City of Oxford OHIO
HOME OF MIAMI UNIVERSITY

Agenda

Oxford City Council

Court House

TUESDAY, SEPTEMBER 6, 2011

EXECUTIVE SESSION
7:00 P.M.

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

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

REGULAR MEETING
7:30 P.M.

PLEDGE OF ALLEGIANCE

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

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

3. Public Participation.

   A. Recognition/Proclamation "Jim Squance Day"

      Proclamation

   B. Proclamation "Hispanic Heritage Month"

      Proclamation

   C. Proclamation "9/11 Tribute"

      Proclamation

   D. Public Comments

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

4. Consent Agenda.

   A. Minutes of the August 16, 2011 City Council Meeting. (Mary Ann Eaton, Clerk of Council)

      Minutes

   B. Minutes of the August 23, 2011 City Council Work Session. (Mary Ann Eaton, Clerk of Council)

      Minutes

   C. Report regarding the August 30, 2011 Civil Service Commission Meeting. (Donna Heck, Human Resources Director)

      Report

   D. A Resolution authorizing the sale of salvaged, junk and/or abandoned motor vehicles. (Steve Schwein, Police Chief)

      Staff Report/Resolution

   E. A Resolution authorizing the City Manager to sign Preliminary Consent Legislation and other contracts with the Ohio Department of Transportation in connection with resurfacing parts of US-27 inside the corporate limits at no cost to the City of Oxford. (Mike Dreisbach, Service Director)

      Staff Report/Resolution

5. Resolutions.

1. A Resolution authorizing the City manager to enter into a Pre-Annexation Agreement with the Joanne Pelley Means, Trust for land in the Township of Oxford, Butler County, Ohio to be annexed into the City of Oxford, Butler County, Ohio subject to the conditions stipulated in the Pre-Annexation Agreement. (Alan Kyger, Economic Development Director)

   Staff Report/Resolution

2. A Resolution authorizing the City Manager to apply for "Principal Forgiveness Financing" (grant) in the amount of $3,121,500 through the State of Ohio's Water Pollution Control Loan Fund for the rehabilitation of the primary digester and other associated improvements at the City's Wastewater Treatment Plant. (Mike Dreisbach, Service Director)

   Staff Report/Resolution

3. A Resolution of Council supporting the submission of a grant application for Ohio Public Works Commission Issue 1 funds in the amount of $395,000.00 to be used for the rehabilitation of College Avenue between Spring Street and High Street. (Mike Dreisbach, Service Director)

   Staff Report/Resolution

4. A Resolution accepting/rejecting the Fact Finder's Report and Recommendations issued by Mitch B. Goldberg, Fact Finder on September 2, 2011 in the matter of the Collective Bargaining Agreement between the City of Oxford and the Oxford Police Sergeants and Lieutenants F.O.P. Lodge 38. (Doug Elliott, City Manager)

   Staff Report/Resolution

5. A Resolution accepting the amounts and rates as determined by the Budget Commission of Butler County, Ohio and authorizing the necessary tax levies and certifying them to the County Auditor. (Joe Newlin, Finance Director)

   Staff Report/Resolution

6. Ordinances.

   A. First Reading - None.

   B. Second Reading - None.

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

   1. Remarks from City Council and City Staff.

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

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

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

THUR - Sept 8 Community Relations Commission Meeting 5:00 p.m. Municipal Building

THUR - Sept 8 Police Advisory Board Meeting 7:00 p.m. Senior Citizens Center

FRI - Sept 9 Student Community Relations Commission Meeting 3:00 p.m. LCNB

TUES - Sept 13 Planning Commission Work Session 6:00 p.m.

TUES - Sept 13 Planning Commission Meeting 7:30 p.m. Cancelled

THUR - Sept 15 Recreation Board Meeting 4:00 p.m. Senior Citizens Center

MON - Sept 19 Housing Advisory Commission Meeting 7:00 p.m. Municipal Building

TUES - Sept 20 City Council Meeting 7:30 p.m.

WED - Sept 21 Board of Zoning Appeals Meeting 7:30 p.m.

FRI - Sept 23 Community Improvement Corporation Meeting 12:00 p.m. LCNB

FRI - Sept 23 Student Community Relations Commission Meeting 3:00 p.m. LCNB

WED - Sept 28 Civil Service Commission Meeting 7:00 p.m.

8. Adjourn.

Office of the Mayor

Proclamation

Whereas: Jim Squance is retiring on September 9, 2011 after thirty three years of service; and

WHEREAS, Jim began his career as a police officer in September of 1978, and was promoted to Sergeant in May of 1982; and

WHEREAS, during his career, Jim has supervised the Talawanda School Resource Program and worked as a detective, bike patrol officer, and has served as the community oriented policing coordinator and public information officer; and

WHEREAS, Jim has helped implement the 'Hooked on Fishing, Not on Drugs' youth program, directed the Citizens Police Academy and has participated on boards and committees too many to mention; and

WHEREAS, Jim has been instrumental in growing the annual Pig Roast from a small barbecue at City Hall to an event the entire community looks forward to every August in the Uptown Parks; and

WHEREAS, Jim has connected the police department with the community and is well known throughout the Oxford area; and

WHEREAS, Jim has been an integral part of the Oxford Police Department and his commitment to community policing has advanced the efforts of the department in a very positive way; and

WHEREAS, Jim's outgoing personality and positive attitude will truly be missed by all of City staff and City Council.

NOW, THEREFORE, I, Kenneth H. Bogard, Vice Mayor of the City of Oxford, Ohio, do hereby proclaim Tuesday, September 6, 2011 as:

'JIM SQUANCE DAY'

in the City of Oxford and urge all citizens and his fellow employees to congratulate him on his retirement and wish him the best in all his future endeavors.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of Oxford to be affixed this 6th day of September, 2011.

KENNETH H. BOGARD, VICE MAYOR

Office of the Mayor

Proclamation

Whereas: Oxford has always embraced the many cultures and peoples that make our country so diverse and Hispanic-Americans are the fastest growing minority population in the country; and

WHEREAS, as a result of their determination, intelligence, hard work and perseverance, Hispanic-Americans have contributed immensely to the growth of our country, helping to shape the character and future of this state; and

WHEREAS, the cultural, educational, and political influences of Hispanic-Americans can be seen and appreciated in all aspects of our life, from farm-worker struggles for housing and equal wages, to incredible and gifted artists, vibrant businesses, music and community festivals; and

WHEREAS, the Hispanic-American community has a long and important history of commitment to our Nation's core values and the contributions of this community have helped make our country great. During National Hispanic Heritage Month we celebrate the many achievements of Hispanic-Americans and recognize their contributions to our country; and

WHEREAS, National Hispanic Heritage Month is an opportunity to celebrate the spirit and accomplishments of Hispanic-Americans everywhere. To honor those achievements, the Congress, by Public Law 100-402, as amended, has authorized and requested the President to issue annually a proclamation designating September 15 through October 15 as 'National Hispanic Heritage Month'.

NOW, THEREFORE, I, Kenneth H. Bogard, Vice Mayor of the City of Oxford, Ohio, do hereby proclaim September 15th thru October 15th, 2011 as:

'HISPANIC HERITAGE MONTH'

in the City of Oxford and urge all citizens to join me in celebrating the significant contributions of Hispanic-Americans in our country by participating in the activities and events planned for this important occasion.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of Oxford to be affixed this 6th day of September, 2011.

KENNETH H. BOGARD, VICE MAYOR

Office of the Mayor

Proclamation

Whereas: people of all ages and walks of life, across America, and around the world, collectively witnessed an event of immense tragedy on September 11, 2001; and

WHEREAS, the events of that day instantly transformed nearly everyone's lives, some through personal loss, and many others through an unfamiliar sense of individual and national vulnerability; and

WHEREAS, an unprecedented, historic bonding of Americans arose from the collective shock, unifying the country in an outpouring of national spirit, pride, selflessness, generosity, courage and service; and

WHEREAS, many brave people heroically, tirelessly and courageously participated in an extraordinarily difficult and dangerous rescue and recovery effort, in some cases voluntarily putting their own well-being at risk; and

WHEREAS, September 11 will never, and should never be just another day in the hearts and minds of all Americans. September 11, 2011 will be the 10th anniversary of the 9/11 attacks on America and many citizens may wish to memorialize September 11 by engaging in, or making a plan to engage in personal and individual acts of community service, or other giving activities, as part of a solemn day of remembrance and tribute.

NOW, THEREFORE, be it resolved by the City of Oxford, in tribute to all of the victims of 9/11 and the many who rose in service in response to the 9/11 terrorist attacks, will observe September 11, 2011, the 10th Anniversary of 9/11, as a voluntary Day of Service and Remembrance, and furthermore calls upon all its citizens and organizations to consider joining in this observance and to engage in activities of tribute, solemn remembrance and charitable service.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of Oxford to be affixed this 6th day of September, 2011.

KENNETH H. BOGARD, VICE MAYOR

A Regular meeting of the Oxford City Council was called to order by Mayor Richard Keebler on Tuesday, August 16, 2011 at 7:00 p.m. Those members present were Ken Bogard, Kate Currie, Bob Blackburn, John Harman and Kevin McKeehan. Greig Rutherford 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, Clerk of Council.

ADJOURN TO EXECUTIVE SESSION

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

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

NAY: None (0)

ABS: None (0)

RETURN FROM EXECUTIVE SESSION

Mr. Blackburn moved to return from Executive Session at 7:28 p.m. Mr. Bogard seconded. The motion passed 6-0-0.

PLEDGE OF ALLEGIANCE

Mayor Keebler called for 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

PROCLAMATION
'COMMUNITY ARTS CENTERS DAY'

Mayor Keebler read the Proclamation and noted on Sunday, August 28, 2011 an arts parade would take place in Oxford at 2:00 p.m. and other events would occur until 5:00 p.m. Mayor Keebler advised Mr. Bogard would represent the City at the event.

**NOTICE TO
LEGISLATIVE AUTHORITY**

Transfer permit from Oxford Recreation Inc DBA The Balcony 116 1/2 E. High Street Oxford, Ohio 45056 to First Round Draft Inc. DBA O Pub 10 W. Park Place Oxford, Ohio 45056.

Mr. Kyger noted the existing license for the Balcony which was torn down and rebuilt would move to 10 W. Park Place and it was a D5 permit. Mr. Kyger noted Mr. Ted Wood, applicant was in attendance and owned two other establishments in Oxford which served alcohol. Mr. Kyger advised he spoke to Chief Schwein regarding the transfer and he raised no concerns.

Ms. Currie moved to accept the notice without comment. Mr. Harman seconded. The motion passed 6-0-0.

**APPOINTMENTS TO
BOARDS AND COMMISSIONS**

Ms. Currie moved to appoint Mr. Robert Benson to the Planning Commission to fill an unexpired term ending June 30, 2015. Mr. Blackburn seconded. The motion passed 6-0-0.

PUBLIC COMMENTS

Mr. David Brown, Butler County Auditor's Office, advised he had a copy of the County's Annual Popular Financial Report which he handed to Mr. Elliott to share with Council. Mr. Brown noted the report was available on the county website and encouraged citizens to review it, noting it gave a snapshot of county finances and how money was being spent.

Mr. Harman inquired if the county would hold Town Hall Meetings again so citizens could discuss their property assessments. Mr. Brown advised he wasn't sure if the county would hold Town Hall Meetings for the triennial. Mr. Brown noted the next tax year that would be impacted by values would be payable in 2012 and advised he was sure the county would hold a few Town Hall Meetings. Mr. Brown noted values in some cases were stable and in some cases were still in decline since the 2009 reevaluation.

Ms. Bobbe Burke, 722 David Drive, addressed Council regarding the upcoming Walk-About event to welcome students back to Oxford and provided Council members with the informational packet that students would receive during the event. Ms. Burke discussed the items in the packet which included a brochure regarding rules, regulations and expectations to assist students in living successfully and without incident off campus, a comprehensive overview of what students needed to know about hosting parties and the consequences of serving underage students, a tornado safety pamphlet, information regarding how to share joint bills and how to resolve financial conflicts, parking issues, recycling, emergency phone numbers and information from the Student Community Relations Commission and Community Relations Commission to help students understand the community wanted them to feel supported and protected in Oxford. Ms. Burke noted she looked forward to another successful year and thanked Council members and staff for participating in the Walk About event.

Mayor Keebler thanked Ms. Burke for spearheading the initiative.

Ms. Kathleen Zien 6060 Joseph Drive, complimented the Service Department noting everyone was open and accommodating, Ms. Hendricks was wonderful and Mr. Dreisbach made himself available. Ms. Zien advised the employees at the City Garage were accommodating.

Ms. Zien advised she had read two articles regarding Oxford's future deer culling and it was her understanding that Oxford's 3,2,1 program allowed the hunter to take 3 female deer, donate 2 to the Hamilton food pantry and only then were they permitted to take an antlered deer. Ms. Zien advised her first instinct was that this method was counter-intuitive noting she assumed if the City wanted to control the herds, the hunters should be able to hunt the bucks first. Ms. Zien advised at the very least she thought the hunter may keep 1 of 2 deer for his freezer, donate 1 and then more quickly get to hunt the antlered males. Ms. Zien noted she put a reliable hunter in touch with the City and he was now part of the lottery of Oxford hunters and would be contacted if selected. Ms. Zien advised preference to participate in Oxford's Deer Management Program was given to City Police Officers and previous participants and inquired why the City did not welcome all registered, qualified and approved hunters. Ms. Zien noted while an officer may be a sure shot with a gun his/her skills with a bow and arrow may not be as accurate. Ms. Zien advised if previous years hunters were limited to City staff it was easy to understand why the City was overrun by deer. Ms. Zien noted last year 11 hunters were certified by a proficiency test and only 13 antlerless deer were harvested with 8 being donated. Ms. Zien advised there may be as many as a dozen deer on Joseph Drive in the mornings and when they grazed on plants she had readied for the farmers market they were no longer welcome. Ms. Zien asked Council not to limit options on the pool of hunters because even experienced hunters could not guarantee success. Ms. Zien inquired how the locations and times for hunting deer in Oxford were determined. Ms. Zien asked Council with only 5 weeks before deer season started to rethink the protocol for deer hunting and concentrate on quantitative numbers of deer being harvested. Ms. Zien noted deer did not feel threatened in Oxford and the City was long overdue in culling the herd which had become a safety hazard.

Mr. Elliott addressed Ms. Zien's concerns noting it was his idea that hunters took 3 antlerless deer before taking an antlered deer. Mr. Elliott advised 4 years ago a company from Pennsylvania gave a presentation to Council regarding deer management and discussed how important it was to harvest the female deer rather than the bucks and the City followed that advice. Mr. Elliott noted the City's program followed state law and the City's hunting season followed the state hunting season which opened September 24 through November 27 for antlerless deer. Mr. Elliott advised the basic hunting permit went on until February 5. Mr. Elliott noted Oxford's program would keep going until each hunter reached his/her quota of deer which under state law was 4 with a basic permit and an antlerless permit. Mr. Elliott advised the City's emphasis had always been on safety and he wanted to take the program slowly no ensure no one got hurt and that the City didn't receive a lot of complaints and have to un-do the program. Mr. Elliott noted an additional parcel was added to the program this year for hunting, a third parcel was being considered, and there would be double the number of hunters. Mr. Elliott advised he was confident a lot more deer would be taken this year but the City had to continue the great safety record.

Mayor Keebler advised this was a major expansion of the City's Deer Management Program and the City still had to be concerned with safety. Mayor Keebler noted one errant arrow could cause the entire program to come to a halt.

Mayor Keebler advised more deer needed to be taken and suggested Council review the results of the program this year and noted hopefully it could be expanded again next year.

CONSENT AGENDA

MINUTES

Minutes of the August 2, 2011 City Council Meeting. (Mary Ann Eaton, Clerk of Council)

REPORTS

Report regarding the August 3, 2011 Environmental Commission Meeting. (Mike Dreisbach, Service Director)

Report regarding the August 3, 2011 Historic and Architectural Preservation Commission Meeting. (Jung-Han Chen, Community Development Director)

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

RESOLUTIONS

RESOLUTION
EXTEND AGREEMENT

A Resolution No. 4622 authorizing the City Manager to extend the existing agreement between Oxford Township, Butler County, Ohio and the City of Oxford to provide fire protection and emergency medical services to Oxford Township pursuant to the agreement for one year. (Doug Elliott, City Manager)

Mr. Elliott advised he, the Mayor, Vice Mayor and Fire Chief met with the Oxford Township Trustees in March to discuss a new contract noting the present contract would expire in December. Mr. Elliott advised they decided to recommend to Council that the present contract be extended for one additional year which would permit the Township to adjust to the loss of state shared revenues. Mr. Elliott noted under the terms of the contract Oxford Township would continue to compensate the City $54,000 per year for Fire and Emergency Medical Services. Mr. Elliott advised Oxford Township's percentage of Fire and EMS calls was 10.17% in 2010 which was up from 6.9% in 2009.

Mr. McKeehan moved to adopt Resolution No. 4622. Mr. Blackburn seconded. The motion passed 6-0-0.

RESOLUTION
ASSESSMENT OF
DELINQUENT CHARGES

A Resolution No. 4623 authorizing the assessment of delinquent charges for the removal or destruction of noxious vegetation to be placed on the Butler County, Ohio property tax duplicate. (Jung-Han Chen, Community Development Director)

Mr. Chen addressed his staff report as presented on page 23 of the agenda noting the purpose of the legislation was to assess properties for the cost of abating tall grass violations. Mr. Chen advised the City would eventually be reimbursed for the cost when the property tax was due or when the property was transferred.

Ms. Kathleen Zien, 6060 Joseph Drive, inquired how the properties to be assessed were determined and if it was part of NIC's inspection process. Ms. Zien also inquired how the cost was determined.

Mr. Chen advised the properties were identified by citizen complaints or by the inspector while driving through the City. Mr. Chen noted the assessment was based on actual cost plus administrative costs.

Ms. Currie advised she was surprised to see several of the property owners actually lived in Oxford and noted she assumed they would be of town landlords. Ms. Currie advised if people were aware of what the cost was for the City to have the grass cut they would find another way to have it cut. Ms. Currie noted her hope people would be more proactive about tall grass issues in the future.

Mr. Bogard moved to adopt Resolution No. 4623. Mr. Blackburn seconded. The motion passed 6-0-0.

RESOLUTION
AMEND RESOLUTION NO. 4615

A Resolution No. 4624 amending Resolution No. 4615 and authorizing the City Manager to enter into a contract with Pips Technology for the engineering, purchase, and installation of a compact automated license plate reader (ALPR) at state contract pricing not to exceed $49, 839 in cost. (Steve Schwein, Police Chief)

Mr. Elliott advised Council needed to correct the previous Resolution and show the company the City was purchasing the equipment from. Mr. Elliott apologized for the error on the original Resolution.

Mr. Blackburn moved to adopt Resolution No. 4624. Mr. Harman seconded. The motion passed 6-0-0.

ORDINANCES FIRST READING

None.

ORDINANCES SECOND READING

None.

ANNOUNCEMENTS

Mr. Elliott referred to Ms. Zien's comments earlier regarding the Deer Management Program and advised the first year of the program the City selected hunters who were Police Officers or City employees for safety reasons and the program has since been opened up to others. Mr. Elliott noted the City received a lot of response to a recent news article regarding the program. Mr. Elliott noted the City was looking at expanding the hunting season which would require a special permit from the state.

Mr. Elliott advised the Annual Pig Roast would take place Thursday, August 25, 2011 in the Uptown Parks from 6-9 p.m.

Mr. Elliott discussed the proposed Capital Improvement Plan (CIP) for 2012 and noted a City Council Work Session regarding the 2012 CIP would take place on Tuesday, August 23, 2011 at 7:00 p.m.

Mr. Elliott advised a meeting took place with Milford Township to discuss a new contract for Fire Service and it was decided that the discussion would resume after the November election since Milford Township had a Replacement Fire Levy on the ballot.

Mr. Elliott noted the City expected to receive the Fact Finder's Report regarding negotiations between the City and the Police Supervisors and the report would be submitted to Council at the September 6, 2011 meeting. Mr. Elliott noted if either party rejected the report the next step would be conciliation or binding arbitration.

Mr. Kyger updated Council with regard to the construction/improvement projects throughout town noting 116 E. High Street and 118 E. High Street were just completed, 7,9, and 11 E. High Street was almost complete, United Dairy Farmers had a transformation and McDonalds hoped to open tomorrow. Mr. Kyger advised with that came a lot of strain on the Community Development Department and the NIC inspectors and they had done a good job getting it all done. Mr. Kyger noted Seaview Outfitters would hold a grand opening on Saturday at 22 Park Place West and Moon Co-op was planning to open in September.

Mr. Elliott thanked staff including the Fire Department and Service Department for their hard efforts in getting things done before the students returned to Oxford.

Mayor Keebler advised there was a large advertisement in the Fall Welcome Guide for students regarding student volunteers for the Fire Department. Mayor Keebler noted this was a great first step and the first real effort to attract new volunteers. Mayor Keebler noted it appeared to be a great program and course credit was available. Mayor Keebler advised he would like to see the ad expanded into the town noting volunteers were still an important aspect of the Fire Department. Mayor Keebler noted it had been fantastic to have 4 people on duty around the clock but with the City's income and ability to fund additional people it would be difficult to get beyond the 4 on duty. Mayor Keebler advised a second ambulance was needed today and mutual aid had to be called. Mayor Keebler noted it was important to have a good cadre of backup personnel for the everyday runs.

Mr. Bogard distributed the executive summary of the OKI Freight Study to Council members and a list of all projects associated with the Freight Study. Mr. Bogard noted the projects would be implemented over a period of years. Mr. Bogard advised the Freight Study was important for this region since the Cincinnati area served as a pathway for the transportation of freight and the infrastructure including highways, waterways and railways needed to be dealt with for the increased flow of freight.

Mr. Bogard advised OKI was required by the federal government to present a 2040 Transportation Plan and an Open House for Butler County would take place on Wednesday, September 28, 2011 at the Butler County Government Services Building from 4:00 to 7:00 p.m.

Mr. Bogard referred to US-27 North and inquired if it was the property owner's responsibility to cut the grass between the sidewalk and the highway and if those property owners were served notices for tall grass. Mr. Dreisbach advised it was the property owner's responsibility to mow the tree lawn area and typically NIC would contact property owners with tall grass issues. Mayor Keebler suggested that staff look at the regulations for maintaining vacant lots verses yards before the next growing season.

Mr. McKeehan echoed Mr. Elliott and Mr. Kyger's thank you to City staff that assisted with the projects in town and helping to get businesses and buildings to completion. Mr. McKeehan thanked the people behind those businesses who chose to invest significant amounts of money in Oxford during these challenging economic times. Mr. McKeehan noted Council appreciated their investments in Oxford and added that many communities were seeing no signs of development or improvements.

Ms. Currie encouraged everyone to attend the Community Arts Center's Art Parade on August 28, 2011 Uptown. Ms. Currie noted she was delighted it would happen once the students were back as it was a real opportunity for student/community involvement in a group activity. Ms. Currie noted as an organizer of the Kinetics Festival she was encouraging people who wanted to participate in the Kinetics Race but didn't, due to the weather, to participate in the Arts Parade. Ms. Currie advised more information was available on the Community Arts Center's website and the Kinetics Festival website.

Mr. Harman reminded everyone the Music Festival would take place Thursday at 7:30 in the Uptown Parks with Stagger Lee performing.

Mr. Blackburn noted he was volunteering at the concert on Thursday and would be grilling for the Pig Roast on August 25th.

Mr. Blackburn thanked the Service Department for the repairs being made to Chestnut Street.

ADJOURN

Ms. Currie moved to adjourn at 8:18 p.m. Mr. McKeehan seconded. The motion passed 6-0-0.

A work session of the Oxford City Council was called to order by Mayor Richard Keebler Tuesday, August 23, 2011 at 7:00 P.M. Those Council members present were Ken Bogard, Kate Currie, Greig Rutherford and John Harman. Bob Blackburn and Kevin McKeehan were excused.

Staff members present: Doug Elliott, City Manager; Mike Dreisbach, Service Director; Joe Newlin, Finance Director; Gail Brahier, Parks and Recreation Director; Alan Kyger Economic Development Director; Heidi Hill, Assistant Finance Director and John Detherage, Fire Chief.

City Council candidates Steve Snyder and Kate Rousmaniere were also present.

APPROVAL OF AGENDA

Mr. Bogard moved to approve the Agenda. Ms. Currie seconded. The motion carried 5-0-0.

CAPITAL IMPROVEMENT PROJECTS (CIP)

Mr. Elliott presented the proposed five-year Capital Improvement Plan which included information on the following:

- Funding sources proposed for the 2012 CIP Expenditures
- Detailed list of proposed construction projects
- Detailed list of proposed equipment purchases

The CIP figures will be incorporated into the City Manager's proposed budget for 2012 and will be submitted to Council on October 7, 2011.

ADJOURNMENT

Ms. Currie moved to adjourn at 8:30 P.M. Mr. Bogard seconded. The motion carried 5-0-0.

CITY OF OXFORD
STAFF SUMMARY REPORT

Report to the City Manager

Human Resources
Originating Department

Council Meeting Of: September 6, 2011

Account Code No. #: N/A

Mary Ann Eaton
Prepared By

Budgeted Amount: N/A

September 1, 2011
Date Prepared

Agenda Title: Report regarding the August 30, 2011 Civil Service Commission Meeting.

Recommendation:

Discussion: The Civil Service Commission held a special meeting on Tuesday, August 30, 2011 at 7:00 p.m. Those members present were: Phil Russo, Chair; Susan Lipnickey, Karen Martino, Charles Crain and Mike Pavloff.

Donna Heck, Human Resources Director; Mary Ann Eaton, Recording Secretary; Steve Schwein, Police Chief; Tom Horvath, Police Lieutenant and Amy Blankenship, Acting Law Director were in attendance for the City.

The Commission discussed the reports submitted by Ms. Heck regarding a new appointment and the status of the Police Officer hiring process. The Commission reviewed the checklist Ms. Heck submitted for the employment process for Police Officer candidates.

The remaining business regarding the Police Officer Agility Test and Police Officer Appeals was tabled as the Commission requested additional information and statistics.

The next meeting is scheduled for Wednesday, September 28, 2011.

Approved By:

	Initial	Date
Department Head:	DJH	9/1/11
City Attorney:		
City Manager:		

CITY OF OXFORD
STAFF SUMMARY REPORT

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

Police
Originating Department

Council Meeting Of: September 6, 2011

Steve Schwein
Prepared By

Account Code No. #: N/A

Budgeted Amount: N/A

August 19, 2011
Date Prepared

Agenda Title:	**Resolution to sell junk/abandoned motor vehicles to the highest bidder.**

Recommendation:	**Adopt the Resolution**

Discussion: Pursuant to Oxford City Code and in accordance with ORC 4513.62, the Division of Police requests that City Council approve the sale of salvage/junk/abandoned motor vehicles described in the attached memorandum to the highest bidder and that the proceeds from such sale be placed in the General Fund.

Approved By:

	Initial	Date
Department Head:	SD	8/19/11
City Attorney:		
City Manager:		

RESOLUTION NO.

A RESOLUTION AUTHORIZING THE SALE OF SALVAGED, JUNK AND/OR ABANDONED MOTOR VEHICLES.

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

SECTION 1: The Chief of Police recommends that unclaimed motor vehicles ordered into storage pursuant to Section 4513.60 (A)(1) or Section 4513.61 of the Ohio Revised Code be sold to a motor vehicle salvage dealer or scrap metal processing facility at the highest obtainable salvage price. The motor vehicles to be sold are listed in Attachment "A" attached hereto and incorporated herein by reference.

SECTION 2: City Council hereby accepts the recommendation of the Chief of Police and authorizes the sale of the salvaged, junk and/or abandoned motor vehicles listed in Attachment "A" to a motor vehicle salvage dealer or scrap metal processing facility at the highest obtainable salvage price.

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

____
MAYOR

ADOPTED:

ATTEST

____
CLERK OF OXFORD CITY COUNCIL

INTRODUCED BY: KEN BOGARD

PREPARED BY: LAW (STAFF)

ATTACHMENT "A"

<table>
<tr>
<td>10T2924 Salvage

1999 Mitsubishi Eclipse
VIN: 4A3AX35G8XE052557
Reason for tow: DUI Suspension
*Poor Condition
Date of Tow: 12-05-2010</td>
<td>10T2964 Salvage

1998 Pontiac Bonneville
VIN: 1G2HX52K9W4206806
Reason for tow: Abandoned
*Poor Condition
Date of Tow: 12-08-2010</td>
</tr>
<tr>
<td>10T2900 Title

1983 Chevy S-10
VIN: 1GCCS14BXD0156951
Reason for Tow: DUS Suspension
*Poor Condition
Date of Tow: 10-08-2010</td>
<td>11T2967 Salvage

1997 Ford Ranger XLT
VIN: 1FTCR10A5VUD24773
Reason for Tow: Abandoned
*Poor Condition
Date of Tow: 1/01/2011</td>
</tr>
<tr>
<td>11T3001 Title

1994 Honda Accord
VIN: 1HGCD5653RA143132
Reason for Tow: Unpaid Tickets
* Poor Condition
Date of Tow: 1/25/2011</td>
<td>11T3022 Salvage

1986 Ford Escort
VIN: 2FABP3195GB145391
Reason for Tow: OVI Suspension
*Poor Condition
Date of Tow: 3/12/2011</td>
</tr>
<tr>
<td></td>
<td></td>
</tr>
<tr>
<td>11T3048 Salvage</td>
<td>11T3059</td>
</tr>
</table>

2002 Chevrolet Cavalier
VIN: 1G1JC124427192902
Reason for Tow: 72 hours
* Poor Condition
Date of Tow: 05/20/2011

1995 Oldsmobile Aurora
VIN: IG3GR62COS4137837
Reason for Tow: 72 hours
* Poor Condition
Date of Tow: 07/06/2011

CITY OF OXFORD
STAFF SUMMARY REPORT

Report to the City Manager

City Council Meeting of: September 6, 2011

Account Code #: N/A

Budgeted Amount: N/A

Service Department
Originating Department

Michael B. Dreisbach, Service Director
Prepared By

August 26, 2011
Date Prepared

Agenda Title: Preliminary Consent Legislation – Local Public Agency (LPA) Agreement with the Ohio Department of Transportation for Resurfacing of Parts of US27 Inside the Corporate Limits of Oxford

Recommendation: Approve

Discussion:

The Ohio Department of Transportation (ODOT) has evaluated the road condition of certain sections of US27 inside the corporate limits of Oxford, but not yet annexed into the City. This has occurred in the area of Southpoint Parkway where property was only annexed to the centerline or inner right of way line of the highway.

In 2012, ODOT will be resurfacing parts of US27 outside of Oxford's corporate limits and has requested Oxford's permission to resurface areas of US27 inside of Oxford's limits with 100% of costs being paid by ODOT.

Staff recommends City Council approve this Resolution authorizing the City Manager to sign the attached Preliminary Consent Legislation for the Ohio Department of Transportation to complete ODOT project PID #81658 at no cost to the City of Oxford.

Approved By:

	Initial	Date
Department Head:	MBD	8/29/11
City Manager:		

RESOLUTION NO.

A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN PRELIMINARY CONSENT LEGISLATION AND OTHER CONTRACTS WITH THE OHIO DEPARTMENT OF TRANSPORTATION IN CONNECTION WITH RESURFACING PARTS OF US-27 INSIDE THE CORPORATE LIMITS AT NO COST TO THE CITY OF OXFORD.

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

SECTION 1: The City Manager and Service Director recommend approval of the attached Preliminary Consent Legislation which is incorporated herein by this reference, and related contracts not attached, in connection with a project to resurface parts of US-27 inside the corporate limits at no cost to the City of Oxford.

SECTION 2: Said resurfacing is necessary to maintain the safety and integrity of a major road within the City of Oxford, Ohio, and would be undertaken by the Ohio Department of Transportation (ODOT) with 100% of the costs being paid by ODOT.

SECTION 3: Council hereby accepts the recommendation of the City Manager and Service Director and approves the attached Preliminary Consent Legislation.

SECTION 4: Council hereby authorizes the City Manager to sign the attached Preliminary Consent Legislation, and to enter into related contracts with ODOT to complete the resurfacing project.

SECTION 5: This resolution shall take effect at the earliest date allowed by law.

____

MAYOR

ADOPTED:
ATTEST:

____

CLERK OF OXFORD CITY COUNCIL

INTRODUCED BY: KEN BOGARD

PREPARED BY: LAW(STAFF)

STATE OF OHIO - DEPARTMENT OF TRANSPORTATION

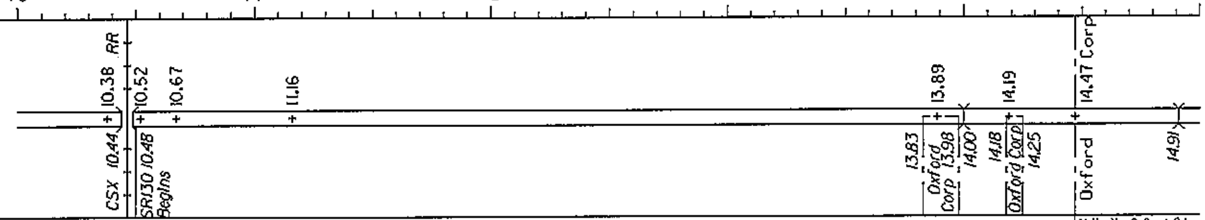
STATE ROUTE SECTIONS ON CONTINUOUS MILEAGE STATIONING

DISTRICT 8
COUNTY BUTLER
ROUTE US 27

MILES 10 11 12 13 14 15

VISIBLE FIXED POINTS

DIRECTION OF SURVEY



STREET NAME								Millville-Oxford Rd.	
SECTION IDENTIFICATION	8.18	10.38	10.52	10.67	11.16	13.89	14.19	14.47	
SECTION LENGTH	2.20	0.14	0.15	0.49	2.73	0.30	0.28	0.59	
SURFACE TYPE & WIDTH	G24'	D30'		G40'	G20'	G28'		G20'	
BASE TYPE & WIDTH	L2',N20',L2'			N20',L20'	N20'	I28'		N20'	
YEAR	1995	1992			1993			1978	1966
PROJECT NUMBER	564	772			319			266	484

PERPETUATION

VISIBLE FIXED POINTS

STREET NAME	
SECTION IDENTIFICATION	
SECTION LENGTH	
SURFACE TYPE & WIDTH	
BASE TYPE & WIDTH	
YEAR	
PROJECT NUMBER	

VISIBLE FIXED POINTS

STREET NAME	
SECTION IDENTIFICATION	
SECTION LENGTH	
SURFACE TYPE & WIDTH	
BASE TYPE & WIDTH	
YEAR	
PROJECT NUMBER	

OHIO DEPARTMENT OF TRANSPORTATION

DISTRICT 8 • 505 SOUTH STATE ROUTE 741 • LEBANON, OH 45036

JOHN KASICH, GOVERNOR • JERRY WRAY, DIRECTOR • STEVE MARY, P.E., DISTRICT 8 DEPUTY DIRECTOR

August 15, 2011

Victor Popescu
City Engineer
City of Oxford
Municipal Building
101 E. High Street
Oxford, Ohio 45056

Re: US 27 Resurfacing Project
BUT-GPS-FY2012, pid 81658

Dear Mr. Popescu:

Transmitted herewith are three (3) copies of proposed consent legislation for the above referenced project, a portion of which is in the City of Oxford to resurface US 27 from the southern corporation lines to northern corporation lines in the area south of City where the City has only incorporated US 27 to the centerline of the roadway.

Please submit the enclosed legislation to the proper City authorities for their consideration and approval. When the legislation has been properly executed and certified, please return two (2) ***original*** copies, ***both*** with ***original seal and signatures***, to me for further processing by October 15, 2011.

Please do not modify the content or change the format of the enclosed documents.

If you have any questions or need additional information, please contact me at your convenience. Call me at (513) 933-6608 or e-mail me at: jennifer.elston@dot.state.oh.us

Respectfully,

Jennifer Elston

Jennifer F. Elston, P.E.
ODOT District 8 Pavement Planning Engineer

encl: city map showing location
cc: file, DeHart

PRELIMINARY CONSENT LEGISLATION

Rev. 6/26/00

Ordinance/Resolution #__________
PID No. 81658
BUT-GPS-FY2012

The following ________________ (Ordinance/Resolution) is enacted by the City (Local Public Agency) of Oxford (City/Village Name), Butler County, Ohio, hereinafter referred to as the Local Public Agency (LPA), in the matter of the stated described project.

SECTION I – Project Description

WHEREAS, the LPA/STATE has identified the need for the described project:

Resurfacing portions of US 27 in the City of Oxford from the southern corporation limit (SLM 13.83) to the northern corporation limit (SLM 13.98). Also from the southern corporation limit (SLM 14.18) to the northern corporation limit (SLM 14.25). These sections are where Oxford has only incorporated to the centerline of US 27.

NOW THEREFORE, be it ordained by the City (LPA) of Oxford (City/Village Name), Ohio.

SECTION II – Consent Statement

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project.

SECTION III – Cooperation Statement

The LPA shall cooperate with the Director of Transportation in the above described project as follows:

The State shall assume and bear 100% of all of the costs of the improvement.

The LPA agrees to pay 100% of the cost of those features requested by the LPA which are determined by the State and Federal Highway Administration to be unnecessary for the Project.

SECTION IV – Utilities and Right-of-Way Statement

No additional Right-of-way or Utility relocation is required for this project.

SECTION V – Maintenance

Upon completion of the Project, and unless otherwise agreed, the State/LPA shall: (1) provide adequate maintenance for the Project in accordance with all applicable State and Federal law, including, but not limited to, Title 23, U.S.C., Section 116; (2) provide ample financial provisions, as necessary, for the maintenance of the Project; (3) maintain the right-of-way, keeping it free of obstructions; and (4) hold said right-of-way inviolate for public purposes.

SECTION VI – Authority to Sign

The ______________________________ of said City of Oxford __________ is hereby empowered
(Contractual Agent) (LPA)
on behalf of the City of Oxford __________ to enter into contracts with the Director of
(LPA)
Transportation necessary to complete the above described project.

Passed: ______________________, 2________
(Date)

Attested: ______________________________ ______________________________
(Clerk) (Officer of LPA – title)

Attested: ______________________________ ______________________________
(Title) (President of Council)

This ______________________ is hereby declared to be an emergency measure to expedite the
(Ordinance/Resolution)
highway project(s) and to promote highway safety. Following appropriate legislative action, it shall take effect and be in force immediately upon its passage and approval, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

PID No. 81658

CERTIFICATE OF COPY
STATE OF OHIO

City of Oxford of Butler County, Ohio
(LPA)

I, ____________________, as Clerk of the City
(LPA)
of Oxford, Ohio, do hereby certify that the foregoing is a true and
(City/Village Name)
correct copy of ____________________ adopted by the legislative Authority of
(an Ordinance/a Resolution)
the said City of Oxford on the ________ day of ____________, 2____ .
(LPA)
That the publication of such ____________ has been made and certified of record
(Ordinance/Resolution)
according to law; that no proceedings looking to a referendum upon such ____________
(Ordinance/Resolution)
have been taken; and that such ____________ and certificate of publication thereof
(Ordinance/Resolution)
are of record in ____________ ________.
(Ordinance/Resolution) (Record No.)

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable, this ________ day of ____________, 2______.

____
(Clerk)

(SEAL) City of Oxford, Ohio.
(If Applicable) (LPA) (City/Village Name)

The afore going is accepted as a basis for proceeding with the project herein described.

For the City of Oxford, Ohio
(LPA) (City/Village Name)

Attest: ____________________ ____________________, Date ______
(Contractual Officer)

For the State of Ohio

Attest: ____________________ ____________________, Date ______
Director, Ohio Department of Transportation

CITY OF OXFORD
STAFF SUMMARY REPORT

Report to the City Manager | **Economic Development Department**

For the September 6, 2011
City Council Meeting

Prepared by: G. Alan Kyger
Date Prepared: August 31, 2011

Agenda Title: Resolution authorizing the City Manager to enter into a Pre-Annexation Agreement with the Joanne Pelley Means Trust.

Recommendation: Approval

On June 1, 2010, the Oxford City Council approved Resolution # 4544, supporting the Miami Heritage Technology Park in its ODOD Job Ready Sites grant application.

On July 30, 2010, the ODOD announced the Miami Heritage Technology Park would be awarded a $3,500,000 grant to assist in developing the infrastructure at the site.

Resolution #4544 states the City of Oxford will provide water and sanitary services to the site with the following conditions.

a. The property owner shall annex the subject property into the City of Oxford prior to receiving water and sanitary sewer services.
b. The property owner shall be responsible for extending water and sanitary mains to the site at the sole expense of the property owner.
c. The property owner shall be responsible for all fees associated with connecting to the City of Oxford water and sanitary systems.
d. All utilities shall be constructed in accordance with the City of Oxford's utility specifications manual.

As per the first condition, the site must be annexed in-order to utilize the City of Oxford water & sanitary services. This pre-annexation agreement set the stage for the annexation process.

There are two unique items in this pre-annexation agreement.

1. This site has already been rezoned as a "Business Planned Unit Development" by the Butler County Planning Commission. This was done by Butler County in support of the MHTP development. This agreement acknowledges this fact and recommends the site be zoned Oxford's equivalent zoning of "Office & Light Industrial" (OI) after annexation.

2. This site currently has crop farming on the site. The applicant would like to continue this activity until the site is developed as an Office & Technology Park.

The remaining items in this agreement are standard development items dealing with water, sanitary and traffic.

Reviewed By:

	Initial	Date
Department Head:	[signature]	8-31-11
City Attorney:		
City Manager:		

RESOLUTION NO.

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A PRE-ANNEXATION AGREEMENT WITH THE JOANNE PELLEY MEANS, TRUST FOR LAND IN THE TOWNSHIP OF OXFORD, BUTLER COUNTY OHIO TO BE ANNEXED INTO THE CITY OF OXFORD, BUTLER COUNTY OHIO, SUBJECT TO THE CONDITIONS STIPULATED IN THE PRE-ANNEXATION AGREEMENT.

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

SECTION 1: Mr. Todd Dockum, Agent, for Joanne Pelley Means, Trust, wishes to construct an Office and Research Technology Park on property located in Oxford Township.

SECTION 2: Mr. Todd Dockum and the City would like the Property to be annexed into the City under certain terms and conditions.

SECTION 3: Council hereby approves the Pre-Annexation Agreement and authorizes the City Manager to sign the same in substantially the same form as the agreement attached hereto as Exhibit "A" and incorporated herein.

SECTION 4: Council finds that the annexation of the property in accordance with the terms of the Pre-Annexation Agreement is in the best interests of the City and would promote the health, safety and welfare of the citizens and hereby approves the same.

SECTION 5: The City Manager is hereby directed to execute the Pre-Annexation Agreement on behalf of the City.

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

____

MAYOR

ADOPTED:

ATTEST:

____

CLERK OF OXFORD CITY COUNCIL

INTRODUCED BY: KEN BOGARD

PREPARED BY: LAW (STAFF)

Exhibit "A"

PRE-ANNEXATION AGREEMENT

This Pre-Annexation Agreement is hereby entered into this ____day of _____ 2011, by and between the City of Oxford, Ohio, a municipal corporation, hereinafter referred to as "City", and Joanne Pelley Means, Trust, hereinafter referred to as "Owner".

WHEREAS, the Owner owns property in Oxford Township, parcel number H3610027000005 (see attachment "A"), hereinafter referred to as "Property"; and

WHEREAS, the Owner would like to construct an office and research technology park; and

WHEREAS, the Owner and the City would like the Property annexed into the City under certain terms and conditions; and

WHEREAS, the Owner and the City would like to agree in advance on the conditions of such an annexation;

NOW, THERFORE, the City and Owner hereby enter into this Agreement on the terms and conditions stated below for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged:

1. The Owner agrees to file an annexation petition for the Property to annex it to the City within thirty (30) days after execution of this Agreement.

2. The City has agreed to take those actions required to annex the Property at the earliest time practical after the execution of the Agreement.

3. The City agrees to accept the application to rezone the Property after the execution of this Agreement and to have the application heard by the Planning Commission at the first available date. The application will seek to rezone the property Office and Light Industrial (OI), keeping the Property as an equivalent to its current Butler County zoning code of Business Planned Unit Development District (B-PUD). City Council will consider the rezoning application request as soon as practical following annexation of the Property to the City.

4. The City shall permit the Owner to allow crop farming of a portion of the land as a non-conforming use.

5. The City agrees to make municipal water service available to the Property. The cost to connect to an approved municipal water service to the Property will be the Owner's responsibility. The installation of the said connection to the municipal water service shall conform to the specifications and standards of the City's ordinance and regulations existing at the time municipal water service is installed on the Property, and shall be approved by the City Engineer.

6. The City also agrees to make municipal sanitary sewer service available to the Property. The cost of connecting the Property to an approved municipal sanitary sewer service line will be the Owner's responsibility. The installation of the said connection to the municipal sanitary sewer service shall conform to the specifications and standards of the City's Ordinances and regulations, and shall be approved by the City Engineer.

7. The Owner is responsible to provide a professionally engineered traffic impact study prior to the physical development of the Property. The Owner is responsible for all costs associated with the improvements required by said study.

8. The Owner shall pay all capacity benefit charges, utility connection fees, and fees for water and sewer services.

9. Future development of the Property shall meet the minimum requirements as stipulated in the City of Oxford Planning and Zoning Code and other specifications and requirements set forth in the City's Ordinances and regulations, as amended.

10. Any modifications to this Agreement shall require the approval of both parties and shall be in writing.

11. The terms and conditions shall be binding upon the parties herein and all successors and assigns, and these terms and conditions shall run with the land.

12. This agreement shall be recorded in the Butler County Recorder's Office and the terms and conditions shall be binding upon the parties herein and all successors and assigns, and these terms and conditions shall run with the land.

IN WITNESS WHEREOF, the City and Owner have executed this Agreement as of the date first written above.

JOANNE PELLEY MEANS, TRUST	**CITY OF OXFORD, OHIO**
____________________________	____________________________
Joanne Pelley Means	Douglas R. Elliott, Jr., City Manager

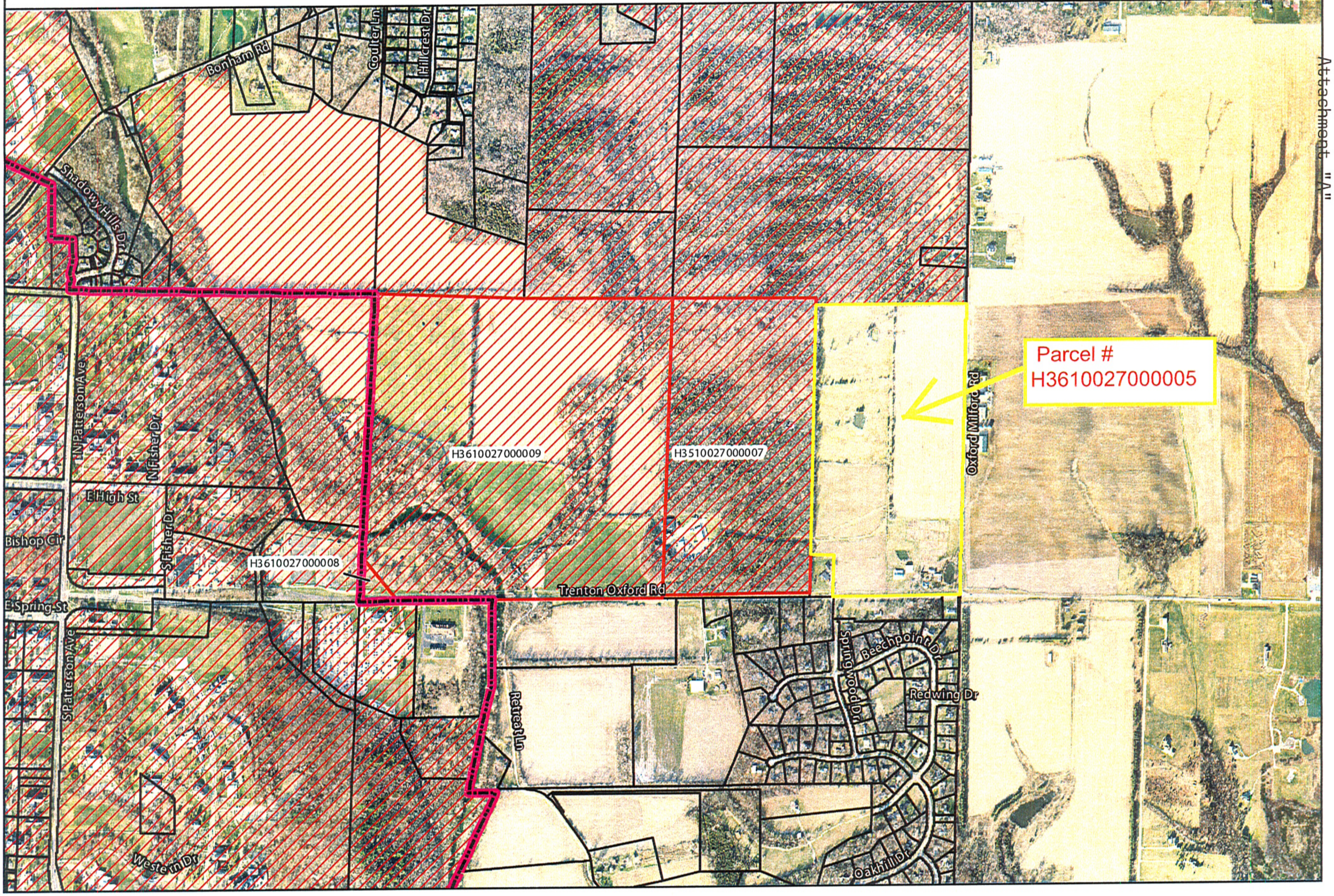
Attachment "A"

Miami Heritage Tech Park

Oxford Corporation Limit
Miami University
Parcel
Miami Heritage Tech Park
Miami Univ. Township Parcels

1 inch = 1,100 feet

May 2009 Aerial Photography



CITY OF OXFORD
STAFF SUMMARY REPORT

Report to the City Manager

Council Meeting of: September 6, 2011

Account Code #: N/A

Budgeted Amount: N/A

Service Department
Originating Department

Michael Dreisbach, Service Director
Prepared By

August 26, 2011
Date Prepared

Agenda Title: Authorization to Apply for Ohio Water Pollution Control Loan Fund Principal Forgiveness (Grant)

Recommendation: Approve

Discussion:

Pending final City Council approval of FY2012 appropriations, the City expects to fund approximately $3,000,000 in improvements at the Wastewater Treatment Plant for the rehabilitation of our primary digester and other associated improvements.

Staff is requesting Council's approval to apply for grant funding to assist in funding this project. While we are not likely to win this type of funding, a loan in which the principal indebtedness is forgiven by the State, Staff needs Council's approval to apply as the amount of the grant exceeds the $50,000 threshold established by Council.

This Resolution will authorize the City Manager to apply for "Principal Forgiveness Financing" through the state of Ohio's Water Pollution Control Loan Fund. Should the City not be successful with this type of financing, our loan application may be withdrawn at any time by the City. The City retains the right to finance and pay for all improvements by any method approved by the City Council and the City is not committed to financing through the Water Pollution Control Loan Fund.

Approved By:

	Initial	Date
Department Head:	MD	8/29/11
City Manager:		

RESOLUTION NO.

A RESOLUTION AUTHORIZING THE CITY MANAGER TO APPLY FOR "PRINCIPAL FORGIVENESS FINANCING" (GRANT)IN THE AMOUNT OF $3,121,500 THROUGH THE STATE OF OHIO'S WATER POLLUTION CONTROL LOAN FUND FOR THE REHABILITATION OF THE PRIMARY DIGESTER AND OTHER ASSOCIATED IMPROVEMENTS AT THE CITY'S WASTEWATER TREATMENT PLANT.

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

SECTION 1: The City Manager and the Service Director recommend authorization to apply for "Principal Forgiveness Financing" (grant) in the amount of $3,121,500 through the State of Ohio's Water Pollution Control Loan Fund for the rehabilitation of the primary digester and other associated improvements at the City's Wastewater Treatment Plant.

SECTION 2: Council, having determined "Principal Forgiveness Financing" (grant) to be beneficial to the community by providing for the rehabilitation of the primary digester and other associated improvements at the City's Wastewater Treatment Plant hereby accepts the recommendation of the City Manager and the Service Director to apply for the financing.

SECTION 3: The City Manager is hereby authorized to apply for "Principal Forgiveness Financing" (grant) in the amount of $3,121,500 through the State of Ohio's Water Pollution Control Loan Fund to provide for the rehabilitation of the primary digester and other associated improvements at the City's Wastewater Treatment Plant

SECTION 4: The City Manager is further authorized to enter into any agreements as may be necessary and appropriate for obtaining this financial assistance.

SECTION 5: This resolution shall take effect at the earliest date allowed by law.

MAYOR

ADOPTED:

ATTEST:

CLERK OF OXFORD CITY COUNCIL

INTRODUCED BY: KEN BOGARD

PREPARED BY: LAW(STAFF)

Environmental
Protection Agency
John R. Kasich, Governor
Mary Taylor, Lt. Governor
Scott J. Nally, Director

RECEIVED
AUG 25 2011
By MHD
Via Arcadis

August 4, 2011

Mayors, County Commissioners,
Regional Authority Officials,
Consulting Engineers, and Interested Citizens

Re.: 2012 WPCLF Project Nominations and Draft Principal Forgiveness Guidance

Dear Sir or Madam:

Today marks the beginning of the period for applicants to nominate projects for funding by the Ohio Water Pollution Control Loan Fund (WPCLF) in 2012. As in the past, we hope to make funds available to meet all loan funding requests.

We are pleased that principal forgiveness will continue to be available during Program Year 2012, although we anticipate a reduced amount of funds to be available.

PLEASE NOTE: PROJECT NOMINATIONS AND COMMENTS ON THESE MATERIALS MUST BE SUBMITTED AS DETAILED BELOW, AND RECEIVED NO LATER THAN SEPTEMBER 16, 2011.

1. Project Nominations

Submission of a Project Nomination Form or Schedule Form does not guarantee funds will be made available to your project, nor does it obligate you to continue your application, nor are you obligated to sign an agreement for assistance from the WPCLF. You may withdraw your application prior to the signing of your project's loan agreement.

The following are the requirements and deadlines for project nominations for Program Year 2012:

a. Nominating New WPCLF Projects (excluding Water Resource Restoration Sponsor Program (WRRSP) and household sewage treatment system (HSTS) improvements principal forgiveness projects)

All projects that you wish to be considered for assistance must be nominated to appear on the 2012 WPCLF Project Priority List. If you have a project that does not appear on the 2011 Priority List, and you wish to receive a WPCLF award of assistance after December 31, 2011, you must complete and submit the WPCLF Project Nomination Form to our office by September 16, 2011. A separate form must be completed for each project request.

b. Re-nominating Current 2011 WPCLF Projects for 2012 (excluding WRRSP and HSTS improvements principal forgiveness projects)

Applicants who have projects on the 2011 WPCLF Priority List that will not be awarded by December 31, 2011, and who wish to carry those projects over to the 2012 WPCLF Priority List with their current priority ratings must complete and submit a revised schedule on the appropriate WPCLF Project Schedule Form (Construction, Design, or Planning) to our office by September 16, 2011. *Any project that has not submitted a revised schedule by that date will not be carried forward to the Priority List for 2012, and will not be fundable during program year 2012.* If you wish us to re-rate your 2011 project for ranking in 2012, please complete and submit the WPCLF Project Nomination Form identified in 1.a. above.

c. Nominating Water Resource Restoration Sponsor Program (WRRSP) Projects for 2012

If you wish to nominate a new or current WRRSP project for consideration in 2012, please complete the WRRSP Nomination Form and submit it by September 16, 2011.

d. Nominating Projects for 2012 Principal Forgiveness (excluding WRRSP and HSTS improvements principal forgiveness projects)

If you want your WPCLF loan project to qualify for principal forgiveness, you must complete the Principal Forgiveness Nomination Form, and submit it by September 16, 2011. The award of principal forgiveness in any amount will be determined solely by an evaluation of the information that is requested by, and provided on, the Principal Forgiveness Nomination Form, and that has been submitted in a timely manner.

The draft terms for projects to qualify for principal forgiveness are outlined in the Draft 2012 WPCLF Program Management Plan Appendix P (see paragraph 2. below). These terms will be finalized in the approved 2012 WPCLF Program Management Plan later this year.

e. Nominating Household Sewage System Projects for 2012 Principal Forgiveness

If you wish to nominate a HSTS project for consideration in 2011, please complete the HSTS Nomination Form and submit it by September 16, 2011. Please note that HSTS projects may be nominated for principal forgiveness assistance with this form only.

2. WPCLF Principal Forgiveness Guidance

The award of principal forgiveness to projects that appear on the 2012 WPCLF Fundable Projects List is proposed to occur according to the terms contained in the Draft 2012 WPCLF Program Management Plan Appendix P. There are changes proposed from the principal forgiveness requirements in effect for Program Year 2011 – please read the Draft 2012 WPCLF Program Management Plan Appendix P changes carefully.

If you do not submit a Principal Forgiveness Nomination Form (except for HSTS principal forgiveness projects and WRRSP projects) along with any other required WPCLF nomination materials (see paragraphs 1.a. and 1.b. above), your project will not be considered for principal forgiveness assistance in 2012.

The 2012 benchmarks for hardship interest rate qualification and principal forgiveness qualification will be developed based on the 2005-2009 American Community Survey 5-Year Estimates data, instead of the 2000 Census. We will use the American Community Survey (ACS) data because community-by-community median household income data is not available via the 2010 decennial census. The ACS is a nationwide survey conducted by the U.S. Census

Bureau that collects demographic data. More information about the ACS can be found at www.census.gov/acs/.

3. Some Changes Proposed for Program Year 2012

a. Combined Planning and Design Projects. Principal forgiveness applicants that qualify for both planning and design as outlined in Section E. of draft Appendix P may request a combined planning/design (P+D) award.

b. Leaking House Laterals. WPCLF financing would be available to public entities for projects to prevent leaking wastewater lateral sewers (the pipes connecting the building to the public collector sewer). Ohio EPA has received requests to fund the lining of lateral sewers, because leaky laterals can be a major source of infiltration and inflow. Sewer lining technology has advanced enough to make it feasible and cost-effective, and U.S. EPA now interprets federal law to allow the lining of privately-owned lateral sewers for public treatment works projects. Projects proposing the lining of laterals will be eligible for nomination for the 2012 Program Management Plan.

c. Reduced Local HSTS Loan Program Interest Rate. The Household Sewage Treatment System Improvement and Inspection Program Local Loan Program Interest Rate (refer to WPCLF Program Management Plan Appendix E) would be reduced from 1.0 percent to 0.0 percent.

d. Sustainable Growth Plan Project Incentives. The addition of three points to the priority rating score for Sustainable Growth Plan Implementation Projects would be discontinued. In its place, a new loan interest rate discount of 0.1 percent will be proposed for projects that implement a qualifying sustainable growth plan. This discount will not apply to WRRSP projects. Sustainable growth plans documenting the role of the project must be submitted with the project nominations by those applicants seeking this interest rate discount.

We must receive all nominations, schedules, and comments no later than the close of business, September 16, 2011. Materials may be sent by e-mail or by postal service as indicated on the respective nomination and schedule forms. If you have questions regarding the WPCLF or this letter, please do not hesitate to contact Dave Reiff at dave.reiff@epa.state.oh.us or (614) 644-3646.

Thank you for your continuing interest in improving Ohio's water resources.

Sincerely,

Greg H. Smith

Gregory H. Smith, Chief
Division of Environmental and Financial Assistance

CITY OF OXFORD
STAFF SUMMARY REPORT

Report to the City Manager

Council Meeting of: September 6, 2011

Account Code #: N/A

Budgeted Amount: N/A

Service Department
Originating Department

Michael Dreisbach, Service Director
Prepared By

August 31, 2011
Date Prepared

Agenda Title: College Avenue Roadway Improvements (Spring Street to High Street) – Application for Ohio Public Works Commission Issue 1 Funds.

Recommendation: Approve

Discussion: The City has completed the rehabilitation of two blocks of High Street brick roadway between Main Street and College Avenue and will rehabilitate High Street between Main Street and Poplar Street during the summer of 2012. The rehabilitation will consist of the removal of the existing roadway, correcting all subgrade deficiencies, installation of a new aggregate sub-base, 10" concrete base, 1" sand blanket, and relaying the original brick pavers. Staff is now identifying funding sources for the rehabilitation of the brick portion of College Avenue from Spring St. to High St.

Ohio Public Works Commission - Issue 1 funds, administered by the Butler County Engineer's Office, are available to local governments for projects that improve safety. The City of Oxford, through an application process, has the opportunity to receive Issue 1 funds to be used for the rehabilitation of College Avenue between Spring Street and High Street. The City may be eligible to receive approximately $395,000 from the Commission. The City would be required to provide approximately $105,000 as the local match to completely fund the project. The local funding would be required in FY 2012 as we would contract for the work in December of 2012 for construction in the summer of 2013.

The water main serving this area is not located in the street, and staff does not anticipate replacing the main at this time. However, there will be significant expense, both public and private, to bring concrete curb, gutter and sidewalk back into proper condition prior to this brick reconstruction project.

The City's application for funding, should Council approve the project, will include the following project schedule with **construction in 2013**:

Project Engineering	September 15, 2011 through October 30, 2012
Bid Advertising and Award	November 1, 2012 through December 31, 2012
Construction	May 13, 2013 through August 9, 2013

It is Staff's recommendation that Council authorize the City Manager to apply for and sign all documents necessary to receive a grant from the Ohio Public Works Commission for the reconstruction of College Avenue from Spring Street to High Street.

Approved By:

	Initial	Date
Department Head:	MBD	9/1/11
City Manager:		

RESOLUTION NO.

A RESOLUTION OF COUNCIL SUPPORTING THE SUBMISSION OF A GRANT APPLICATION FOR OHIO PUBLIC WORKS COMMISSION ISSUE 1 FUNDS IN THE AMOUNT OF $395,000.00 TO BE USED FOR THE REHABILITATION OF COLLEGE AVENUE BETWEEN SPRING STREET AND HIGH STREET.

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

SECTION 1: Council having determined the rehabilitation of College Avenue between Spring Street and High Street to be beneficial to the City, hereby supports the use of grant funds to assist with the cost of the rehabilitation of College Avenue between Spring Street and High Street.

SECTION 2: Council hereby authorizes the City Manager to submit a grant application to the Ohio Public Works Commission requesting Issue 1 funds for the rehabilitation of College Avenue between Spring Street and High Street.

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

____
MAYOR

ADOPTED:

ATTEST:

____
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: September 6, 2011

Doug Elliott
Prepared By

Account Code No. #: N/A

Budgeted Amount: N/A

August 30, 2011
Date Prepared

Agenda Title: A Resolution accepting/rejecting the Fact Finder's Report and Recommendations issued by Mitch B. Goldberg, Fact Finder on September 2, 2011 in the matter of the Collective Bargaining Agreement between the City of Oxford and the Oxford Police Sergeants and Lieutenants F.O.P. Lodge 38.

Recommendation:

Discussion:

A Fact finding Hearing took place on Wednesday, August 31, 2011 in Oxford. The City and Union presented their written position statements defining all unresolved issues and summarizing the position of each party with regard to each unresolved issue.

The City received the Fact Finding Report on September 2, 2011. Council will need to vote to accept or reject the report. If Council or the Union rejects the report the next step would be binding arbitration.

Approved By:

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

RESOLUTION NO. ______

A RESOLUTION ACCEPTING/REJECTING THE FACT FINDER'S REPORT AND RECOMMENDATIONS ISSUED BY MITCH B. GOLDBERG, FACT FINDER ON SEPTEMBER 2, 2011 IN THE MATTER OF THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF OXFORD AND THE OXFORD POLICE SERGEANTS AND LIEUTENANTS F.O.P. LODGE 38.

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

SECTION 1: The City and the Oxford Police Sergeants and Lieutenants F.O.P. Lodge 38 were unable to resolve all issues in their recent labor negotiations as a result of which the unresolved issues were submitted to fact finding.

SECTION 2: The Council of the City of Oxford accepts/rejects the Fact Finder's Report and Recommendations based upon its review thereof and the recommendation of the City Manager that it be accepted/rejected.

SECTION 3: The Fact Finder's Report and Recommendations issued by Mitch B. Goldberg, Fact Finder on September 2, 2011 as set forth in Exhibit "A" attached hereto is hereby accepted/not accepted.

SECTION 4: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this resolution were adopted in an open meeting of this Council and that 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 Section 121.22 of the Ohio revised code.

SECTION 5: This resolution shall take effect at the earliest date allowed by law.

____
MAYOR

ADOPTED: ______________________

ATTEST:

____
CLERK OF OXFORD CITY COUNCIL

INTRODUCED BY: KEN BOGARD

PREPARED BY: LAW (STAFF)

EXHIBIT "A"

STATE EMPLOYMENT RELATIONS BOARD
STATE OF OHIO

In the matter of Fact Finding between:	)	SERB NO. 10-MED-09-.1056
	)	
CITY OF OXFORD, OHIO,	)	Hearing: August 3, 2011
Public Employer,	)	at Oxford, Ohio
	)	
and	)	Date of Report:
	)	September 2, 2011
FRATERNAL ORDER OF POLICE,	)	
LODGE, 38,	)	
Employee Organization.	)	

FACT FINDING REPORT

Appearances:

Mitchell B. Goldberg, Appointed Fact Finder

For the City:

Stephen M. McHugh,	Law Director
Douglas R. Elliott, Jr.,	City Manager
Stephan D. Schwein,	Chief of Police
Donna Heck,	Human Resources Director

For the FOP:

Daniel E. Haughey,	Attorney
Daniel Umbstead,	Detective/Lieutenant

I. Introduction and Background.

SERB appointed the undersigned as the Fact Finder of this public employment labor Dispute after the parties were unable to resolve all of the disputed issues necessary to arrive at a successor collective bargaining agreement ("CBA"). They were parties to a CBA that expired on December 31, 2010. They are at impasse over a number of economic issues. A hearing was conducted at the City's offices on August 3, 2011. The parties presented evidence in the form of written exhibits and witness presentations. Attempts to mediate the issues were not successful and the following issues remain unresolved: (1) Wages; (2) Retroactivity; (3) Health Insurance Premium Contributions; (4) Clothing Allowance Increase; (5) Increase Pay for Call-in and Court Appearances; (6) Conversion From Paid Birthday to Additional Personal Day; (7) Executive Training Bonus: and (8) Martin Luther King Paid Holiday.

The following recommendations are made in accordance with the criteria set forth in Chapter 4117 and SERB Regulations and Guidelines. All resolved issues and tentative agreements reached during bargaining, and all unchanged provisions in the prior CBA are hereby incorporated into this Report and made apart thereof.

II. Economic Evidence, Bargaining History and Background.

Oxford is a city of approximately 26,000 residents located in southwestern Ohio, in Butler County, some 39 miles northwest of Cincinnati. Its revenue is dependent upon its largest employer, Miami University with an approximate student population of more than 16,000. The City has survived the recession in tact, without substantial layoffs, and with adequate or better than adequate annual general fund balances. It enjoys a high bond rating and by all measurements is financially sound. It has not experienced the financial problems of the manufacturing based economies in the county and surrounding areas such as Hamilton, Middletown, Cincinnati and Dayton.

Its revenues have increased from approximately \$9.2 million in 2002 to \$12,5 million in 2010. Annual expenditures have risen from approximately \$6.7 million to \$9.8 million over the same period. In recent years, varying amounts from general fund revenue have been transferred over to capital improvement funds and capital equipment funds. These capital items have been paid with general fund revenue instead of though bond financing. The City's present capital needs include a new police station, administration building, a new swimming pool and replacement equipment.

The City improved its fire/EMT services to its citizens by going from volunteers to regular part time firefighters/EMTs, 3 on the first shift and 4 on the second shift. This has added about \$1 million in expenses from the general fund. The citizens approved an increase in the income tax from 1.75% to 2%. The monies are segregated in a special revenue fund designated for Fire/EMT so that the citizens can more easily track their increased tax payments. The new department produces additional revenue for the City from contract services that are provided to nearby townships.

Other major revenue items include property taxes and state local government fund payments. Property tax revenue is expected to remain static due to lower evaluations. The City projects that property tax revenue will only increase by 1% over the next periods after FY 2011. State revenue will decline by 50% due to state budgetary problems. Inheritance tax revenue will also be eliminated by 2013. Interest from investments has also declined due to present low interest rates. Accordingly, these financial concerns are driving the City's financial proposals in its collective bargaining negotiations.

The FOP recognizes these concerns, but maintains that its proposals are reasonable and well within the City's ability to pay. This is a small unit of supervisors whose wages and benefits have a minimal impact upon the City's budget. Moreover, it believes that the City's new revenue resources from the newly created diversionary programs and administrative citations for students provide for more than enough funds to pay for the Union's proposals.

III. Unresolved Issues.

A. Wages.

The City proposes the same wages agreed to with the patrol officers, 0% for 2011, 2% for 2012, and 2% for 2013. The Union proposes 2%, 2% and 2%. Both sides cite comparable wages with police groups within the county to support their respective positions. For example, Fairfield City's wages will be frozen for 2012. The Union however, shows that using a formula, since disregarded by the parties, which considers a number of units within the county and area, Oxford unit members should receive an increase for 2011. [1] The Union argues that internal comparables should not control.

[1] The parties agreed in the last CBA that for the third year, the parties would use a formula called the "market midpoint," which was a calculation that fixed officers' compensation for 2010 on the average hourly rate of other Butler County police agencies. This was based upon the pay rates for these agencies as of December 1, 2009. This produced a pay increase for this unit of 1.4% in 2010. Using the same formula approach here would produce a pay increase approximating the Union's position of 2%.

Moreover, the costs for its proposal are minimal due to the small unit, and the City's ability to pay.

The police officers' decision to accept a zero wage increase for 2011 must take into consideration the City's willingness to accept the Union's proposed schedule changes, which were more important for the members than a wage increase. This City concession in exchange for the Union's agreement to accept the freeze is not relevant to the negotiations for the command staff. Accordingly, the Union believes its proposal for a 2% increase retroactive to January 1 is fair and appropriate for this unit.

The non-sworn police employees received a 2% increase for 2011, but it did not take effect until May 1, 2011. This computes to an effective increase of 1.33% for 2011. They also received a "me-too" agreement that they will receive an increase equal to that received by other city employee groups above 1.33% in 2011 or 2% in 2012.

Recommendation:

Taking all of the above evidence into consideration, I recommend an across-the-board wage increase for these unit members of 2% retroactive to July 1, 2011, 2% for 2012, and 2% for 2013.

B. Clothing Allowance.

The Union proposes an increase in the administrative clothing allowance to $1,000. The City objects to this proposal for economic reasons. While a clothing allowance increase might be justified periodically for patrol officers due to cost increases for clothing and equipment, I see less of a justification for an increase for supervisors.

Recommendation: No change.

C. Overtime - Increase in Pay For Court Appearances and Call-ins.

The Union proposes that beginning January 1, 2011, a supervisor who is called back to duty following the termination of the supervisor's next normal work day and three or more hours prior to the beginning of the supervisor's next normal work day shall receive credit for a minimum of three hours overtime for the call-in.

The City computes that this proposal would increase its costs by $763 in 2011, $778 in 2012, and $793 in 2013. While these costs are not substantial, the increase is not necessary because this unit's pay is comparable to other departments.

Recommendation: No change.

The Union proposes that call-in pay for court appearances when a member is not on duty should be increased to 4 hours overtime. The City believes this pay increase would involve substantial costs: $2,342 in 2011, $2,389 in 2012, and $2,437 in 2013.

Recommendation: No change.

D. Increase in paid holidays.

The Union proposes an additional paid holiday, and that the member's birthday should be converted to an additional personal holiday or leave day to be taken at any time. The City computes this additional cost at $2,388 each year. It believes its present paid holiday and personal day payments are comparable with other departments, and no increase is needed or justified in this present economic environment.

Recommendation: No change.

E. The Union proposes an increase in training reimbursement of a $1,000 bonus for any training or instruction of 4 or more weeks. The City computes that this additional payment will increase its costs by approximately $8,000 per year. It believes that its present training incentives are generous and comparable to other departments. The additional costs are not justified due to its present economic concerns.

Recommendation: No change.

Date of Report: September 2, 2011 /s/______________________________

Mitchell B. Goldberg, Appointed Fact Finder

CERTIFICATE OF SERVICE

This Report was served electronically upon J. Russell Keith, General Counsel & Assistant Executive Director of SERB; Daniel E. Haughey, attorney for FOP, Lodge 38; and Stephen M. McHugh, Law Director for the City of Oxford, on the 2nd day of September, 2011. The effective date for the award is September 2, 2011.

/s/______________________________

Mitchell B. Goldberg

CITY OF OXFORD
STAFF SUMMARY REPORT

Report to the City Manager

Council Meeting Of: 9/06/11

Account Code No. #: N/A

Budgeted Amount: N/A

Finance
Originating Department

Heidi Hill
Prepared By

8/31/11
Date Prepared

Agenda Title: 3.65 MILL PROPERTY TAX RATE RESOLUTION

Recommendation: Approve

Discussion:

This resolution is the annual standard resolution sent to us from the Butler County Auditor.

The purpose is to legally adopt the Oxford property tax rate for next year as approved by the Auditor's office.

Approved By:

	Initial	Date
Department Head:	[signature]	8/31/11
City Attorney:		
City Manager:		

RESOLUTION NO.

RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION OF BUTLER COUNTY, OHIO AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR.

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

SECTION 1: Council in accordance with Ohio Revised Code, and having previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1, 2012.

SECTION 2: The Budget Commission of Butler County, Ohio has certified its action thereon to this Council together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Council, and what part thereof is without, and what part within the ten mill tax limitation.

SECTION 3: The amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted.

SECTION: 4: There is hereby levied on the tax duplicate of said City the rate of each tax necessary to be levied within and without the ten mill limitation, as set forth on Schedule A attached hereto and incorporated herein by reference:

SECTION 5: This resolution shall take effect at the earliest date allowed by law.

____
MAYOR

ADOPTED:

ATTEST:

____
CLERK OF OXFORD CITY COUNCIL

INTRODUCED BY: KEN BOGARD

PREPARED BY: LAW(STAFF)

RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE

BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES

AND CERTIFYING THEM TO THE COUNTY AUDITOR

(VILLAGE COUNCIL)

Rev. Code, Secs. 5705.34, 5705.35

The Council of the CITY of **OXFORD** , Butler County, Ohio, met in

____________________ session on the _________ day of __________________________, 20_______, at the
(regular or special)

office of ______________________________________ with the following members present:

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______________________________________ moved the adoption of the following Resolution:

WHEREAS, This Council in accordance with the provisions of law has previously adopted a Tax Budget for the next succeeding fiscal year commencing **January 1, 2012**; and

WHEREAS, the Budget Commission of Butler County, Ohio has certified its action thereon to this Council together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Council, and what part thereof is without, and what part within the ten mill tax limitation; therefore be it

RESOLVED, By the Council of the **CITY OF OXFORD** Butler County, Ohio, that the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted; and be it further

RESOLVED, That there be and is hereby levied on the tax duplicate of said Village the rate of each tax necessary to be levied within and without the ten mill limitation as follows:

SCHEDULE A

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

FUND	AMOUNT APPROVED BY BUDGET COMMISSION INSIDE 10 MILL LIMITATION	AMOUNT TO BE DERIVED FROM LEVIES OUTSIDE 10 MILL LIMITATION	COUNTY AUDITOR'S ESTIMATE OF TAX RATE TO BE LEVIED	
			INSIDE 10 MILL LIMIT	OUTSIDE 10 MILL LIMIT
GENERAL FUND	930,000.00		3.65	
GENERAL BOND RETIREMENT FUND				
PARK FUND				
RECREATION FUND				
FIRE LEVY				
POLICE LEVY				
TOTAL	930,000.00	0.00	3.65	0.00

SCHEDULE B

LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES

FUND		COUNTY AUDITOR'S ESTIMATE OF YIELD OF LEVY (Carry to Schedule A)		MAXIMUM RATE AUTHORIZED TO BE LEVIED
GENERAL FUND:				
Current expense levy authorized by voters on ,20 not to exceed years.				
Current expense levy authorized by voters on ,20 not to exceed years.				
Current expense levy authorized by voters on ,20 not to exceed years.				
Current expense levy authorized by voters on ,20 not to exceed years.				
TOTAL GENERAL FUND OUTSIDE 10 MILL LIMITATION		0.00		0.00
SPECIAL LEVY FUNDS:				
Levy authorized by voters on ,20 not to exceed years.				0.00
Levy authorized by voters on ,20 not to exceed years.				0.00
Levy authorized by voters on ,20 not to exceed years.				
Levy authorized by voters on ,20 not to exceed years.				
Levy authorized by voters on ,20 not to exceed years.				
Levy authorized by voters on ,20 not to exceed years.				
Levy authorized by voters on ,20 not to exceed years.				
Levy authorized by voters on ,20 not to exceed years.				
Levy authorized by voters on ,20 not to exceed years.				
Levy authorized by voters on ,20 not to exceed years.				

and be it further

RESOLVED, That the Clerk of this Council be, and he/she is hereby directed to certify a copy of this Resolution to the County Auditor of said County.

______________________ seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

______________________, ________

______________________, ________

______________________, ________

______________________, ________

______________________, ________

______________________, ________

______________________, ________

Adopted the ________ day of ____________________, 20____.

____
PRESIDENT OF COUNCIL

____
CLERK OF COUNCIL

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CERTIFICATE OF COPY

ORIGINAL ON FILE

____

The State of Ohio, Butler County, ss.

I,__________________________, Clerk of the Council of the Village of ____________________,

within and for said County, and in whose custody the Files and Records of said Council are required

by the Laws of the State of Ohio to be kept, do hereby certify that the foregoing is taken and

copied from the original ____

____

____

now on file, that the foregoing has been compared by me with said original document, and that the

the same is a true and correct copy thereof.

WITNESS my signature, this ________ day of ________________________, 20______

____

CLERK OF COUNCIL

____

NOTE: A copy of this Resolution must be certified to the County Auditor before the first day of October in each year, or at such later date as may be approved by the Board of Tax appeals.

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RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR. (VILLAGE COUNCIL)

ADOPTED____________________,20______ FILED________________________, 20____

____

CLERK OF COUNCIL

____

COUNTY AUDITOR

____

DEPUTY AUDITOR

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