A regular meeting of the Oxford City Council was called to order by Mayor Prue Dana on Tuesday, September 2, 2008 at 7:42 p.m. Those members present were Ken Bogard, Doug Ross, Alysia Fischer, Richard Keebler, Kate Currie, and Greig Rutherford.

Staff members present: Mr. Doug Elliott, City Manager; Mr. Mike Dreisbach, Service Director; Mr. Steve Schwein, Police Chief; 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

Mr. Keebler 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) Council Appointments and (3) Pending Litigation. Mr. Bogard seconded. The motion passed by the following roll call:

AYE: Mr. Bogard, Ms. Currie, Mr. Keebler, Ms. Fischer, Mr. Rutherford, Mr. Ross, Ms. Dana (7)

NAY: None (0)

ABS: None (0)

RETURN FROM EXECUTIVE SESSION

Mr. Rutherford moved to return from Executive Session at 7:41 p.m. Mr. Keebler seconded. The motion passed by the following roll call:

AYE: Ms. Currie, Mr. Keebler Ms. Fischer, Mr. Rutherford, Mr. Ross, Mr. Bogard Ms. Dana (7)

NAY: None (0)

ABS: None (0)

PLEDGE OF ALLEGIENCE

Mayor Dana requested the Pledge of Allegiance.

APPROVAL OF AGENDA

Mr. Keebler moved to amend the agenda by adding item 5. D. 'A Resolution authorizing the City Manager to enter into an agreement to settle Case No. 2008-03-1138, and to deposit additional funds in the amount of $16,500.00 with the Butler County Clerk of Courts in connection with that settlement.' Ms. Currie seconded. The motion passed 7-0-0.

Mr. Bogard moved to approve the agenda as amended. Ms.Currie seconded. The motion passed 7-0-0.

PUBLIC PARTICIPATION

PROCLAMATION
'PAUL BROWN DAY'

Mayor Dana read the Proclamation and advised it would be sent to the requestor.

NOTICE TO
LEGISLATIVE AUTHORITY

Transfer to Hui Juan Inc. DBA Phan Shin 104 W. High Street, Oxford, Ohio 45056 from Kam Suy Siv DBA Phan Shin 104 W. High Street, Oxford, Ohio 45056.

Mr. Ross moved to accept the notice without comment. Mr. Keebler seconded. The motion passed 7-0-0.

NOTICE TO
LEGISLATIVE AUTHORITY

Transfer to Stella 12 Beech LLC DBA Stella 12 Beech 1st Floor S. Beech Oxford, Ohio 45056 from Lottie Moons LLC 12 S. Beech St. 1st Floor Oxford, Ohio 45056.

Mr. Bogard moved to accept the notice without comment. Mr. Rutherford seconded. The motion passed 6-1-0 with Mr. Ross voting nay.

APPOINTMENTS TO BOARDS
AND COMMISSIONS

AD_HOC COMMITTEE

Mr. Bogard moved to appoint Bobbe Burke, April Robles, Mike Scott, Paul Allen, Jamie Kyriakedes, Carole Katz, and Greig Rutherford to an Ad-Hoc committee to study the feasibility of new and/or expanded fraternity houses in Oxford. Mr. Currie seconded. The motion passed 7-0-0.

Mr. Bogard noted a member of the Planning Commission would be appointed at a later date and a staff member of the Community Development Department would assist this committee.

**BICENTENNIAL EVENT
PLANNING COMMITTEE**

Ms. Fischer moved to appoint Bill King, Diana Durr, Gail Brahier, JoNell Rowan, Valerie Elliott, Karl Reiff, Jim McWilliams, Caroline Croswell, and Kate Currie to the Bicentennial Event Planning Committee. Mr. Keebler seconded. The motion passed 7-0-0.

**STUDENT COMMUNITY
RELATIONS COMMISSION**

Mr. Keebler moved to appoint Bobbe Burke, Alysia Fischer and Carole Katz to the Student Community Relations Commission. Mr. Keebler seconded. The motion passed 7-0-0.

PUBLIC COMMENTS

Mr. David Judy, 4164 Miami Western Drive, noted the City agreed to install sidewalks from Southpointe Crossing towards town as part of the annexation agreement. Mr. Judy noted his feeling Council decisions with regard to further development of property at Southpointe Crossing could appear to appease the developer since the City delayed the sidewalk installation due to proposed future improvements to US-27 South.

Mr. Elliott and Mayor Dana addressed Mr. Judy's concerns and provided the rationale for the decision to delay the sidewalk project.

Ms. Bobbe Burke, 722 David Drive, provided a recap of the recent 'Walk-About' program which welcomed students to Oxford and distributed the informational packet given to students to Council members. Ms. Burke thanked all of those who participated in the project.

Mayor Dana thanked Ms. Burke for her efforts in coordinating the project.

Mr. Calvin Conrad, 5226 Westgate Dr., advised at the last meeting he requested on behalf of a committee of residents for a member of Council to make a motion to reconsider Ordinance No. 3009 which permitted a gas station to be built on US-27 South. Mr. Conrad noted he and Betty Rogers filed 24 referendum petitions containing 600 signatures of people who wanted to vote on whether or not a gas station should be built on US-27 South with the City's Finance Director this afternoon. Mr. Conrad requested Council not to try to take away the opportunity for citizens to vote on this issue.

Mr. Thad Boggs, discussed the 'Walk-About' event noting it was a very valuable program. Mr. Boggs noted the Associated Student Government refurbished their website and encouraged interested parties to visit the website at www.muasg.com. Mr. Boggs noted Family Weekend was scheduled for October 4th and 5th and Homecoming was scheduled for October 24th and 25th.

CONSENT AGENDA

Mr. Ross requested removal of item F. Resolution and Ms. Fischer requested removal of items B. Minutes, G. Resolution, and H. Resolution.

MINUTES

Minutes of the August 19, 2008 City Council Work Session. (Mary Ann Eaton, Deputy Clerk of Council)

REPORTS

Report regarding the August 12, 2008 Planning Commission Meeting. (Jung-Han Chen, Community Development Director)

Report regarding the August 20, 2008 Board of Zoning Appeals Meeting. (Jung-Han Chen, Community Development Director)

RESOLUTIONS

**RESOLUTION
ANNUAL WINE
TASTING AFFAIR**

A Resolution No. 4378 authorizing the City Manager to permit the Oxford Chamber of Commerce to hold the annual Wine Tasting Affair in the Uptown Parks. (Doug Elliott, City Manager)

**RESOLUTION
CONTRACT WITH
ARCADIS**

A Resolution No. 4379 authorizing the City Manager to enter into a contract with Arcadis Engineering for additional engineering and design work for projects and improvements at the Wastewater Treatment Plant at a cost not to exceed $230,000.00. (Mike Dreisbach, Service Director)

**RESOLUTION
AUTHORIZING
TAX LEVIES**

A Resolution No. 4380 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)

Mr. Bogard moved to approve the consent agenda. Ms. Currie seconded. The motion passed 7-0-0.

MINUTES

Minutes of the August 19, 2008 City Council Meeting. (Mary Ann Eaton, Deputy Clerk of Council)

Ms. Fischer noted a correction on page 22 of the agenda.

Ms. Fischer moved to approve the minutes as corrected. Mr. Keebler seconded. The motion passed 7-0-0.

RESOLUTION
TALAWANDA
BOND ISSUE

A Resolution No. 4381 supporting the Talawanda School District's proposed Bond Issue. (Doug Elliott, City Manager)

Mr. Ross advised his feeling the citizens would like to see how Council voted on the proposed Resolution individually.

Mr. Richard Daniels, 451 Emerald Woods Dr., spoke in support of the proposed bond issue noting the City's Comprehensive Plan update included that the City would support partnerships between the City, Talawanda School District and Miami University to create new educational opportunities for students and the general community and that the City would promote the enhancement of school facilities. Mr. Daniels added that he was glad Council was considering this Resolution this evening.

Ms. Currie, Ms. Fischer, and Mr. Rutherford spoke in support of the proposed Resolution.

Mr. Bogard moved to amend Section 1 of the Resolution to read as follows: 'Oxford City Council believes the passage of the proposed Bond Issue is of benefit to the community and will provide the tools necessary for students to thrive in a *national* and global economy'. Ms. Fischer seconded. The motion passed 6-1-0 with Mr. Ross voting nay.

Mr. Bogard moved to adopt Resolution No. 4381 as amended. Mr. Ross seconded. The Resolution was adopted by the following roll call:

AYE: Ms. Currie, Ms. Fischer, Mr. Keebler, Mr. Ross, Mr. Rutherford, Mr. Bogard, Ms. Dana (7)

NAY: None (0)

ABS: None (0)

RESOLUTION
PLANNING COMMISSION'S
RULES OF PROCEDURE

A Resolution No. 4382 amending the Planning Commission's Rules of Procedure. (Jung-Han Chen, Community Development Director)

Ms. Fischer requested clarification of the proposed language on page 42 Section 2 of the agenda and Mr. McHugh suggested alternate language.

Mr. Keebler moved to amend Section 2 to read as follows: 'The Planning Commission's Rules of Procedure previously enacted and amended be and the same are hereby repealed and the following adopted.' Ms. Fischer seconded. The motion passed 7-0-0.

Ms. Fischer referred to page 47 of the agenda and noted Appendix A was not the format of the current Planning agenda.

Mr. McHugh suggested alternate language for page 45 of the agenda that he felt would resolve the issue.

Mr. Keebler moved to amend the Rules of Procedure for the Planning Commission ARTICLE VII Section 2 to read in part as follows: 'The agenda for the regular monthly business meetings shall follow the format set forth by the Planning Commission'. and to strike Appendix A and B and any reference to them. Ms. Fischer seconded. The motion passed 7-0-0.

Ms. Fischer moved to adopt Resolution No. 4382 as amended. Mr. Keebler seconded. The Resolution was adopted by the following roll call:

AYE: Ms. Fischer, Mr. Keebler, Mr. Ross, Mr. Rutherford, Mr. Bogard, Ms. Currie, Ms. Dana (7)

NAY: None (0)

ABS: None (0)

RESOLUTION
HAPC'S RULES
OF PROCEDURE

A Resolution amending the Historic and Architectural Preservation Commission's Rules of Procedure. (Jung-Han Chen, Community Development Director)

Ms. Fischer referred to page 53 of the agenda ARTICLE IV – Meetings Section 2. 'The public is invited to attend the entire Work Session and may participate at the discretion of the Chair.' Ms. Fischer noted concern that this could be a First Amendment issue. Ms. Dana and Ms. Currie noted their feeling this statement was too restrictive. Mr. Elliott noted Appendix B. should also be struck.

Mr. Keebler withdrew an earlier motion to approve the proposed Resolution and Ms. Fischer withdrew her second.

Ms. Currie moved to remand the proposed Resolution back to the Historic and Architectural Preservation Commission for further consideration. Ms. Fischer seconded. The motion passed 7-0-0.

RESOLUTIONS

RESOLUTION
GRANT APPLICATION

A Resolution No. 4383 of Council supporting the submission of a grant application for Ohio Public Works Commission Issue 1 funds in the amount of $400,000.00 to be used for the rehabilitation of High Street between Main Street and Poplar Street. Mike Dreisbach, Service Director)

Mr. Dreisbach provided an update of the current rehabilitation project on High Street between Main and Beech Streets. Mr. Dreisbach advised the Ohio Public Works Commission - Issue 1 funds were available to local governments for safety improvement projects and requested Council's authorization for the City Manager to apply for the grant in the amount of $400,000.00 noting the City's local match would be approximately $120,000.00 for additional improvements to High Street.

Mr. Thad Boggs, inquired if there was a target date to begin the proposed project and Mr. Dreisbach advised May of 2009.

Mr. Bogard advised he supported the proposed Resolution noting the rehabilitation was long overdue. Ms. Currie and Mr. Keebler noted their support as well.

<u>Mr. Keebler moved ro adopt Resolution No. 4383. Ms. Fischer seconded. The Resolution was adopted by the following roll call:</u>

AYE: Mr. Bogard, Ms. Currie, Ms. Fischer, Mr. Keebler, Mr. Ross, Mr. Rutherford, Ms. Dana (7)

NAY: None (0)

ABS: None (0)

RESOLUTION
SIDEWALKS AND HANDICAP
RAMP IMPROVEMENTS

A Resolution No. 4384 accepting the bid and authorizing the City Manager to enter into a contract with Jackson Construction, Inc. for the CDBG sidewalk and handicap ramp improvements project at a cost not to exceed $97,570.00. (Mike Dreisbach, Service Director)

Mr. Dreisbach advised staff developed specifications for handicap ramp improvement opportunities for approximately 30 intersections with this year's funding. Mr. Dreisbach noted staff advertised for bids and 7 bids were received with Jackson Construction, Inc. being the lowest bidder.

Ms. Fischer and Mr. Bogard requested clarification on two matters which Mr. Dreisbach addressed.

Mr. Keebler noted he would like to see the sidewalk extended from the Walgreen's site to the crosswalk at Lynn Street. Mr. Dreisbach advised local funds would have to be utilized. Mr. Keebler requested that staff look into assessing the property owners for the cost involved. Mr. Dreisbach advised staff would look into the matter.

<u>Ms. Currie moved to adopt Resolution No. 4384. Ms. Fischer seconded. The Resolution was adopted by the following roll call:</u>

AYE: Ms. Currie, Ms. Fischer, Mr. Keebler, Mr. Ross, Mr. Rutherford, Mr. Bogard, Ms. Dana (7)

NAY: None (0)

ABS: None (0)

**<u>RESOLUTION
AMENDING THE
THOROUGHFARE PLAN</u>**

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) **(Tabled)**

<u>Mr. Rutherford moved to remove the proposed Resolution from the table. Mr. Keebler seconded. The motion passed 7-0-0.</u>

Mr. Elliott reviewed his staff report as shown on page 70 of the agenda and recommended that Council withdraw the proposed Resolution since Council's action at the last meeting made their position clear on the proposed connector road between US-27 and State Route 73.

Ms. Fischer inquired what Mr. Elliott's response would be to someone asking what Council's position on the connector road was.

Mr. Elliott noted his answer would be that Council favored the study of re-routing traffic from US-27 and State Route 73 through the City as a first step noting staff had requested the state proceed with the traffic impact study utilizing the federal earmarked funds and then address the 'compressed connector'.

Mr. Rutherford advised the traffic impact study would look at rerouting US-27 and State Route 73 through the City and the information garnered from that study would go through a series of steps. Mr. Rutherford noted if it was deemed that there would continue to be significant safety issues then the 'compressed connector' could move forward and if it was deemed there would not continue to be significant safety issues then the 'compressed connector' would die a quite death.

<u>Mr. Orie Loucks</u>, 6195 Fairfield Road, inquired if citizens were to understand that with no other action Council was ready to accept the Oxford Township Comprehensive Plan without any objections and communicate the same to the Butler County Planning Commission.

Mayor Dana advised the Joint Work Session with the Oxford Township Trustees needed to occur first.

<u>Mr. Rutherford moved to withdraw the proposed Resolution. Mr. Keebler seconded. The Resolution was withdrawn by the following roll call:</u>

AYE: Ms. Fischer, Mr. Keebler, Mr. Ross, Mr. Rutherford, Mr. Bogard, Ms. Currie, Ms. Dana (7)

NAY: None (0)

ABS: None (0)

RESOLUTION
SETTLE CASE NO.
2008-03-1138

A Resolution No. 4385 authorizing the City Manager to enter into an agreement to settle Case No. 2008-03-1138, and to deposit additional funds in the amount of $16,500.00 with the Butler County Clerk of Courts in connection with that settlement. (Mike Dreisbach, Service Director)

Mr. Dreisbach advised this was one of three property acquisitions left to settle with regard to Phase II improvements to US-27 North. Mr. Dreisbach noted staff felt this was a fair settlement for the taxpayers and the property owner.

Ms. Fischer inquired if the entire Resolution should be read in the interest of Sunshine Laws since it was not on the agenda originally.

Mr. McHugh advised he did not think that was necessary but provided additional information with regard to the case and how the negotiations proceeded.

Mr. Keebler moved to adopt Resolution No. 4385. Ms. Currie seconded. The Resolution was adopted by the following roll call:

AYE: Mr. Ross, Mr. Rutherford, Mr. Bogard, Ms. Currie, Ms. Fischer, Mr. Keebler Ms. Dana (7)

NAY: None (0)

ABS: None (0)

ORDINANCES
FIRST READING

ORDINANCE
NEW SECTION 351.16

An Ordinance Amending The Oxford Code Of Ordinances By Repealing Section 351.16, Snow Routes And Adopting New Section 351.16, Snow Routes To Prohibit Parking On Snow Routes Within The City During Any Level of Snow Emergency. (Mike Dreisbach, Service Director)

Mr. Dreisbach noted City's Snow Emergency Ordinance was last updated in 2003 when the City instituted a threshold of 3" for the prohibition of parking on marked snow routes. Mr. Dreisbach noted this had worked very well expect for during an ice event where accumulations would be less than 3", but the road conditions are still treacherous. Mr. Dreisbach also noted and there was confusion as to when people could resume parking on the snow route. Mr. Dreisbach noted staff would like to add simple language to the Ordinance for clarification and re-mark the existing signs with information regarding the restriction to read 'No Parking when snow is 3 inches deep or greater, or during ANY level of Snow Emergency'. Mr. Dreisbach noted an educational process would also need to take place.

Mr. Bogard noted concern with all references made to 'snow' rather than 'snow or ice' except in the proposed Ordinance Section 3 (c). Mr. Dreisbach noted the legal definition was defined by 'Snow Emergency' and an ice event, sleet event or any winter weather event was a snow emergency level 1, 2, or 3 if conditions warranted it.

Mr. Keebler noted concern with High Street and the operation of businesses during a snow emergency. Mr. Keebler noted High Street was cleared last year and people received tickets for parking there during a snow emergency.

Mr. Dreisbach and Mr. Elliott noted there would always be exceptions during natural events. Mr. Dreisbach also noted staff needed some flexibility to handle blowing and drifting snow.

Mr. Bogard suggested language on signs should read 'snow/ice' emergency.

Mr. Keebler suggested adding the word 'declared' on signs.

Council voiced concerns with communicating to the public that a snow emergency had been declared and Mr. Dreisbach noted the Police Department did a great job of putting those announcements on the City's website.

ORDINANCE
ZONING MAP
AMENDMENT

An Ordinance Accepting The Planning Commission's Recommendation And Granting A Zoning Map Amendment For 54.577 Acres Of Land Abutting Fairfield And Contreras Roads, Oxford, Ohio And Rezoning The Property From Agricultural (County) To R1B (Single-Family Medium Density Residential) District. (Jung-Han Chen, Community Development Director)

Mr. Elliott summarized the staff report as listed on page 75 of the agenda and noted the property had been annexed to the City and zoning needed to be established. Mr. Elliott noted the annexation agreement stated that the applicant would seek to rezone the property and Council would consider the rezoning application officially as soon as practical after the annexation agreement was executed.

Mr. Keebler noted the applicant was present at the Planning Commission meeting. Mr. Keebler noted this type of zoning was necessary due to some drainage easements which would also allow for green space and bike paths. Mr. Keebler noted a roadway from Fairfield to Contreras would also be constructed.

Mr. Bogard inquired if the City Engineer's concerns had been addressed or if that would occur during another phase of the development and Mr. Keebler advised those concerns would be addressed during other phases of the proposed development.

Mr. Larry Frimerman, 292 Ryan Drive, Oxford Township Trustee, noted he provided written comments on behalf of the trustees when the annexation came before Council that were similar to those of the City Engineer and related more to the subdivision phase and the change of use of the property.

ORDINANCES
SECOND READING

ORDINANCE
SUPPLEMENTAL BUDGET

An Ordinance No. 3012 Amending Ordinance No. 2990. Supplemental Budget Ordinance No. 3 To Make Supplemental Appropriations For Fiscal Year 2008. (Joe Newlin, Finance Director)

Mr. Newlin recapped the items in the proposed Supplemental Budget as listed on page 102 of the agenda noting the only additional burden on the General Fund was for the relocation of the Oxford Visitors and Convention Bureau.

Mr. Bogard moved to adopt Ordinance No. 3012. Mr. Ross seconded. The Ordinance was adopted by the following roll call:

AYE: Mr. Keebler, Mr. Ross, Mr. Rutherford, Mr. Bogard, Ms. Currie, Ms. Fischer,
Ms. Dana (7)

NAY: None (0)

ABS: None (0)

ANNOUNCEMENTS

Mayor Dana thanked those who communicated with Council regarding the U.S. Mayors Climate Protection Agreement.

Mayor Dana noted she visited the Silvoor Sanctuary and commended Mr. Jason Reynolds who is the current curator for his efforts.

Ms. Dana advised she attended an Open House at the Community Adult Day Service located at the Lutheran Church on Campus Avenue and noted the community was fortunate to have this service available.

Mr. Elliott distributed a memo from Mr. Dreisbach regarding tree replacement which was requested by Council member Fischer at the last meeting.

Mr. Elliott noted staff was in the midst of the budgeting process and he would submit the draft budget to Council on October 1, 2008. Mr. Elliott advised the first Council Work Session regarding the budget was scheduled for October 16, 2008 and the goal was to have the process complete and adopted by December 2008. Mr. Elliott noted his goal was to maintain the City's good financial condition, adequately fund existing services and plan for needed capital improvements.

Mr. Elliott advised Council held a 4th Work Session this evening regarding site selection for new Police and Court facilities. Mr. Elliott shared that after tallying the Paired Weighting Evaluation sheets Council submitted during the Work Session the results were as follows:

Combined Police and Court Facility
1. Old Odd Lots/CVS Pharmacy
2. Old Miami Food Service Building
3. Existing Shell Station
4. College Corner Pike

Court Facility
1. Old Miami Food Service Building
2. College Corner Pike
3. Southpointe Crossing
4. Old Odd Lots

Mr. Elliott noted he recently spoke at the Kiwanis Club and Rotary Club meetings and enjoyed meeting members of those service clubs.

Mr. Kyger noted he was going to a meeting in Columbus tomorrow regarding Governor Strickland's new economic development plan.

Mr. Kyger noted plans were received at City Hall today for the new development at Main and High Streets with the new address being 1 West High Street.

Mr. McHugh inquired if the sidewalk extension mentioned earlier from the Walgreen's site to the Lynn Street crosswalk was all new construction and Mr. Keebler advised yes.

Mayor Dana noted the sidewalk installation from Southpointe towards town was discussed by a member of the audience this evening and requested Council's input on the matter.

Mr. Keebler noted he felt Council had decided not to do it right now as the entire sidewalk was included in a future project.

Ms. Fischer noted she had a real problem with the City making an agreement and not standing by it. Ms. Fischer noted she would feel comfortable amending the agreement.

Ms. Currie noted she felt the existing agreement was 'wildly hypocritical' and would like to discuss the possibility of amending it.

Mr. Bogard suggested discussing with the developer ways to help facilitate transportation for Southpoint residents. Mr. Bogard advised it was not feasible to install a temporary sidewalk that would be torn out in 2012.

Mr. Rutherford advised his feeling Mr. Judy's point was well taken earlier this evening and any decisions Council made regarding Southpoint could seem to be made under pressure. Mr. Rutherford noted his feeling Council should look into amending the agreement with the developer.

Mr. Ross agreed with Ms. Currie that the agreement was 'wildly hypocritical'.

Ms. Dana advised Council needed to look at amending the agreement and see what could be done with regard to transportation for residents at Indian Trace as well.

Mr. Keebler noted in the future developers needed to be responsible for all infrastructure including sidewalk connectivity and street improvements.

Mr. Elliott reiterated there was a plan in place to build the sidewalk in three years when the road was widened. Mr. Elliott noted his feeling the developer was not willing to amend the agreement although discussions were going to take place between the developer, the City and Miami to determine if there were ways to assist with the bus service.

Ms. Fischer noted people had the idea the City could be sued for not meeting the terms of the agreement and noted her understanding the agreement was severable and the developer could choose to de-annex.

Mr. McHugh advised there was a de-annexation provision in the agreement which more related to zoning, and the zoning had already been approved.

Mr. Ross noted it was his understanding the City 'welched' on the deal not the developer with regard to installing the sidewalk. Mayor Dana and Mr. Elliott advised the City did not 'welch' on the deal but rather a deadline was missed.

Mr. Rutherford inquired if grants were available for shoulder widening or other improvements between Southpoint and Patterson/Chestnut and Mr. Dreisbach advised yes, although those were usually granted for areas within a school zone.

Mr. Dreisbach noted over the last 5-6 years a lot of improvements had been made in the City and a lot of sidewalks had been installed. Mr. Dreisbach acknowledged the City missed the deadline with Southpoint but encouraged Council not to focus on one negative issue.

Mayor Dana advised discussion should take place with the developer at Southpoint with regard to amending the agreement and Mr. Keebler noted the date for installation could be revised.

Ms. Fischer moved to direct staff to explore the four options for proposed new Police and Court Facilities and for a Court facility by itself. Mr. Keebler seconded.

Ms. Currie inquired if Council was going to pursue separate sites and the consensus was no.

Ms. Fischer withdrew her motion and Mr. Keebler withdrew his second.

<u>Ms. Fischer moved to direct staff to explore the four options for proposed new Police and Court facilities. Mr. Keebler seconded. The motion passed 7-0-0.</u>

Mayor Dana advised the joint Work Session with the Township Trustees regarding transportation was tentatively scheduled for September 18, 2008 although Mr. Ross, Ms. Currie and Mr. Keebler would not be in attendance. Mayor Dana noted other dates would be considered over the next few days. Mr. Frimerman advised the Talawanda Middle School had been reserved for September 18, 2008 for the joint meeting.

Ms. Fischer noted she received a letter from a concerned parent regarding limericks on a sheet sign and she would forward the letter on to the Clerk for distribution to Council. Ms. Fischer noted this matter would be discussed at the next SCRC meeting as well as opening week problems.

Ms. Fischer noted the SCRC was a Commission now rather than a Committee and asked for direction with regard to minutes, agendas and public notices which Mr. Elliott and Mr. McHugh addressed with Mr. McHugh noting a staff report from each meeting would be sufficient for Council agendas and minutes could be given to the Clerk for distribution in Council's Friday packet. Ms. Eaton noted she had posted the first few meetings on the City's website.

Ms. Fischer noted future Miami Metro bus stop locations could be a topic for SCRC to discuss.

Mr. Bogard noted some of the positive improvements within the City and thanked Mr. Dreisbach for getting the striping done on Locust Street near the railroad tracks.

Mr. Bogard advised there was a tree dedication program within the Parks and Recreation Department and trees could be purchased and planted at the Community Park.

Mr. Rutherford thanked Mr. Dreisbach and the Service Department for their efforts. Mr. Rutherford noted a problem with traffic light signalization on Locust Street and Mr. Dreisbach advised the matter had been corrected.

Mr. Rutherford noted he had received communications from parents regarding Miami's Convocation and their feeling their daughters were at risk due to obscenities being heard especially along Tallawanda Street. Mr. Rutherford noted this behavior needed to be addressed.

Mr. Ross noted he had changed his mind about the Economic Development Director position for the City and felt good about it.

Mr. Ross noted his feeling the U.S. Mayor's Climate Protection Agreement was symbolism instead of substance and thanked Dr. Loucks for speaking with him about it. Mr. Ross noted before entering into the Mayors Agreement, Council might want to do the same. Mr. Ross noted his feeling Oxford being named a 'Tree City' was accounting wizardry and before signing on to the Mayors Agreement, Council should look into tree planting in a community that had signed on to the Agreement.

Mr. Ross noted a forum would take place Thursday at the Elms Hotel regarding voting and Tim Derickson.

Mr. Ross stated if Council did as good a job as staff, Council would be 'all right'.

Mayor Dana read closing remarks into the record as follows: 'Cal Conrad expressed his disappointment in me about the fact that I made a comment about the development at Main and High when it first went before the Board of Zoning Appeals. And now I would like to express my disappointment at the referendum that he is now asking people to sign about a gas station approved for a commercial area on 27 South. While I fully support the referendum process I question whether or not those signing the referendum and those who will eventually be voting on it will be informed of the 14 conditions placed on the development by the Planning Commission and Council who approved this. I also wonder whether or not the signers and the passers have thought through the energy issues. Just like creating cul-de-sacs, the elimination of service at points where people live forces drivers to go on the road. Inappropriate development (as it was referred to in his letter in the paper) is inappropriate because of design not necessarily placement. Inappropriate development was covered in the conditions, and the entire PUD will be supervised checked, and approved as the design takes place. I have talked about and begun meetings with Margarette Beckwith on the forming of a formalized greenbelt around Oxford. How I wish that the energy of those who are passing this petition and signing it would go towards that effort which would not only protest inappropriate development but constructively ask voters to ensure the rural approach to the City.'

Mayor Dana read a quote from Benjamin Disraeli as follows: 'How much easier it is to be critical than to be correct'

ADJOURN

Mr. Rutherford moved to adjourn at 10:31 p.m. Ms. Fischer seconded. The motion passed 7-0-0.

A work session of the Oxford City Council was called to order by Mayor Prue Dana Tuesday, August 26, 2008, at 7:00 P.M. Those Council members present were Alysia Fischer, Kate Currie, Richard Keebler, Greig Rutherford, Ken Bogard and Doug Ross.

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

APPROVAL OF AGENDA

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

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 2009 CIP Expenditures
- Detailed list of proposed construction projects
- Detailed list of proposed equipment purchases

ADJOURNMENT Mr. Bogard moved to adjourn at 8:15 P.M. Mr. Rutherford seconded. The motion carried 7-0-0.

A work Session of the Oxford City Council was called to order by Mayor Prue Dana on Tuesday, September 2, 2008 at 6:00 P.M. Those Council members present were, Alysia Fischer, Kate Currie, Richard Keebler, Greig Rutherford and Ken Bogard. Doug Ross arrived at 6:03 p.m.

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

APPROVAL OF AGENDA

Mr. Rutherford moved approval of the Agenda. Mr. Keebler seconded. The motion carried 7-0-0.

PURPOSE

The purpose of the Work Session was for Council and staff to discuss site options for proposed new Police and Court facilities.

Mr. Elliott suggested that Council try to narrow the proposed site options to three this evening and discuss the next step in the process.

Mr. Kyger briefly discussed a hand out which contained site selection criteria for College Corner Pike, Corner of Beech and Church, Corner of Morning Sun and Sycamore Street, Southpointe Crossing, Old Miami Food Service Building, Old Odd Lots/CVS Pharmacy, University Parkway and the TRI site.

Mr. Rutherford suggested adding the Shell Station property.

Each Council member performed a Paired Weighting Evaluation on the combined Police and Court facility and also on a Court facility by itself.

Mr. Elliott inquired if Council would be comfortable with the top three sites from this evaluation. Ms. Fischer noted if staff tallied the evaluation sheets and let Council know the outcome at the end of the regular meeting, she would make a motion to move forward with the top three locations.

ADJOURNMENT

Mr. Ross moved to adjourn at 7:00 p.m. Ms. Fischer seconded. The motion carried 7-0-0.