hoc Committee did discuss the idea of forming a 5 person crew on each shift but the decision on what the tax rate would be was City Council's. Mr. Elliott noted these were very trying times and the City's investment income alone had dropped \$500,000 in two years and just about every revenue source was down. Mr. Elliott advised part of his job as City Manager was to propose a budget to Council and the limited tax dollars had to be balanced among all safety services and other City needs which was a difficult task. Mr. Elliott noted Council had to pass a responsible budget and the City could not continue to spend more than it brought in and something was going to have to suffer. Mr. Elliott advised open positions within the City were not being filled and other cost saving measures had been implemented. Mr. Elliott noted his hope that Council would adopt the legislation to put the tax increase on the ballot and the voters would decide if the tax increase would pass.

Mr. Elliott updated Council with regard to various construction projects within the City and surrounding area.

Mr. Elliott updated Council and the public with regard to the Butler County 911 Planning Committee's recent initiatives.

Mr. Bogard advised he provided Council with information and slides from the Butler County Development Department regarding the 3C project and the regional rail projects. Mr. Bogard noted he and Mr. Chen attended a meeting last week and the City of Sharonville gave a presentation regarding its Master Plan for redevelopment of their City including a station for the 3C line (Columbus, Cincinnati, and Cleveland). Mr. Bogard noted 25 million dollars had been allocated at the state level for planning the 3C project.

Mr. Bogard thanked Mr. Dreisbach and Mr. Elliott for the project update.

Mr. Harman thanked Mr. Bogard for being on the OKI Board and noted he appreciated all of Mr. Bogard's hard work.

Mr. Blackburn advised he attended the dedication of the Bicentennial sculpture and it looked good. Mr. Blackburn noted the walking paths at the Community Park were half way complete.

Mr. Rutherford encouraged everyone to visit the Farmers Markets.

Mr. Rutherford noted for the public that a lot of discussion took place tonight with regard to funding and monies allocated to the City by the State or Federal Government came with strings attached. Mr. Rutherford noted those funds had to be utilized for infrastructure improvements.

Mr. Rutherford encouraged Council to vote unanimously to give the citizens of Oxford the opportunity to vote yes or no with regard to the income tax increase.

Mr. Rutherford asked Mr. Depew to look at the Oxford Area Trails section of the Comprehensive Plan which contained information regarding the plan for walking and cycling trails including access to the new high school.

Mr. McKeehan advised on Friday, July 30th the Lions Club was hosting a meet and greet for the Porsches2Oxford participants in the Uptown Park which was open to the public. Mr. McKeehan noted the Kiwanis would host breakfast the next morning in the Uptown Park which was also open to the public. Mr. McKeehan noted his feeling this was a very positive event for Oxford.

Mr. McKeehan asked staff to look at Codified Ordinance Section 509.10 regarding noise restrictions related to construction. Mr. McKeehan noted clarifications may need to be made.

Mayor Keebler advised the dedication of the Bicentennial sculpture was a very nice event and encouraged members of the public to visit the Community Park. Mayor Keebler encouraged everyone to attend the Porsches2Oxford event and the Thursday night Music Festival.

Mr. Elliott noted a Fire Division fund raising event would take place at Bob Evans restaurant tomorrow from 7:00 a.m. to 10:00 p.m.

ADJOURNMENT

Mr. Blackburn moved to adjourn at 9:15 p.m. Mr. Rutherford seconded. The motion passed 6-0-0.

A Special Meeting of the Oxford City Council was called to order by Mayor Richard Keebler on Tuesday, July 27, 2010 at 7:00 p.m. Those members present were Ken Bogard, Kate Currie, Bob Blackburn, John Harman, Kevin McKeehan and Greig Rutherford.

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

PLEDGE OF ALLEGIANCE

Mayor Keebler called for the Pledge of Allegiance.

APPROVAL OF AGENDA

Mr. Blackburn moved to approve the agenda. Mr. Bogard seconded. The motion passed 7-0-0.

Mayor Keebler advised there was a correction to the agenda and noted the Ordinance for second reading was postponed not tabled and a motion to remove it from the table was not necessary.

ORDINANCES **SECOND READING**

An Ordinance No. 3121 Authorizing The City Of Oxford, Ohio, Pursuant To Ohio Revised Code Section 718.01(C) To Place On The Ballot At The General Election On November 2, 2010, A Proposed Ordinance Repealing Section 181.01, "Purpose", Section 181.03, "Imposition Of Tax", And Section 181.04, "Effective Period", Of The Oxford Codified Ordinances, And Adopting New Section 181.01, "Purpose", Section 181.03, "Imposition Of Tax", And Section 181.04, "Effective Period", Of The Oxford Codified Ordinances To Increase The Income Tax Rate By One Quarter Of One Percent (0.25%) For The Purpose Of Maintaining And Improving Current Fire And Emergency Medical Services General Operation, Equipment And Facilities And Declaring An Emergency. (Doug Elliott, City Manager) (**Postponed**)

Mr. Elliott advised the proposed Ordinance and accompanying Resolution would allow the voters of Oxford the opportunity to decide whether or not the City increased the earnings tax from 1 ¾% to 2%. Mr. Elliott noted if the voters approved the increase it would enable the City to fund the improvements made to the Fire and EMS Division including the first and second shift and the Assistant Fire Chief position. Mr. Elliott advised it would also restore the financial condition of the General Fund which was projected to have a deficit of \$500,000 this year. Mr. Elliott recommended that Council pass the legislation to give the citizens of Oxford the opportunity to decide whether or not the City would increase the earnings tax and do the things he just outlined.

Mayor Keebler advised Council understood this was one step in an attempt to take care of funding what had been accomplished in the Fire/EMS Division. Mayor Keebler noted Council needed to improve upon what had already been accomplished.

Mayor Keebler advised Council would continue to look at other avenues to enhance the income and revenues to be able to fund the Fire Department at a level they felt was badly needed. Mayor Keebler noted most of Council felt this was the best way and a necessary thing to do and they needed to do more.

Mr. Rutherford advised it was Council's obligation to give the voters the opportunity to have their voice heard. Mr. Rutherford noted his feeling the City did not have the recruitment effort it needed for volunteers. Mr. Rutherford advised taxes could be increased to fund the Fire Department or City services could be reduced. Mr. Rutherford noted the other way to help fund the Fire Department was to step up and volunteer and he applied to volunteer for the City of Oxford's Fire Department and encouraged others to do the same. Mr. Rutherford advised it was incumbent upon the citizens of Oxford, the students and residents of the township to figure out how to contribute and how the City would pay for Fire and emergency services. Mr. Rutherford noted he believed in giving citizens the opportunity to vote on a tax increase and a no vote meant the voters were saying to find another way and a yes vote meant the voters were willing to pay for it and did not necessarily want to volunteer. Mr. Rutherford advised the City was going to have fiscal difficulty whether the proposed tax increase passed or not and between now and election day Council had to work diligently to find ways to save money, cut spending and find other revenue sources. Mr. Rutherford asked each Council member individually if they would pledge to make this their number one task as they moved forward. Mr. Rutherford noted he prayed that Council would vote unanimously to give the citizens of Oxford the opportunity to vote on the proposed measure and to speak their voice.

Mayor Keebler advised it was important to volunteer and he was a volunteer for 34 years. Mayor Keebler noted things had changed and the City still needed a good cadre of volunteers to help off-set costs but that did not negate the need to propose an income tax increase to keep the staff of 3 or possibly 5 on duty at all times.

Mr. Blackburn moved to adopt Ordinance No. 3121 as an emergency. Mr. McKeehan seconded. The Ordinance was adopted by the following roll call:

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

NAY: Mr. Harman (1)

ABS: None (0)

RESOLUTIONS

A Resolution No. 4552 requesting and authorizing the Butler County Board of Elections to place upon the City of Oxford, Ohio Ballot at the General Election on November 2, 2010, the question of whether Ordinance No. 3121 increasing by one quarter of one percent (.25%) the City of Oxford income tax rate to a total rate of two percent (2%) shall be approved in accordance with Section 718.01 of the Ohio Revised Code, the increase to provide for maintaining and improving current Fire and Emergency Medical Services, general operation, equipment and facilities. (Doug Elliott, City Manager) **(Tabled)**

Ms. Currie moved to remove the proposed Resolution from the table. Mr. Blackburn seconded. The motion passed 6-1-0 with Mr. Harman voting nay.

Mr. Elliott advised staff would continue to look for ways to improve operations and cut costs. Mr. Elliott reiterated some cost saving measures the City had already undertaken and noted the City's Human Resource Director position was changed to a part time position with a savings of \$54,000, a Billing and Collections position was eliminated with a savings of \$41,000, a Service Worker II position was not filled with a savings of \$56,000, the City refunded Park Improvement Bonds for a savings of \$200,000 over the next 10 years, costs for general liability insurance were decreased \$32,500 from last year. Mr. Elliott advised the City had saved an estimated \$58,000 based on its contract with Duke Energy for an Electric Power Sales Agreement, an agreement was signed with the Oxford Township Trustees for \$54,000 to help off-set Fire and emergency services and a new contract for telephone and internet service saved \$12,000. Mr. Elliott advised staff would continue to do those things and even with those savings the City had an operating deficit of \$500,000. Mr. Elliott noted in order to restore the financial condition it was important to do those things and hopefully bring the capital spending back to a level it was several years ago. Mr. Elliott advised over the past two years the City had increased costs in the Fire/EMS Division by approximately 1,000,000 and the City had seen revenues decline significantly. Mr. Elliott reiterated that staff would make a continued commitment to look for ways to improve operations and look at some of the other revenue generating ideas that had come forward.

Mr. Blackburn moved to adopt Resolution No. 4552. Mr. McKeehan seconded. The Resolution was adopted by a vote of 6-1-0 with Mr. Harman voting nay.

ADJOURNMENT

Ms. Currie moved to adjourn at 7:20 p.m. Mr. Bogard seconded. The motion passed 7-0-0.

CITY OF OXFORD

STAFF SUMMARY REPORT

Report to the City Manager

Council Meeting of: August 3, 2010

Service Department
Originating Department

Account Code #: N/A

David Treleaven
Prepared By

Budgeted Amount: N/A

July 15, 2010
Date Prepared

Agenda Title: Environmental Commission Meeting of July 14, 2010

Recommendation: For Review and Consideration

Discussion:

Environmental Commission members present at the Wednesday, July 14, 2010 meeting were: Chair, Mr. Charlie Ford; Vice-Chair, Mr. Wright Gwyn; City Council Representative, Mr. Greig Rutherford; Ms. Kelly Church, Mr. Kevin Armitage, and Mr. Vince Hand. A quorum was present. Planning Commission Representative, Mr. Ted Wong had previously informed the Commission that he would be unable to attend the July 14, 2010 meeting. Minutes from the June 2, 2010 meeting were unanimously approved as presented.

Commissioners reviewed a PowerPoint slide presentation that Chair Charlie Ford had prepared regarding conservation development. The presentation addressed five pertinent conservation development subjects that the Planning Commission had requested the Environmental Commission research. The subjects were: 1) locations where conservation development had worked; 2) what type of development incentives were utilized; 3) the open-space set-aside area requirements utilized; 4) codes and/or ordinances for these conservation developments; and 5) visual depictions of the conservation developments.

The Commissioners indicated that the slides detailing the market and/or financial incentives of conservation developments were confusing and would require a fair amount of explanation to assist an audiences' comprehension. The subject slides depicted costs and percentage of savings and/or increased expenditures observed at ten conservation developments for infrastructure features (grading, roadways, water and sewers, amenities, etc.), relative to the projected costs for traditional-style developments. These costs and percentages of savings/increases (presented in a report by Applied Ecological Services, Inc. [AES]), were concluded to be difficult to depict utilizing graphics only. These slides are being re-designed with both graphic depiction and presentation of a tabular summary, with a copy of the four page AES report included as a handout as part of the conservation development presentation. Commissioners are to finalize the conservation development presentation at the August 4, 2010 meeting. The earliest date for the presentation to the Planning Commission would be at the Planning Commission's August 10, 2010 meeting.

The Commission adjourned at 8:45 p.m. The next meeting is tentatively scheduled for Wednesday, August 4, 2010 at 7:00 p.m. in the Municipal Building's Second Floor Conference Room.

Approved By:

Department Head:
City Manager:

Initial \ Date
MB \ 7/26/10
DH \ 7/20/10

**CITY OF OXFORD
STAFF SUMMARY REPORT**

Report to the City Manager

Community Development
Originating Department

Council Meeting Of: August 3, 2010

Kathryn A. Dale
Prepared By

Account Code No. #:

Budgeted Amount:

July 22, 2010
Date Prepared

Agenda Title:	Board of Zoning Appeals Meeting Report – July 21, 2010
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Recommendation:	N/A
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DISCUSSION:

Ms. Prue Dana was sworn in as a new member. Mr. Gary Meyer was elected as Vice Chair.

Public Hearing:

BZA-06-2010 102 S. Locust Street, Variance to Section 1143.12(c)(2)A, front yard setback, El Burrito Loco Restaurant, David Eaton, Applicant/Agent

The Applicant was proposing to install a 14' x 40' unenclosed deck for outdoor dining which would have encroached into the front yard setback thus providing only a 16' front yard setback. The Applicant also proposed to install a 5' high privacy fence around the dining area. The existing building already encroaches by 5', previously granted in 2003.

Staff shared the Engineering report which raised concerns about the line-of-sight visibility and the height of the fence around the eating area. Staff also shared that 2 additional parking spaces would be required and documentation would have to be provided that these would be provided for by expanding the shared parking easement agreement. The applicant indicated that the eating area would service 36 additional patrons and that there were no other options available on the site to locate an eating area due to parking and the dumpster location.

Much discussion by the Board was in regards to other setbacks in the area and noted that variances had been granted to other properties for parking setbacks, but not structural setbacks. Concern was had about allowing the building setback to encroach more; the average setback for the area would be substantially altered. There were also concerns that the request would encompass other structural changes to the eating area that were not part of this presentation and that half of the front yard setback being affected. While many of the members stated they were in favor of outdoor eating, overall they felt the request was too substantial to grant.

After much deliberation regarding the requested variances, the BZA made the following Findings of Fact:

- 1.) The property in question will yield a reasonable return and can be used beneficially without the variance because it will remain as a restaurant.
- 2.) The request is substantial because other variances in this vicinity have been for parking or access purposes. The applicant is requesting that 50% of their required setback be constructed on and this could potentially affect the average setback for the area. The request is also substantial because the request if granted could include additional changes to the eating area that were not presented with this application that would not be appropriate.
- 3.) The essential character of the neighborhood would be substantially altered by the variance; however, it can also be argued that outdoor dining is desirable and could enhance the area.
- 4.) There would be no detrimental effect on government services, but concerns were raised by the Engineering Department regarding line-of-sight visibility.
- 5.) The applicant did purchase the property and was knowledgeable of the zoning restrictions because they had applied for a setback variance in 2003.
- 6.) The property owners predicament cannot feasibly be obviated through some other method other than the variance according to their testimony due to parking and trash dumpster requirements.

- 7.) The spirit and intent of the zoning requirement would not be observed and substantial justice done by granting the variance the desire to be closer to the street is too substantial
- 8.) Other relevant factors that the Board considered were the concerns regarding the line-of-sight visibility, and the height of the fence for patron safety.

After considering and weighing these facts and circumstances, the Board found that practical difficulty was not shown sufficient to warrant granting the variance to Section 1143.12(c)(2)A, and voted 4-1-0 to **DENY** the application.

BZA-07-2010 318 S. Main Street, Variance to Section 1137.04(a), nonconforming land use, porch addition, Don Thomas, Applicant/Agent

The Applicant was proposing to construct a 2-story, 10' x 16' covered porch addition for each unit on the street facing façade of the subject structure. The structure contains a nonconforming 4-family use. The proposed addition satisfies all other requirements for this zoning district in regards to setbacks and lot coverage.

The Applicant indicated they wished to provide a porch to improve the plain wall façade of the building which would be in keeping with the surrounding neighborhood and hopefully make the building more marketable to renters. There is no principal entrance facing the street, nor would the porch provide an entrance to all of the units, but it would provide the appearance of an entry facing the street. Currently, the primary entrance to the units is on the northern façade facing the side property line. The proposed porches would only be accessible from within the individual units.

After much deliberation regarding the requested variances, the BZA made the following Findings of Fact:

- 1.) The property in question will yield a reasonable return and can be used beneficially without the variance because the living space to the units will remain unchanged and can continue to be used as a 4-family without the porch addition. There is no practical difficulty to the property owner to utilize the property as intended.
- 2.) The request is not substantial as it relates to the other underlying zoning requirements and improved the aesthetics of the street, but is substantial in that it's an expansion of a nonconforming use which the code clearly states is not permitted and is not intended to serve as a true porch entrance into the building.
- 3.) The essential character of the neighborhood would not be substantially altered by the variance and adjoining properties would not suffer a substantial detriment.
- 4.) There were no comments received from the various City Departments indicating there would be a detrimental effect on government services.
- 5.) The applicant did purchase the property and was knowledgeable of the zoning restrictions.
- 6.) The property owners' predicament cannot feasibly be obviated through some other method other than the variance because any modifications to the building would require BZA review due to the nonconforming use.
- 7.) The spirit and intent of the zoning requirement would not be observed and substantial justice done by granting the variance because it's an expansion of a nonconforming use and it is not the responsibility of the code to make a building rentable and economically viable.

After considering and weighing these facts and circumstances, the Board found that practical difficulty was not shown sufficient to warrant granting the variance to Section 1137.04(a), and voted 4-1-0 to **DENY** the application.

BZA-08-2010 550 S. Main Street, Variance to Section 1149.04(a)(3),(4),(b)(3) parking spaces and driveways, John Clements, Owner

The Applicant wishes to pave their existing gravel drive; however, due to the location of the single car garage in the rear of the property and the proximity of the northern most part of the house to the northern property line the Applicant is unable to satisfy the setback requirement from the house or the property line. The current gravel driveway is 10' wide and abuts the structure and property line. The Applicant would be reducing the nonconforming driveway by paving it, but is not proposing to change the location or size.

Regarding the requested variances, the BZA made the following Findings of Fact:

- 1.) The property in question will yield a reasonable return and can be used beneficially without the variance because the house will continue to be used for residential purposes and they can retain the nonconforming

- gravel driveway.
- 2.) The request is not substantial because the parking area size and location will remain unchanged.
 - 3.) The essential character of the neighborhood would not be substantially altered by the variance and adjoining properties would not suffer a substantial detriment as a result of the variance, because the replacement of a non-conforming gravel drive with a paved drive would enhance the area.
 - 4.) There were no comments received from the various City Departments indicating there would be a detrimental effect on government services.
 - 5.) The owner was not aware of the zoning restrictions because the driveway was existing.
 - 6.) The property owner's predicament cannot feasibly be obviated through some method other than a variance because there is no other access to the existing garage.
 - 7.) The spirit and intent behind the zoning requirement would be observed and substantial justice done by granting the variance because and the driveway would be more conforming by paving.

After considering and weighing these facts and circumstances, the Board found that practical difficulty was shown sufficient to warrant granting the variance to Section 1149.04(a)(3); Section 1149.04(a)(4); Section 1149.04(b)(3), and voted 5-0-0 to **APPROVE** the application.

New Business/Old Business:

None.

The next regular meeting is scheduled for August 18, 2010.

Approved By:

Department Head:

City Attorney:

City Manager:

Initial Date

JHC / 7/22/10

DAK / 7/20/10

CITY OF OXFORD

STAFF SUMMARY REPORT

Report to the City Manager

City Council Meeting of: August 3, 2010

Account Code #: 417.750.54340

Budgeted Amount: \$74,000.00

Service Department
Originating Department

Michael B. Dreisbach
Prepared By

July 27, 2010
Date Prepared

Agenda Title: Special Assessment Project for the Repair of Curb, Gutter, & Sidewalk

Recommendation: Approve

Discussion: The 2010 capital improvement budget includes \$74,000 for the repair of defective curb, gutter, and sidewalk; specifically for properties abutting Main Street, (aka SR732), in advance of a joint construction project with ODOT in 2011. On May 4, 2010, the City Council approved **Resolution No. 4536** authorizing Staff to move forward with a special assessment project to repair defective curb, gutter, and sidewalks as defined in Exhibit "A" in the Resolution.

Staff prepared and filed plans with the City Clerk as required by ORC 729.03 and the Clerk served notice to the properties involved. The City advertised this project for bids on July 9, 2010 and July 16, 2010. Seven bidders responded and these bids were opened and publically read on July 23, 2010 with the following results:

Innovative Concrete and Utility Construction, Inc. - \$59,134.00

Jackson Construction -	\$62,036.85
R. A. Miller -	\$73,285.50
Hendy, Inc. -	\$77,800.00
Byrco, Inc. -	\$78,640.48
Adleta Construction -	\$81,218.00
Gertz Construction-	\$95,688.00

The City does not have direct experience with Innovative Concrete and Utility Construction, Inc. Staff checked references of the firm, including the City of Sharonville, Hamilton County, and Lakota Local School District – all reports were very favorable as to quality and cost control.

It is Staff's recommendation that the City Council authorize the City Manager to enter into an agreement with Innovative Concrete and Utility Construction, Inc. for the replacement of defective curb, gutter, and sidewalk at a cost of \$59,134.00. Staff is requesting a ten percent contingency authorization of \$5,913.00; therefore the total contract amount would be authorized for an amount not to exceed **\$65,047.00**. Once work has been completed on the project, Staff will report the final costs of the project to the City Council for consideration of an Ordinance levying the costs of the project to the appropriate property owners.

Approved By:

Department Head:

City Manager:

Initial

Date

[Signature]

7/27/10

[Signature]

7/30/10

RESOLUTION NO.

A RESOLUTION ACCEPTING THE BID AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH INNOVATIVE CONCRETE AND UTILITY CONSTRUCTION, INC. FOR THE IMPROVEMENT AND REPLACEMENT OF DEFECTIVE CURB, GUTTER, AND SIDEWALK AT A COST OF \$59,134.00 PLUS A 10% CONTINGENCY FOR A TOTAL COST NOT TO EXCEED \$65,047.00.

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

SECTION 1: Council hereby finds Innovative Concrete and Utility Construction, Inc. to be the lowest and best bidder and accepts the bid of \$59,134.00 for the improvement and replacement of defective curb, gutter and sidewalk.

SECTION 2: The City Manager is hereby authorized to enter into a contract with Innovative Concrete and Utility Construction, Inc. at a cost of \$59,134.00 plus a 10% contingency for a total cost not to exceed \$65,047.00 for the improvement and replacement of defective curb, gutter, and sidewalk.

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

Community Development Department
Originating Department

Council Meeting Of: August 3, 2010

Jung-Han Chen
Prepared By

Account Code No. #:

Budgeted Amount:

July 27, 2010
Date Prepared

Agenda Title:	A Resolution Authorizing the Assessment of Delinquent Charges for the Cutting and Removal of Weeds, Vegetation and/or Grass to be Placed on the Butler County, Ohio Property Tax Duplicate
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Recommendation:	Approval
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Discussion:

Certain properties in the City have failed to abate tall grass violations, causing the City to hire a private contractor to mow these properties with City funds. A list of properties is attached with this resolution for your information. The purpose of this resolution is to assess these properties for the cost of abating the violations. The City will eventually be reimbursed either when the property tax is due or when the property is transferred.

The Butler County Auditor's Office only places delinquent charges on property taxes once per year. The deadline is September 6, 2010. Staff is also reviewing the notification process for tall grass issues for future legislation consideration.

Approved By:

Department Head:
City Attorney:
City Manager:

Initial Date

JHC 7/27/10

DHC 7/27/10

RESOLUTION NO.

A RESOLUTION AUTHORIZING THE ASSESSMENT OF DELINQUENT CHARGES FOR THE CUTTING AND REMOVAL OF WEEDS, VEGETATION AND/OR GRASS TO BE PLACED ON THE BUTLER COUNTY, OHIO PROPERTY TAX DUPLICATE.

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

SECTION 1: The procedure in the Oxford Codified Ordinance Sections 935.19 to Section 935.22 for the removal of noxious weeds, vegetation and/or grass and the notice to cut was hereby followed.

SECTION 2: The owner of property indexed on the list that is attached hereto as Exhibit "A" and made a part of this Resolution being lots in the City of Oxford, Ohio, have been provided with written notice to cut and remove weeds, vegetation, and/or grass.

SECTION 3: The owner of property indexed on the list that is attached hereto as Exhibit "A" and made a part of the Resolution being lots located in the City of Oxford, Ohio, have failed to cut and remove weeds, vegetation, and/or grass in compliance with the notice.

SECTION 4: The City of Oxford, Ohio then caused said cutting and removal of weeds, vegetation, and/or grass from each property on the list that is attached hereto as Exhibit "A".

SECTION 5: All expenses and labor costs incurred by the City of Oxford, Ohio during the cutting and removal of weeds, vegetation, and/or grass were paid out of Municipal funds.

SECTION 6: The owner of the property indexed on the list that is attached hereto as Exhibit "A" was provided with written notice to refund the labor costs incurred by the City of Oxford, Ohio within fifteen (15) days after the expenses were incurred. The owner was also notified that, failure to remit the labor costs incurred by the City of Oxford, Ohio would result in an assessment to the property tax duplicate.

SECTION 7: The owner of the property indexed on the list that is attached hereto as Exhibit "A" failed to refund the labor costs incurred by the City of Oxford, Ohio and this delinquent charge can be recovered by certification to the Butler County Auditor's Office for placement on the next property tax duplicate of the owner of said property pursuant to Oxford Code Section 935.22(B) and Ohio Revised Code Section 731.54.

SECTION 8: The City Manager is hereby authorized to certify delinquent charges to the Butler County Auditor for placement on the property tax duplicate of the owners of the property indexed on the list that is attached hereto as Exhibit "A" and made a part thereof, being lots located within the City of Oxford, Ohio.

SECTION 9: Should an owner of property titled on Exhibit "A" pay to the City of Oxford all costs incurred by the City of Oxford, Ohio after the adoption of this Resolution, and prior to the filing of this resolution with the Butler County Auditor's office, the City Manager is hereby authorized to remove the owners name and parcel from Exhibit "A".

SECTION 10: The Clerk of Council shall immediately on adoption of this Resolution certify a copy of this Resolution and shall cause a copy to be filed at the Butler County Auditor's office.

SECTION 11: It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution 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 12: 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"

<u>Parcel ID#</u>	<u>Property Address:</u>	<u>Owner/Address:</u>	<u>Amount:</u>
H4100122000117 (Lot 2060)	615 Brill Drive Oxford, Ohio 45056	Kurt Greber 615 Brill Drive Oxford, Ohio 45056	\$160.00
H4100020000081 (Lot 3522 ENT)	425 Jacob Dr. Oxford, Ohio 45056	Lee Ann Shoker, TR 3687 Kehr Road Oxford, Ohio 45056	\$410.00
H4000117000015 (Lot 1736 ENT)	513 Glenview Dr. Oxford, Ohio 45056	Richard & Kathleen Schmidt 513 Glenview Dr. Oxford, OH 45056	\$150.00
H4100024000036 (Lot 1435 ENT)	6231 Hester Road Oxford, Ohio 45056	Lori O'Malley 6231 Hester Road Oxford, OH 45056	\$360.00
H4100029000001 (Lot 1532 ENT)	5111 Morning Sun Road Oxford, OH 450556	Beechwood Commons LLC 7440 Duvall Drive Bloomfield, MI 48301	\$720.00
H4100031000051 (Lot 2752 ENT)	34 Jeffrey Drive Oxford, OH 45056	Kenneth & Linda Lance 34 Jeffrey Drive Oxford, OH 45056	\$210.00
H4100024000036 (Lot 1068 ENT)	6243 Timothy Lane Oxford, OH 45056	Marjorie Legg 3103 Patrick Henry Dr., Apt 125 Falls Church, VA 22044	\$310.00

CITY OF OXFORD

STAFF SUMMARY REPORT

Report to the City Manager

Council Meeting of: August 3, 2010

Account Code #: Not Applicable

Budgeted Amount: Not Applicable

Service Department
Originating Department

Michael Dreisbach
Prepared By

July 27, 2010
Date Prepared

Agenda Title: Temporary Lowering of Speed Limit on US 27 North Through a Construction Zone

Recommendation: Approval

Discussion:

Speed limits on State and Federal Routes within the municipality of Oxford are regulated by the State of Ohio through Ohio Revised Code section 4511.21 "Speed Limits".

In conjunction with the current construction project on US27 North, and at the request of the City, the Ohio Department of Transportation (ODOT) conducted a speed study to determine if temporary construction speed limits were warranted. As a result of this study, it was determined that a speed limit of 25 mph is appropriate for the construction zone. This speed limit will not only improve the safety of construction crews working on the project, it will also improve the safety of motorists and pedestrians as they navigate through the construction zone.

The modified speed limit will automatically revert to the existing limits at the completion of the construction project.

It is Staff's recommendation that the City Council pass a Resolution requesting the Director of Transportation to declare a safe and reasonable speed limit during the construction of project BUT -27-18.55, commonly known as US 27 North – Phase III. If approved by the Director, ODOT construction crews will install the signage necessary for the speed limit modification at ODOT's expense.

Approved By:

Department Head:

City Manager:

Initial Date
MBD 7/27/10

[Signature] 7/30/10

RESOLUTION NO.

A RESOLUTION REQUESTING THE DIRECTOR OF TRANSPORTATION TO REVIEW, DETERMINE AND DECLARE A REASONABLE AND SAFE PRIMA FACIE SPEED LIMIT ON U.S. 27 NORTH DURING THE CONSTRUCTION OF PROJECT BUT-27-18.55, COMMONLY KNOWN AS U.S. 27 NORTH – PHASE III.

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

SECTION I: Speed limits on state and federal routes within the City of Oxford, Ohio are regulated by the State of Ohio through Section 4511.21, “Speed Limits”, of the Ohio Revised Code.

SECTION II: The City of Oxford has caused to be made an engineering and traffic investigation by the Ohio Department of Transportation (“ODOT”) upon U.S. 27 North between 0.99 miles south of the northern corporate line of the City of Oxford and 0.02 miles north of the northern corporate line for the purpose of determining whether temporary construction speed limits are warranted during the construction of Project BUT-27-18.55, commonly known as U.S. 27 North – Phase III.

SECTION III: It is the determination of this Council that such investigation confirms that a temporary construction speed limit of 25 mph is warranted on U.S. 27 North during the construction of Project BUT-27-18.55, commonly known as U.S. 27 North – Phase III.

SECTION IV: Pursuant to the provision of Section 4511.21 of the Ohio Revised Code, the Director of Transportation is hereby requested to review the engineering and traffic investigation and to determine and declare a reasonable and safe prima facie speed limit on U.S. 27 North between 0.99 miles south of the northern corporate line of the City of Oxford and 0.02 miles north of the northern corporate line of the City of Oxford, Ohio in Butler County during the construction of Project BUT-27-18.55, commonly known as U.S. 27 North – Phase III.

SECTION V: Council further request that on the Director of Transportation determining and declaring a reasonable and safe speed limit on the section of road hereinabove described to be 25 mph, standard signs properly posted and giving notice thereof be erected.

SECTION VI: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in open meeting or meetings of this Council, and that all deliberations of this Council were in meetings open to the public and in full compliance with all legal requirements, including without limitations, those set forth in Section 121.22 of the Ohio Revised Code.

SECTION VII: This Resolution 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)



Ohio Department of Transportation WARRANT FOR SPEED ZONE

Rev. 3/23/09 BV

Complete all Green Shaded areas.			
Road Name:	US-27		
County:	Butler		
Begin Study At:	0.99 mile south of Oxford north Corp. line	ODOT SLM:	17.6
Length:	1.01 miles	Average Daily Traffic (ADT):	5160
End Study At:		Township/City/Village	City of Oxford
Existing Speed Limit		ODOT SLM:	18.61

For further guidance in completing this form, see the Traffic Engineering Manual, section 1203.

No. of Houses or Farms	(Hold Cursor Here for More Info)	15	Must have direct access to the roadway being studied.				
No. of Small Businesses, Apts./Condos	(Hold Cursor Here for More Info)	10	Must have direct access to the roadway being studied.				
No. of Medium Businesses, Apts./Condos	(Hold Cursor Here for More Info)	2	Must have direct access to the roadway being studied.				
No. of Major Businesses, Apts./Condos	(Hold Cursor Here for More Info)	1	Must have direct access to the roadway being studied.				
No. of Minor Street Intersections	(Hold Cursor Here for More Info)	0	Subdivision, Residential, or Other streets that mainly serve the residents of that street.				
No. of Major Street Intersections	(Hold Cursor Here for More Info)	6	Streets which serve both the residents and commuters of the area.				
No. of Signalized Intersections	(Hold Cursor Here for More Info)	1	Do not include intersections at the beginning or end of the section.				
Lane Width	(Round down to nearest foot)	10	Average lane width of through traffic lanes.				
Shoulder Width	(Round down to nearest foot)	0.5	General width of paved and/or non-paved shoulder throughout the section.				
Crashes	(Latest three years of data)	17	Only include crashes within the section, excluding animal and side street crashes.				
85%ile Speed of Traffic		29	Average of the 85% speed at all locations where speed samples were taken.				
10-mph Pace Speed of Traffic	24 to 33	33	Average of the Pace speed at all locations where speed samples were taken.				
Roadway Characteristics	(Enter letter and number or use Drop Down Box)	A3	Hold cursor over alphabetic value below to view description then enter letter and number.				
Roadway Characteristics Examples:	C	B3	B2	B1	A3	A2	A1
To View Calculation Sheet or Examples of Characteristics and Crashes to Include, use Buttons to Right.	Calculation Sheet	Characteristics	Crashes to Include				
Calculated Speed	36 MPH	Approved Speed Limit	25 MPH				
Requested Speed Limit	25 MPH						

* Completed by ODOT for comparison or verification of calculated speed.
Test Runs* 25 to 30 mph

Study by: Bill Vorst	Include the related Resolution(s) when submitting this form.
Additional considerations and comments:	
Construction zone which the City views has safety issues as stated in the attached letter.	
Due to construction, speed data was collected by following vehicles through the area while conducting test runs.	

CITY OF OXFORD

STAFF SUMMARY REPORT

Report to the City Manager

Council Meeting of: August 3, 2010

Account Code #: Not Applicable

Budgeted Amount: Not Applicable

Service Department
Originating Department

Michael Dreisbach
Prepared By

July 27, 2010
Date Prepared

Agenda Title: Authorization to Apply for an Ohio Department of Development Grant

Recommendation: Approval

Discussion:

The Ohio Department of Development (ODOD) has \$10 million available in its Transforming Waste to Value (TWV) Grant Program. This program, funded by the American Recovery and Reinvestment Act, encourages the conversion of waste materials to energy or bio-products in order to create jobs. A total of 10-20 grants will be awarded statewide with a range of \$500,000 to \$1,000,000 each; funds may be used for engineering and purchase of eligible equipment. A local minimum match of 25% is required for projects to be funded and the work must be completed within 12 months.

The City has forecast necessary improvements to our wastewater treatment plant's (WWTP) primary anaerobic digesters and this project is currently in our five year Capital Improvement Plan. Staff has been studying various options associated with this improvement and have anticipated costs in the range of \$2.5 million to rehabilitate our digesters and their appurtenances.

The anaerobic digestion of waste at the City's wastewater treatment plant converts biomass to both energy (captured and utilized methane gas) and a soil amendment with fertilization value for agricultural use. Not only does this process reduce energy costs at the WWTP, it also reduces our solid waste landfill expenses because biosolids produced in this process are land applied to agricultural fields.

It is Staff's recommendation that the City Council authorized the City Manager to sign all necessary documents to apply for and administer a grant of up to \$1,000,000 from the Ohio Department of Development for the conversion of waste materials to energy and bio-products.

Approved By:

Department Head:

City Manager:

Initial Date

MBD 7/27/10

[Signature] 7/27/10

RESOLUTION NO.

A RESOLUTION OF COUNCIL AUTHORIZING THE CITY MANAGER TO SIGN ALL NECESSARY DOCUMENTS TO APPLY FOR AND ADMINISTER A GRANT OF UP TO ONE MILLION DOLLARS (\$1,000,000) FROM THE OHIO DEPARTMENT OF DEVELOPMENT FOR THE CONVERSION OF WASTE MATERIALS TO ENERGY AND BIO-PRODUCTS.

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

SECTION 1: Council having determined the conversion of waste materials to energy and bio-products to be beneficial to the City hereby supports the use of grant funds for the conversion of waste products to energy and bio-products.

SECTION 2: Council hereby authorizes the City Manager to sign all necessary documents to apply for and administer a grant of up to one million dollars (\$1,000,000) from the Ohio Department of Development for the conversion of waste materials to energy and bio-products.

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:	Douglas Elliott	Police Originating Department
Council Meeting Of:	July 20, 2010	R.B. Holzworth Prepared By
Account Code No. #:	N/A	July 5, 2010 Date Prepared
Budgeted Amount:	N/A	

Agenda Title: An Ordinance Repealing Parking Code Section 353.99 of the Codified Ordinances of the City of Oxford, entitled PENALTY, and adopting New Section 353.99, entitled PENALTY.

Recommendation: Approve

Discussion:

It is nearly time for the Parking Unit to reorder rolled ticket stock for the ruggedized RECON handhelds used in parking enforcement. As part of this process, and at the behest of the Parking Unit, the Oxford Parking & Transportation Advisory Board (OPTAB) has engaged in discussion about the initial fee escalation time period for meter violations – currently set at 48 hours in OCC 353.99 (a)(1). The OPTAB recommends that this time period be **EXTENDED TO 7 DAYS**.

The Parking Unit is in total agreement as 2 days (48 hours) is often a very difficult requirement, particularly for transient parkers who are unfamiliar with Oxford parking rules and the location of the drop boxes. A fairly large percentage of appeals are filed by motorists who, in good faith, pay the citation in the mail, only to receive a letter weeks later indicating that they missed the 48-hr deadline and the fine has escalated twice and a \$1.95 RoVR (Retrieval of Vehicle Registration) fee has attached. In other words, a \$10 citation has escalated to \$26.95 with a balance due of \$16.95. While the payment details are clearly printed on the back of every citation, and we consider the postmark date as the payment date, many of our customers feel somewhat abused by this business practice. The Parking Unit and the OPTAB are working diligently to make parking in Oxford as easy to understand and customer-friendly as possible. If approved, a violator would have seven days to do one of the following: 1) pay in person or on the phone using a credit card, 2) place their payment in a drop box, or 3) mail the payment, ensuring that it was postmarked within the seven day period.

This would be a positive change and we recommend approval.

[Note: A printout of the revised verbiage on the rolled parking citations is attached for your information.]

Approved By:

Department Head:

City Attorney:

City Manager:

Initial Date

SDS 7/7/10

[Signature] 7/15/10

ORDINANCE NO.

ORDINANCE REPEALING TRAFFIC CODE SECTION 353.99 OF THE CODIFIED ORDINANCES OF THE CITY OF OXFORD, ENTITLED "PENALTY", AND ADOPTING NEW SECTION 353.99, ENTITLED "PENALTY".

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

SECTION I: Council hereby finds that the Oxford Parking & Transportation Advisory Board, along with the Oxford Division of Police, recommend repealing Section 353.99 of the Codified Ordinances of the City of Oxford, Ohio, and adopting new Section 353.99 in order to extend the initial payment period for parking meter violations within the City of Oxford.

SECTION II: Council hereby repeals Section 353.99 of the Oxford Code of Ordinances and adopts new Section 353.99 as follows (language to be repealed is ~~stricken through~~ and the language to be adopted is in **bold**):

353.99 PENALTY.

- (a) Whoever violates any provision of Chapter 353 shall pay a fine as follows:
- (1) Ten dollars (\$10.00) if the fine is paid at the Municipal Building within ~~48 hours~~ **seven days** of the day the violation notice is issued.
 - (2) Fifteen dollars (\$15.00) if the fine is paid at the Municipal Building within fifteen days after issue of the violation notice.
 - (3) Twenty-five (\$25.00) if the fine is not paid at the Municipal Building within fifteen days after issue of the violation notice.
- (b) In addition to any penalty provided for in part (a) of this section, ~~(meter feeding)~~ whoever violates any provision of Section 353.03(a), **Meter Feeding**, shall pay a fine as follows:
- (1) Twenty-five dollars (\$25.00) for the first offense, if the fine is paid at the Municipal Building within five days after issuance of the violation notice. Fifty dollars (\$50.00) if the fine is not paid at the Municipal Building within five days after issuance of the violation notice.
 - (2) Fifty dollars (\$50.00) for a second offense within twelve months if the fine is paid at the Municipal Building within five days after issuance of the violation notice. Seventy-five dollars (\$75.00) if the fine is not paid at the Municipal Building within five days after issuance of the violation notice.
 - (3) Seventy-five dollars (\$75.00) for a third offense, or any subsequent offenses, within twelve months if the fine is paid at the Municipal Building within five days after issuance of the violation notice. One hundred dollars (\$100.00) if the fine is not paid at the Municipal Building within five days after issuance of the violation notice.

SECTION III: 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)

Pay in person or by mail at the
City of Oxford Municipal Building
101 East High Street
Oxford, Ohio 45056
Hours: M-F, 8:00 a.m. – 5:00 p.m.

Drop Boxes: A payment drop box is located on W. Park Place & W. High Street and in front of the Oxford Police Department (Poplar Street side of the Municipal Building). Place **both** ticket and payment in envelope before inserting payment.

Checks payable to: **CITY OF OXFORD**

FINE SCHEDULE FOR METER VIOLATIONS

- | | |
|--|---------|
| a. If paid within 7 days | \$10.00 |
| b. If paid after 7 days but within 15 days | \$15.00 |
| c. If paid after 15 days | \$25.00 |

FINE SCHEDULE FOR NON-METER VIOLATIONS

- | | |
|---------------------|----------|
| 72 Hour Violation | \$50.00 |
| Handicapped Parking | \$250.00 |

Other Violations

- | | |
|---|----------|
| 1 st offense if paid within 10 days | \$25.00 |
| if paid after 10 days | \$50.00 |
| 2 nd offense if paid within 5 days | \$50.00 |
| if paid after 5 days | \$75.00 |
| 3 rd & subsequent offenses if paid within 5 days | \$75.00 |
| if paid after 5 days | \$100.00 |

For payments received via the U.S. Postal Service, the postmark date is considered to be the date of payment.

IMMOBILIZATION AND/OR IMPOUNDMENT

OCC 303.08 (A)(9) states that any vehicle found to have **two (2)** or more unpaid parking citations may be immobilized or impounded.

APPEAL PROCESS

Appeal forms available at the Oxford Police Department or online at
www.cityofoxford.org.

Deadline to submit an appeal is ten (10) days from the date of issuance.

CITY OF OXFORD STAFF SUMMARY REPORT

Report to City Manager

Finance

Originating Department

Council Meeting Of : 7/20/2010

Account Code No. : see below

Joe Newlin

Prepared By

Budgeted Amount : _____

7/14/2010

Date Prepared

Agenda Title:	2010 Supplemental Budget #6
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Recommendation:	Approve
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Issue 1

- * Sidewalk Special Assessment Project mostly on Rt 732 - Urban Paving project in 2011.
- * Special Assessment 417 Fund balance as of 6-30-2010 **\$74,015**
- * Estimate of work to be performed **\$85,800 includes 10% contingency**
- * Budget for US 27 South Sidewalk Project **\$190,000**
- * Contract for US 27 South Sidewalk Project **\$114,246**
- * Unencumbered balance **\$75,754**
- * Transfer to Special Assessment Fund will be recorded upon passage.

Action Needed:

Revenue Side

Capital Improvement 141	(12,800.00)	Transfer from General Fund
Special Assessment 417	12,800.00	Transfer from General Fund

Expense Side

General 110	(12,800.00)	Transfer to Capital Improvement Fund
General 110	12,800.00	Transfer to Special Assessment Fund
Capital Improvement 141	(12,800.00)	US 27 South Sidewalk Project
Special Assessment 417	45,800.00	Increase in appropriation for prior year's reimbursement

Net Effect on Fund Balance/(s)	(33,000.00)	
Increase/(Decrease)		

Total		
Net Effect on Fund Balance/(s)	(33,000.00)	
Increase/(Decrease)		

Breakdown by Fund

General 110	-	
Capital Improvement 141	-	
Special Assessment 417	(33,000.00)	

Net Effect on Fund Balance/(s) (33,000.00)
Increase/(Decrease)

Approved By:		Initials	Date
	Department Head:	<u>[Signature]</u>	<u>1/7/15/10</u>
	City Manager:	<u>[Signature]</u>	<u>1/7/15/10</u>

ORDINANCE NO.

AN ORDINANCE AMENDING ORDINANCE NO. 3089 SUPPLEMENTAL BUDGET ORDINANCE NUMBER 6 TO MAKE SUPPLEMENTAL APPROPRIATIONS FOR FISCAL YEAR 2010.

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

SECTION 1: Additional appropriations are needed for the current fiscal year and monies are available for appropriation in those funds, and changes to estimated revenues;

SECTION 2: The following increase/(decrease)in appropriations from unencumbered balances be made:

GENERAL FUND 110	(12,800.00)
GENERAL FUND 110	12,800.00

SECTION 3: The following transfers be executed:

Transfer from:	
GENERAL FUND 110	(12,800.00)
GENERAL FUND 110	12,800.00

Transfer to:	
CAPITAL IMPROVEMENT FUND 141	(12,800.00)
SPECIAL ASSESSMENTR FUND 417	12,800.00

SECTION 4: The following increase/(decrease)in revenues be made:

CAPITAL IMPROVEMENT FUND 141	(12,800.00)
SPECIAL ASSESSMENTR FUND 417	12,800.00

SECTION 5: The following increase/(decrease)in appropriations from unencumbered balances be made:

CAPITAL IMPROVEMENT FUND 141	(12,800.00)
SPECIAL ASSESSMENTR FUND 417	45,800.00

SECTION 6: In all other respects, Ordinance No. 3089 shall remain in full force and effect.

SECTION 7: This ordinance shall take effect immediately upon its adoption.

MAYOR

ADOPTED: _____

ATTEST:

CLERK OF OXFORD CITY COUNCIL

INTRODUCED BY: RICHARD KEEBLER

PREPARED BY: LAW (STAFF)