City of Oxford OHIO
HOME OF MIAMI UNIVERSITY

Agenda

Oxford City Council

Court House

TUESDAY, AUGUST 19, 2008

EXECUTIVE SESSION

1. Roll Call. Prudence Z. Dana, Mayor; Ken Bogard, Vice-Mayor; Doug Ross; Kate Currie; Alysia Fischer; Richard Keebler; Greig Rutherford

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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. Presentation - Talawanda School District - Phil Cagwin

B. Presentation - Oxford Wine and Arts Festival - Mike Patterson

C. 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 August 5, 2008 City Council Meeting. (Mary Ann Eaton, Deputy Clerk of Council)

8/5/08 Minutes

B. Minutes of the August 11, 2008 City Council Work Session. (Mary Ann Eaton, Deputy Clerk of Council)

8/11/08 Work Session Minutes

C. Report regarding the August 6, 2008 Historic and Architectural Preservation Commission. (Jung-Han Chen, Community Development Director)

HAPC Report

D. A Resolution establishing an Ad Hoc Committee of City, Community and Miami University representatives to discuss the location and presence of new and/or expanded fraternity houses in Oxford. (Doug Elliott, City Manager)

Staff Report

Resolution

E. A Resolution approving the City of Oxford's assistance in the development of the Oxford Area Trails project. (Gail Brahier, Parks and Recreation Director)

Staff Report

Resolution

5. Resolutions.

A. A Resolution authorizing the City Manager to enter into an agreement with Miami University's Institute of Environmental Sciences (IES) to perform an energy audit of the City of Oxford. (Doug Elliott, City Manager)

Staff Report

Resolution

B. A Resolution authorizing the City of Oxford to proceed with the study of the re-routing of US-27 within the City of Oxford. (Doug Elliott, City Manager)

Staff Report

Resolution

C. A Resolution requesting the Ohio Department of Transportation to amend the study area for the US-27 to State Route 73 connector road, as approved in the Northwest Butler County Transportation Study. (Doug Elliott, City Manager)

Staff Report

Resolution

Exbibit "A"

D. A Resolution of support to amend the Oxford Thoroughfare Plan for inclusion of the Northwest Butler County Transportation Study's recommendation of a connector road between US-27 and State Route 73. (Doug Elliott, City Manager)

Staff Report

Resolution

6. Ordinances. - Ordinances are adopted using a two-step procedure. First reading introduces the Ordinance and provides an opportunity for public input on the subject as well as allowing Council to request more information as needed. Second reading is to provide Council with the opportunity to consider new information and to deliberate.

A. First Reading.

1.An Ordinance Amending Ordinance No. 2990. Supplemental Budget Ordinance No. 2 To Make Supplemental Appropriations For Fiscal Year 2008. (Joe Newlin, Finance Director)

Staff Report/Ordinance

B. Second Reading.

1.None.

7. Announcements and Communications. The comments expressed by individual members of Council or City staff during the 'Announcements' 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.

A. Announcements.

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 20 Board of Zoning Appeals Meeting 7:30 p.m.

THUR - Aug 21 Finance Commission Meeting 5:30 p.m. Municipal Building 2nd Floor Conference Room

TUES - Aug 26 City Council Work Session (CIP) 7:00 p.m.

WED - Aug 27 Planning Commission Work Session 6:00 p.m. Senior Citizens Center.

WED - Aug 27 Environmental Commission Meeting 7:00 p.m.

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

MON - Sept 1 HOLIDAY - City Offices Closed

TUES - Sept 2 City Council Meeting 7:30 p.m.

WED - Sept 3 Historic and Architectural Preservation Commission Meeting 7:30 p.m.

TUES - Sept 9 Planning Commission Meeting 7:30 p.m.

THUR - Sept 11 Police Advisory Board 7:00 p.m. Senior Citizens Center

MON - Sept 15 Housing Advisory Commission Meeting 7:00 p.m. Municipal Building 2nd Floor Conference Room

TUES - Sept 16 City Council Meeting 7:30 p.m.

WED - Sept 17 Board of Zoning Appeals Meeting 7:30 p.m.

THUR - Sept 18 Recreation Board Meeting 4:00 p.m. Senior Citizens Center

TUES - Sept 23 City Council Work Session (PIP) 7:00 p.m.

WED - Sept 24 Environmental Commission Meeting 7:00 p.m. Municipal Building 2nd Floor Conference Room

WED - Sept 24 Civil Service Commission Meeting 7:00 p.m.

8. Adjourn

CITY OF OXFORD
STAFF SUMMARY REPORT

Report to the City Manager

Council Meeting Of: August 19, 2008

Account Code No. #:

Budgeted Amount:

Community Development
Originating Department

Kathryn A. Dale
Prepared By

August 7, 2008
Date Prepared

Agenda Title:	**HAPC Meeting Report – August 6, 2008**

DISCUSSION:

Requests for Review:

HAPC-02-2007 44 Park Place (Former Pedro's) *demolish existing structure and construct a new mixed use building with commercial ground floor and residential 2nd, 3rd, and 4th floors.* ***Treadon & Associates*** *(Revision).*

The Applicant and owner requested approval to modify the HAPC July 2007approved exterior façade. Modifications included removal of the balconies, balcony doors to be replaced by standard windows, removal of the decorative brick work, the addition of rope molding, removal of decorative entrance pillars, first floor commercial window removed and modifications to some residential windows. Consensus by the Commission was that this was still an attractive building with the modifications and simplified many items that they initially were indifferent of. HAPC voted 6-0 to ***APPROVE*** the modifications as presented with the condition that lighting, signage and street furniture be brought back for review prior to purchasing.

HAPC-06-2008 6 N. Beech Street (You're Fired) *to allow for installation of a PNC Bank ATM,* ***George Simonds, Owner, Applicant.***

Ms. Dale shared that the Applicant submitted a written request to withdraw the application.

HAPC-10-2008 119 A West High Street, *to allow for the installation of signage, exterior light fixtures, and paint,* ***John Helfinstine, Applicant.***

Staff presented that the Applicant was requesting a COA for approximately a 3' x 10' marine grade plywood sign with a treated frame. Above the proposed sign, the Applicant wished to install 3 galvanized, goose neck light fixtures and paint the window, door and door trim, a dark gray/brown unified color. There was much discussion about clip art and the proposed sign. There was also discussion regarding the actual size of the proposed lights. HAPC voted 6-0 to ***APPROVE*** as presented.

HAPC-11-2008 45 East (Restaurant), *addition of an enclosed concrete patio with wrought iron fencing,* ***Mark Weisman, Applicant, Owner***

Staff presented that the Applicant was requesting a COA to remove existing stairs and install approximately a 15.5' x 15.5' elevated patio with a black aluminum, standard colonial handrail, similar in style as the outdoor eating area at 36 E. High Street (Brick Street). Most of the discussion focused on the elevation of the patio and possible alternatives to lowering the overall height of the patio. There was also discussion about moving the entrance to the Poplar Street side instead of High Street. The Applicant indicated they had looked at lowering the patio and Poplar Street as the entrance as possibilities. HAPC indicated they were not against the idea of this area being used for an outdoor patio, but expressed that they wished to see those alternatives. HAPC voted 6-0 to ***TABLE*** the request until September so the Applicant could prepare some alternative layouts.

HAPC-12-2008 4 N. College Avenue,** allow for a banner, **David Dennett, Vice President, Applicant.

Staff presented that the Applicant was seeking a COA for the installation of a banner sign to face College Avenue in accordance with the zoning requirements for temporary signs. According to the application, the Applicant wished to hang a removable sign on the front of the building to advertise free banking for MU Students. Member's of the HAPC who were present at the 08.05.2008 City Council meeting shared Council's action which denied the proposed language prohibiting banners Uptown. HAPC members voiced that a banner should be considered allowable in this location because it is not a historic building, it does not generate foot traffic like other businesses along High Street and due to the street being shut down the request seemed reasonable. Concerns were raised by the audience and some members about setting precedence that others would be coming in expecting banners to be approved. HAPC voted 6-0 to ***APPROVE*** the banner for a period of 21 days and further stipulated that this is a unique situation for the reasons listed above.

Old Business:

Marker Update

Ms. Henderson had no update to report.

Township House Award

Ms. Henderson brought the award to share with the Commission and stated it would be available for viewing on the City website and will be located in the Community Development Department for a short time for public viewing.

Other Business:

Ms. Dana shared that the Hopewell Church recently made the Historic Registry. She also shared a book about Butler County history that was given to her at an event recently.

Ms. Zien shared comments shared by City Council on 08.05.2008 regarding neon signs. She also made a public records request for a document mentioned in the 09.16.2003 City Council minutes concerning the Stafford House. Staff took the request and has since fulfilled Ms. Zien's request.

The next regular HAPC meeting is scheduled for September 3, 2008.

Approved By:		**Initial**	**Date**
	Department Head:	JNC	8/11/08
	City Attorney:		
	City Manager:		

CITY OF OXFORD
STAFF SUMMARY REPORT

Report to the City Manager

Council Meeting Of: 08/19/08

Account Code No. #: see below

Budgeted Amount:

Finance
Originating Department

Heidi Hill
Prepared By

08/13/08
Date Prepared

Agenda Title: 2008 SUPPLEMENTAL BUDGET #3

Recommendation: Approve

Discussion:

Supplements to the 2008 Budget

General Fund

Community Assistance
Oxford Visitor's & Convention Bureau
15,000.00

Additional appropriation needed to assist the VCB in relocating their office and the additional leasing cost of the building they intend to lease. Attached are the year to date 2008, 2007, and 2006 spreadsheets of the receipts of the hotel tax and the calculation of the amount of hotel tax and budget subsidy that the City gives to the VCB monthly.

Advance to Capital Improvement **483,000.00**

A temporary advance is needed to the Capital Improvement Fund in order to be compliant with the budget appropriation for 2008. Once purchase orders are reversed out later this year, the money can be returned to the General fund at the beginning of 2009.

Parks & Recreation
Professional Services **13,050.00**
From additional revenue
Additional appropriation is needed to pay for professional services for the SAY Soccer League.
SAY Soccer decided to implement a new Spring League in January of this year, after the completion of the 2008 budget process. The Parks & Recreation department process the SAY soccer registrations and keep a 5% administration fee, therefore this request does not cost the City additional funds.

Approved By:		**Initial**	**Date**
	Department Head:	JV	8/14/08
	City Manager:		

ORDINANCE NO.

AN ORDINANCE AMENDING ORDINANCE NO. 2990. SUPPLEMENTAL BUDGET ORDINANCE NUMBER 2 TO MAKE SUPPLEMENTAL APPROPRIATIONS FOR FISCAL YEAR 2008.

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;

SECTION 2: The following additional appropriations are hereby made:

GENERAL FUND From fund balance	498,000.00

SECTION 3: In all other respects, Ordinance No. 2990 shall remain in full force and effect.

SECTION 4: This ordinance shall take effect immediately upon its adoption.

____
MAYOR

ADOPTED: ________________

ATTEST:

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DEPUTY CLERK OF CITY COUNCIL

INTRODUCED BY: PRUE DANA

PREPARED BY: LAW (STAFF)

HOTEL & CONVENTION TAX 2008

	Actual Monies Received	Hotel Tax	Convention Tax	One half Conv Tax due VCB	2008 Budget Subsidy	Total Amount DueVCB	Actual Payment Made	Monthly Difference
January	12,362.00	6,181.00	6,181.00	3,090.50	4,625.00	7,715.50	7,715.50	0.00
February	14,535.88	7,267.94	7,267.94	3,633.97	4,625.00	8,258.97	8,258.97	0.00
March	26,784.70	13,392.35	13,392.35	6,696.18	4,625.00	11,321.18	11,321.18	0.00
April	39,983.52	19,991.76	19,991.76	9,995.88	4,625.00	14,620.88	14,620.88	0.00
May	29,958.28	14,979.14	14,979.14	7,489.57	4,625.00	12,114.57	12,114.57	0.00
June	31,339.07	15,669.54	15,669.54	7,834.77	4,625.00	12,459.77	12,459.77	0.00
July	39,299.20	19,649.60	19,649.60	9,824.80	4,625.00	14,449.80	14,449.80	0.00
August		0.00	0.00	0.00	4,625.00	4,625.00		(4,625.00)
September		0.00	0.00	0.00	4,625.00	4,625.00		(4,625.00)
October		0.00	0.00	0.00	4,625.00	4,625.00		(4,625.00)
November		0.00	0.00	0.00	4,625.00	4,625.00		(4,625.00)
December		0.00	0.00	0.00	4,625.00	4,625.00		(4,625.00)
YTD				48,565.67	55,500.00	66,490.87	80,940.67	14,449.80
		Budget	81,000.00					
	194,262.65	97,131.33	97,131.33	48,565.67	55,500.00	66,490.87	80,940.67	

1st Quarter	53,682.58	26,841.29	26,841.29	13,420.65	13,875.00	27,295.65	27,295.65
2nd Quarter	101,280.87	50,640.44	50,640.44	25,320.22	13,875.00	39,195.22	39,195.22
3rd Quarter	39,299.20	19,649.60	19,649.60	9,824.80	13,875.00	23,699.80	14,449.80
4th Quarter	0.00	0.00	0.00	0.00	13,875.00	13,875.00	0.00
YTD	194,262.65	97,131.33	97,131.33	48,565.67	55,500.00	104,065.67	80,940.67

Effective July 2006
Amount to be paid monthly is
One half Conv Tax due VCB
plus 2008 Subsidy

HOTEL & CONVENTION TAX 2007

	Actual Monies Received	Hotel Tax	Convention Tax	One half Conv Tax due VCB	2007 Budget Subsidy	Total Amount DueVCB	Actual Payment Made	Monthly Difference
January	13,711.97	6,855.99	6,855.99	3,427.99	4,395.83	7,823.82	7,823.82	(0.00)
February	17,280.98	8,640.49	8,640.49	4,320.25	4,395.83	8,716.08	8,716.08	(0.00)
March	25,370.11	12,685.05	12,685.06	6,342.53	4,395.83	10,738.36	10,738.36	(0.00)
April	33,826.90	16,913.45	16,913.45	8,456.73	4,395.83	12,852.56	12,852.56	(0.00)
May	29,751.17	14,875.59	14,875.59	7,437.79	4,395.83	11,833.62	11,833.62	(0.00)
June	29,940.73	14,970.38	14,970.37	7,485.17	4,395.83	11,881.00	11,881.00	(0.00)
July	40,658.23	20,329.12	20,329.12	10,164.56	4,395.83	14,560.39	14,560.39	(0.00)
August	29,965.20	14,982.60	14,982.60	7,491.30	4,395.83	11,887.13	11,887.13	(0.00)
September	32,940.58	16,470.29	16,470.29	8,235.15	4,395.83	12,630.98	12,630.98	(0.00)
October	28,297.43	14,148.72	14,148.72	7,074.36	4,395.83	11,470.19	11,470.19	(0.00)
November	43,321.27	21,660.64	21,660.64	10,830.32	4,395.83	15,226.15	15,226.15	(0.00)
December	26,763.24	13,381.62	13,381.62	6,690.81	4,395.87	11,086.68	11,086.68	0.00
YTD				87,956.96	52,750.00	140,706.96	140,706.96	(0.00)
	351,827.81	175,913.91	175,913.91	87,956.96	52,750.00	140,706.96	140,706.96	
Reduction	(11,766.15)							
in Revenue	340,061.66							
1st Quarter	56,363.06	28,181.52	28,181.53	14,090.77	13,187.50	27,278.26	27,278.26	
2nd Quarter	93,518.80	46,759.41	46,759.40	23,379.69	13,187.50	36,567.18	36,567.18	
3rd Quarter	103,564.01	51,782.01	51,782.01	25,891.01	13,187.50	39,078.51	39,078.50	
4th Quarter	98,381.94	49,190.97	49,190.98	24,595.49	13,187.50	37,783.02	37,783.02	
YTD	351,827.81	175,913.91	175,913.91	87,956.96	52,750.00	140,706.96	140,706.96	

Effective July 2006
Amount to be paid monthly is
One half Conv Tax due VCB
plus 2007 Subsidy

HOTEL & CONVENTION TAX 2006

	Actual Monies Received	Hotel Tax	Convention Tax	One half Conv Tax due VCB	2006 Budget Subsidy	Total Amount DueVCB	Actual Payment Made	Monthly Difference
January	12,976.12	6,488.06	6,488.06	3,244.03	3,562.50	6,806.53	6,488.06	(318.47)
February	14,897.58	7,448.79	7,448.79	3,724.40	3,562.50	7,286.89	7,448.79	161.90
March	21,743.83	10,871.92	10,871.92	5,435.96	3,562.50	8,998.46	10,871.91	1,873.45
April	27,815.61	13,907.80	13,907.80	6,953.90	3,562.50	10,516.40	13,907.79	3,391.39
May	38,173.65	19,086.83	19,086.83	9,543.41	3,562.50	13,105.91	11,283.45	(1,822.46)
June	26,335.31	13,167.66	13,167.66	6,583.83	3,562.50	10,146.33	10,000.00	(146.33)
July	28,235.62	14,117.81	14,117.81	7,058.91	3,562.50	10,621.41	7,481.93	(3,139.48)
August	32,395.42	16,197.71	16,197.71	8,098.86	3,562.50	11,661.36	11,661.36	0.00
September	29,691.33	14,845.67	14,845.67	7,422.83	3,562.50	10,985.33	10,985.33	0.00
October	27,314.39	13,657.20	13,657.20	6,828.60	3,562.50	10,391.10	10,391.10	0.00
November	33,599.25	16,799.63	16,799.63	8,399.81	3,562.50	11,962.31	11,962.31	(0.00)
December	32,336.57	16,168.29	16,168.29	8,084.14	3,562.50	11,646.64	11,646.65	0.01
YTD				81,378.69	42,750.00	124,128.68	124,128.68	0.00
	325,514.68	162,757.33	162,757.34	81,378.69	42,750.00	124,128.68	124,128.68	

1st Quarter	49,617.53	24,808.77	24,808.77	12,404.39	10,687.50	23,091.88	24,808.76
2nd Quarter	92,324.57	46,162.28	46,162.28	23,081.14	10,687.50	33,768.64	35,191.24
3rd Quarter	90,322.37	45,161.19	45,161.19	22,580.60	10,687.50	33,268.10	30,128.62
4th Quarter	93,250.21	46,625.11	46,625.11	23,312.56	10,687.50	34,000.06	34,000.06
YTD	325,514.68	162,757.33	162,757.34	81,378.69	42,750.00	124,128.68	124,128.68

Effective July 2006
Amount to be paid monthly is
One half Conv Tax due VCB
plus 2006 Subsidy

Oxford Chamber of Commerce

Stimulating Oxford area commerce by promoting existing business and attracting new enterprise within a vibrant business community

August 8, 2008

Dear Oxford City Council Members,

This past Tuesday, August 5, 2008, the Oxford Visitors and Convention Bureau came before council and requested additional funding. We, as a chamber, are writing to show our support for this proposal. They do a wonderful and successful job of bringing visitors to our beautiful city. With success also comes the need for expansion. The additional funds that they are requesting will help them stay in the uptown parks area as well as give them the space they need to foster their continued success.

Please be aware that due to the lease agreement (running through the 31st of March, 2011) between the Oxford Chamber and the Visitors & Convention Bureau we are asking that they facilitate finding a new tenant, as we are unable to incur that loss of income.

Thank you for your time and consideration. We hope that you grant the Oxford Visitors and Convention Bureau's request for additional funding.

Sincerely,
Oxford Chamber of Commerce

JoNell Rowan
President

30 W. Park Place, Second Floor • Oxford, Ohio 45056 • (513) 523-5200 • Fax: (513) 523-2308
email: jonell@oxfordchamber.org • www.oxfordchamber.org

RESOLUTION NO. ______

A RESOLUTION OF SUPPORT TO AMEND THE OXFORD THOROUGHFARE PLAN, FOR INCLUSION OF THE NORTHWEST BUTLER COUNTY TRANSPORTATION STUDY'S RECOMMENDATION OF A CONNECTOR ROAD BETWEEN US-27 AND STATE ROUTE 73.

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

Section 1: Council recognizes the Northwest Butler County Transportation Study, completed in 2003, provided a recommendation of a preferred strategy for a long range transportation plan for Northwest Butler County, Ohio.

Section 2: Council is aware the study provided for a Connector Road between US-27 and State Route 73, and this Connector Road is currently not in the Oxford Thoroughfare Plan.

Section 3: Council continues to support the need of a Connector Road to improve traffic flow and reduce vehicle and pedestrian exposure.

Section 4: Council hereby amends the Oxford Thoroughfare Plan adopted in 2007 to include an eastside Connector Road from US-27 to State Route 73.

Section 5: This Resolution shall take effect at the earliest date allowed by law.

____
MAYOR

ADOPTED: ____________________

ATTEST:

____
DEPUTY CLERK OF OXFORD CITY COUNCIL

INTRODUCED BY: KEN BOGARD

PREPARED BY: LAW (STAFF)

CITY OF OXFORD
STAFF SUMMARY REPORT

Report to the City Manager

City Manager
Originating Department

Council Meeting Of: August 19, 2008

Mary Ann Eaton
Prepared By

Account Code No. #: N/A

Budgeted Amount: N/A

August 15, 2008
Date Prepared

Agenda Title: A Resolution of support to amend the Oxford Thoroughfare Plan for inclusion of the Northwest Butler County Transportation Study's recommendation of a Connector road between US-27 and State Route 73.

Recommendation: N/A

Discussion:
A Council Work Session was held on Monday, August 11, 2008 at 7:00 p.m. At this Work Session information was provided regarding the usage of the Congressional Earmarks received for the Connector and options for expanding the Project Study Area. The re-routing of US 27 traffic over local roads in the City of Oxford was also discussed. According to officials from ODOT,this option would require completion of a Traffic Impact Study, as well as a public hearing. As a result of the Work Session, three resolutions have been placed on the Council meeting agenda. The first resolution authorizes the City of Oxford to proceed with the study of re-routing US 27 traffic through the City. The second resolution requests that the Ohio Department of Transportation (ODOT) amend the project study area for the US 27 to State Route 73 Connector ("Compressed Connector"). The third resolution states Council support for amending the Oxford Thoroughfare Plan to include a Connector between US 27 and State Route 73.

After the Council meeting, a second joint meeting with Oxford Township Trustees and representatives of Miami University will be held to develop a consensus on the Connector Project and report back to the Butler County Planning Commission.

Approved By:

	Initial Date
Department Head:	_______\\
City Attorney:	_______\\
City Manager:	_______\\

RESOLUTION NO. ______

A RESOLUTION REQUESTING THE OHIO DEPARTMENT OF TRANSPORTATION TO AMEND THE STUDY AREA FOR THE US-27 TO STATE ROUTE 73 CONNECTOR ROAD, AS APPROVED IN THE NORTHWEST BUTLER COUNTY TRANSPORTATION STUDY.

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

Section 1: Council recognizes the Northwest Butler County Transportation Study, completed in 2003, provided a recommendation of a Connector Road between US-27 and State Route 73.

Section 2: Council on January 17, 2006 passed Resolution No. 4152, authorizing the Ohio Department of Transportation to begin preliminary design of this US-27 to State Route 73 Connector Road.

Section 3: After reviewing the current Connector Road Study Area and receiving input from citizens, the Oxford City Council feels it is in the best interest of the community to request an amendment to the Study Area.

Section 4: The citizens of the Oxford area shall be better served by focusing the Study Area inwards, from the current area in toward the City incorporation line. This Study Area shall include City and Miami University land as deemed necessary.

Section 5: The requested expanded Study Area is shown in Exhibit A.

Section 6: The Council herby requests that the Ohio Department of Transportation amend the Study Area of the US-27 to State Route 73 Connector Road.

Section 7: This Resolution shall take effect at the earliest date allowed by law.

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MAYOR

ADOPTED: __________________

ATTEST:

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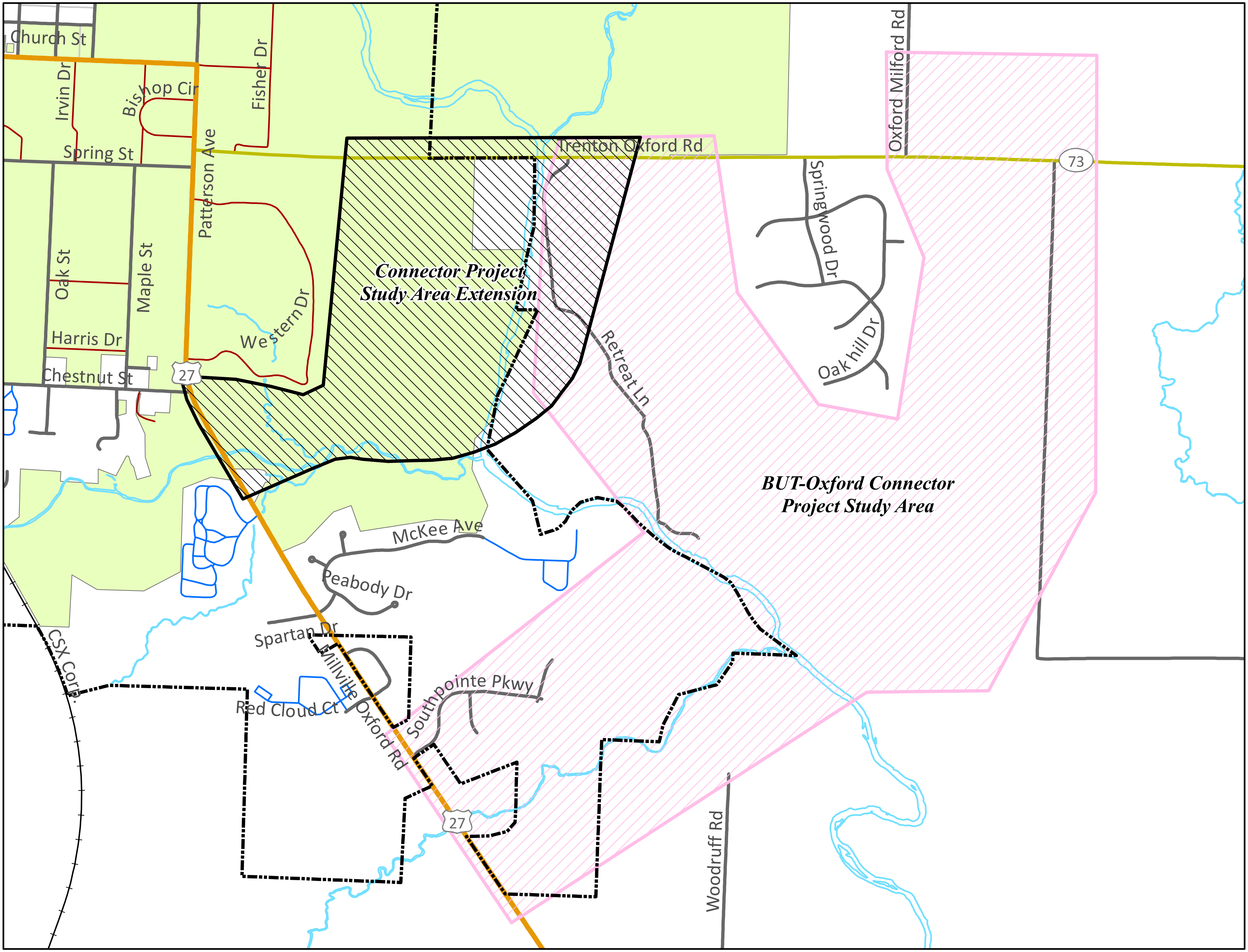
DEPUTY CLERK OF OXFORD CITY COUNCIL
INTRODUCED BY: GREIG RUTHERFORD
PREPARED BY: LAW (STAFF)


Church St
Irvin Dr
Bishop Cir
Fisher Dr
Spring St
Patterson Ave
Trenton Oxford Rd
Oxford Milford Rd
73
Springwood Dr
Oak St
Maple St
Connector Project
Study Area Extension
Western Dr
Harris Dr
Chestnut St
27
Oak hill Dr
Retreat Ln
BUT-Oxford Connector
Project Study Area
McKee Ave
Peabody Dr
CSX Corp.
Spartan Dr
Millville Oxford Rd
Southpointe Pkwy
Red Cloud Ct
27
Woodruff Rd

CITY OF OXFORD
STAFF SUMMARY REPORT

Report to the City Manager

City Manager
Originating Department

Council Meeting Of: August 19, 2008

Mary Ann Eaton
Prepared By

Account Code No. #: N/A

Budgeted Amount: N/A

August 15, 2008
Date Prepared

Agenda Title: A Resolution requesting the Ohio Department of Transportation to amend the study area for the US-27 to State Route 73 Connector road as approved in the Northwest Butler County Transportation Study.

Recommendation: N/A

Discussion:

A Council Work Session was held on Monday, August 11, 2008 at 7:00 p.m. At this Work Session information was provided regarding the usage of the Congressional Earmarks received for the Connector and options for expanding the Project Study Area. The re-routing of US 27 traffic over local roads in the City of Oxford was also discussed. According to officials from ODOT,this option would require completion of a Traffic Impact Study, as well as a public hearing. As a result of the Work Session, three resolutions have been placed on the Council meeting agenda. The first resolution authorizes the City of Oxford to proceed with the study of re-routing US 27 traffic through the City. The second resolution requests that the Ohio Department of Transportation (ODOT) amend the project study area for the US 27 to State Route 73 Connector ("Compressed Connector"). The third resolution states Council support for amending the Oxford Thoroughfare Plan to include a Connector between US 27 and State Route 73.

After the Council meeting, a second joint meeting with Oxford Township Trustees and representatives of Miami University will be held to develop a consensus on the Connector Project and report back to the Butler County Planning Commission.

Approved By:

	Initial	Date
Department Head:	__________	\
City Attorney:	__________	\
City Manager:	__________	\

CITY OF OXFORD
STAFF SUMMARY REPORT

Report to the City Manager

City Manager
Originating Department

Council Meeting Of: August 19, 2008

Mary Ann Eaton
Prepared By

Account Code No. #: N/A

Budgeted Amount: N/A

August 15, 2008
Date Prepared

Agenda Title: A Resolution authorizing the City of Oxford to proceed with the study of the re-routing of US-27 within the City of Oxford.

Recommendation: N/A

Discussion:
A Council Work Session was held on Monday, August 11, 2008 at 7:00 p.m. At this Work Session information was provided regarding the usage of the Congressional Earmarks received for the Connector and options for expanding the Project Study Area. The re-routing of US 27 traffic over local roads in the City of Oxford was also discussed. According to officials from ODOT,this option would require completion of a Traffic Impact Study, as well as a public hearing. As a result of the Work Session, three resolutions have been placed on the Council meeting agenda. The first resolution authorizes the City of Oxford to proceed with the study of re-routing US 27 traffic through the City. The second resolution requests that the Ohio Department of Transportation (ODOT) amend the project study area for the US 27 to State Route 73 Connector ("Compressed Connector"). The third resolution states Council support for amending the Oxford Thoroughfare Plan to include a Connector between US 27 and State Route 73.

After the Council meeting, a second joint meeting with Oxford Township Trustees and representatives of Miami University will be held to develop a consensus on the Connector Project and report back to the Butler County Planning Commission.

Approved By:

	Initial	Date
Department Head:	\	
City Attorney:	\	
City Manager:	\	

RESOLUTION NO. ______

A RESOLUTION AUTHORIZING THE CITY OF OXFORD TO PROCEED WITH THE STUDY OF THE RE-ROUTING OF US-27 WITHIN THE CITY OF OXFORD.

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

Section 1: Council recognizes the Northwest Butler County Transportation Study (NBTS), completed in 2003, provided a recommendation of, "Consideration of re-routing US-27 over local roads".

Section 3: After reviewing current Northwest Butler County Transportation Study funded projects, and receiving input from citizens, the Oxford City Council feels it is in the best interest of the community, for improved pedestrian safety and traffic flow, to explore the re-routing of US-27 within the City.

Section 4: As an identified "Recommended Project" in the Northwest Butler County Transportation Study, the City Council is directing staff to contact OKI and ODOT to integrate the US-27 re-route into the current funded NBTS projects.

Section 6: This Resolution shall take effect at the earliest date allowed by law.

____
MAYOR

ADOPTED: ______________________

ATTEST:

____
DEPUTY CLERK OF OXFORD CITY COUNCIL

INTRODUCED BY: GREIG RUTHERFORD

PREPARED BY: LAW (STAFF)

CITY OF OXFORD
STAFF SUMMARY REPORT

Report to the City Manager

City Council Meeting of: **August 19, 2008**

Account Code #: Not Applicable

Budgeted Amount: N/A

Service Department
Originating Department

Michael B. Dreisbach
Prepared By

August 13, 2008
Date Prepared

Agenda Title: Energy Audit for City of Oxford Facilities and Operations

Recommendation: **Approval**

Discussion:

At its regular meeting of August 5, 2008, the City Council requested legislation authorizing the City Manager to contract for an audit of energy use by City facilities and operations.

Staff has discussed the concept with the leadership of Miami University's Institute of Environmental Sciences (IES). IES reported they are very interested in assisting the City with this endeavor and would be able to begin work on the project this fall. They would expect a final report to be completed prior to May 2009.

Staff has worked with IES on several other projects and has been very pleased with the quality of their work. It is Staff's recommendation that City Council authorize the City Manager to enter into an agreement with the Institute of Environmental Sciences for an audit of energy use by City facilities and operations, and to receive recommendations from the group for possible means of improving efficiencies and reducing costs to the City.

Approved By:

	Initial	Date
Department Head:	MBD	8/13/08
City Manager:		

RESOLUTION NO. ________

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE INSTITUTE OF ENVIRONMENTAL SCIENCES (IES) AT MIAMI UNIVERSITY TO PERFORM AN ENERGY AUDIT OF THE CITY OF OXFORD.

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

SECTION 1: Council recognizes the necessity to take steps to curb global warming and to protect the environment.

SECTION 2: Council hereby accepts the recommendation of the City Manager that the City of Oxford contract with the Institute of Environmental Sciences (IES) at Miami University to perform an Energy Audit of the City of Oxford, including City facilities and operations.

SECTION 3: Council hereby authorizes an Energy Audit be performed by the Institute of Environmental Sciences (IES) to evaluate the energy efficiency of the City of Oxford and to provide suggestions to the City on improvements the City can make toward the goal of protecting the environment.

SECTION 4: This resolution shall take effect at the earliest date allowed by law.

____
MAYOR

ADOPTED: ______________

ATTEST:

____
DEPUTY CLERK OF OXFORD CITY COUNCIL

INTRODUCED BY: GREIG RUTHERFORD

PREPARED BY: LAW (STAFF)

CITY OF OXFORD
STAFF SUMMARY REPORT

Report to the City Manager

Parks and Recreation
Originating Department

Council Meeting Of: August 19, 2008

Mary Ann Eaton
Prepared By

Account Code No. #: N/A

Budgeted Amount: N/A

August 14, 2008
Date Prepared

Agenda Title: Resolution approving the City of Oxford's assistance in the development of the Oxford Area Trails Project.

Recommendation:

Discussion:

As requested by Mayor Dana.

Approved By:

	Initial	Date
Department Head:	\	
City Attorney:	\	
City Manager:	\	

RESOLUTION NO. ________

RESOLUTION APPROVING THE CITY OF OXFORD'S ASSISTANCE IN THE DEVELOPMENT OF THE OXFORD AREA TRAILS PROJECT.

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

SECTION 1: Council recognizes the benefits of the Oxford Area Trails project, referred to as OATS, in providing a safe alternative mode of transportation for citizens of all ages.

SECTION 2: Council recognizes the proposed trails will connect schools, parks, and other City locations, with a long term goal of connecting Oxford via trail to Hueston Woods State Park and other regional trails.

SECTION 3: Council recognizes the OATS committee will continue to raise funds to match grants, promote the trail, and help monitor the trail once it is developed.

SECTION 4: Council hereby authorizes City Staff to be the lead resource in seeking grants and land acquisition to develop the OATS trail.

SECTION 5: Council hereby authorizes the inclusion of the OATS project in the future planning processes of the City.

SECTION 6: This resolution shall take effect at the earliest date allowed by law.

____
MAYOR

ADOPTED: ______________

ATTEST:

____
DEPUTY CLERK OF OXFORD CITY COUNCIL

INTRODUCED BY: PRUE DANA

PREPARED BY: LAW (STAFF)

CITY OF OXFORD
STAFF SUMMARY REPORT

Report to the City Manager

City Manager
Originating Department

Council Meeting Of: August 19, 2008

Mary Ann Eaton
Prepared By

Account Code No. #: N/A

Budgeted Amount: N/A

August 7, 2008
Date Prepared

Agenda Title: Resolution establishing an Ad-Hoc Committee of City, Community and Miami University representatives to discuss the location and presence of new and/or expanded fraternity houses in Oxford.

Recommendation:

Discussion: As requested by Mayor Dana

Approved By:

	Initial Date
Department Head:	\
City Attorney:	\
City Manager:	\

RESOLUTION NO.

A RESOLUTION ESTABLISHING AN AD-HOC COMMITTEE OF CITY, COMMUNITY AND MIAMI UNIVERSITY REPRESENTATIVES TO DISCUSS THE LOCATION AND PRESENCE OF NEW AND/OR EXPANDED FRATERNITY HOUSES IN OXFORD.

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

SECTION 1: Council herewith establishes an Ad-Hoc Committee of City, Community, and Miami University representatives to discuss the location and presence of new and/or expanded fraternity houses in Oxford. The Committee shall be made up of the following positions: (i) Coordinator of Off-Campus Affairs and Miami Tribe Relations; (ii) Interim Director of the Alexander Office of Fraternal Life; (iii) President, Associated Student Government; (iv) Director of Business Services; (v) President, Interfraternity Council; and (vi) a Student Community Relations Commission representative; (vii) Planning Commission member; (viii) City Council member; (ix) Community Development Department member.

SECTION 2: The purpose of the Ad-Hoc Committee of City, Community, and Miami University representatives shall be to (1) discuss the location and presence of new and/or expanded fraternity houses in Oxford; and (2) identify and address issues of all the interested parties and make recommendations to the Student Community Relations Commission, Planning Commission and City Council.

SECTION 3: Council shall fill the Committee by appointing the members by motion.

SECTION 4: This resolution shall take effect at the earliest time allowed by law.

____
MAYOR

ADOPTED:

ATTEST:

____
DEPUTY CLERK OF OXFORD CITY COUNCIL

INTRODUCED BY: PRUE DANA

PREPARED BY: LAW (STAFF)

A work session of the Oxford City Council was called to order by Mayor Prue Dana on Monday, August 11, 2008 at 7:08 P.M. Those Council members present were, Alysia Fischer, Kate Currie, Richard Keebler, Doug Ross, Greig Rutherford and Ken Bogard.

Staff members present: Doug Elliott, City Manager; Jung-Han Chen, Community Development Director; Alan Kyger, Economic Development Director; Mike Dreisbach, Service Director; Steve Schwein, Police Chief; Joe Newlin, Finance Director and Mary Ann Eaton, Deputy Clerk of Council.

Also present were Steve Snyder, Miami University; Greg Wilkens, Butler County Engineer; Michael Juengling, Butler County Department of Development; Keith Smith and Steve Dehart, ODOT, District 8; and Rick Bailey; ODOT Consultant.

APPROVAL OF AGENDA

Mr. Bogard moved approval of the Agenda. Ms. Fischer seconded. The motion carried 7-0-0.

PURPOSE

The purpose of the Work Session was to discuss the federal earmark for transportation improvements, expanding the project study area for a US-27/State Route 73 Connector, and possible legislation for the August 19, 2008 Council meeting.

Mr. Elliott introduced the guests as listed above and noted he would first ask Mr. Bailey to review the memorandums he provided.

Mr. Bailey advised certain steps must be taken before ODOT approval can be granted for use of earmark funding for a non-recommended use. Mr. Bailey noted former Senator DeWine, Senator Brown and Senator Chabot must be consulted and if they concurred that a substitute use of funds was appropriate, an application would be made to ODOT’s Central Office where the new request would be evaluated and a decision rendered.

Mr. Bogard inquired if OKI would need to be consulted and Mr. Bailey advised yes noting a reanalysis of the air quality would have to be made.

Mr. Bailey also advised ODOT would require the City to complete a traffic Impact Study and hold a public hearing.

Mr. Rutherford provided a PowerPoint presentation with regard to re-routing US-27 over local roads and a condensed version of a proposed connector between US-27 and State Route 73.

Mr. Juenjling, Mr. Wilkens, Mr. Smith and Mr. Dehart concurred that the proposals had merit. Mr. Snyder noted designating Miami University property for the project would be a very lengthy process. Mr. Dreisbach advised Chestnut Street would need vast improvements and caution should be taken with regard to impact around the Water Plant.

Council discussed bringing legislation forward at the next meeting to address these transportation issues.

ADJOURNMENT

Mr. Rutherford moved to adjourn at 8:50 p.m. Mr. Bogard seconded. The motion carried 7-0-0.

A regular meeting of the Oxford City Council was called to order by Mayor Prue Dana on Tuesday, August 5, 2008 at 7:30 p.m. Those members present were Ken Bogard, Richard Keebler, Kate Currie, and Greig Rutherford. Doug Ross arrived at 7:40 p.m. Alysia Fischer was excused.

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

ADJOURN TO
EXECUTIVE SESSION

Ms.Currie moved to adjourn to Executive Session at 7:00 p.m. in accordance with Ohio Revised Code section 121.22 (G) for the purpose of discussing (1) Appointments to Boards and Commissions and (3) Pending litigation. Mr. Bogard seconded. The motion passed by the following roll call:

AYE: Mr. Ross, Mr. Keebler, Ms. Currie, Mr. Bogard, Mr. Rutherford, Ms. Dana (6)

NAY: None (0)

ABS: None (0)

RETURN FROM
EXECUTIVE SESSION

Ms. Currie moved to return from Executive Session at 7:20 p.m. Mr. Rutherford seconded. The motion passed by the following roll call:

AYE: Mr. Rutherford, Mr. Keebler, Ms. Currie, Mr. Bogard, Mr. Ross, Ms. Dana (6)

NAY: None (0)

ABS: None (0)

PLEDGE OF ALLEGIENCE

Mayor Dana requested the Pledge of Allegiance.

APPROVAL OF AGENDA

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

PUBLIC PARTICIPATION

**PRESENTATION
WATER SOURCE
PROTECTION PLAN**

Mr. Dreisbach advised the City had been working towards protecting its groundwater resources and Ms. Allison Reed from the Ohio EPA was here this evening to discuss the initiative.

Ms. Allison Reed, noted Oxford had done a wonderful job in developing a Drinking Water Source Protection Plan. Ms. Reed noted the main goals of the plan were to prevent, detect and respond to groundwater contamination in the drinking water source protection areas. Ms. Reed noted the challenge for Oxford was that there were two well fields with multiple jurisdictions which made it difficult to implement strategies that may or may not involve these entities. Ms. Reed advised one of the big successes was forming an active protection team who had regular meetings for a period of six months made up of representatives from Oxford, Wayne and Milford townships as well as fire chiefs and landowners. Ms. Reed noted Oxford's plan was one of the best plans she had reviewed regarding emergency response and future planning as it was very detailed and organized. Ms. Reed congratulated for the City for obtaining an endorsed Drinking Water Source Protection Plan and presented Mr. Dreisbach with a Certificate of Recognition.

Mr. Dreisbach recognized team members John Obrycki from The Environmental Commission, Len Endress, former Fire Chief, and Dave Weihrauch, Water Plant Manager who spearheaded the project.

**PRESENTATION
U.S. 27 HISTORICAL
RECOGNITION**

Oxford Visitors and Convention Bureau – Diana Durr.

Ms. Diana Durr, Executive Director, Oxford Visitors and Convention Bureau, advised a draft Resolution was initiated for Council to consider designating Old Highway 27 as a National Historic Highway. Ms. Durr noted there would be no expense to the City. Council requested more information from Ms. Durr who advised she would provide Council with a written report.

APPOINTMENTS TO BOARDS AND COMMISSIONS

Mr. Bogard moved to appoint Mr. Dan Haizman to the Housing Advisory Commission for a term ending June 30, 2012 and to reappoint Dr. William Douglas Ross to the McCullough-Hyde Memorial Hospital Board of Trustees for a term ending July 1, 2013. Mr. Ross seconded. The motion passed 6-0-0.

PUBLIC COMMENTS

Mr. Butch Hubble, 2190 Gardner Road, thanked Council for the opportunity to address them. Mr. Hubble advised he was the democratic candidate for the County Commissioner's seat and noted he wished to give Council some background regarding his career. Mr. Hubble noted he was a native of Hamilton who spent time in the navy and retired as a commissioned submarine officer. Mr. Hubble advised he then joined the San Francisco Police Department and retired from there before moving back to Hamilton. Mr. Hubble noted since returning to Hamilton he spent time as a commissioner on the City of Hamilton's Planning Board and served on many other important boards trying to improve the City of Hamilton. Mr. Hubble advised he brought 40 years of leadership and management skills to the table and asked for Council's support in November.

Ms. Diana Durr, Executive Director, Oxford Visitors and Convention Bureau, addressed Council noting the VCB had outgrown their office space and requested additional funding in the amount of $15,000 be loaned or given to them from the City of Oxford in 2008 to move to a location that would meet their needs. Ms. Durr advised she left an informational packet at each Councilors desk. Ms. Durr summarized the events and revenue the VCB brought into the City.

Ms. Malinda Anderson, President, Oxford Visitors and Convention Bureau Board, spoke about the importance of the VCB moving to a larger location that would contain storage space and be located close to the Uptown Parks where most of their events took place.

Ms. Sarah Michael, Arts Representative for the Oxford Visitors and Convention Bureau Board, advised the VCB shared space with the Chamber of Commerce and United Way and the VCB space was 9' X 16'. Ms. Michael noted Ms. Durr did not have an office in which to meet with clients or the Board and the Board could not meet there as the space was too small. Ms. Michael commended Ms. Durr for the goodwill she brought to Oxford and encouraged Council to assist with this endeavor.

Mayor Dana advised Council would discuss this matter at the end of the meeting.

Ms. Kathleen Zien, 6060 Joseph Drive, compared Oxford City Council meetings to those of Park Ridge IL. noting 240 citizens attended a recent meeting with 45 speaking during public comment from 8:25 p.m. to 10:45 p.m. Ms. Zien advised her feeling Oxford's Council would not entertain that type of input in time or volume of public comment.

Ms. Zien noted Park Ridge held one meeting per month during the summer instead of two and Councilors scheduled all vacations around the meeting so there were no vacancies for any votes. Ms. Zien also noted Park Ridge did not have an 11:00 p.m. call for meeting extension as they continued through until all items on the agenda were finished.

Ms. Zien advised she would be returning in the future with public comments regarding the Stafford house demolition as it was not a dead issue for her and noted it shouldn't be for Council, HAPC, City Manager and legal counsel.

Mr. Cal Conrad, 5226 Westgate Drive, advised until the zoning code was rewritten a few years ago there was a provision which required a 30 waiting period and an announcement for homes over 50 years old to be demolished. Mr. Conrad encouraged Council to reinstate the provision in the zoning code noting it probably had nothing to do with the Stafford house but it would with other houses.

Mr. Conrad noted there were a number of historic houses not included as historic in the scope of Oxford's law and encouraged Council to think about how to address the issue.

Ms. Dana advised the Historic and Architectural Preservation Commission was working on a Historical Marker program.

CONSENT AGENDA

MINUTES

Minutes of the July 15, 2008 City Council Meeting. (Mary Ann Eaton, Deputy Clerk of Council)

REPORTS

Report regarding the July 2, 2008 Historic and Architectural Preservation Commission Meeting. (Jung-Han Chen, Community Development Director)

RESOLUTIONS

RESOLUTION
CONTRACT WITH
ELSAG NORTH AMERICA

A Resolution No. 4368 authorizing the City Manager to enter into a contract with ELSAG North America for the purchase of a MPH-900X2 Mobile License Plate Reader and associated licenses, hardware, software, shipping and handling at a cost not to exceed $22,000.00 (Steve Schwein, Police Chief)

RESOLUTION
PERFORMANCE
BOND RELEASE

A Resolution No. 4369 authorizing a release of a performance bond in the form of a letter of credit in the amount of $600,000.00 for Anchor Properties, LLC, Walgreen's. (Mike Dreisbach, Service Director)

RESOLUTION
GRANT APPLICATION

A Resolution No. 4370 authorizing the City Manager to apply for a grant with the Ohio Public Works Commission for their Issue I Funds in the amount of $252,000.00 to be used for the rehabilitation of Water Production Well #2. (Mike Dreisbach, Service Director)

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

RESOLUTIONS

RESOLUTION
'WEED AND SEED' GRANT

A Resolution No. 4371 authorizing the City Manager to enter into a Personal and Professional Services Contract with Community Development Professionals, LLC, for the purpose of writing, securing, and administering a federal 'Weed and Seed' Grant. (Steve Schwein, Police Chief)

Chief Schwein advised this grant program had been in force for approximately 20 years and well established communities had utilized it for enforcement activities with regard to illegal drugs and drug education in the community. Chief Schwein noted this was a five year grant for $1,000,000 and would be no cost to the City. Chief Schwein introduced Mindy Finnerty, President/CEO, of Community Development Professionals, LLC.

Ms. Mindy Finnerty, advised her company looked at Oxford's statistics and noted her feeling Oxford would have a competitive grant application based on the serious crime, contributing crime (such as drug activity) and positive resources within the City to help fight crime such as the Police Advisory Board and resources at Miami University.

Mr. Ross inquired what Ms. Finnerty's background was. Ms. Finnerty advised she was the President/CEO of Community Development Professionals LLC. who were a consulting and training firm located in Hamilton, Ohio. Ms. Finnerty advised her firm coordinated the two Weed and Seed sites in Hamilton and facilitated the grant process, reported to the Department of Justice, and worked hand in hand with residents, non-profits and law enforcement to ensure the five year strategy was implemented properly. Ms. Finnerty noted her firm also had several contracts with the Federal Government for non-profit development.

Mr. Rutherford inquired what the community outreach methods would be and Ms. Finnerty advised surveys were ready to send to community members to get their feedback and establish priorities for the program. Ms. Finnerty noted law enforcement would be increased for the weeding portion of the initiative and the seeding element would be based on the community's input.

Mr. Butch Hubble, advised he was on the ground floor when the Weed and Seed program was initiated and noted when administered properly it would do exactly what the community wanted it to do. Mr. Hubble recommended Ms. Finnerty very highly to coordinate the program.

Mr. Keebler moved to adopt Resolution No. 4371. Ms. Currie seconded. The Resolution was adopted by the following roll call:

AYE: Mr. Keebler, Mr. Ross, Mr. Rutherford, Mr. Bogard, Ms. Currie, Ms. Dana (6)

NAY: None (0)

ABS: None (0)

RESOLUTION
BICENTENNIAL EVENT
PLANNING COMMITTEE

A Resolution No. 4372 establishing the Bicentennial Event Planning Committee to plan and execute events celebrating the Bicentennial of the platting of the City of Oxford in 2010. (Doug Elliott, City Manager)

Mr. Elliott advised staff provided legislation for this endeavor as requested by Council member Currie.

Ms. Currie advised she was attempting to make the committee as small as possible to ensure it was functional and inquired how the rest of Council felt. Ms. Currie noted right now the proposed committee would be made up of 9 people.

Council felt the proposed makeup of the committee was adequate noting other members of the community were welcome to attend the meetings.

Ms. Diana Durr, noted the make-up of the proposed committee was similar to the 2002 State of Ohio Bicentennial Committee who worked very well together.

Ms. Currie moved to adopt Resolution No. 4372. Mr. Bogard seconded. The Resolution was adopted by the following roll call:

AYE: Mr. Ross, Mr. Rutherford, Mr. Bogard, Ms. Currie, Mr. Keebler, Ms. Dana (6)

NAY: None (0)

ABS: None (0)

ORDINANCES
FIRST READING

None.

ORDINANCES
SECONDD READING

ORDINANCE
SUPPLEMENTAL BUDGET

An Ordinance No. 3008 Amending Ordinance No. 2990. Supplemental Budget Ordinance Number 2 To Make Supplemental Appropriations For Fiscal Year 2008. (Joe Newlin, Finance Director)

Mr. Newlin advised there was only one change from the first reading which involved an adjustment to an item that was budgeted in the wrong fund with regard to the CDBG Fund.

Mr. Bogard moved to substitute the proposed Ordinance as shown in the agenda with the one distributed to Council this evening. Mr. Keebler seconded. The motion passed 6-0-0.

Ms. Currie had a question regarding income tax collection which Mr. Newlin addressed.

Mayor Dana noted much of the reason the supplemental budget was needed was due to increased fuel costs. Mayor Dana inquired if efforts were being made to conserve gasoline and if the funds were going to be sufficient for the rest of the year and Mr. Elliott advised yes.

Ms. Kathleen Zien, inquired what the changes were in the substituted Ordinance from what appeared in the agenda.

Mr. Newlin reiterated the CDBG Fund adjustment was the only change from the first reading and Ms. Zien was provided a copy of the substituted Ordinance. Ms. Zien noted the importance of fuel conservation.

Mr. Bogard moved to adopt Ordinance No. 3008. Ms. Currie seconded. the Ordinance was adopted by the following roll call:

AYE: Mr. Rutherford, Mr. Bogard, Ms. Currie, Mr. Keebler, Mr. Ross, Ms. Dana (6)

NAY: None (0)

ABS: (0)

ORDINANCE
HAPC GUIDELINES

An Ordinance Repealing Chapter 25, Graphics, Signage, & Building Identification Of The Design Guidelines For The City of Oxford's Historic District And Adopting New Chapter 25, Graphics, Signage, & Building Identification Of The Design Guidelines For The City Of Oxford's Historic District. (Jung-Han Chen, Community Development Director)

Mr. Chen advised the intent of the proposed Ordinance was to create consistency between the zoning code and HAPC Design Guidelines regarding sandwich boards, and to maintain historic character in the Uptown District.

Ms. Dana advised the HAPC was not bringing the proposed Ordinance to Council as a controlling measure but rather as a result of what applicants were bringing to them as the Historic and Architectural Preservation Commission. Ms. Dana noted the four areas in Chapter 25 that the commission would like to see amended as shown on page 46 of the agenda.

Mr. Mike Smith, Chair, HAPC, noted the HAPC consistently received requests for the use of temporary banners which was taxing for staff to monitor and advised business owners had been very receptive to the use of sandwich boards in their place.

Mr. Howell Lloyd, Commissioner, HAPC, noted his feeling it was the Historic and Architectural Preservation Commission's responsibility to act in the interest of the City in maintaining the aesthetics of the Uptown Historic District including signage. Mr. Lloyd noted his feeling sandwich boards caught people's eye and the message could change on a daily basis. Mr. Lloyd advised his feeling sandwich boards were appropriate and effective and the changes the commission proposed would contribute to the character of the Historic District.

Ms. Susan Kay, Commissioner, HAPC, advised the commission was very concerned about the facades on buildings in the Uptown District and they worked carefully to make sure they were historically appropriate and fit in with surrounding buildings. Ms. Kay noted the commission felt banners were an inappropriate covering up of what they tried hard to achieve.

Mr. Ross noted his feeling this was another example of Oxford being the anti-business capital of Butler County.

Mr. Rutherford referred to page 46 of the agenda #9 and noted concern with prohibiting clipart trademarks.

Mr. Rutherford noted perhaps the temporary sign regulation needed to be tweaked to address banners noting the regulation should be the same across the City and not just in the Uptown District.

Mr. Rutherford referred to page 46 of the agenda #4 and noted concern with prohibiting internal illumination of signs noting he was not convinced this was the appropriate area of the code to address sign regulations.

Mr. Bogard inquired if existing illuminated signs were grandfathered and Mr. Chen advised yes. Mr. Rutherford noted certain proprietors would be disadvantaged.

Mr. Keebler noted his support for the proposed amendments and advised he did not have a problem with different signage requirements for different districts. Mr. Keebler suggested someday signs could be 'un-grandfathered' noting it had been done before.

Ms. Currie advised neon signs could be very advantageous for business owners although if everyone in the Uptown District had them it would become obnoxious. Ms. Currie advised she could support prohibiting banners if that included the City and Miami University. Ms. Currie noted the clipart trademarks and corporate logo restrictions needed clarification.

Mr. Ross stated he would like to amend the proposed Ordinance to ban banners and Mr. McHugh advised that would require different legislation. Mr. Ross noted he was tired of having one set of rules for businesses and another for the City, University, and schools.

Mr. Cal Conrad, Westgate Drive, advised he was on Council when the first sign ordinance was adopted. Mr. Conrad noted the issue of fairness arose and a two year conformance period was deemed appropriate.

Mr. Scott Webb, advised he was speaking on behalf of the Chamber of Commerce. Mr. Webb encouraged the continued use of the phrase 'is discouraged' rather than 'are prohibited' in the Graphics, Signage, and Building Identification Guidelines. Mr. Webb noted the HAPC had the opportunity to review all new signs in the Uptown District.

Ms. Dana suggested tabling the proposed Ordinance and having the HAPC and staff rework it with Council's comments in mind and Mr. Elliott concurred.

Mr. Bogard moved to table the proposed Ordinance indefinitely and refer it to staff and the HAPC. Mr. Rutherford seconded.

Mr. Keebler suggested voting the proposed ordinance down so when it came back it would be the first reading of a new ordinance.

Mr. Bogard withdrew his motion and Mr. Rutherford withdrew his second.

Mr. Rutherford moved to adopt the proposed Ordinance. Mr. Keebler seconded. The motion failed by the following roll call:

AYE: Ms. Dana (1)

NAY: Mr. Bogard, Ms. Currie, Mr. Keebler, Mr. Ross, Mr. Rutherford (5)

ABS: None (0)

ORDINANCE
CONDITIONAL USE

An Ordinance No. 3009 Approving A Conditional Use Permit For A Commercial Development To Include An Automobile Service Station In The General Business (GB) District At 3900 Southpointe Parkway, Oxford, Ohio With Conditions. (Jung-Han Chen, Community Development Director)

Mr. Chen noted the Planning Commission reviewed this proposal extensively and attached 15 conditions to the proposal and Council had concerns with several of them. Mr. Chen noted staff addressed the issues and offered suggestions regarding condition g., h., k., m., and n.

Mr. Scott Webb, Applicant, advised his client was amenable to the conditions set forth by the Planning Commission and noted he and his client felt they met the Planning Commission's and Council's desires for the property. Mr. Webb noted his hope Council would approve the Conditional Use request.

Mr. Bogard referred to condition g. and requested clarification of a 0.5 foot-candle at the property line and Mr. Webb advised the light would be seen but not illuminating another property.

Ms. Dana referred to the map on page 90 of the agenda and inquired if the number of gas pumps had been reduced and Mr. Keebler advised yes.

Ms. Dana noted Council had received a lot of letters and emails regarding this project which were appreciated. Ms. Dana thanked those who commented.

Ms. Kathleen Zien, 6060 Joseph Drive, inquired who on Council may have driven to the existing 7 gas stations in town and the 2 in McGonigle prior to the Planning Commission vote to see the current available service. Ms. Zien noted her feeling what was on the table needed to be reconsidered and it was not too late to ask for a reduction of the pump count.

Ms. Zien noted her feeling a quote from a Park Ridge watchdog was applicable here 'We hope that Councilors have an epiphany and realize it's wrong to prefer wishes of special interest and desire of an individual applicant and developer over the will of Council constituents.' Ms. Zien reiterated that Council had received letters of opposition from many. Ms. Zien advised once ground was broken on South 27, green space gone, asphalt laid, buildings up and hardscape in the property would never be the same. Ms. Zien encouraged Council to do the right thing and reconsider the impact of too many pumps before it was too late. Ms. Zien reiterated she felt this project would not reduce trips to the core of town. Ms. Zien noted the rezoning of South 27 for a gas station and quick mart was unwelcome and an inappropriate entry to town and clearly proved that the voice of the people had not been heard. Ms. Zien stated Council received a more than a disproportionate response of nonsupport letters for this proposal as late as today.

Ms. Margarette Beckwith, 4358 Kehr Road, noted as a Landscape Architect this plan disappointed her noting the overriding passion for this community was that most people wanted more rural character and this plan would diminish that whole character on approach to Oxford. Ms. Beckwith noted the berm would screen to some degree but the plantings would do nothing to help contribute to the screening effect. Ms. Beckwith advised she would rather not see this built and noted gas stations on Stillwell Beckett Road were never overflowing with cars. Ms. Beckwith also noted future retail would add to the problem.

Ms. Betty Rogers, advised Council turned down several other requests for gas stations within the City. Ms. Rogers noted she agreed with Ms. Beckwith's comments that people loved the rural green approach to Oxford. Ms. Rogers expressed her concern with a domino effect and encouraged Council to turn down the proposal.

Mr. Jay Elliott, 5127 Bonham Road, noted his feeling the community should not and is not obligated to the developer on any project especially this one even though some Councilors may feel an obligation. Mr. Elliott noted Councils changed and the current Council was not obligated to go along with anything that might have been implied in the past. Mr. Elliott noted this approach needed to be preserved and encouraged Council to disapprove the request based on the appropriateness of it.

Ms. Sarah Michael, noted her opposition to the proposal and advised she advocated natural areas. Ms. Michael noted adjacent to this property were birding areas and trails which abutted the entire apartment complex and had changed significantly already. Ms. Michael advised she was all for preserving the natural character of the 27 South corridor.

Ms. Kathleen Zien, 6060 Joseph Drive, referred to some of Mr. Elliott's comments noting the City had waived tap in fees and capacity benefit charges for this developer. Ms. Zien noted one parcel was going to affect everyone coming into town. Ms. Zien advised the police and emergency personnel needed to be as localized as possible.

Mr. Cal Conrad, Westgate Drive, noted he had sent Council and the Oxford Press a letter expressing his opposition to this proposal. Mr. Conrad advised he had only heard one person speak in favor of the project and that was Mr. Webb.

Ms. Currie advised her feeling providing a gas station at Southpointe so people wouldn't have to drive into town was disingenuous. Ms. Currie noted the idea of providing community based small retail establishments had a lot of merit and she would rather see a restaurant there that people could walk to and development a sense of community in a new development. Ms. Currie advised she remained opposed to a gas station in this location.

Mr. Keebler noted the entrance to the City was eventually going to change and the City annexed the property to have as much control over it as possible. Mr. Keebler noted his feeling it was appropriate to have a convenience area there to serve the residents. Mr. Keebler noted that entrance to the City looked much better than the hotel which sat there since 1955. Mr. Keebler noted approximately 50 people had expressed opposition to the project which was a small portion of the citizens. Mr. Keebler advised he had talked to a number of people who felt the project was appropriate and noted people usually did not come forward unless it affected them directly. Mr. Keebler advised when people felt an idea was good Council as a whole never heard from them. Mr. Keebler advised he supported the project.

Mr. Ross thanked all those who sent Council correspondence regarding this proposal. Mr. Ross noted he liked the deeds this developer and architect did and advised they did their best to do what they said they were going to do. Mr. Ross noted by right the developer could build a Waffle House or White Castle without a drive-through. Mr. Ross noted having said that he would urge Council to vote no on the project.

Mr. Rutherford advised he understood the community's worry that 27 South would look like Colerain Avenue and noted Council had no desire for that to occur. Mr. Rutherford noted he felt it was important for those who spoke tonight to participate in the Comprehensive Plan and the implementation of it. Mr. Rutherford advised he agreed with Ms. Beckwith regarding the screening of the site and that the screening needed to be much denser. Mr. Rutherford addressed his concerns regarding condition g. and h. on page 49 of the agenda and conditions k. m. and n. on page 50 of the agenda suggesting amendments to them.

Mr. Bogard addressed his concern with condition m. on page 50 of the agenda. Mr. Bogard reiterated that Council did not want strip malls from McGonigle to Chestnut Street and these matters could be regulated by the zoning code. Mr. Bogard advised his feeling the proposal was appropriate. Mr. Bogard noted he was tired of personal attacks on developers whether it was this one or another one.

Ms. Dana provided some history with regard to properties surrounding this project. Ms. Dana noted this proposal was different in that it was a PUD which was mixed use and included student housing, multi-family housing, single-family housing, business, and a Tech Park and Council would watch the development every step of the way. Ms. Dana noted Indian Trace was supposed to have had many attributes which it did not because there was no review of the development. Ms. Dana noted it was up to Council to oversee the progression of this PUD. Ms. Dana noted she would like to see this move forward with the addition of Council's suggestions and the possible reduction of the number of gasoline pumps.

Ms. Dana advised there was a partnership between the City and the developer and the City gained a new water line as a result of this development.

Mr. Ross noted his displeasure with the fact that the sidewalk had not been installed.

Mr. Keebler moved to amend the proposed Ordinance as follows: Condition g. 'A detailed lighting and photometric plan shall be submitted. All building and property lighting shall be designed to limit the light levels to a maximum of a 0.5 footcandle at the property line.' Condition h. 'Unshielded building lighting shall not be allowed on the proposed retail building.' Condition k. 'Internal circulation markings showing exit and entrance lanes shall be clearly delineated.' Condition m. 'Screening shall be provided through mounding and landscaping so that the proposed use on this site is screened by a five foot earthen landscaping mound and landscaping as provided on the drawing on page 91 of the agenda and adding that five addition 10 foot Colorado Blue Spruce or similar species trees be placed along the berm.'Condition n. ' Commercial development shall only be accessible from Southpoint Parkway. Fifty feet of side and rear yard setback from U.S. 27 shall be maintained. Mr. Ross seconded. The motion passed 6-0-0.

Council discussed the idea of reducing the number of pumps from 3 double stacked pumps to 2 double stacked pumps and the consensus was to leave the number at 3 partly due to the design aspect.

Mr. Bogard moved to adopt Ordinance No. 3009 as amended. Mr. Keebler seconded. The Ordinance was adopted by the following roll call:

AYE: Mr. Keebler, Mr. Rutherford, Mr. Bogard, Ms. Dana (4)

NAY: Ms. Currie, Mr. Ross (2)

ABS: None (0)

ORDINANCE
PLANNED DEVELOPMENT

An Ordinance No. 3010 Accepting The Planning Commission's Recommendation For Final Plan Approval Of Phase I Of The Planned Development For The R3 Portion Of Southpointe Crossing With Conditions. (Jung-Han Chen, Community Development Director)

Mr. Chen advised this was the final plat approval for phase I of the Planned Development at Southpointe Crossing. Mr. Chen noted at the last meeting there were concerns regarding when the bridge issue would be resolved and the language in the proposed Ordinance was modified to require that all comments received by the Fire and Engineering Departments were addressed and satisfactory prior to the submission of the final (recording) plat.

Mr. Scott Webb, Applicant, reminded Council that this process started 6-7 months ago with approval for up to 400 units and the developer chose to build 90 and maintain green space. Mr. Webb thanked Council for their consideration and noted his hope the proposed Ordinance would be adopted.

Ms. Dana noted this was an important component for mixed use and design and oversight was equally important.

Mr. Keebler noted his hope the developer would work very hard to ensure this would not become strictly a student rental development.

Mr. Bogard moved to adopt Ordinance No. 3010. Mr. Keebler seconded. The Ordinance was adopted by the following roll call:

AYE: Mr. Keebler, Mr. Ross, Mr. Rutherford, Mr. Bogard, Ms. Currie, Ms. Dana (6)

NAY: None (0)

ABS: None (0)

ORDINANCE
CONDITIONAL USE

An Ordinance No. 3011 Approving A Conditional Use Permit For Residential Land Use On The First Floor Of A Proposed New Four Dwelling Apartment Building In The Uptown (UP) District located Behind 25 West High Street. (Jung-Han Chen, Community Development Director)

Mr. Scott Webb, Applicant, reminded Council the developer was seeking to build a smaller building than what they could build by right in this district and the proposal had gone before the BZA, HAPC, Planning Commission and now Council. Mr. Webb noted he would appreciate Council's consideration.

Ms. Kathleen Zien, 6060 Joseph Drive, noted her feeling it did not matter that the proposal went before different boards because each group had their own group for review. Ms Zien advised no one including Council had addressed the safety issues and bottleneck the proposed building would create. Ms. Zien encouraged Council to thoroughly review decision standards F., H., and K. as listed on page 148 of the agenda. Ms. Zien referred to page 164 #11. of the agenda and noted she would like to see the list of adjacent property owners.

Mr. Keebler noted the developer could by right build a larger building with ground floor commercial space which would only make the intersection busier.

Ms. Currie concurred with Mr. Keebler's comment. Ms. Currie noted concern that the City did not have required residential parking in this district and noted that should not ease the burden on the developer. Ms. Currie suggested a regulation could be incorporated into the zoning code or building code that would require developers to contribute to the parking fund thus contributing to the creation of parking areas. Ms. Dana noted the Parking and Transportation Committee was addressing this issue. Ms. Currie noted she agreed with Ms. Fischer's comments at the last meeting that Council needed to review legislation regarding alleys.

Mr. Bogard noted he liked the idea of developers contributing to the parking fund and noted perhaps in the future additional parking garages could be built by the business owners in the Uptown District.

Mr. Rutherford advised he had reviewed the decision standards and noted an objective evaluation of them clearly showed that they had been satisfied. Mr. Rutherford advised he had no reservations about voting in favor of the proposed Ordinance. Mr. Rutherford noted his support for the notion of a contribution to the parking fund.

Ms. Dana concurred with Mr. Rutherford's comments at the last meeting and noted alleys were under utilized and needed to be more pedestrian friendly. Ms. Dana noted she had reviewed the decision standards regarding this project and felt they had been met.

<u>Mr. Bogard moved to adopt Ordinance No. 3011. Mr. Keebler seconded. The Ordinance was adopted by the following roll call:</u>

AYE: Mr. Keebler, Mr. Ross, Mr. Rutherford, Mr. Bogard, Ms. Currie, Ms. Dana (6)

NAY: None (0)

ABS: None (0)

<u>**ANNOUNCEMENTS**</u>

Ms. Dana advised she would like a Resolution on the next agenda to form an Ad-Hoc Committee to study the location and presence of new and/or expanded fraternity houses in Oxford.

Ms. Dana noted a Resolution regarding an energy audit was requested by Mr. Rutherford. Mr. Rutherford advised he would like the issue to move forward noting his hope Council would read the U.S. Mayors Agreement on Climate Protection. Mr. Rutherford advised he would like to get this in place and incorporate it in the Comprehensive Plan.

Ms. Dana advised she would like a Resolution on the next agenda to address the Oxford Area Trails program which would authorize City staff to be the lead resource in seeking grants and land acquisition. Ms. Dana noted Council received a copy of June 6, 2006 minutes in their Friday Packet which addressed the matter.

Ms. Dana requested Mr. Elliott to address an issue with Time Warner Cable. Mr. Elliott addressed a letter received by Time Warner Cable regarding a franchise agreement which was included in Council's Friday Packet.

Ms. Dana inquired how Council wanted to proceed with regard to Deer control noting options had been given to them in a report from David Treleaven, Environmental Specialist. Mr. Elliott suggested this topic be discussed at a Work Session. After discussion Council agreed a Work Session would be appropriate to answer additional questions and discuss options and funding.

Ms. Dana referred to the funding request made earlier this evening by Ms. Durr of the Oxford Visitors and Convention Bureau. Mr. Elliott noted he met with Ms. Durr and advised her a supplemental appropriation would be necessary to fund this request if Council was so inclined. After discussion Council decided a supplemental budget Ordinance on the next agenda would be appropriate to allow Council to discuss the matter and make a decision regarding the funding request.

<u>Ms. Currie moved to extend the meeting until 11:15 p.m. Mr. Rutherford seconded. The motion passed 6-0-0.</u>

Mr. Elliott advised a Work Session was scheduled for August 11th at 7:00 p.m. to discuss the US-27/State Route 73 connector noting a Resolution would appear on the August 19th agenda regarding the connector to determine Council's position on the matter. Mr. Elliott noted a follow-up meeting would be scheduled with the township trustees and others so a report could be given to the Butler County Commissioners before their October meeting.

Mr. Elliott advised a Work Session was scheduled for August 26th at 7:00 p.m. to discuss the Capital Improvement Plan.

Mr. Elliott noted an additional Work Session regarding Municipal Facilities would be scheduled in the near future.

Mr. Dreisbach updated Council on the construction projects taking place through out the City.

Mr. Kyger noted he would update Council on the old Wal-Mart and Odd Lots properties at the Municipal Facilities Work Session.

Mr. Ross thanked Mr. Hubble for attending the meeting this evening.

Mr. Ross inquired if the City was drawing a tax on cable television payments and Mr. Elliott advised a video service provider fee was received by the City and it was estimated to be $160,000 this year.

Mr. Ross advised there were many trees within the City in need of pruning.

Mr. Rutherford advised the Senior Citizens games were coming up soon and they would like to reserve banner space Uptown to promote the event. Mr. Elliott advised applications were available at City Hall. Mr. Rutherford encouraged seniors throughout the area to visit the Senior Citizens center.

Mr. Rutherford congratulated Kyle Shriver and his family for Kyle becoming an Eagle Scout.

Mr. Rutherford encouraged Council, staff and citizens to read the book 'Cradle to Cradle'.

Mr. Bogard congratulated Ms. Durr on the success of the Porsche Show.

Mr. Bogard congratulated Talawanda High School for being one of 25 High Schools nationwide named as a "Pace Setter" School which was outlined in Saturday's Journal News.

Ms. Currie inquired if the City had looked into centralized recycling Uptown as the question was raised to her today and Mr. Elliott noted it was available and the fee was less than for solid waste.

Ms. Currie noted Jim Lipnickey from Habitat for Humanity came to the Housing Advisory Commission to inform them Habitat would like to add more houses on Reagh's Way which led to a conversation regarding a centralized location for social service agencies. Ms. Currie inquired if the Oxford Area Assistance Coalition could assist with this idea and Mr. Bogard advised yes.

Mayor Dana reminded everyone to use the yard waste drop off at the City garage on Saturdays.

Mayor Dana thanked the planning staff and Ms. Dale for their efforts regarding the Comprehensive Plan Update.

Mayor Dana noted Kim Peterka moved bulbs from the Stafford house yard to the Community Arts Center.

Mayor Dana noted she had reports for Ms. Zien regarding NIC and parking.

Mayor Dana congratulated Ms. Durr on the Porsche Show.

Mayor Dana noted a Mayor/Council neighborhood walk may take place this fall.

ADJOURN

Mr. Bogard moved to adjourn at 11:13 p.m. Ms. Fischer seconded. The motion passed 6-0-0.