

Office of the Mayor

Proclamation

Whereas:

the Center for American and World Cultures at Miami University announce the Sixth Annual Human Rights and Social Justice Program at Miami University "Do More Than Just Watch: Respect Human Rights, Fight for Social Justice" to be held November 16-20, 2009, and

WHEREAS, the Human Rights and Social Justice Program offers the opportunity to join forces with organizations devoted to the elimination of hunger, homelessness, poverty, modern slavery, forced migrations, physical and mental abuse, ethnocide, and genocide, to communicate information that raises awareness about human rights and social justice efforts and action in our communities and around the world; and

WHEREAS, the Human Rights and Social Justice Program creates opportunities for students and the large community to be engaged on human rights and social justice networks and service programs (volunteer programs, social service programs, learning service programs, professional development programs and others); and

WHEREAS, this event will include a variety of activities such as the Sixth Annual Information Fair and Film Festival, Special Presentations, Writing Read-In, Music for Social Justice, and Guest Speakers related to Human Rights and Social Justice; and

WHEREAS, organizations such as Globe Med, OXFAM America, Teach for America, International Red Cross, Nourish International, Feeding America, American Cancer Society, the Torture Abolition Survivors Support Coalition International, the Center for Holocaust and Humanity Education, the National Underground Railroad Freedom Center, the National Center for Homeless Education, the End Slavery Coalition, the Fair Labor Action Coalition, the Stop AIDS Cincinnati, STAND, Best Buddies, the Students for Free Tibet, Unified for UNIFAT, UNICEF at Miami among other organizations will have tables with pamphlets, readings, and promotional materials and multi-media displays explaining their goals, strategies and programs; and

WHEREAS, groups such as Su Casa, Center for Community Engagement in Over-the-Rhine, Oxford Interfaith Climate Change Work Group, Oxford Community Choice Pantry, and Oxford Citizens and Miami Students for Peace and Justice, the Women's Center will explain their work in the local area, including ways that Miami University students can participate in their efforts in Oxford, Hamilton, Middletown, Cincinnati and neighboring areas; and

WHEREAS, representatives from Miami University's Office of Community Engagement and Service will be on hand to discuss credit and non-credit opportunities for service learning.

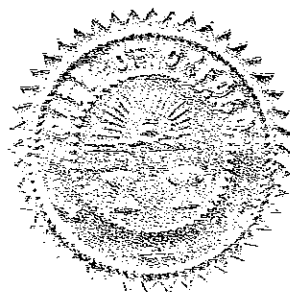
NOW, THEREFORE, I, Prudence Z. Dana, Mayor of the City of Oxford, Ohio, do hereby proclaim November 16-20, 2009,

'HUMAN RIGHTS AND SOCIAL JUSTICE WEEK'

and urge all citizens to support this most worthwhile effort to raise awareness about human rights and social justice.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of Oxford to be affixed this 17th day of November, 2009.

PRUDENCE Z. DANA, MAYOR



CITY OF OXFORD

STAFF SUMMARY REPORT

Report to the City Manager

Clerk of Council

Originating Department

Council Meeting Of: November 17, 2009

Mary Ann Eaton

Account Code No.: N/A

Prepared By

Budgeted Amount: N/A

November 10, 2009

Date Prepared

Agenda Title: A Resolution authorizing the release of a performance bond for Long Meadow Subdivision, Section 5 and acceptance of a new performance bond.

Recommendation: Approval

Discussion:

The City is currently holding a performance bond in the amount of \$330,000.00 for the construction of Long Meadow Subdivision, Section 5. The construction is complete to the satisfaction of the City Engineer. The developer remains obligated to maintain the improvements required for Long Meadows Subdivision, to install 450 lineal feet of sidewalk, and plant 19 trees in the subdivision. A new performance bond in the amount of \$20,000.00 has been submitted to the City for those improvements.

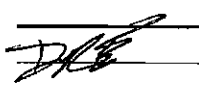
Approved By:

Department Head:

City Attorney:

City Manager:

Initial Date

 11/13/09

RESOLUTION NO.

A RESOLUTION AUTHORIZING THE RELEASE OF A PERFORMANCE BOND RECORDED IN VOLUME 7695, PAGE 1964 OF THE LIEN RECORDS OF THE BUTLER COUNTY, OHIO, RECORDER'S OFFICE FOR LONG MEADOW SUBDIVISION, SECTION 5, AND ACCEPTANCE OF A NEW PERFORMANCE BOND.

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

SECTION 1: The developer, having met the terms and conditions for which a performance bond, dated November 18, 2005 and recorded in the Records of Liens, Volume 7695, Page 1964 of the Butler County, Ohio Recorder's Office in the amount of Three Hundred Thirty Thousand and 00/100 dollars (\$330,000.00), is hereby released by Council.

SECTION 2: The Clerk of Council and City Manager are hereby authorized to execute the necessary paperwork, releasing the performance bond and to cause the developer to record the same and submit the recorded release back to the City. The release of the performance bond is conditioned upon the applicant issuing and recording a performance bond in the amount of Twenty Thousand and 00/100 dollars (\$20,000.00) to the City.

SECTION 3: This release is hereby given upon report of the City Engineer that the work secured by the performance bond has been satisfactorily completed.

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

MAYOR

ADOPTED:

ATTEST:

CLERK OF OXFORD CITY COUNCIL

INTRODUCED BY: PRUE DANA

PREPARED BY: LAW(STAFF)

RELEASE OF PERFORMANCE BOND

Know All Men By These Presents, that the **City of Oxford**, Ohio, in consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, does hereby release and discharge the lien and Performance Bond for Long Meadows Subdivision Section 5 from Emery Allen Muskopf, Trustee of the Emery Allen Muskopf Trust U/D dated 2-13-97 and Jean Muskopf, Trustee of the Jean Muskopf Trust U/D dated 2-13-97, to the City of Oxford, Ohio filed for record on February 6, 2006 in Volume 7695, Page 1964 of the Butler County, Ohio Official Records. The real estate subject to said lien is described as follows:

Lot numbered Two Thousand Seven Hundred Ninety-one (2791) and Three Thousand Four Hundred Sixty (3460) situated in the City of Oxford, Butler County, Ohio.

In Witness Whereof, the undersigned has hereunto set _____ hand at Oxford, Butler County, Ohio this _____ day of November, 2009.

City of Oxford

by _____

State of Ohio, County of Butler, ss:

I hereby certify that on the _____ day of November, 2009, before me, a notary public in and for said State, personally appeared _____, _____ of the City of Oxford, who acknowledged that ___he did sign said instrument as such _____ and the same is h___ voluntary act and deed on behalf of said City of Oxford, Ohio.

Notary Public, State of Ohio

This instrument was prepared by Dan E. Huss, Attorney at Law, Oxford, Ohio.

PERFORMANCE BOND

Know All Men By These Presents, That **Muskopf, Inc.**, an Ohio corporation, hereinafter called "Obligor", is held and firmly bound unto the **City of Oxford**, hereinafter called "Obligee", in the amount of Twenty Thousand and No/100 Dollars (\$20,000.00), for the payment whereof Obligor is bound, expressly binding its successors and assigns, by these presents:

Whereas, Obligor is the developer of Long Meadow Subdivision, Section 5, in the City of Oxford, Butler County, Ohio; and

Whereas, Obligor remains obligated to maintain the improvements required for Long Meadow Subdivision, to install four hundred fifty (450) lineal feet of sidewalk, and plant nineteen (19) trees in said subdivision;

Now, Therefore, the condition of this obligation is that Obligor, until December 1, 2010, shall complete the other said improvements in Long Meadow Subdivision, Section 5.

Obligor, for itself, its successors and assigns, pledges the following described real estate as security for this obligation, hereby warranting and covenanting that title to said real estate is vested solely in Obligor, and that the same is free, clear and unencumbered, and that this pledge constitutes a first and best lien upon said real estate, and upon failure of Obligor to fully and completely perform the required obligations, Obligee may levy execution or foreclosure, so as to cause said real estate to be sold and the proceeds applied to the satisfaction of this monetary obligation in the principal sum of Twenty Thousand and No/100 Dollars (\$20,000.00) plus interest, and all costs of Court, including the costs of proceedings necessary to enforce collection, to-wit:

Lots numbered Three Thousand Four Hundred Sixty (3460), as the same are known and designated on the recorded plat of Long Meadow Subdivision, Section 5, in the City of Oxford, Butler County, Ohio.

If Obligor shall well and truly perform the obligations hereof, then this Instrument shall be void; otherwise the same, notwithstanding any default or failure of performance on the part of Obligor,

shall remain in full force and effect until canceled of record of Obligee. Further, Obligor agrees that said premises not be used as security on any further obligations without written approval of the City of Oxford.

In Witness Whereof, Emery Allen Muskopf, President of Muskopf, Inc. has hereunto set his hand this _____ day of November, 2009.

Muskopf, Inc.

by Emery Allen Muskopf, Pres.
Emery Allen Muskopf

State of Ohio, County of Butler, ss.

Be It Remembered, That on this _____ day of November, 2009, before me, a notary public in and for said State, personally came Emery Allen Muskopf, President of Muskopf, Inc., the Obligor in the foregoing instrument, and acknowledged the signing thereof to be his voluntary act and deed.

In Testimony Thereof, I have hereunto subscribed my name and affixed my official seal on the day and year last aforementioned.



DAN E. HUSS
Notary Public, State of Ohio
My Commission Has No Expiration Date
Sec. 147.03 R.C.

Dan E. Huss
Notary Public, State of Ohio.

This instrument was prepared by Dan E. Huss, Attorney at Law, Oxford, Ohio.



PERFORMANCE BOND

Know All Men By These Presents, That **Emery Allen Muskopf, Trustee of the Emery Allen Muskopf Trust U/D dated 2-13-97** and **Jean Muskopf, Trustee of the Jean Muskopf Trust U/D dated 2-13-97**, and **Muskopf, Inc**, hereinafter together called "Obligors", are held and firmly bound unto the **City of Oxford**, hereinafter called "Obligee", in the amount of Three Hundred Thirty Thousand and No/100 Dollars (\$330,000.00), for the payment whereof Obligors are bound, expressly binding their heirs and assigns, jointly and severally, by these presents:

Whereas, Emery Allen Muskopf and Jean Muskopf hereinafter called "Developers" have presented to the City of Oxford for approval and acceptance, a final plat and plans for Long Meadow Subdivision Section 5, being a proposed subdivision of land in said City;

Now, Therefore, the condition of this obligation is that Developers, within two (2) years from date hereof, shall cause the minimum improvements required by Oxford Code, Section 1101.06, to be installed, constructed and completed in said Long Meadow Subdivision Section 5, in accordance with the law, rules and regulations and amendments thereto, adopted by the Council of the City of Oxford, so as to secure the approval of the City Engineer.

Obligors, for themselves, their heirs and assigns, pledge the following described real estate as security for this obligation, hereby warranting and covenanting, jointly and severally, that title to said real estate is vested solely in Developers, and that the same is free, clear and unencumbered, and that this pledge constitutes a first and best lien upon said real estate, and upon failure of Developers to fully and completely perform the required obligations, Obligee may levy execution or foreclosure, so as to cause said real estate to be sold and the proceeds applied to the satisfaction of this monetary obligation in the principal sum of Three Hundred Thirty Thousand and No/100 Dollars (\$330,000.00) plus interest, and all costs of Court, including the costs of proceedings necessary to enforce collection, to-wit:

Lot numbers Two Thousand Seven Hundred Ninety-one (2791) and Three Thousand Four Hundred Sixty (3460) situated in the City of Oxford, County of Butler and State of Ohio.

If Developers shall well and truly perform the obligations hereof, then this Instrument shall be void; otherwise the same, notwithstanding any default or failure of performance on the part of Developers, shall remain in full force and effect until canceled of record by Obligee. Further, Developers agree that said premises not be used as security on any further obligations without written approval of the City of Oxford.

In Witness Whereof, Obligors have hereunto set their hands this Eighteenth day of November, 2005.



Signed and acknowledged in the presence of:

Emery Allen Muskopf Trustee
Emery Allen Muskopf, Trustee of the Emery
Allen Muskopf Trust U/D dated 2-13-97

Jean Muskopf Trustee
Jean Muskopf, Trustee of the Jean Muskopf
Trust U/D dated 2-13-97

Muskopf, Inc.

By: Emery Allen Muskopf Pres
Emery Allen Muskopf, President

By: Jean Muskopf Secretary
Jean Muskopf, Secretary

State of Ohio, County of Butler, ss.

Be It Remembered, That on this eighteenth day of November, 2005, before me, a notary public in and for said State, personally came Emery Allen Muskopf, Trustee of the Emery Allen Muskopf Trust U/D dated 2-13-97 and Jean Muskopf, Trustee of the Jean Muskopf Trust U/D dated 2-13-97, and Emery Allen Muskopf, President and Jean Muskopf, Secretary of Muskopf, Inc, the Developers in the foregoing instrument, and acknowledged the signing thereof to be their voluntary act and deed.

In Testimony Whereof, I have hereunto subscribed my name and affixed my official seal on the day and year last aforementioned.

DAN E. HUSS
ATTORNEY AT LAW
NOTARY PUBLIC STATE OF OHIO
My Commission Has No Expiration Date
EXP. 12/31/2007

Dan E. Huss
Notary Public, State of Ohio

This instrument was prepared by Dan E. Huss, Attorney at Law, Oxford, Ohio.

CITY OF OXFORD

STAFF SUMMARY REPORT

Report to the City Manager: Douglas Elliott, Jr.

Police

Originating Department

Council Meeting Of: November 3, 2009

Steve Schwein

Account Code No. #: N/A

Prepared By

Budgeted Amount: N/A

October 28, 2009

Date Prepared

Agenda Title: An Ordinance amending section 521.12 of the codified ordinances of the City of Oxford, Ohio, entitled outdoor furniture restriction.

Recommendation: Adopt the Ordinance.

Discussion: After nearly a year and a half after the Outdoor Furniture Ordinance was passed and for that time has been successfully enforced by the Oxford Police Division, the judge has determined that the present ordinance is not sufficient in pinpointing responsibility and wants the words "either real property owner, lessee, renter, tenant, or occupant" inserted in the ordinance. The judge has indicated that any individual charged under this section as it is currently written who pleads not guilty will be found not guilty, or the charge will be dismissed.

Approved By:

Department Head:

City Attorney:

City Manager:

Initial Date

SOS 11/10/09

DCE 10/30/09

ORDINANCE NO. _____

ORDINANCE AMENDING SECTION 521.12 OF THE CODIFIED ORDINANCES OF THE CITY OF OXFORD, OHIO, ENTITLED OUTDOOR FURNITURE RESTRICTION.

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

SECTION I: The City Manager and Chief of Police recommend Section 521.12 of the Codified Ordinances of the City of Oxford, Ohio be amended to clarify the meaning of the term "[n]o person" as used in Section 521.12(a).

SECTION II: City Council hereby accept the recommendation of the City Manager and Chief of Police that Section 521.12 of the Codified Ordinances of the City of Oxford, Ohio be modified to clarify the meaning of the term "[n]o person" as used in Section 521.12(a).

SECTION III: Section 521.12 of the Codified Ordinances of the City of Oxford, Ohio, is hereby amended to read as follows (language to be repealed is ~~stricken through~~ and language to be adopted is in **bold**):

521.12 OUTDOOR FURNITURE RESTRICTION.

- (a) No person, **either real property owner, lessee, renter, tenant, or occupant**, shall allow to remain, keep, store or maintain any couches, chairs, tables, or other furniture not manufactured for outdoor use; plywood boards; construction materials; saw horses; tubes, pipes; or rigid materials suspended between two supports so as to be used as a table in any yard, alley, front porch, unenclosed rear porch or in any other outside area. However, it will be an affirmative defense to any alleged violation of this provision that such furniture was placed in an outside location designated for the collection of garbage, refuse or recyclable materials, in accordance with the City's garbage, refuse and recycling service, for the purpose of having such furniture removed, and said placement at said location is not more than 24 hours before the designated collection time or that the plywood boards; construction materials; sawhorses; tubes; pipes or rigid materials are actively being used for construction purposes.
- (b) Whoever violates this section is guilty of a minor misdemeanor on the first offense, and each subsequent offense shall render such person guilty of a misdemeanor of the fourth degree.
(Ord. 3003. Passed 6-17-08.)

SECTION IV: This Ordinance shall take effect at the earliest time allowed by law.

MAYOR

ADOPTED: _____

ATTEST:

CLERK OF OXFORD CITY COUNCIL

INTRODUCED BY: PRUE DANA
PREPARED BY: LAW (STAFF)

CITY OF OXFORD

STAFF SUMMARY REPORT

Report to the City Manager

City Manager

Originating Department

Council Meeting Of: November 17, 2009

Kim Newton

Account Code No. #: 140.408.50801 (70%);
320.816.50801 (15%); 330.836.50801 (15%)

Prepared By

November 10, 2009

Budgeted Amount: \$72,500.00

Date Prepared

Agenda Title: 2009 CIP Server Virtualization Project

Recommendation: Approve

Discussion: The attached Resolution authorizes the purchase of computer equipment/software and professional services related to the City of Oxford's virtual server upgrade.

The City network infrastructure currently consists of approximately 100 computers (including laptops), wide access to email and the internet, and many specialized applications for individual departments. In keeping with the technology available at the time, gradual expansion in our technology base was made via the addition of new servers which were dedicated to handling the new applications required by the various departments. Software providers, as a rule, insist that their applications run on a dedicated server. We have specialized application packages running on individual servers for Parking, Police/Dispatch, Email Archiver, Exchange E-mail server application, remote access, database servers, file servers, and antivirus servers -- for a total of 10 servers currently in place at this time.

Given the technology available during this growth process, this "accumulation" of servers was consistent with what other organizations experienced. However, considering that they were purchased over a six- to eight-year span of time, they are not consistent as to type, processing capacity, condition, and ongoing maintenance has been an increasing burden. Additionally, this "variety" of applications and different servers has made the process of planning for, and "living through," a "disaster" or extended shutdown a nightmare. Some of the older servers are beginning to show unreliable performance and have exceeded their storage limits.

Based on the wide impact that our technology systems have on our staff and ability to perform, and the potential for the existing systems to be down from one to three days in a potential "recovery" situation, in preparing the 2009 capital budget, it was recommended by our IT consultant, LAN Solutions, to upgrade and virtualize our current server environment, and funding of \$72,500 was included in the final budget.

Given improvements in software, and in the greater processing and data storage capacity of the servers being built today, it is possible to move away from the old "dedicated" server approach to a platform that would reduce our current number of servers from 10 to only 4, which will create higher energy efficiency -- going green! Today's technology allows more than one software package/application to run upon a very powerful server in a very efficient manner without impacting the operation of other applications on that same server. In essence, several large servers permit a number of individual software packages to "co-exist" and cooperate with and share the basic virtual server operating system. The different applications really are not aware that they don't have a dedicated server!

I am recommending passage of this resolution, thus permitting the shift to this new platform, and suggest reliance upon our IT consultant, LAN Solutions to provide certain equipment, professional services, software, and installation for \$56,319.70, which is \$16,180.30 less than originally budgeted.

This shift to a "virtual server" arrangement is not a totally new or untested approach. We have been watching and waiting for it to become the new "standard", and have no concerns about the success of the migration.

Approved By:

Initial Date

Department Head:

City Attorney:

City Manager:

 11/13/09

RESOLUTION NO.

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH LAN SOLUTIONS FOR THE PURCHASE OF COMPUTER EQUIPMENT, SOFTWARE AND PROFESSIONAL SERVICES RELATED TO THE CITY OF OXFORD'S VIRTUAL SERVER UPGRADE AT A COST NOT TO EXCEED \$56,319.70.

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

SECTION 1: Council hereby authorizes the City Manager to enter into an agreement with LAN Solutions for the purchase of computer equipment, software and professional services related to the City of Oxford's virtual server upgrade at a cost not to exceed \$56,319.70

SECTION 2: Council further finds that sufficient funds to meet the maximum amount to be expended for the purchase of computer equipment, software and professional services related to the City of Oxford's virtual server upgrade have been appropriated.

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

MAYOR

ADOPTED:

ATTEST:

CLERK OF OXFORD CITY COUNCIL

INTRODUCED BY: PRUE DANA

PREPARED BY: LAW(STAFF)

**CITY OF OXFORD
STAFF SUMMARY REPORT**

Report to the City Manager

Community Development
Originating Department

Council Meeting Of: November 17, 2009

Kathryn A. Dale
Prepared By

Account Code No. #:

Budgeted Amount:

November 6, 2009
Date Prepared

Agenda Title: HAPC Meeting Report – November 4, 2009
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DISCUSSION:

Requests for Review:

HAPC-12-2009 26 W. High Street, BTO Self Serve Yogurt Shop, approval of wall sign, Gordon Kaiser, Applicant.

The Applicant requested a COA for one new 3' x 8', 3-D internally lit wall sign, with raceway channel lettering to be placed on the front of the building. The sign has a blue triangle logo with the BTO lettering in yellow and the "O" shaped as an abstract red apple. The channel lettering spells out "Self Serve" in yellow and "Yogurt" in red. The Applicant indicated that no other lighting would be provided on the exterior of the building and the intent was to provide two outdoor tables with chairs similar to those at Kofenya.

Staff shared that internally lit signs in the "UP" Uptown District were not permitted and would require BZA review. The Applicant indicated they could install the sign without the lighting until a BZA hearing took place. The HAPC discussed possibly having a 2-D sign with decorative lighting above, and the Applicant indicated that this was the sign he was provided by Corporate. The HAPC stated that the sign area needed something more, whether it was external lights or a backdrop for the sign to better define and accentuate the signage space. The HAPC indicated they would be in favor of the 3-D sign provided the Applicant installed exterior lights over the sign.

The HAPC voted 7-0-0 to APPROVE the request with the following conditions:

1. That, proper address numerals for identification purposes are applied to the entryways;
2. That, the sign is not internally lit;
3. That, the exterior lights can be reviewed administratively by the Chairman of the Historic & Architectural Preservation Commission.

HAPC-13-2009 116 E. High Street, High Street Grill and The Balcony, demolition and construction of a new mixed-use building, Tom Kacachos, Applicant

The Applicant seeks a COA for approval to demolish the existing "High Street Grill" & "The Balcony" and replace with a 3-story, 40 foot high, mixed-use building.

Staff shared that the only design elements they felt the Applicant needed to address were the rear windows and their alignment with the width of the building, the separation of the side-by-side double hung windows in the center of the front façade and that all windows have the same lintel treatments applied. The Applicant indicated they would balance the window alignment at the rear of the building and revise the drawings to show stone lintels above all windows. They also indicated that they initially had shutters shown on the front façade during their preliminary sketches that made the front much more symmetrical with the commercial floor. The Applicant stated they expected some revisions to accommodate HAPC comments and planned on returning next month to present final drawings. HAPC and staff also asked that they present brick materials and colors as well as any other detail selections such as window framing colors and lighting fixtures. The HAPC gave verbal

consensus that they would support the COA for demolition, but would wait to make a formal vote until the building design was approved too.

HAPC-14-2009 111 E. Church Street, Metropolitan, approval of wall sign, Matt Rodbro, Applicant

The Applicant requested prior to the meeting that the item be tabled until December due to an unforeseen conflict.

Correspondence and Announcements:

Ms. Dana shared correspondence from Kathleen Zien regarding the Stafford House demolition. The HAPC voiced they would like to see the opinion of the City Solicitor or have him present at an upcoming meeting to explain his opinion regarding the University being exempt from HAPC review.

Ms. Dana commended the progress on the façade improvements to 10 W. Park Place.

Mr. Smith shared that he presented information to City Council on October 20, 2009 in response to the Oxford Chamber of Commerce letter sent to City Council.

Old Business:

Pillar restoration – Mr. Smith stated that he was still working on getting information together regarding proper pillar restoration. Mr. Kacachos was present from his previous cases and stated he still had not heard back from his contractor regarding the pillars at 200 W. Church, but that he was willing to paint the stone to see if HAPC would be in favor of that to make them look better. Mr. Kacachos admitted that the contractor went beyond the scope of work on the pillars. Mr. Smith and Mr. Kacachos will work together to come up with a solution and report back next month.

Ms. Henderson said she felt there to be a deeper tenant/landlord issue regarding The Green Door because she checked in with the store manager and he indicated that his landlord would not paint the door. Ms. Dale said she would look into this issue more.

New Business:

None.

Administrative Findings / Approvals:

36 W. High – Sign

Mr. Smith shared he approved the sign face change for the new “Maid Rite” deli going in.

Walker Shoes – Sign Modification

Mr. Smith shared that the owner could not get his originally approved color scheme for the lime green letters to look good, so they modified the color to match the brown of the awnings.

Other Business:

Ms. Dale shared that the final Historic Plaques have arrived and asked for recommended installers.

Mr. Smith recognized and thanked Mayor Dana for her involvement with the Commission as this was her last HAPC meeting as a Council Representative.

The next regular HAPC meeting is scheduled for December 7, 2009.

Approved By:

Department Head:

City Attorney:

City Manager:

Initial Date

JHC 11/10/09

DK 11/19/09

CITY OF OXFORD

STAFF SUMMARY REPORT

Report to the City Manager

Finance

Originating Department

Council Meeting Of: 11/17/09

Heidi Hill

Account Code No. #: NA

Prepared By

Budgeted Amount: NA

11/10/09

Date Prepared

Agenda Title: **2010 Fee ordinance**

Recommendation: **Approve**

Discussion:

This memo explains the modifications to the current city code as reflected in the accompanying fee ordinance. Additions, changes, or deletions in the ordinance are shown as follows:

- Additions are in bold
- Deletions are in strikeout type
- Fees not changed are in normal type

Department heads have provided explanations for fee proposals. Additional questions regarding the basis for fees may be more fully explained by the applicable department head.

Approved By:

Department Head:
City Manager:

Initial Date

[Signature] 11/10/09
[Signature] 11/17/09

PARKS & RECREATION DEPARTMENT FEES

Reflecting the 2010 city operating budget, Parks and Recreation did not feel this is the year to increase fees across the board.

We increased fees \$1 per week for Preschool, as we had a waiting list for all sessions in 2009.

Changed the name from Playground to Summer Day Camps.

Electric Tap Fee – this new fee is based upon increased special event park requests to utilize city electric for such large items as ice machines and inflatable games.

Senior Center – delete the one room and three rooms rental option. There are two rooms to rent (kitchen and great room). Added the language requested at the last Council meeting. The Senior Citizens, Inc. does not want the conference room rented out due to computers being housed there. The conference room is still available for city meetings.

POLICE DEPARTMENT FEES

The increase to the OPG lease makes our lease rate comparable to the rate at MU. Standardization of fees, whenever possible and reasonable, is a desire of Mayor Dana and endorsed by the OPTAB.

The kennel fee was based on what the County charges and is designed to at least partially compensate the City for the care of animals that aren't quickly transported to the shelter. This doesn't happen often, but when it does, this fee passes on some of the expense to the pet owner.

FIRE DEPARTMENT FEES

Medicare released the 2010 Ambulance inflation factor and will be increasing the allowable payment by 5% starting January 1, 2010. MED3000, our billing company, recommends that we increase our charges by the 5% to stay up with this inflation increase.

Added the non transport fee to cover the cost of non transport runs for court ordered reimbursement.

SERVICE DEPARTMENT FEES

The Service Department has proposed minor fee changes for consistency throughout the Ordinance and to reflect minor increases in the solid waste/recycling line items to reflect new contract pricing for this service.

ORDINANCE NO.

ORDINANCE ADOPTING FEES AND CHARGES FOR FISCAL YEAR 2010.

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

SECTION 1: The City Manager recommends the Council adopt fees for 2010 as itemized below.

A. RECREATION DEPARTMENT (A resident lives or works in the City of Oxford.)

	<u>\$ Amount</u> <u>Residents</u>	<u>\$ Amount</u> <u>Non-residents</u>
<u>1) FITNESS</u>		
Drop-in-fees	3.50	4.00
Aerobics per class	3.00	3.25

2)WEIGHT ROOM FEES

Adults		
1 Year	90.00	95.00
6 Months	75.00	80.00
3 Months	65.00	70.00
Drop-ins	3.50	4.00
High School		
1 Year	55.00	60.00
6 Months	45.00	50.00
3 Months	40.00	45.00
Drop-ins	3.50	4.00

3) PRESCHOOL (per week)

Mon/Wed/Fri	32.00 33.00	34.00 35.00
Tues/Thurs	23.00 24.00	25.00 26.00

5) PLAYGROUND/SUMMER DAY CAMPS 10 WKS.

Daily	25.00	27.00
each additional child in family	23.00	25.00
Weekly	85.00	90.00
each additional child in family	80.00	85.00

6) DAY CAMPS

Half-day:

Pre-school camps	60.00	65.00
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7) YOUTH SPORTS LEAGUES

Basketball (11 wks)		
Instructional League	45.00	50.00
Competitive League	70.00	75.00

8) ADULT SPORTS LEAGUES

Adult softball	400.00	
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Tournament	110.00	
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9) RENTAL FEES

Municipal pool

Pool rental, per hour	50.00	55.00
(minimum 2 hours)		
Guard fee, per hour	10.00	12.00

Athletic Field Rental Fees

Per game, per field (rental)	25.00	30.00
Per game, per field (prep)	30.00	35.00
Per hour, per field (lights)	30.00	35.00
Per day, per field (Rental)	110.00	160.00

Community Park Gazebo Rental	25.00	30.00
(Minimum 2 hours)		

Electric Tap Fee	50.00	(First 3 hours)
(Large machines such as ice machine	25.00	(Each additional hour)
Inflatable's, etc.)		

10) MUNICIPAL POOL

Season pool passes

Family (5 or less)	120.00	125.00
Family (6 or less)	125.00	130.00
Adult	90.00	95.00
High School	70.00	75.00
Child over 3 years	65.00	70.00

General admission

Adult	4.00	4.00
High School	3.75	3.75
Child over 3 years	2.75	2.75

Swimming lessons

Parent/toddler (6 mo. - 5 yr.)	32.00	35.00
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Swimming lessons (continued)

Skill Level I and II	34.00	36.00
Skill Level III thru IV	37.00	39.00

11) SENIOR CITIZEN CENTER RENTAL ~~50/hr one room~~
 (minimum 2 hour rental) **60/hr includes kitchen/great room**
 ~~70/hr three rooms~~
 Plus \$1 per person deposit

Special events and specialty class fees are established to cover the direct cost of each class/activity offered.

B.COMMUNITY DEVELOPMENT DEPARTMENT

1) ADMINISTRATIVE ZONING REVIEW

Building Accessory, Minor Improvements	15.00
One or Two-Family Residential	25.00
Three-Family or more Residential	50.00
Commercial	50.00
Sidewalk Use Permit	50.00
Signs (per sign)	25.00 per sign
Signs in conjunction with building application	10.00 per sign
Face changes of signs	no fee

2) BOARD OR COMMISSION REVIEW

GENERAL FEES FOR ALL BOARDS AND COMMISSIONS

Significant changes to original application
may be subject to new fees as determined by the Community
Development Director at a cost not to exceed original application.
(Revisions beyond the 3rd submittal, requiring planning or
engineering review, will be charged a re-review fee per review.) 30.00

PLANNING COMMISSION

Additional Use Special Use and Conditional Use Permits	400.00
Alternate Landscaping Plan	25.00
Annexation	
100% owner petition	300.00 plus 1.00 per acre
Others	300.00 plus 3.00 per acre
Conceptual Review	No fee

Lot Changes

Subdivision Development	
Preliminary	400.00 plus 10.00 per lot
Final	400.00 plus 10.00 per lot
Planned Development	
Preliminary	400.00 plus 100.00 per acre
Final	400.00 plus 100.00 per acre
Lot Consolidation	20.00
Lot Split	20.00
Zoning Amendments	
Code (per topic)	150.00
Map	150.00
All other for Planning Commission	
Review at public meeting only	25.00
Requiring one or more legal notices	100.00

HISTORIC & ARCHITECTURAL PRESERVATION COMMISSION

Certificate of Appropriateness	30.00
Sketch Review	No fee

BOARD OF ZONING APPEALS

Variance Petition	150.00
Appeal of Administrator's Decision	50.00
Appeal of HAPC Decision	100.00

3) DOCUMENTS, MAPS, & OTHER MATERIALS At Cost

C. INSPECTIONS

1) One, Two, and Three-Family Dwellings and Accessory Buildings (OBOA - Ohio Building Officials Association)

a. New Construction

Building	25.00 plus 10.00 per 100 square feet of gross floor area.
Mechanical	25.00 plus 4.00 per 100 square feet of gross floor area.
Electrical	25.00 plus 3.00 per 100 square feet of gross floor area.

b. Miscellaneous

Accessory Buildings	
0-600 square feet	40.00 per structure
601 + square feet	7.00 per 100 square feet
Furnace installation/replacement	30.00
Central air condition installation/replacement	30.00
Combination furnace/central air Installation/replacement	60.00

Minor Electric	30.00
Demolition	50.00
Alterations/Remodeling/Fire Repair	
0-600 square feet	40.00
601 + square feet	10.00 per 100 square feet
Partial permits (where granted)	50.00
Temporary Certificate of Occupancy	40.00
Swimming Pool	
In-ground	90.00
Above ground	40.00
<u>2. Commercial and Residential Buildings (Ohio Basic Building Code)</u>	
<u>Commercial and residential</u>	

a. New Construction

Building	120.00 plus 7.00 per 100 square feet of gross floor area, including accessory buildings
Mechanical	100.00 plus 3.00 per 100 square feet of gross floor area, including accessory buildings
Electrical	150.00 plus 2.50 per 100 square feet of gross floor area, including accessory buildings
Alterations/Remodeling/Fire Repair	80.00 plus 3.00 per 100 square feet
Fire Suppression Systems	150.00 plus 3.20 per 100 square feet of gross floor area.
Hood Suppression Systems	100.00
Hood System	80.00
Fire Alarm System	100.00 plus 1.00 per 100 square feet of gross floor area
Minor Electric	80.00
Second and Subsequent plan review	75.00 per hour

b. Miscellaneous

Demolition	80.00
Furnace/AC Replacement	80.00
Partial Permit (where granted)	100.00
Temporary Certificate of Occupancy	80.00

OBBC Surcharge

Applications covered by the OBBC will be assessed an additional 3% surcharge fee as mandated by Ohio Administrative Code Section 4101:2-1-50(b).

3. Other Fees

(Applies to both OBOA and OBBC buildings unless otherwise noted.)

Moving or relocating buildings	250.00
Building Permit Renewal	50.00

Electric Service Upgrade	35.00
Temporary Pole	30.00
Change of Building Plans (after approval)	50.00 plus cost of plan review
Fuel Storage Tank (per tank)	25.00
Sidewalk-Curb-Gutter Permit	25.00
Certificate of Use and Occupancy (not associated with building permit)	80.00
Awnings, tents	25.00
Signs	50.00
Fences	20.00
Reinspection Fee	30.00
Backflow Prevention Permit	25.00
Work without a permit	Greater of \$200.00 or twice the cost of the permit fee
(Starting construction without a permit)	
Gas Line (per meter)	30.00
Re-review fee (charge for Re-review of building/ Site plans for 3 rd Revision or beyond)	30.00
4. <u>Removal of structure prior to receipt of Certificate of Appropriateness</u>	50% of estimated demolition cost for each day after notification until a plan for reuse of property and a bond is filed.
5. <u>Rental Housing Permits</u>	
Initial Establishment (or if inactive for 2 years or more)	
First unit	100.00
Each additional unit	25.00
Fraternity	300.00 for first 50 persons, 10.00 for each additional person
Annual Renewal & Ownership Transfer	
First unit	50.00
Each additional unit	25.00
Rooming house or lodging house	100.00
Fraternity	300.00 for first 50 persons, 10.00 for each additional person
Re-inspection (charge for a second site visit to re-inspection and each subsequent re-inspection. This charge also applies to additional site visits due to "no show" by agent/owner/designee)	
First unit	75.00
Each additional unit	10.00
Rooming house or lodging house	75.00
Fraternity	75.00
Board of Appeal Application	150.00

D. POLICE DEPARTMENT

Fingerprinting	15.00
Records Checks	15.00

Alarm User Permit Fees

New Residential	20.00 annually
New Commercial/Industrial	25.00 annually
Renewal	10.00 annually

False Alarm Fees

Residential, Commercial & Industrial

1 to 2 Annually	No charge
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Residential

3 or more	50.00 per occurrence
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Commercial/Industrial

3 to 4 Annually	50.00 per occurrence
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5 to 6 Annually	100.00 per occurrence
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7 to 8 Annually	200.00 per occurrence
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9 or more	400.00 per occurrence
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Accident, crime, other reports

Under 20 pages, no charge

21 or more pages, 0.05 per page

Purchase Meter time,

Fee for Special Event
(Meter Bags)

5.00 per meter per day

Signs: "No Parking by Order of
the Oxford P.D."

0.25 per sign

Impound/Immobilization Fees

100.00 1st offense

200.00 2nd offense

300.00 3rd and all subsequent for
the first day or any part
thereof

12.00 each subsequent day or any
part thereof

20.00 each subsequent day or any
part thereof for vehicles

covered or stored within a
building

Towing Charges

100.00 1st offense

200.00 2nd offense

300.00 3rd offense plus any
additional charges for services
requiring specialized equipment
or extra personnel

Animal Boarding

21.50 1st day or any part thereof

13.50 Each subsequent day or any
part thereof

Parking

Street side hourly meters	0.25 per hour
Parking garage meters	0.50 per hour
10 hour meters	0.50 for two hours
Monthly garage lease	55.00 75.00 per space

Parking Collection Fees

Retrieval of vehicle record	1.95 per look up
Citations collection fee	27.00% of unpaid fine

Alcohol Offense Diversion Program	Up to 900.00
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E. FIRE/EMS DEPARTMENT

EMS Runs	BLS-E	525.00 551.25 per run
	ALS-1 E	761.25 799.32 per run
	ALS-2 E	945.00 992.25 per run
EMS Mileage Rate		12.60 13.23 per loaded mile

**Court ordered restitution for
Transport refusal**

275.00

F. SERVICE DEPARTMENT

1) Water service

Temporary meter deposit (hydrant connection)

5/8 Inch	500.00
2 Inch	1600.00

Daily set-up and removal of device	100.00
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Cost of water by volume	3.20 per 100 cubic feet
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Temporary Water Service through
an approved meter pit device prior
to meter installation:

5/8 x 3/4"	63.75
1"	165.75
1 1/2"	331.50
2"	535.50
3"	1,071.00
4"	1,670.25
6"	3,347.00

Bulk Water Service

3.20 per 100 cubic feet;
requires new account fee for
service. Sanitary fees in
effect for water entering the
Sanitary system. Service
available under authority of
Service Director or his/her
designee.

Account Initiation Fee	50.00 (50% Water, 50% Sewer)
Water rates	
Volume charge per 100 cu feet	2.37
Base monthly charge Meter size	
(inch): 3/4 or smaller	8.64
1	14.39
1 & 1/2	28.77
2	46.05
3	86.34
4	143.92
6	287.83
Outside city limits	35% added to amounts above
Late fee	10%
Reconnection fee following	
service termination	10.00 when past due payment is
	received before 3:00 PM.
	50.00 after 3:00 PM and for
	weekends/holidays
	reconnection
Irrigation meter	50.00
Tap-in fees	
Based on tap size (inch)	
1	2,500.00
2	2,845.00
4	3,500.00
6	4,325.00
8	6,525.00
On brick street	Add 30.00/per sq ft of affected
	area
Outside City Limits	35% added to amounts above
Separate meter pits	time and materials
Meter Vault and Lid (based on meter size)	
5/8 & 3/4 (inch)	One Included in tap fee; 515.00 each additional
1	One Included in tap fee; 515.00 each additional
2	One Included in tap fee; 515.00 each additional
3" and greater	installed by the contractor at developer's expense.
Water Meter including RF remote sending unit.	
5/8 & 3/4 (inch)	300.00
1	335.00
1 & 1/2	580.00
2	750.00
3	2,400.00
4	3,750.00
Larger than 4	Cost to the City plus 10%
	administrative fee.

Water Capacity benefit charges

Meter size (inch):

5/8 & 3/4	1,550.00
1	4,020.00
1 & 1/2	8,090.00
2	13,090.00
3	26,100.00
4	40,700.00
6	81,600.00
8	130,500.00
10	187,900.00

Fifty percent of the required capacity benefit charge will become due for all lots platted at time of recording. The remaining fees will become due with application for a building permit.

Interest rate on past due
capacity benefit permits
unpaid after 30 days

Highest rate allowable by
law

New construction inspection	50.00 (initial inspection) 50.00 (re-inspection of failed work)
New Water Main Chlorination / Disinfection Inspection	150.00
New water main valve operation / And line flushing	150.00
New Water Main Hydrostatic Testing	100.00 per test
New Water Main Bacteria sampling / Testing	150.00 per event (includes outside laboratory fees)
Water main installation inspection / Outside of normal working hours	City cost for inspection expense
Fire Hydrant Flow Testing	100.00 per hydrant test
Damage to City facilities	Repair cost plus 40%

2. Sanitary Sewer service

Sewer rates

Volume charge Per 100 cu feet	3.72
Base monthly fee	3.63
Surcharges	
Excess suspended solids	0.177/lb
Excess biochemical oxygen demand	0.182/lb
Excess oil and grease	0.20/lb

Commercial preparer or server of food	0.10 per 100 cu feet
Sewage Sampling fee	75.00
Late fee	10%

Sewer Capacity benefit charges

Meter size (inch):

5/8 & 3/4	1,550.00
1	4,020.00
1 & 1/2	8,090.00
2	13,090.00
3	26,100.00
4	40,700.00
6	81,600.00
8	130,500.00
10	187,900.00

Fifty percent of the required capacity benefit charge will become due for all lots platted at time of recording. The remaining fees will become due with application for a building permit.

Interest rate on past due capacity benefit permits unpaid after 30 days	Highest rate allowable by law
New construction and Sanitary	50.00 (initial inspection)
Lateral repair inspection	50.00 (reinspection of failed work) 50.00 Inspection of existing sanitary lateral repairs
Sanitary Sewer Cleaning (jet truck)	280.00 per hour (1 hr. min.)
Sanitary Sewer Main Video Inspection	280.00 per hour (1 hr. min.)
Sanitary Lateral Video Inspection	280.00 per hour (1 hr. min.)
Sanitary Sewer Manhole Inspection (vacuum method)	50.00 per manhole
Staff monitoring of private contractor Video inspection	25.00 per hour (1 hr. min.)
Sanitary Sewer Low Pressure Air Test (per City specifications)	25.00 per test section
Sanitary Sewer Main Construction (inspection services beyond normal working hours - overtime expense)	Cost to City of Oxford
Sanitary sewer Lift Station District Surcharge	Charge 50% surcharge to volume fee.

Locating service for private sanitary lateral	280.00 per hour (1 hr min.)
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Damage to City facilities	Repair cost plus 40%
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Special Wastewater Discharge Application (tank pumping, V groundwater, etc.)	25.00
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Special Wastewater Contaminated Discharge Treatment	11.16 per 100 cubic feet
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3. Refuse service

Monthly rate (includes ~~2.48~~ 2.75 Recycle fee or 3.75 fee with larger 65 gallon container):

Hand Service refuse	29.00
Hand Service recycling	11.60

Residential service	16.53 16.76
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Collection/disposal of solid wastes and recyclable materials for up to 10 containers (with up to 40/45 gallon capacity, recycling bins or 65-gallon recycling totes (or similar)

(Single Family or Multi-unit dwellings with four or less units)

Waste-wheeler	16.76 if owned
Waste-wheeler rental	3.00

Commercial Service

Waste-wheeler customer	20.06 20.38
Waste-wheeler rental	9.00
Two cubic yard dumpster	71.61 72.26
Two cubic yard dumpster rental	14.00
Three cubic yard dumpster	94.47 95.44
Three cubic yard dumpster rental	17.00
Four cubic yard dumpster	120.30 121.80
Four cubic yard dumpster rental	20.00
Six cubic yard dumpster	175.81 177.76
Six cubic yard dumpster rental	23.00
Eight cubic yard dumpster	230.07 232.67
Eight cubic yard dumpster rental	26.00

Charge per additional pickup

Waste-wheeler customer	16.38 16.61
Two cubic yard dumpster	51.87 52.02
Three cubic yard dumpster	71.05 71.27
Four cubic yard dumpster	93.26 93.56
Six cubic yard dumpster	133.83 134.28
Eight cubic yard dumpster	174.42 175.02

~~Recycle dumpster/wastewheeler pickup~~

~~Contract cost to the city~~

~~Dumpster rental charge~~

~~Contract cost to the city~~

Recycling

Waste wheeler	9.92
Waste wheeler rental	9.00
Two cubic yard dumpster	33.97
Two cubic yard dumpster rental	14.00
Three cubic yard dumpster	45.56
Three cubic yard dumpster rental	17.00
Four cubic yard dumpster	57.11
Four cubic yard dumpster rental	20.00
Six cubic yard dumpster	74.69
Six cubic yard dumpster rental	23.00
Eight cubic yard dumpster	93.74
Eight cubic yard dumpster rental	26.00

Late fee 10%

One-time additional pickup
permit Stickers 10.00 per Sticker

Yard Waste Stickers ~~1.50~~ 3.00 per Sticker

Compactor Tickets ~~28.50~~ 29.50 per 1 Cu. Yd.

Portable Toilet Rental and Servicing Contract cost to city

4. Cable franchise agreement fee 5% of annual gross revenue

5. Miscellaneous

DVD Copies 5.00

G. ENGINEERING DIVISION

1) Design manual fees:

Water and Sanitary Sewer Improvement Specifications	30.00
Storm Water Management Design	20.00
Digital city standard drawings	15.00 per compact disc

2) Map Order

Media:

Bond	8 1/2 x 11	B/W	4.00
Bond	8 1/2 x 11	Color	4.00
Bond	11 x 17	B/W	4.00
Bond	11 x 17	Color	4.50
Bond	24 x 36	B/W	10.00
Bond	24 x 36	Color	11.00

Bond	36 x 48	B/W	18.00
Bond	36 x 48	Color	20.00
Mylar	24 x 36	B/W	12.00
Mylar	24 x 36	Color	14.00
Mylar	36 x 48	B/W	20.00
Mylar	36 x 48	Color	22.00
Dry Mounted			
	24 x 36	NA	10.00 + map fee
	36 x 48	NA	22.00 + map fee

Base and Zoning maps

Lots	5.00	plus media cost
Oxford Historic District	1.00	plus media cost
Corporation limits	Free	
Water lines	5.00	plus media cost
Sewer lines	5.00	plus media cost

Base and Zoning maps (continued)

Storm sewer lines	5.00	plus media cost
Zoning	5.00	plus media cost
Proposed development	5.00	plus media cost
Additional use permits	5.00	plus media cost
P.U.D.'s	5.00	plus media cost
Special use permits	5.00	plus media cost
Street index	1.00	plus media cost
Digital base map section	15.00	per diskette

3) Plans and Specifications Sales 20.00 to 500.00
(depending on the size of the project)

4) Document handling/forwarding fee 25.00
to regulating agencies

H. STREET DIVISION

Street cut surface repair Up to 40 sq.ft. - \$100.00 (or 40 linear ft of curb totaling less than 40 sq. ft.)
>40 sq.ft. - \$100.00 + 2.50 per additional sq.ft.
Brick Street Repair - \$30.00 per sq. ft.

Work without a permit in ROW Greater of \$200.00 or twice
(Starting construction or the cost of the permit fee
without a permit)

Street Tree Permits No charge
Removal of hazardous trees from At cost to city plus 5%
private property Administrative fee

Street Spills	Cost of time and materials for cleanup + 10% Administrative Fee
Right-of-way Requests	
Personnel (misc. tasks)	25.00 hr
Event Electrician	100.00 + necessary materials at cost
Road Closures/Detours	135.00
Event Trash cans	5.00
Street Signs	Cost of labor/materials used + 10% administrative fee
Woodside Cemetery gravesite	200.00 Opening and closing
After 3:30 Monday-Friday	Additional 50.00 100.00
And weekends	
Street Banner Installation	Single banner 75.00
And removal	Double banner 150.00
Damage to City Facilities	Costs plus 40%

I. FINANCE DEPARTMENT

Misc. Copies	
(Under 20 pages)	No charge
(21 or more pages)	.05 per Page
Final Annual Budget Document	
Paper	No charge
Electronic	5.00 per DVD/CD
Any Other Method	At cost to city
Comprehensive Annual Financial Report	
Paper	No charge
Electronic	5.00 per DVD/CD
Any Other Method	At cost to city
Income tax rate	1.75%
Hotel tax rates:	
Hotel tax	3.00%
Convention tax	3.00%
Motor vehicle license tax	5.00 per motor vehicle
Property tax rate	3.65 mills
Motor Coach or Bus (Each)	25.00 per Year

Taxicab (Each)	10.00 per Year
Minimum fee per company	25.00 per Year
Vendor License	50.00 per Calendar Month, or 300.00 per Year
NSF check Fee	30.00 per Check
Collections Fee on Delinquent Accounts	
Phase I	10.00 per written off account
Phase II	45.00% of the amount due on accounts more than \$250.00 35.00% of the amount due on accounts less than \$250.00
Dog License	0.75 per Tag (City Share), plus amount charged by County

SECTION 2: Council hereby accepts the recommendation of the City Manager and authorizes the adoption of the fees as contained herein. Additionally, the Council authorizes the City Manager to implement changes to existing fees or add new fees as deemed appropriate.

SECTION 3: This ordinance repeals ordinance adopted by the City of Oxford, but does not repeal the enabling language of the legislation by which these fees were previously adopted, which language shall otherwise remain in full force and effect.

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

MAYOR

ADOPTED:

ATTEST:

DEPUTY CLERK OF OXFORD CITY COUNCIL

INTRODUCED BY: PRUE DANA

PREPARED BY: LAW (STAFF)

CITY OF OXFORD

STAFF SUMMARY REPORT

Report to the City Manager

Parks and Recreation
Originating Department

Council Meeting Of: November 3, 2009

Gail Brahier

Account Code No. #: 110.620.52320

Prepared By

Budgeted Amount: \$67,216.36

October 27, 2009
Date Prepared

Agenda Title: Talawanda Recreation Incorporated - Two Year Lease Renewal.

Recommendation:

Discussion:

This Resolution authorizes a two year lease with Talawanda Recreation Incorporated (TRI Board) to expire 12/31/11.

The annual payments of \$33,608.18 reflect no increase in requested funds. Payments to the TRI will be made on a quarterly basis.

The lease payments are the primary operating funds for the TRI facilities.

Approved By:

Department Head:

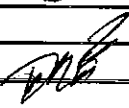
City Attorney:

City Manager:

Initial Date

GB

10/27/09



11/12/09

RESOLUTION NO.

RESOLUTION GRANTING THE TALAWANDA RECREATION, INC. (TRI) A TWO (2) YEAR LEASE AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE NEW LEASE.

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

SECTION 1: The City Manager having reviewed the proposed two (2) year lease between the City and the TRI, hereby recommends Council authorize him to sign on the City's behalf, the new Lease incorporated herein by reference.

SECTION 2: Council hereby accepts the City Manager's recommendation and authorizes the City Manager to execute on the City's behalf the new Lease with the TRI. Council supports the TRI facility and believes it is important to ensure continued use of the facility by the citizens of Oxford.

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

MAYOR

ADOPTED:

ATTEST:

CLERK OF OXFORD CITY COUNCIL

INTRODUCED BY: PRUE DANA

PREPARED BY: LAW(STAFF)

LEASE AGREEMENT

This agreement entered into at Oxford, Ohio, this _____ day of _____, 2009, between Talawanda Recreation Incorporated, hereinafter referred to as "TRI" and the City of Oxford, Butler County, hereinafter referred to as "City". This lease supercedes the previous lease entered into by the parties.

WHEREAS, TRI, a corporation not for profit and being the owner of the following described real estate:

Situate in the City of Oxford, Butler County, Ohio, and being a part of Lot No. 1668 of said City and bounded as described as follows: Beginning at a point in the North line of Section 27, Town 5, Range 1 East and formerly of Oxford Township, located 936.45 feet West of the Northeast corner of the Northwest quarter of said Section; thence from said point of beginning South 0° 53' East 227.18 feet; thence South 88° 54'; West 334.37 feet; thence South 0° 53' East 390.82 feet; thence South 88° 54' West 300.00 feet; thence North 0° 53' West 618.00 feet to a point in the North line of said Section 27; thence North 88° 54' East along the Section line 634.37 feet to the point of beginning containing 6.00 acres of land more or less. The above described tract includes a strip of land 53 feet wide along the North line which will ultimately become a part of Fairfield Road, the North 40 feet being the portion already dedicated for said road.

desires to lease to the City the land, facilities and building, and;

WHEREAS, the City desires to lease said land, facilities and buildings.

NOW, THEREFORE, the parties hereto agree as follows:

SECTION 1: TRI does hereby lease unto the City the above described real estate, including buildings and facilities for the first year rent fee of \$33,608.18 during the first year of said lease and \$33,608.18 during the second year of said lease. The rent shall be paid quarterly on January 15, April 15, July 15 and October 15 of each year. The City shall be entitled to possession immediately upon the execution of this lease agreement, and the City shall quietly have and enjoy said premises during the lease term free from hindrance by TRI; and if any part of said premises

shall be destroyed or rendered untenable by fire or other unavoidable casualty, no rent shall be charged during the time that the same shall be untenable by the City because of such destruction or untenable condition and any rent previously paid shall be pro-rated and refunded to the City.

SECTION 2: The term of said lease shall be from January 1, 2010 through December 31, 2011. It is specifically provided that either party may terminate this lease at any time hereafter by giving a written six months advance notice to the other party of the termination date. Upon the termination by either party, the rent shall be prorated as of the effective termination date with the same paid on a pro-rated basis to TRI or refunded on a pro-rated basis to the City, as the case may be.

SECTION 3: City, at its own expense, agrees to provide janitorial and custodial services for said buildings and grounds.

SECTION 4: TRI agrees to provide repairs for the exterior and interior of said building. It is the obligation of TRI to see to it that the building and grounds are in compliance with the laws of Ohio so that the same may be lawfully used by the City for recreational and other public programs.

SECTION 5: It is further agreed that TRI shall continue to develop and improve the recreational site at the expense of TRI and in a manner that does not interfere with possession or use by the City and does not require an increased rental sum from the City.

SECTION 6: It is further agreed that TRI shall maintain insurance on the building and contents and shall carry public liability coverage, and shall hold the city harmless for liability related to defects in building, structures, contents, and grounds of which TRI has actual or constructive notice.

SECTION 7: It is further agreed that the City shall employ a full-time Recreation Director for said facility at the expense of the City, and an appropriate office will be provided for the Parks and Recreation Director by TRI.

SECTION 8: TRI agrees to provide heating and electrical service in good working order for said facility during the term of this lease.

SECTION 9: It is further agreed that the City shall be responsible for gas, electric, water, refuse collection and sewer charges for said facility at the expense of the City.

SECTION 10: The City shall maintain public liability insurance and shall hold TRI harmless for injuries resulting from any cause other than defects in the building, structures, contents, and grounds of which TRI has actual or constructive notice.

SECTION 11: It is understood between the parties that said facility shall be used for civic and recreational purposes only and cannot be used for partisan political purposes.

SECTION 12: It is further agreed between the parties that the Parks and Recreation Director shall be under the sole control of the City.

SECTION 13: It is further agreed by the parties that during the term of this lease the parties will work cooperatively to study the possibility of expanding the TRI recreation facility and how to fund any expansion.

IN WITNESS WHEREOF, the parties have caused signatures to be subscribed hereon binding the parties to the contents herein contained.

WITNESSES:

**TALAWANDA RECREATION,
INCORPORATED**

By: _____
President

By: _____
Secretary

CITY OF OXFORD, OHIO

By: _____
Douglas R. Elliott, Jr.
City Manager

State of Ohio,
County of Butler, ss:

The foregoing instrument was acknowledged before me this _____ day of _____, 2009, by _____, President of Talawanda Recreation, Inc., an Ohio corporation, on behalf of the corporation.

Notary Public

State of Ohio,
County of Butler, ss:

The foregoing instrument was acknowledged before me this _____ day of _____, 2009, by Douglas R. Elliott, Jr., City Manager, for the City of Oxford, on behalf of the City of Oxford.

Notary Public

State of Ohio,
County of Butler, ss:

The undersigned Clerk of Council of the City of Oxford, does hereby attest that the foregoing instrument was executed by, Douglas R. Elliott, Jr., City Manager pursuant to Resolution authorizing the execution of said instrument dated November 3, 2009, and being Resolution No. _____ whereby Council of the City of Oxford expressly authorized the execution of said lease.

Clerk of Council

CITY OF OXFORD

STAFF SUMMARY REPORT

Report to the City Manager

Finance
Originating Department

Council Meeting Of: 11/17/09

Joe Newlin
Prepared By

Budgeted Amount: _____

11/11/09
Date Prepared

Agenda Title: 2009 SUPPLEMENTAL BUDGET #9

Recommendation: Approve

Discussion: Supplements to the 2009 Budget

CDBG Fund

Handicap Ramps

31,000.00

From Revenue

Additional appropriation needed to cover the cost of construction costs for handicap ramps, extra monies available to the City from County.

Capital Improvement Fund

US 27 North Improvements

314,856.00

From Fund Balance

Additional appropriation is needed to cover City's portion of US 27 North Phase III Improvements. Will use
\$175,521 unencumbered balance of NW Butler Corridor (Budgeted \$196,493 spent \$20,792)
\$86,969 unencumbered balance of WallMart Upgrade Traffic Light (Budgeted \$86,969 spent \$0)
\$39,195 unencumbered balance of Street Resurfacing (Budgeted \$350,000 spent/encumbered \$310,805)
\$13,171 unencumbered balance

Approved By:

Department Head:

City Manager:

Initial Date

11/11/09

11/13/09

ORDINANCE NO.

AN ORDINANCE AMENDING ORDINANCE NO. 3033. SUPPLEMENTAL BUDGET ORDINANCE NUMBER 9 TO MAKE SUPPLEMENTAL APPROPRIATIONS FOR FISCAL YEAR 2009.

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

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

SECTION 2: The following increase/(decrease)in estimated revenues be made:

CDBG FUND 126	31,000.00
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SECTION 3: The following increase/(decrease)in appropriations from unencumbered balances be made:

CDBG FUND 126	31,000.00
CAPITAL IMPROVEMENT FUND 141	314,856.00
CAPITAL IMPROVEMENT FUND 141	(175,521.00)
CAPITAL IMPROVEMENT FUND 141	(39,195.00)
CAPITAL IMPROVEMENT FUND 141	(86,969.00)

SECTION 4: In all other respects, Ordinance No. 3033 shall remain in full force and effect.

SECTION 5: This ordinance shall take effect immediately upon its adoption.

MAYOR

ADOPTED: _____

ATTEST:

DEPUTY CLERK OF CITY COUNCIL

INTRODUCED BY: PRUE DANA

PREPARED BY: LAW (STAFF)

CITY OF OXFORD

STAFF SUMMARY REPORT

Report to the City Manager

City Manager

Originating Department

Council Meeting Of: November 17, 2009

Doug Elliott

Account Code No. #: N/A

Prepared By

Budgeted Amount: N/A

November 12, 2009

Date Prepared

Agenda Title: Resolution authorizing the City Manager to enter into a new Agreement with Oxford Township, Butler County Ohio and authorizing the City of Oxford to provide Fire Protection and Emergency Medical Services to Oxford Township pursuant to the agreement.

Recommendation: Adopt the Resolution

Discussion:

A tentative agreement with the Oxford Township Trustees has been reached. The tentative agreement is for a lump sum amount of \$54,000.00 per year for two years in exchange for the City providing Fire Protection and Emergency Medical Services to the Township.

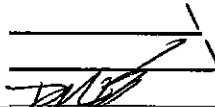
Approved By:

Department Head:

City Attorney:

City Manager:

Initial Date

 11/13/09

RESOLUTION NO.

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A NEW AGREEMENT WITH OXFORD TOWNSHIP, BUTLER COUNTY OHIO AND AUTHORIZING THE CITY OF OXFORD TO PROVIDE FIRE PROTECTION AND EMERGENCY MEDICAL SERVICES TO OXFORD TOWNSHIP PURSUANT TO THE AGREEMENT.

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

SECTION 1: The City Manager and Fire Chief recommend Council authorize the City Manager to enter into a new agreement with Oxford Township, Butler County Ohio and authorizing the City of Oxford to provide Fire Protection and Emergency Medical Services to Oxford Township pursuant to an agreement in a form substantially similar to the agreement attached hereto as Exhibit "A" and acceptable to the Law Director.

SECTION 2: Council accepts the recommendation of the City Manager and Fire Chief and hereby authorizes the City Manager to enter into a new agreement with Oxford Township, Butler County Ohio and authorizing the City of Oxford to provide Fire Protection and Emergency Medical Services to Oxford Township pursuant to an agreement in a form substantially similar to the agreement attached hereto as Exhibit "A" and acceptable to the Law Director.

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

MAYOR

ADOPTED:

ATTEST:

CLERK OF OXFORD CITY COUNCIL

INTRODUCED BY: RICHARD KEEBLER

PREPARED BY: LAW(STAFF)

Exhibit "A"

**AGREEMENT BETWEEN THE CITY OF OXFORD AND
OXFORD TOWNSHIP, BUTLER COUNTY, OHIO**

This **Agreement** is made and entered into this 1st day of January, 2010, by and between the City of Oxford and Oxford Township, Butler County, Ohio.

WITNESSETH:

Whereas, Oxford Township desires to avail itself of the fire protection and emergency medical service offered and provided by the City of Oxford and to fairly compensate the City of Oxford for such services; and

Whereas, the City of Oxford wishes to provide such services and to be fairly compensated.

Now, therefore, it is mutually agreed and undertaken by and between the parties as follows:

1. The City of Oxford, Ohio agrees to furnish Oxford Township, Ohio fire protection and emergency medical services for a period beginning January 1, 2010 and continuing through December 31, 2011, unless sooner terminated by either party as provided hereafter.
2. The City of Oxford agrees to provide the above services on a twenty-four (24) hours per day, seven (7) days per week basis for the term of this agreement.
3. Oxford Township agrees to compensate the City of Oxford a total sum of \$54,000 each year. Payment for services will be due as follows: 50% or \$27,000 on June 30 of the contract year and the remaining amount of \$27,000 on or before December 31 of the same year.
4. The City of Oxford shall be under no obligation to provide fire service and emergency medical service for Oxford Township in the event that Oxford Township defaults or intentionally terminates its payments under this agreement.
5. The parties agree that negotiations for a new contract will begin no later than July 1, 2011.
6. The parties agree that all equipment of whatever kind and nature owned by Oxford Township presently used by the City of Oxford or added to the existing equipment inventory during the life of this agreement shall remain the property of Oxford Township throughout the life of this contract and

thereafter. Oxford Township shall be responsible for all maintenance and repair costs for equipment owned by the Township and for the gasoline and oil expense incurred in operating said equipment.

7. The City agrees to provide general liability insurance with a limit of One Million Dollars (\$1,000,000) and to list Oxford Township as an additional insured for any and all claims related to the services performed under this agreement. Oxford Township agrees to carry general liability insurance with a limit of One Million Dollars (\$1,000,000) with the City of Oxford listed as an additional insured for any and all claims related to the services performed under this agreement. Each party shall be responsible for the cost of its own insurance.
8. An Advisory Committee consisting of at least two Oxford City Councilors, two Oxford Township Trustees, the Oxford City Manager, and the City of Oxford Fire Chief will be formed to review the Oxford Fire/EMS operation and to make recommendations to the Oxford City Council for improvements. The Advisory Committee shall meet at least once each year before April 30th and at such other times as may be requested by either or both of the parties.
9. City of Oxford agrees to provide Oxford Township with an annual report of all calls/runs in Oxford Township including type of response.
10. City of Oxford further agrees to provide Oxford Township with a copy of the Comprehensive Annual Financial Report prepared by the City of Oxford, which shall include all income received and all expenses incurred by the Fire/EMS Division.
11. This Agreement constitutes the entire understanding between the parties concerning the City of Oxford's obligation to Oxford Township for providing fire protection and emergency medical service in Oxford Township, Butler County, Ohio. Any amendment or modifications to this Agreement shall only be effective when reduced to writing and signed by both parties.
12. In order to facilitate communications between the City of Oxford and Oxford Township, the following individuals are designated as the persons to whom all inquiries or communication should be directed on behalf of their respective entity:

City of Oxford
Douglas R. Elliott Jr.
City Manager
101 E. High St.
Oxford, OH 45056

Oxford Township
Gary Salmon
Oxford Township Trustee
Collins Run Road
Oxford, OH 45056

13. This contract shall become effective upon its execution by both parties.
Executed on the day and date first above written.

CITY OF OXFORD, OHIO

Douglas R. Elliott, Jr.
City Manager
Pursuant to Ordinance (or Resolution)
No. _____

OXFORD TOWNSHIP

Gary Salmon
Board President

James McDonough
Trustee

Larry Frimerman
Trustee

CITY OF OXFORD

STAFF SUMMARY REPORT

Report to the City Manager

Community Development
Originating Department

Council Meeting Of: November 3, 2009

Jung-Han Chen
Prepared By:

Account Code No. #:

Budgeted Amount:

November 12, 2009
Date Prepared:

Agenda Title:	An Ordinance Adopting and Enacting Section 505.17 of the Codified Ordinances of the City of Oxford, Ohio, Entitled Keeping of Chickens in a Residential District.
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Discussion:

Councilor Fischer requested staff to prepare legislation to allow for the housing and/or keeping of up to four chickens within the City limits. Please refer to the attached legislation for details of the proposed Section 505.17.

The proposed Ordinance has been revised per the amendments made at the first reading on November 3, 2009.

Approved By:

Department Head:

City Attorney:

City Manager:

Initial	Date
JHC	11/12/09
DRE	11/13/09
MAC	

ORDINANCE NO. _____

ORDINANCE ADOPTING AND ENACTING SECTION 505.17 OF THE CODIFIED ORDINANCES OF THE CITY OF OXFORD, OHIO, ENTITLED KEEPING OF CHICKENS IN A RESIDENTIAL DISTRICT.

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

SECTION I: The City Manager recommends that Section 505.17 be added to Chapter 505 of the Codified Ordinances of the City of Oxford, Ohio in order to permit the housing or keeping of up to four (4) chickens on real property located within in a district zoned as residential. In addition, the City Manager recommends Section 1159.09(7) of the Codified Ordinances of the City of Oxford, Ohio be amended to include chickens within the definition of household pets.

SECTION II: City Council finds that Chapter 505 of the Codified Ordinances of the City of Oxford, Ohio must be modified to include Section 505.17.

SECTION III: City Council finds that Section 1159.09(7) of the Codified Ordinances of the City of Oxford, Ohio must be modified to incorporate chickens within the definition of household pets.

SECTION IV: City Council hereby adopts and enacts Chapter 505, Section 505.17 of the Codified Ordinances of the City of Oxford, Ohio, which shall read as follows:

505.17 KEEPING OF CHICKENS IN A RESIDENTIAL DISTRICT

- (a) A person is permitted to keep or house chickens on his or her real property located in a residential district, unless doing so would create a nuisance in violation of Section 505.08 of the City's Codified Ordinances.
- (b) A person who keeps or houses chickens on his or her property shall comply with all of the following requirements:
 - (1) Keep no more than four (4) chickens.
 - (2) The principal use of the person's property is for a single-family dwelling or two-family dwelling.
 - (3) No person shall keep any rooster.
 - ~~(4) No person shall slaughter any chickens.~~
 - (5) The chickens shall be provided with a covered enclosure and must be kept in the covered enclosure or a fenced enclosure at all times.

- (6) A person shall not keep chickens in any location on the property other than in the backyard. For purposes of this section, "backyard" means that portion of a lot enclosed by the property's rear lot line and the side lot lines to the points where the side lot lines intersect with an imaginary line established by the rear of the single-family or two-family structure and extending to the side lot lines.
- (7) No covered enclosure ~~or fenced enclosure~~ shall be located closer than ten (10) feet to any property line of an adjacent property;
- (8) All enclosures for the keeping of chickens shall be so constructed or repaired as to prevent rats, mice, or other rodents from being harbored underneath, within, or within the walls of the enclosure. A covered enclosure or fenced enclosure shall not be located closer than ~~forty (40)~~ twenty (20) feet to any residential structure on an adjacent property.
- (9) For purposes of this section, adjacent property means all parcels of property that the applicant's property comes into contact with at one (1) or more points, except for parcels that are legally adjacent to but are in fact separated from the owner's property by a public or private street.
- (10) All feed and other items associated with the keeping of chickens that are likely to attract or to become infested with or infected by rats, mice, or other rodents shall be protected so as to prevent rats, mice, or other rodents from gaining access to or coming into contact with them.

(c) Whoever violates any of the provisions of this section is guilty of a minor misdemeanor. Penalty shall be as provided in Section 505.99.

SECTION V: This Ordinance shall take effect at the earliest time allowed by law.

MAYOR

ADOPTED: _____

ATTEST:

CLERK OF OXFORD CITY COUNCIL

INTRODUCED BY: ALYSIA FISCHER

PREPARED BY: LAW (STAFF)

CITY OF OXFORD

STAFF SUMMARY REPORT

Report to the City Manager

Finance
Originating Department

Council Meeting Of: 11/3/09

Account Code No. #: N/A

Joe Newlin
Prepared By

Budgeted Amount: N/A

10/28/09
Date Prepared

Agenda Title: 2010 BUDGET

Recommendation: Approve

Discussion:

This ordinance reflects the 2010 Operating and Capital Proposed Budget as presented and discussed with City Council in the work sessions on October 15th and October 20th. The 2010 Original Budget as presented October 20th was changed to reflect the following recommendations as discussed in the Council work session:

Council listened to presentations from the following agencies and their funding requests which are included in the budget ordinance:

General Fund

<u>Agency</u>	<u>Awarded</u>	
Oxford Community Arts Center	\$ 14,597	
Oxford Community Foundation	\$ 35,033	
Oxford Senior Citizens	\$ 17,516	
The Family Resource Center	\$ 35,000	
Oxford College Corner Clinic	\$ 5,000	
TOTAL GENERAL FUND COMMUNITY ASSISTANCE		\$107,146
 The Family Resource Center	 \$ 23,000	
TOTAL GENERAL FUND AFFORDABLE HOUSING		\$23,000

Water Fund

<u>Agency</u>		
The Family Resource Center (utility assistance)	\$ 4,500	
The Family Resource Center (empower one)	\$ 5,000	
TOTAL WATER FUND UTILITIES ADMINISTRATION		\$9,500

Sewer Fund

<u>Agency</u>		
The Family Resource Center (utility assistance)	\$ 4,500	
The Family Resource Center (empower one)	\$ 5,000	
TOTAL SEWER FUND UTILITIES ADMINISTRATION		\$9,500

Total Family Resource Center contributions from all funds is \$77,000.

Hotel and Convention Tax Fund

Agency

Visitors Convention Bureau (city contribution) \$ 73,500

Visitors Convention Bureau (1/2 convention tax) \$ 84,000

TOTAL HOTEL & CONVENTION TAX FUND \$157,500

General Fund

Funding was added within the Fire Department for the part time staffing for the 3 positions from 7pm to 7am adding \$300,000 to the deficit of \$190,675 submitted to council. Additional funding for the VCB will decrease revenue to the General Fund by \$18,000.

Water Fund and Sewer Fund

Funding was added to include the promotion for 2 employees, 1 within the water division and 1 within the sewer division as part of the Career Advancement Program (\$4,000/employee)

Approved By:

Department Head:

City Manager:

Initial Date

[Signature] 10/30/09
[Signature] 10/30/09
1-

ORDINANCE NO.

AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF OXFORD, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2010.

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

SECTION 1: To provide for the current expenses and expenditures of the City of Oxford during the fiscal year ending December 31, 2009, the following sums be and they are hereby set aside and appropriated as follows:

GENERAL FUND

SECURITY OF PERSONS & PROPERTY

Personnel Services	5,093,546
Other Services & Charges	<u>781,758</u>
Total Appropriation	5,875,304

PUBLIC HEALTH AND WELFARE

Personnel Services	-
Other Services & Charges	<u>123,379</u>
Total Appropriation	123,379

LEISURE TIME ACTIVITIES

Personnel Services	936,936
Other Services & Charges	<u>392,731</u>
Total Appropriation	1,329,667

COMMUNITY ENVIRONMENT

Personnel Services	474,794
Other Services & Charges	<u>368,263</u>
Total Appropriation	843,057

GENERAL GOVERNMENT

Personnel Services	820,787
Other Services & Charges	<u>1,559,677</u>
Total Appropriation	2,380,464

TRANSFERS TO OTHER FUNDS

Personnel Services	-
Other Services & Charges	<u>1,320,430</u>
Total Appropriation	1,320,430

ADVANCES TO OTHER FUNDS

Personnel Services	-
Other Services & Charges	<u>550,452</u>
Total Appropriation	550,452

TOTAL GENERAL FUND APPROPRIATIONS	12,422,753
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STREET FUND

Personnel Services	600,851
Other Services & Charges	<u>167,000</u>
TOTAL STREET FUND APPROPRIATIONS	767,851

STATE HIGHWAY IMPROVEMENT FUND

Personnel Services	-
Other Services & Charges	25,000
TOTAL STATE HIGHWAY IMPROVEMENT FUND APPROPRIATIONS	25,000

PARKING FUND

Personnel Services	391,305
Other Services & Charges	107,950
Transfer to Other Funds	185,581
TOTAL PARKING FUND APPROPRIATIONS	684,836

PARKING IMPROVEMENT FUND

Personnel Services	-
Other Services & Charges	37,500
TOTAL PARKING IMPROVEMENT FUND APPROPRIATIONS	37,500

CAPITAL IMPROVEMENT FUNDS

COMMUNITY DEVELOPMENT BLOCK GRANT FUND

Personal Services	-
Other Services & Charges	114,570
Advance to Other Funds	150,000
Total Appropriations	264,570

COMMUNITY DEVELOPMENT BLOCK GRANT LOAN FUND

Personal Services	-
Other Services & Charges	400,000
Total Appropriations	400,000

CAPITAL EQUIPMENT FUND

Personal Services	-
Other Services & Charges	193,023
Total Appropriations	193,023

CAPITAL IMPROVEMENT FUND

Personal Services	-
Other Services & Charges	720,000
Transfers to Other Funds	590,000
Advance to Other Funds	373,522
Total Appropriations	1,683,522

TOTAL CAPITAL IMPROVEMENT FUND APPROPRIATIONS 2,541,115

WATER FUNDS

WATER (OPERATING) FUND

Personal Services	1,148,714
Other Services & Charges	602,394
Transfers to Other Funds	1,145,076
Total Appropriations	2,896,184

WATER IMPROVEMENT FUND

Personal Services	-
Other Services & Charges	215,000
Total Appropriations	215,000

WATER CAPACITY FUND - NE

Personal Services	-
Other Services & Charges	-
Transfers to Other Funds	5,000
Total Appropriations	5,000

WATER CAPACITY FUND - NW

Personal Services	-
Other Services & Charges	-
Transfers to Other Funds	5,000
Total Appropriations	5,000

WATER CAPACITY FUND - SE

Personal Services	-
Other Services & Charges	-
Transfers to Other Funds	5,000
Total Appropriations	5,000

WATER CAPACITY FUND - SW

Personal Services	-
Other Services & Charges	-
Transfers to Other Funds	5,000
Total Appropriations	5,000

WATER CAPITAL EQUIPMENT FUND

Personal Services	-
Other Services & Charges	93,500
Total Appropriations	93,500

TOTAL WATER FUNDS APPROPRIATIONS 3,224,684

SEWER FUNDS

SEWER (OPERATING) FUND

Personal Services	1,334,976
Other Services & Charges	1,311,029
Transfers to Other Funds	406,976
Total Appropriations	3,052,981

SEWER IMPROVEMENT FUND

Personal Services	-
Other Services & Charges	276,600
Total Appropriations	276,600

SEWER CAPITAL EQUIPMENT FUND

Personal Services	-
Other Services & Charges	29,700
Total Appropriations	29,700

TOTAL SEWER FUNDS APPROPRIATIONS 3,359,281

STORM WATER FUND

Personal Services	-
Other Services & Charges	20,000
TOTAL STORM WATER FUND APPROPRIATIONS	20,000

RUFUSE FUNDSREFUSE (OPERATING) FUND

Personal Services	124,747
Other Services & Charges	1,677,647
Transfer to Other Funds	26,976
Total Appropriations	1,829,370

LANDFILL POST-CLOSURE INVESTMENT FUND

Personal Services	-
Other Services & Charges	3,500
Transfer to Other Funds	195,000
Total Appropriations	198,500

TOTAL REFUSE FUNDS APPROPRIATIONS	2,027,870
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HOTEL & CONVENTION TAX FUND

Personnel Services	-
Other Services & Charges	157,500
Transfer to Other Funds	10,500
TOTAL HOTEL & CONVENTION TAX FUND APPROPRIATIONS	168,000

LIFE SQUAD GIFT FUND

Personnel Services	-
Other Services & Charges	6,000
TOTAL LIFE SQUAD GIFT FUND APPROPRIATIONS	6,000

AFFORDABLE HOUSING TRUST FUND

Personnel Services	-
Other Services & Charges	10,000
TOTAL AFFORDABLE HOUSING TRUST FUND APPROPRIATIONS	10,000

EMPLOYEE BENEFITS FUND

Personnel Services	-
Other Services & Charges	1,453,700
TOTAL EMPLOYEE BENEFITS FUND APPROPRIATIONS	1,453,700

INTERNAL SERVICE FUND

Personnel Services	-
Other Services & Charges	269,011
TOTAL INTERNAL SERVICE FUND APPROPRIATIONS	269,011

LAW ENFORCEMENT TRUST FUND

Personnel Services	79,000
Other Services & Charges	81,339
TOTAL LAW ENFORCEMENT TRUST FUND APPROPRIATIONS	160,339

ENFORCEMENT & EDUCATION FUND

Personnel Services	-
Other Services & Charges	13,800

TOTAL ENFORCEMENT & EDUCATION FUND APPROPRIATIONS	13,800
<u>BOARD OF BUILDING STANDARDS FUND</u>	
Personnel Services	-
Other Services & Charges	5,300
TOTAL BOARD OF BLD STANDARDS FUND APPROPRIATIONS	5,300
<u>OXFORD NATURAL GAS REFUND FUND</u>	
Personnel Services	-
Other Services & Charges	150
TOTAL OXFORD NATURAL GAS REFUND FUND APPROPRIATIONS	150
<u>FEMA FUND</u>	
Personnel Services	-
Other Services & Charges	-
Advance to Other Funds	26,930
TOTAL SPECIAL ASSESSMENT FUND APPROPRIATIONS	26,930
<u>SPECIAL ASSESSMENT FUND</u>	
Personnel Services	-
Other Services & Charges	40,000
TOTAL SPECIAL ASSESSMENT FUND APPROPRIATIONS	40,000
<u>DEBT SERVICE FUNDS</u>	
1999 PARKS IMPROVEMENT BOND FUND	
Personal Services	-
Other Services & Charges	311,750
Total Appropriations	311,750
WATER BOND RETIREMENT FUND	
Personal Services	-
Other Services & Charges	923,100
Total Appropriations	923,100
TOTAL DEBT SERVICE FUND APPROPRIATIONS	1,234,850
TOTAL 2010 BUDGET APPROPRIATIONS	28,498,970

SECTION 2: The City Auditor (Finance Director) is here by authorized to draw warrants upon the Treasury from the amounts appropriated in this ordinance whenever claims are made, with the approval of the City Manager, where appropriate, and are legally contracted for in accordance with the law.

SECTION 3: This Ordinance shall take effect at the earliest time allowed by law.

MAYOR

ADOPTED: _____

ATTEST: _____

INTRODUCED BY:

PREPARED BY: STAFF

CITY OF OXFORD

STAFF SUMMARY REPORT

Report to the City Manager

Community Development

Originating Department

Council Meeting Of: November 17, 2009

Jung-Han Chen

Account Code No. #: N/A

Prepared By

Budgeted Amount: N/A

November 9, 2009

Date Prepared

Agenda Title: An Ordinance Approving The Extension Of The Conditional Use Permit For A Miami University Community Federal Credit Union Branch Facility With A Drive-Through At 5120 College Corner Pike, Approved By Ordinance No. 2932 On November 21, 2006, For A Period Of Six Months.

Recommendation: Approval

Discussion:

City Council approved a Conditional Use permit for a Miami University Community Federal Credit Union branch facility to be located at 5120 College Corner Pike at the November 21, 2006 meeting.

Mr. Rick Parker, President/CEO of the credit union has made a formal request in his letter for a third six-month extension. The letter, outlining the reasons for the extension request is attached for your consideration.

Approved By:

Department Head:

City Attorney:

City Manager:

Initial Date

JHC 11/9/09

WCC 11/13/09

ORDINANCE NO.

AN ORDINANCE APPROVING THE EXTENSION OF THE CONDITIONAL USE PERMIT FOR A MIAMI UNIVERSITY COMMUNITY FEDERAL CREDIT UNION BRANCH FACILITY WITH A DRIVE-THROUGH AT 5120 COLLEGE CORNER PIKE, APPROVED BY ORDINANCE NO. 2932 ON NOVEMBER 21, 2006, FOR A PERIOD OF SIX MONTHS.

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

SECTION 1: Council having reviewed the request submitted by Miami University Community Federal Credit Union for an additional extension of six months of the deadline for construction of a banking facility with a drive-through at 5120 College Corner Pike, has determined the request to be reasonable.

SECTION 2: Council granted the second extension for a period of six months of the construction deadline on June 2, 2009 by adopting Ordinance No. 3058.

SECTION 3: Council hereby approves the request for an additional extension of the construction deadline and grants an additional six month extension of the Conditional Use Permit for construction of a banking facility with a drive-through at 5120 College Corner Pike.

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

MAYOR

ADOPTED:

ATTEST:

CLERK OF OXFORD CITY COUNCIL

INTRODUCED BY: PRUE DANA

PREPARED BY: LAW (STAFF)



changing lives
everyday

10/23/09

City of Oxford
JUNG-HAN CHEN, AICP
Director of Community Development
101 East High St.
Oxford, Ohio 45056

Re: Request for Conditional Use Extension 5120 College Corner Pike

Dear Mr. CHEN,

The Miami University Community Federal Credit Union is requesting a six month extension to place into service our city council approved, "Conditional Use Permit". The request is predicated on two issues:

- 1) The Economic Recession of the last 23 months has had a negative impact on all financial institutions, including our Credit Union. As a result we have not yet reached the financial targets necessary to initiate construction, though we anticipate doing so in 2010.
- 2) The forthcoming phase three widening of US 27, College Corner Pike and the disruption this may cause to our building process, and new banking operations.

We will keep you and the City of Oxford well informed as to our anticipated construction start date.

Respectfully Submitted

Rick Parker
President/CEO

Miami University Community Federal Credit Union

420 Wells Mill Drive • Oxford, Ohio 45056 • phone 513-529-2739 • fax 513-529-2638 • cumemservice@muccu.org • www.muccu.org

CITY OF OXFORD

STAFF SUMMARY REPORT

Report to the City Manager

Parks and Recreation
Original Department

Council Meeting Of: 11/17/09

Account Code No. #: N/A

Budgeted Amount: N/A

Gail Brahier
Prepared By

11/12/09
Date Prepared

Agenda Title:

Recreation Board Meeting -- 10/15/09

Recommendation:

N/A

Discussion:

In attendance: Shaunna Tafelski, Chair, Brandy Darby, Jill Levenderis (Representing Bill Levenderis for dog park group) Council Representative Ken Bogard. Staff members: Gail Brahier, Deanna Barbour

Ms. Brahier reviewed the progress of the bicentennial committee and upcoming events for 2010. She invited the Recreation Board to attend the Dec. 31 Open House at the Community Art Center, 4-7 pm, noting the new Mayor will ring in Oxford's Bicentennial on the Butler County Bicentennial Bell at 6 pm. She advised the Board to be there by 5:45 pm.

Ms. Levenderis updated the progress of the dog park group, noting the fence permit has been received, the group has over \$7,000 and will seek matching funds to install the fence. Ms. Levenderis said the group is working on several fundraising projects, including having a booth at the City Holiday Festival to sell dog biscuits. She added the group has researched rules at Wrigley Park and will soon submit the rules for Northside Bark for the Recreation Advisory Board to review.

Ms. Brahier advised the Board of final fall projects being completed: Senior Center kitchen renovation, men's locker room at the pool, and installing a pool cover.

Mr. Bogard discussed current City Council issues including the proposed 2010 budget, plans for enhanced Fire/EMS services, new City Council, and an update on OKI opportunities.

~ continue~

Approved By:

Department Head:
City Attorney:
City Manager:

Initial \ Date
gb \ 11/12/09

[Signature] \ 11/17/09

Ms. Tafelski updated the Board on progress for the TSD new high school and encouraged members to stay tuned on the school website.

Ms. Darby expressed her thanks for the schools and the Parks and Recreation Department cooperating for soccer field use. Mr. Bogard mentioned the national Adidas Blue Chip Showcase soccer tournament was coming back to Oxford in 2010. Ms. Brahier added the tournament brings several hundred thousand dollars to the community over the 7 day event.

Ms. Brahier discussed the upcoming fall programs, including:

- Lion's Club Costume Parade, Halloween Activities, Oct. 29

- Veteran's Day Ceremony, November 11

- Holiday Festival, December 4, 5

- Oxford Bicentennial Kick-off, December 31

Next Meetings:

November 19, Noon, Oxford Senior Center

Joint TRI-Recreation Board Meeting

December 10, Noon, LCNB Community Room

CITY OF OXFORD

STAFF SUMMARY REPORT

Report to the City Manager

Council Meeting of: November 17, 2009

Service Department
Originating Department

Account Code #: N/A

David Treleaven
Prepared By

Budgeted Amount: N/A

November 2, 2009
Date Prepared

Agenda Title:	Environmental Commission Meeting of October 28, 2009
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Recommendation:	For Review and Consideration
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Discussion:

Environmental Commission members present at the Wednesday, October 28, 2009 meeting were: Chair, Mr. Charlie Ford; Vice-Chair, Mr. Wright Gwyn; City Council Representative, Mr. Greig Rutherford; Planning Commission Representative, Mr. Ted Wong, Ms. Kelly Church, and Mr. Kevin Armitage. A quorum was present. Mr. Dave Christman, Mr. Vincent Hand, and Mr. Tom Turchiano (the Municipal and Public Sector Representative with Rumpke of Ohio, Inc.) were also in attendance.

Minutes from the September 23, 2009 Environmental Commission meeting were unanimously accepted without revisions.

Mr. Christman requested that the Environmental Commission investigate a volume-based refuse collection and billing system. Mr. Christman also requested that a volume-based system be considered for inclusion in the next refuse and recycling contract (the earliest possible being 2012 or as late as 2015).

Mr. Turchiano discussed the expansion of acceptable recyclable materials by Rumpke of Ohio, Inc. (Rumpke) with the Commission. In association with a 10-year recycling contract with the City of Cincinnati, Rumpke is investing \$6 million to upgrade and improve their single-stream recycling process facility. The improvements will allow Rumpke to expand the plastics acceptable for recycling to #1 through #7 resin-coded plastics from the previous limit of #1 and #2 coded plastics. Clean pizza boxes will also now be accepted. Collection of the expanded recyclables is to start on November 1, 2009.

Recommendations for open space cluster residential development regulations were discussed. Commissioners volunteered to research issues such as fragmentation of open space, incentives to encourage a developer to increase the amount of open space, examples of existing ordinances, and considerations for the protection of view-sheds.

The Commission adjourned at 9:45 p.m. The next Commission meeting is tentatively scheduled for Wednesday, December 2, 2009 at 7:00 p.m. in the Municipal Building's Second Floor Conference Room. The next Commission meeting was moved from the regularly scheduled fourth Wednesday of the month due to its proximity to Thanksgiving Day.

Approved By:

Department Head:
City Attorney:
City Manager:

Initial

Date

[Signature]

11/3/09

[Signature]

11/3/09

CITY OF OXFORD

STAFF SUMMARY REPORT

Report to the City Manager

City Manager

Originating Department

Council Meeting Of: November 3, 2009

Doug Elliott

Account Code No. #: N/A

Prepared By

Budgeted Amount: N/A

October 27, 2009

Date Prepared

Agenda Title: An Ordinance authorizing the annexation of 0.559 acres of contiguous territory and directing the City Attorney to prosecute the proceedings necessary to effect said annexation.

Recommendation: Adopt the Ordinance

Discussion:

The City of Oxford signed a Development Agreement with Four Leaf Development Corporation on May 23, 2006. The Developer agreed to install, at its sole cost and expense, a traffic signal at the intersection of Southpointe Parkway and US 27 South. Part of the right-of-way where the traffic light will be installed is outside of the City corporate limits (the southeast corner). In order to install a traffic light at that location, ODOT is requiring that all of the right-of-way must be within the corporate boundaries. This annexation petition seeks to remedy the problem.

Approved By:

Department Head:

City Attorney:

City Manager:

Initial Date

DRE 10/20/09

ORDINANCE NO. _____

ORDINANCE AUTHORIZING THE ANNEXATION OF 0.559 ACRES OF CONTIGUOUS TERRITORY AND DIRECTING THE CITY ATTORNEY TO PROSECUTE THE PROCEEDINGS NECESSARY TO EFFECT SAID ANNEXATION.

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

SECTION 1: the Butler County Prosecuting Attorney has advised that, as a matter of Ohio law, the Board of County Commissioners holds fee simple title to the real estate which is dedicated for use as a public road in an unincorporated area subdivision plat even when the road being created by that dedication will, upon acceptance, become a township road; and

SECTION 2: O.R.C. §709.02(E) provides the State of Ohio is not to be considered an owner of a state road even though the state road rests on a fee simple interest belonging to the state (as opposed to a road lying on a roadway easement) and such is the case in the proposed annexation under consideration; and

SECTION 3: as a consequence of the two preceding propositions, Butler County, Ohio should be treated as the owner of Southpointe Parkway for purposes of any annexation petition filed pursuant to O.R.C. §709.16(C) even though Southpointe Parkway is a township road.

SECTION 4: Butler County, Ohio is the owner of 0.559 acres of existing right of way in the unincorporated area of Oxford Township, Butler County, Ohio but contiguous to the corporate limits of the City. The 0.559 acres of existing right of way is more particularly described as follows:

Situated in Section 36, Town 5, Range 1 Oxford Township, Butler County, Ohio and being parts of Millville Oxford Road (U.S. 27) and Southpointe Parkway formerly known as Woody's Way as recorded in P.B. 318 Pg. "B" of the Butler County Recorder's Office containing 0.559 acres of land being further described as follows:

Beginning at the northeast corner of Lot 4 of Edwards Subdivision as recorded in said P.B. 318 Pg. "B", said point also being on the east right of way of said Southpointe Parkway formerly known as Woody's Way:

Thence with said east right of way of Southpointe Parkway formerly known as Woody's Way S 57°31'51" W for 224.78 feet to a point;

Thence continuing with said east right of way of Southpointe Parkway formerly known as Woody's Way, on a curve to the left, having a radius of 15.00 feet, an arc distance of 23.79 feet, chord bearing S 12°05'36" W for a distance of 21.37 feet to a point, said point being on the east right of way of said Millville Oxford Road (U.S. 27);

Thence with said east right of way of said Millville Oxford Road (U.S. 27) S 33°20'39" E for 346.29 feet to a point;

Thence S 64°57'44" W for 30.32 feet to a point, said point being on the centerline of said Millville Oxford Road (U.S. 27);

Thence with said centerline of said Millville Oxford Road (U.S. 27) N 33°20'39" W for 407.60 feet to a point, said point being the intersection of said centerline of said Millville Oxford Road (U.S. 27) and the extension of the west right of way of Woody's Way;

Thence with said extension of the west right of way of Woody's Way and continuing with said right of way N 57°31'51" E for 270.01 feet to a point, said point being on the northwest corner of said right of way of Woody's Way;

Thence S 33°20'39" E for 50.00 feet to the point of beginning, containing 0.559 acres of existing right of way, more or less and being subject to all legal highways easements, restrictions and agreements of record.

SECTION 5: Pursuant to Ohio Revised Code § 709.14, this Council hereby authorizes the annexation of the property described in Section I of this Ordinance to the City of Oxford, Ohio in accordance with Ohio Revised Code § 709.16(C) and the City Attorney is hereby directed to prosecute the proceedings necessary to effect said annexation.

SECTION 6: While no roadway maintenance or repair issues are anticipated to result from approval of this annexation as it is anticipated that it will cause the full width of the right-of-way of both U.S. Route 27 and Southpointe Parkway adjacent to the territory described in Section 4 to be annexed into the City of Oxford, should the result of this annexation not encompass the full right-of-way of both U.S. Route 27 and Southpointe Parkway as anticipated such that some portion of either or both adjacent to the territory described in Section 4 remains outside the corporate limits of the City of Oxford, then, notwithstanding the failure of any such territory to be annexed, the City of Oxford agrees to assume the maintenance and repair responsibility, including the right and responsibility to construct such traffic control devices as Oxford may deem reasonable, for any such portion of U.S. Route 27 and Southpointe Parkway to the same extent it now bears such responsibility on city streets and U.S. Route 27 within the corporate limits of the City of Oxford.

SECTION 7: This Ordinance shall take effect at the earliest time allowed by law.

MAYOR

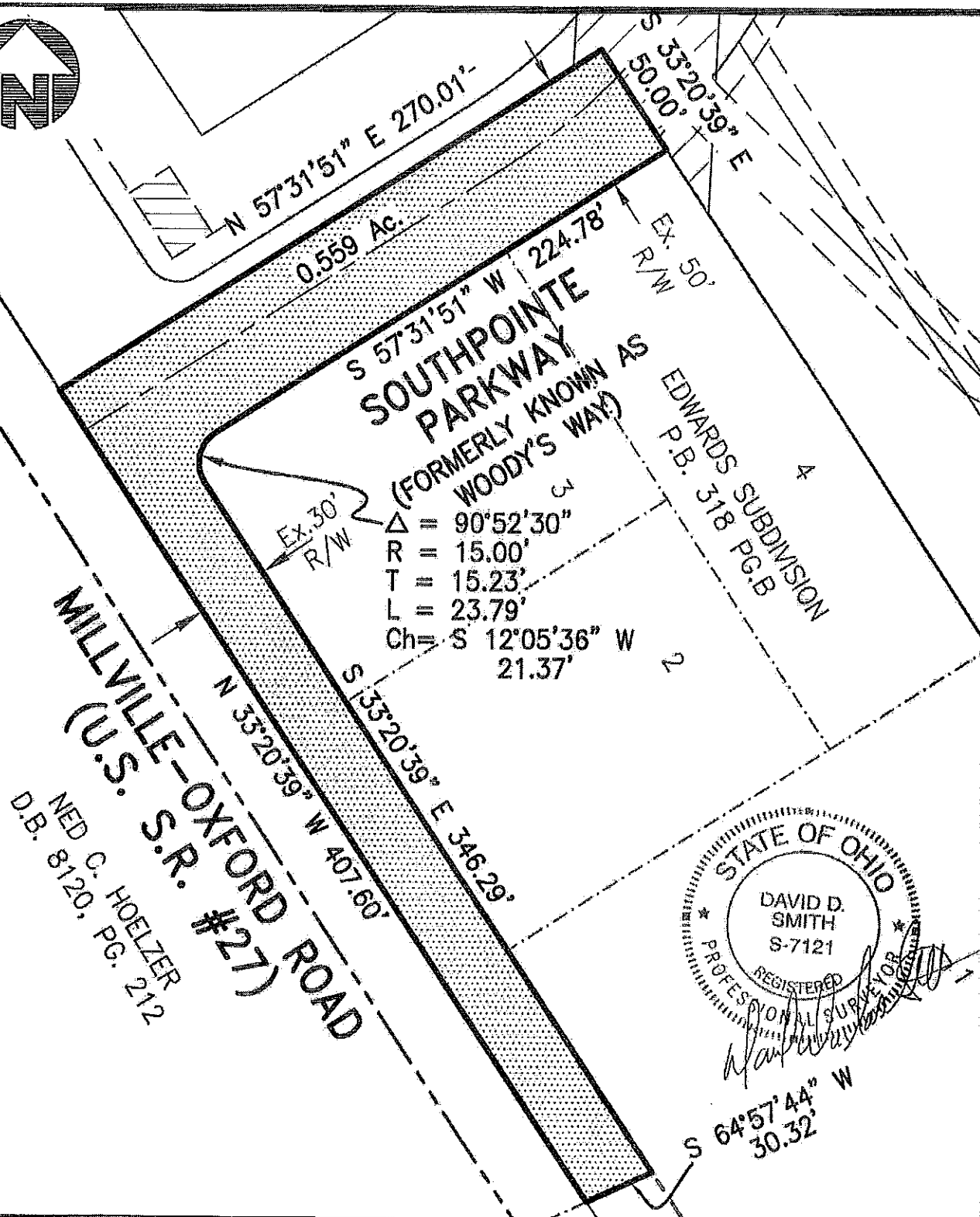
ADOPTED: _____

ATTEST:

CLERK OF OXFORD CITY COUNCIL

INTRODUCED BY: PRUE DANA

PREPARED BY: LAW (STAFF)



Drawing:
03104.000 AX 091016
Scale
1"=60'
Drawn by:
bdh
Checked By:
DDS
Issue Date:
10-16-09

SOUTHPOINTE CROSSING
SECTION 36
TOWN 5, RANGE 1
OXFORD TOWNSHIP
BUTLER COUNTY, OHIO
ANNEXATION PLAT

**bayer
becker**
318 S. College Avenue
Oxford, OH 45056 - 513.523.4270



318. S. College Avenue
Oxford, Ohio 45056
P 513.523.4270
F 513.523.3785
www.bayerbecker.com

October 18, 2009

DESCRIPTION:

Right of way to be annexed
0.559 acres

LOCATION:

Southpointe Parkway and U.S. 27
Oxford Township
Butler County, Ohio

Situated in Section 36, Town 5, Range 1 Oxford Township, Butler County, Ohio and being parts of Millville Oxford Road (U.S. 27) and Southpointe Parkway formerly known as Woody's Way as recorded in P.B. 318 Pg. "B" of the Butler County Recorder's Office containing 0.559 acres of land being further described as follows:

Beginning at the northeast corner of Lot 4 of Edwards Subdivision as recorded in said P.B. 318 Pg. "B", said point also being on the east right of way of said Southpointe Parkway formerly known as Woody's Way;

Thence with said east right of way of Southpointe Parkway formerly known as Woody's Way S 57°31'51"W for 224.78 feet to a point;

Thence continuing with said east right of way of Southpointe Parkway formerly known as Woody's Way, on a curve to the left, having a radius of 15.00 feet, an arc distance of 23.79 feet, chord bearing S 12°05'36" W for a distance of 21.37 feet to a point, said point being on the east right of way of said Millville Oxford Road (U.S. 27);

Thence with said the east right of way of said Millville Oxford Road (U.S. 27) S 33°20'39" E for 346.29 feet to a point;

Thence S 64°57'44" W for 30.32 feet to a point, said point being on the centerline of said Millville Oxford Road (U.S. 27);

Thence with said centerline of said Millville Oxford Road (U.S. 27) N 33°20'39"W for 407.60 feet to a point, said point being the intersection of said centerline of said Millville Oxford Road (U.S. 27) and the extension of the west right of way of Woody's Way;

Thence with said extension of the west right of way of Woody's Way and continuing with said right of way N 57°31'51" E for 270.01 feet to a point, said point being on the northwest corner of said right of way of Woody's Way;

Thence S 33°20'39" E for 50.00 feet to the point of beginning, containing 0.559 acres of existing right of way, more or less and being subject to all legal highways, easements, restrictions and agreements of record.

CITY OF OXFORD

STAFF SUMMARY REPORT

Report to the City Manager

Human Resources

Originating Department

Council Meeting Of: November 3, 2009

Donna Heck

Account Code No. #: N/A

Prepared By

Budgeted Amount: N/A

October 28, 2009

Date Prepared

Agenda Title: An Ordinance Establishing Salaries And Certain Benefits For Salaried and Hourly Full-Time And Part-Time Employees Within The Service Of The City Of Oxford, Ohio, Paid From January 1, 2010 Through December 31, 2010.

Recommendation: Approve.

Discussion: Additions/corrections are noted in bold and items to be eliminated/changed are indicated by strikeout. The changes/additions were discussed during the PIP presentation at the Budget Work Session.

Section 1. There are a number of positions noted in the Ordinance, with asterisks, that are authorized but not budgeted. This results in a reduction in the number of full-time employees.

A change in the pay band from a 3 to a 4 is recommended for the Clerk of Council. This change reflects the appointment from Deputy Clerk to Clerk.

Section 2. Staff is not recommending a cost of living (COLA) increase or a market adjustment.

Section 3. Part-time positions include the Human Resources Director and fifteen (15) additional part-time firefighters/EMT's bringing the total part-time employees to 138.

Section 7. F. The City contribution for health insurance is increased from \$850.00 to \$950.00 per employee per month with employee contributions remaining the same.

Attachment A: There are no changes in the pay bands for 2010.

Approved By:

Department Head:

City Attorney:

City Manager:

Initial Date

dyh 10/28/09

DHE 10/30/09

ORDINANCE NO. _____

AN ORDINANCE ESTABLISHING SALARIES AND CERTAIN BENEFITS FOR SALARIED AND HOURLY FULL-TIME AND PART-TIME EMPLOYEES WITHIN THE SERVICE OF THE CITY OF OXFORD, OHIO, PAID FROM JANUARY 1, ~~2009~~ **2010** THROUGH DECEMBER 31, ~~2009~~ **2010**.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OXFORD, BUTLER COUNTY, STATE OF OHIO, THAT THE SALARIES, WAGES AND CERTAIN BENEFITS FOR A NUMBER OF OFFICIALS AND EMPLOYEES OF THE CITY OF OXFORD BE FIXED AS FOLLOWS:

SECTION 1: The following full-time positions are hereby established with respect to position title, authorized number and pay range:

<i>POSITION TITLE</i>	<i>AUTHORIZATION</i>		
	<u>TYPE</u>	<u># OF EMPLOYEES</u>	<u>PAY BAND</u>
<i>OFFICE OF THE CITY MANAGER</i>			
City Manager	(NC)	(1)	By Contract
Assistant to the City Manager	(NC)	(1)	5
Human Resources Director	(NC)	(1) **	7
Clerk of Council/AIII	(NC)	(1)	3 4
<i>ECONOMIC DEVELOPMENT DEPARTMENT</i>			
Economic Development Director	(NC)	(1)	7
<i>FINANCE DEPARTMENT</i>			
Finance Director	(NC)	(1)	By Contract
Assistant Finance Director	(C)	(1)	6
Utility Billing and Collections Supervisor	(C)	(1) **	6
Payroll and Benefits Specialist	(C)	(1)	5
Utility Collections Specialist II	(C)	(1)	4
Utility Collection Spec. I.	(C)	(1)	2
Accounting Specialist	(C)	(2)	4
Accounting Assistant	(C)	(1) **	2
<i>LAW DEPARTMENT</i>			
Law Director	(NC)	(1)	By Contract

****Authorized-not budgeted.**

PARKS & RECREATION DEPARTMENT

Parks & Recreation Director	(NC)	(1)	7
Recreation Programs Supervisor	(C)	(1)	5
Sports Activities Supervisor	(C)	(1)	5
Office Manager	(NC)	(1)	5
Receptionist	(C)	(1)	1
Custodian	(NC)	(1)	1
Recreation Programs Coordinator	(C)	(1)	3
Sports Coordinator	(C)	(1)	3

COMMUNITY DEVELOPMENT DEPARTMENT

Community Development Director	(NC)	(1)	7
Planner	(C)	(1)	6
Admin. Asst. to Director (Tech)	(NC)	(1)	5
Administrative Assistant II	(NC)	(2)	3

SAFETY DEPARTMENT - FIRE DIVISION

Fire Chief/Inspector	(NC)	(1)	7
Assistant Chief/Inspector	(NC)	(1)	6
Administrative Assistant II	(NC)	(1)	3

SAFETY DEPARTMENT - POLICE DIVISION

Police Chief	(NC)	(1)	7
Police Lieutenant	(C)	(3) *	By Contract
Police Sergeant	(C)	(6)	By Contract
Police Officer	(C)	(19) **	By Contract
Public Safety Assistant	(C)	(3)	By Contract
Police Records Specialist	(C)	(1)	By Contract
Public Safety Communications Officer	(C)	(9)	By Contract
Office Manager	(NC)	(1)	5
Assistant to the Chief (Tech)	(NC)	(1) ***	5
Properties Custodian	(C)	(1)	2
Parking Clerk	(NC)	(1)	2

SERVICE DEPARTMENT

Service Director	(NC)	(1)	7
Deputy Director	(C)	(1)	6
Environmental Specialist	(C)	(1)	5
Administrative Assistant III	(NC)	(1)	4
Custodian	(NC)	(1)	1

***Temporary increase to 3 Lieutenants.**

****19 Authorized – 18 Budgeted**

*****Authorized – not Budgeted**

ENGINEERING DIVISION

City Engineer	(C)	(1)	6
Engineer	(C)	(1) *	6
*authorized - not budgeted			
Engineer-in-training (EIT)	(C)	(1)	5
Engineering Aide	(C)	(1)	4

STREETS AND MAINTENANCE DIVISION

Streets and Maintenance Manager	(C)	(1)	6
Equipment Mechanic	(C)	(2) **	5
*authorized for two - budgeted for one			
Parks Maintenance Supervisor	(C)	(1)	5
Street Operations Specialist	(C)	(1)	4
Service Workers		(10) ***	

WASTEWATER DIVISION

Collection

Wastewater Collection Manager	(C)	(1)	6
Service Workers		(4)	

Plant

Wastewater Plant Manager	(C)	(1)	6
WWTP Laboratory Technician	(C)	(1)	3
Plant Mechanic II	(C)	(1)	4
Plant Mechanic I	(C)	(1)	3
Service Worker I	(NC)	(1)	1
WWTP Operators		(3)	

WATER DIVISION

Distribution

Water Distribution Manager	(C)	(1)	6
Service Workers		(4)	

Plant

Water Plant Manager	(C)	(1)	6
Utility Maintenance Technician	(C)	(1)	2
Utility Meter Reader	(NC)	(1)	1
Water Plant Operators		(2)	

***authorized-not budgeted**

****2 authorized - 1 budgeted**

*****10 authorized 9 budgeted**

TOTAL Full-Time Authorized Strength: 121 **116** (~~123~~ **124** authorized not budgeted)

NC = Non-Classified Employee

C = Classified Employee

SECTION 2: The compensation plan setting forth the range of base pay bands for each position title, being pay bands 1 through 7, is attached hereto (Attachment A) and incorporated herein as the Base Pay Band Provisions.

- A. Adoption of this ordinance reflects a ~~3.5%~~ 0% (COLA) increase of all employees not covered by a collective bargaining agreement. The Finance Director, Law Director and City Manager shall also receive the same increase to their current base salaries.
- B. The City Manager, except as otherwise provided in the charter, is authorized to establish the starting salary not to exceed the position's market midpoint.
- C. The City Manager is hereby authorized to increase an employee's salary not to exceed 5.0% within the same position per calendar year.
- D. The City Manager is hereby authorized to increase an employee's salary not to exceed the market midpoint of the new position when a promotion occurs where an employee moves to a higher job classification.
- E. Employees who are below market midpoint will receive an additional ~~3%~~ 0% annual increase for ~~2009~~ 2010 provided they have a satisfactory performance evaluation.

SECTION 3: The following part-time positions are hereby established with respect to position title, authorized number and maximum compensation (rate per hour except as otherwise indicated):

<i>POSITION TITLE</i>	<i>AUTHORIZATION</i>	
	<i># OF</i>	<i>PAY</i>
	<i><u>EMPLOYEES</u></i>	<i><u>RATE</u></i>
<i>ADMINISTRATION</i>		
Receptionist	1	\$14.00/hr
Human Resources Director	1	\$40.1849/hr
<i>FINANCE DEPARTMENT</i>		
Accounting Assistant	1	\$14.00/hr
<i>PARKS & RECREATION DEPARTMENT</i>		
Park/Recreation Technician	5	\$11.00/hour
Program/Facility Coordinator	3	\$14.00/hour
<i>SERVICE DEPARTMENT</i>		
Laborers	4	\$12.00/hour
Streets & Maintenance Division		
Wastewater Collection		
Water Plant Operators	2	\$20.2528/hour
<i>SAFETY DEPARTMENT - FIRE DIVISION</i>		
Part-Time Firefighters/EMT's	15 30	\$14.50/hr
Firefighters and/or EMT's	64	\$14.50/hr
Fire Division Captains	3	\$15.50
Fire Division Lieutenants	3	\$15.00
		\$15.50/12-hr shift 1 run
		\$31/24-hr shift 2 runs
<i>SAFETY DEPARTMENT - POLICE DIVISION</i>		
Police Officer	6	contract base pay
Public Safety Assistant	3	contract base pay
Public Safety Communications Officer	4	contract base pay
Parking Interns	8*	\$14.00/hr *Reimbursed
TOTAL Part-Time Authorized Strength: 122 138		
<i>CITY-WIDE</i>		
Intern/Temporary Part-time		\$14.00/hour

SECTION 4: The following seasonal part-time positions are hereby established with respect to position title, authorized number and maximum compensation (rate per hour except as otherwise indicated):

<i>POSITION TITLE</i>	<i>AUTHORIZATION</i> <i># OF</i> <i>EMPLOYEES</i>	<i>PAY</i> <i>RATE</i>
<i>PARKS & RECREATION DEPARTMENT</i>		
Park/Recreation Technician	36	\$11.00/hour
Program/Facility Coordinator	3	\$14.00/hour
<i>SERVICE DEPARTMENT</i>		
<i>STREET DIVISION</i>		
Laborer	7	\$12.00/hour
<i>WASTEWATER DIVISION</i>		
<i>Plant</i>		
Laborer	1	\$12.00/hour
<i>Collections</i>		
Laborer	1	\$12.00/hour
<i>WATER DIVISION</i>		
<i>Plant</i>		
Laborer	1	\$12.00/hour

TOTAL Seasonal Part-Time Authorized Strength: 49

SECTION 5: Department Heads and Supervisory Employees.

- A. Defined.** The positions of City Manager, Finance Director, Law Director, Police Chief, Community Development Director, Service Director, Parks and Recreation Director, Fire Chief, Human Resource Director and Economic Development Director are department heads. These employees in addition to **Assistant Finance Director**, Deputy Service Director, Streets and Maintenance Manager, Wastewater Collection Manager, Water Distribution Manager, Water Plant Manager and Wastewater Plant Manager for the purposes of group life and accidental death and dismemberment, are considered supervisory employees.
- B. Overtime.** Department heads are salaried employees and are not entitled to overtime.

- C. **Vacation.** Department heads shall accrue vacation leave monthly at the following rates (except a first year department head who shall receive vacation accrual after the completion of the twelfth month):

After 12 months (1 year) - 120 hours
After 84 months (7 years) - 160 hours
After 156 months (13 years) - 200 hours

The City Manager is authorized to grant up to 80 hours of vacation leave during the first year of employment of a department head on the basis of extenuating circumstances.

The City Manager's vacation benefit shall be in accordance with the City Manager's contract.

- D. **Other Benefits and Provisions.** Except as superseded by the provisions of this section, department heads and supervisory employees shall be entitled to all other benefits and provisions of this ordinance applicable to full-time employees of the City of Oxford.
- E. **Sick Leave.** The Police Chief shall receive a bonus of \$310 per calendar quarter if he uses no sick leave during that quarter. If the Police Chief uses no sick leave for the calendar year, he shall receive an additional \$360. The bonus payment shall be issued at the end of each calendar quarter.

SECTION 6: General Provisions

- A. **Pay Periods.** Employees shall be paid bi-weekly. Pay days shall be on Friday, except when City offices are closed for a holiday on Friday, in which case payday shall be the last workday preceding the holiday.
- B. **Hours of Work.** Full-time, non-salaried employees' work week shall be forty hours. When directed by their supervisor to work overtime, such employees shall be compensated at the rate of one and one-half (1-1/2) times their base rate of pay for all hours actually worked in excess of forty hours per week. An employee who is called to work following the completion of their normal work day and one-half (1/2) or more hours prior to the commencement of their next normal work day shall receive a minimum of two (2) hours compensation for such call-in at one and one-half (1-1/2) times their normal rate.

C. **Emergency Appointments.** In case of civil unrest or other like emergency, the City Manager may appoint emergency police officers or other volunteer citizens as may be necessary for temporary service during the emergency and shall report this action to the City Council at its next meeting. Such emergency appointees shall be compensated for all time actually worked on behalf of the City.

D. **Firefighters.** Firefighters are paid according to the schedule in Section 3 hereof of part-time employees. A firefighter may receive a supplement equal to one-half their ordinary job wage if their employer does not continue pay while they are away from work attending to a fire.

No Paid-on-Call or Part-time firefighter may work in excess of fifteen hundred (1500) hours in any given Calendar year or in excess of one hundred-six (106) hours in any pay period.

Any hours worked in the employee's hired capacity or similar function to their hired capacity shall be calculated as total hours worked for that pay period and year. Performing other department sanctioned duties other than those for which the employee was hired shall not be included in total hours.

E. **Shift Differential Pay.** The applicable rate of shift differential for the entire shift worked will be determined by the applicable rate for the majority of the hours in an assigned shift. If an assigned shift is evenly divided between two rates, the higher rate shall be applicable to all hours of the shift worked. A full-time employee who is assigned by their supervisor to work a shift after 4:00 p.m. and before 8:00 a.m. shall receive shift differential pay for all hours worked. The differential shall be twenty-five cents (\$0.25) per hour for all hours of a shift actually worked after 4:00 p.m. and before 12:00 midnight. The differential shall be forty-five cents (\$0.45) per hour for all hours of a shift actually worked after 12:00 midnight and before 8:00 a.m. Shift differential will be paid at its normal rate for scheduled hours worked on a holiday in addition to holiday pay. Overtime may be incurred for the work week (over 40 hours) attributable to working during a shift differential period (defined above). For purposes of calculating overtime pay, the base pay rate shall include the hourly shift differential amount. The shift differential rate used for overtime calculation will be the same rate used for shift differential as determined per the guidelines above.

SECTION 7: Employee Benefits

- A. **Uniforms.** The Police Chief shall receive credit in the same manner as the Detective Sergeant as specified in the Police Sergeants and Lieutenants contract.

The City shall provide full-time employees in the Service Department and the Parks & Recreation Department, who wear a uniform in the performance of their duties, with a uniform rental service.

- B. **Sick leave.** Sick leave shall be earned by all full-time employees at the rate of ten (10) hours per month and may be accumulated without maximum. Previously accumulated sick leave may be transferred as allowed by law. Under extraordinary circumstances, the City Manager may approve the transfer of sick leave credits from one City employee to another.

- C. **Sick Leave Incentive.** A full-time, non-contract employee shall receive an incentive of two hundred dollars (\$200.00) per calendar quarter if the employee uses no sick leave during that quarter. Use of any hours, including partial hours, of sick leave will result in the employee receiving no payment for that quarter. Any employee who uses no sick leave for a calendar year shall receive an additional two hundred dollar (\$200.00) incentive. The employee shall receive all such incentive payments at the end of each calendar quarter. Any payment shall reflect applicable federal, state, and local withholdings. Sick leave used for recuperative leave as defined in the Employee Handbook shall not be considered sick leave used for purposes of this paragraph.

As a part of the sick leave incentive, as of December 31, 2007, those employees having a sick leave balance will have those hours banked. Future accruals will not be added to the hours banked, however, all banked hours and any accruals will continue to show on the individuals pay stub to be used should the hours be needed for illness. The banked hours will be held until retirement, death or lay-off, at which time not more than 1200 banked hours may be converted to vacation time at the ratio of one-to-one for the first three hundred hours and three-to-one for the remaining nine hundred hours.

- D. **Sick leave conversion.** Prior to retirement, an employee with a banked sick leave balance of 280 hours up to a maximum of 1200 hours may convert the balance to vacation or pay at a rate of 5:1. However, there must be 240 hours remaining, and such conversion may only be made by written application to the Finance Department during the month of April, and pay, when requested, will be made on or before May 20th. Should an employee on lay-off (who has converted sick leave to vacation) return to City employment, they may within one year of reinstatement repurchase their accumulated sick leave by

repaying at the same rate as the pay-off. Such repayment may be in cash, by payroll deduction or use of newly accumulated vacation time.

E. Funeral Leave. Full-time employees will be permitted to use up to three (3) days funeral leave per calendar year for such time as may be reasonably needed for the purpose of attending the funeral of a member of their immediate family. After exhausting this annual allowance, an employee will be permitted to use up to three (3) days of sick leave as may be reasonably needed for the purpose of attending the funeral of a member of their immediate family. In no case shall an employee use more than a combined total of three (3) days funeral and/or sick leave for a single funeral. Immediate family shall be construed to mean spouse, child, parent, mother-in-law, father-in-law, brother, sister, brother-in-law, sister-in-law, grandparent, spouse's grandparent or grandchild. Leave of absence without pay is allowed for other funerals when approved by the employee's supervisor.

F. Payment of Health Insurance Premiums. For each full-time, employee (forty hours per week) and Law Director who participates in the City group medical insurance programs, the City will pay ~~eight~~ **nine** hundred fifty dollars (~~\$850.00~~ **\$950.00**) per month per employee during the effective period of this Ordinance for health/medical insurance, major medical, prescription insurance, dental insurance and vision care insurance. The Employee will pay \$12.87 for single coverage and \$29.61 for family coverage, each pay period, with deductions being made from gross pay before taxes resulting in the cost being reduced to \$9.27 for single and \$21.32 for family.

G. Holiday Schedule. There shall be fourteen (14) paid holidays for full-time employees as follows:

New Year's Day (January 1)
Martin Luther King, Jr. Day (third Monday in January)
Washington/Lincoln Day (third Monday in February)
Memorial Day (last Monday in May)
Independence Day (July 4)
Labor Day (first Monday in September)
Thanksgiving Day (fourth Thursday in November)
Day after Thanksgiving
Christmas Eve Day (The day preceding or following
Christmas Day holiday as designated by the City
Manager)
Christmas Day (December 25)
Four (4) Personal Days - 32 Hours

New employees hired during the year shall have their Personal Hours pro-rated based on initial hire date. With the exception of employees who work a continuous schedule, holidays falling on a Saturday shall be observed on the preceding Friday and holidays falling on a Sunday shall be observed on the following Monday.

- H. Pay for Work on Certain Holidays.** Any full-time employee, department heads excluded, who is required by the employee's supervisor to work on a designated holiday as a part of the employee's regularly scheduled duty and within the employee's normal hours of work shall receive pay in an amount equal to one and one-half (1-1/2) times the employee's base hourly rate of pay for all hours actually worked by the employee between the hours of 12:01 a.m. and 12:00 midnight, inclusive, on the designated holiday. When such an employee works on a holiday, the employee shall be entitled to an additional day off in lieu of the holiday.

Employees called to work on a designated holiday (to perform a special project or emergency repair) may receive pay in the amount equal to one and one-half (1-1/2) times the employee's base hourly rate of pay for all hours actually worked on the holiday in addition to the eight hours straight time pay for the holiday at the discretion of the City Manager.

When a calendar holiday falls on either weekend day(s) (including Christmas Eve and Christmas), the following rules apply:

- a) If an employee works the designated holiday, the employee is entitled to:
 - 1) One and one-half (1-1/2) times their base hourly rate for the hours worked, and
 - 2) a paid day to be taken at another time.
- b) If an employee works a true calendar holiday(s) that falls on Saturday or Sunday, the employee is entitled to pay at one and one-half (1-1/2) times the base hourly rate for the hours worked.

- I. Group Life and Accidental Death and Dismemberment Insurance.** The City will pay 100% of the premium for these fringe benefits for coverage in an amount equal to the employee's annual base salary, except that the amount of the insurance coverage provided will be subject to a reduction schedule included in the group policy. Such reductions generally begin at age 65 and are subject to ADEA regulations. These fringe benefits apply only to full-time employees working at least forty (40) hours per week and the Law Director. The City will pay 100% of the premium group life insurance coverage on the Police Chief in an amount equal to one and one-half (1-1/2) times the Police Chief's annual salary.

For each firefighter, the City will pay 100% of the premium for a Firefighter's Accident Policy, not to exceed \$10,000 in insurance coverage.

J. Longevity Bonus Pay. Longevity Bonus Pay will only be paid to eligible employees who accrue the required years of service on or before December 31, ~~2009~~ **2010** and are full-time employees of the City on or before December 31, ~~2009~~ **2010**. To be eligible for Longevity Bonus Pay an employee must meet both requirements.

No partial or proportionate Longevity Bonus Pay will be paid. An employee shall accrue one year of service for twelve consecutive months of full-time employment. Part-time employees who become full-time employees may use hours worked as a part-time employee towards years of credit. Credit will not be given for partial years of service.

Full-time employees who leave the City's employment and are eligible to receive longevity pay based on the anniversary date in ~~2009~~ **2010** shall be given the appropriate longevity payment with final pay. All other eligible employees will receive Longevity Bonus pay in November ~~2009~~ **2010**. All eligible full-time employees shall be paid in accordance with the following schedule. Contract employees shall be paid according to the appropriate contracts. The Chief of Police shall be paid longevity according to the current schedule in the Police Supervisors' contract.

After 5 years - \$450	After 18 years - \$775
After 6 years - \$475	After 19 years - \$800
After 7 years - \$500	After 20 years - \$825
After 8 years - \$525	After 21 years - \$850
After 9 years - \$550	After 22 years - \$875
After 10 years - \$575	After 23 years - \$900
After 11 years - \$600	After 24 years - \$925
After 12 years - \$625	After 25 years - \$950
After 13 years - \$650	After 26 years - \$975
After 14 years - \$675	After 27 years - \$1000
After 15 years - \$700	After 28 years - \$1025
After 16 years - \$725	After 29 years - \$1050
After 17 years - \$750	After 30 years - \$1075

K. Vacation. An employee shall accrue vacation monthly at the following rate unless otherwise covered by a collective bargaining unit (except a first year employee who shall receive the employee's vacation accrual after the completion of the twelfth month):

After 12 months	(1 year)	-	80 hours
After 24 months	(2 years)	-	88 hours
After 48 months	(4 years)	-	96 hours
After 60 months	(5 years)	-	104 hours
After 72 months	(6 years)	-	112 hours
After 84 months	(7 years)	-	120 hours
After 96 months	(8 years)	-	128 hours
After 108 months	(9 years)	-	136 hours
After 120 months	(10 years)	-	144 hours
After 132 months	(11 years)	-	152 hours
After 144 months	(12 years)	-	160 hours
After 156 months	(13 years)	-	168 hours
After 168 months	(14 years)	-	176 hours
After 180 months	(15 years)	-	184 hours
After 192 months	(16 years)	-	192 hours
After 204 months	(17 years)	-	200 hours

The City Manager is authorized to grant up to 40 hours of the employee's vacation leave to be used in advance of their first year anniversary on the basis of extenuating circumstances.

L. Reimbursement. Employees authorized and required by the assigned supervisor to drive personal vehicles on official City business shall be reimbursed for actual miles driven at the IRS standard mileage rate in effect. Employees who are out of the City on official business or at authorized training functions shall be reimbursed for meals at the actual meal cost not to exceed IRS recognized per diem rate including those rates for high cost cities (receipts are required). The City Manager is authorized to adopt specific procedures regarding travel reimbursement.

SECTION 8: Disability Income Continuation Benefit

Each full-time employee of the City of Oxford, who is disabled to the extent that the employee cannot perform regular duties as a result of injuries sustained in an identifiable incident while in the course of public employment with the City, not through the employee's own negligence, shall after exhaustion of the employee's accumulated sick leave, continue to receive, for a period not to exceed one calendar year from the date of sick leave exhaustion, an amount of compensation equivalent to the employee's full salary less any and all funds received from all public or private agencies by way of pension, compensation or indemnity for such disability. The employee shall make application for "Temporary Total" disability compensation under Workers' Compensation law of Ohio.

Provided that where the disability is of a type or nature which will prevent the employee from returning to municipal employment, the employee shall apply for such available benefits of said funds or money that may accrue to the employee and be payable from the Public Employees Retirement System or Police and Fire Pension Fund. Provided further, that in the case of firefighters, the initial determination and recommendation of compensation shall be made by the Firefighters Dependents Board. The City Manager shall cause the employee to be examined, by a physician of the City's choice, to determine the extent of the disability and may require subsequent examinations during the period of disability.

SECTION 9: Applicability

Irrespective of any language or wording herein above, this ordinance shall not be, and no provision or portion hereof shall be, applicable to any employee of the City of Oxford employed pursuant to a written contract relative to wages and working conditions. This entire ordinance is effective and applicable only as to employees whose employment is not covered pursuant to the terms and conditions of a written contract with the City.

SECTION 10: Repeal of Conflicting Ordinances

All other ordinances and resolutions or parts of ordinances and resolutions in conflict with the provisions of this ordinance be and the same are hereby repealed.

SECTION 11: This Ordinance shall take effect at the earliest time allowed by law.

ADOPTED: _____

MAYOR

ATTEST:

CLERK OF OXFORD CITY COUNCIL

INTRODUCED BY: PRUE DANA

PREPARED BY: LAW (STAFF)

ATTACHMENT A
CITY OF OXFORD OHIO
PAY BANDS (~~2009~~) (2010)

	<u>MINIMUM</u>	<u>MAXIMUM</u>
PAY BAND 7		
Annual	\$56,462.00	\$91,297.00
Hourly	\$27.1451	\$43.8929
PAY BAND 6		
Annual	\$43,912.00	\$70,139.00
Hourly	\$21.1115	\$33.7206
PAY BAND 5		
Annual	\$37,624.00	\$57,027.00
Hourly	\$18.0884	\$27.4168
PAY BAND 4		
Annual	\$33,067.00	\$50,059.00
Hourly	\$15.8975	\$24.0668
PAY BAND 3		
Annual	\$29,961.00	\$45,430.00
Hourly	\$14.4043	\$21.8413
PAY BAND 2		
Annual	\$28,028.00	\$42,473.00
Hourly	\$13.4750	\$20.4197
PAY BAND 1		
Annual	\$25,329.00	\$38,361.00
Hourly	\$12.1774	\$18.4427