

CITY COUNCIL AGENDA

JULY 22, 2021

LOCATION:

City Administration Building
City Council Chambers
107 E. Main Street
Xenia, OH 45385

NOTE: Regular and Special Meetings are open to the public. Executive Sessions are closed to the public. Only Regular Meetings are live streamed on the City's government channel (via Spectrum/Channel 5) and YouTube channel (eXplore Xenia). There is an opportunity for Audience Comments during Regular Meetings only and during Public Hearings. Please see note under Audience Comments below.

REGULAR MEETING

- **INVOCATION** (or moment of silence)
- A. PLEDGE OF ALLEGIANCE** Councilman Will Urschel
- B. CALL TO ORDER** 6:00 p.m.
- C. ROLL CALL AND EXCUSAL OF ABSENCES** Vice President Levi Dean, Councilman Thomas Scrivens, Councilwoman Rebekah Dean, Councilman Cody Brannum, Councilman Will Urschel, Mayor Sarah Mays, and President Wesley Smith
- D. APPROVAL OF MINUTES** July 8, 2021
- E. SPECIAL PRESENTATION(S)** Proclamation for Greene CATS Public Transit 20th Anniversary
- F. AUDIENCE COMMENTS** The public may also submit comments and/or questions for Council consideration by emailing the City Clerk at mjohnson@ci.xenia.oh.us by 3 p.m. on 07/22/2021.
- G. OLD BUSINESS** None.
- H. PUBLIC HEARING(S)** None.
- I. NEW BUSINESS**
 - 1. RESOLUTION 2021-EE (Introduction) AUTHORIZING THE EXECUTION OF AN AGENCY AGREEMENT WITH THE XENIA COMMUNITY IMPROVEMENT CORPORATION (*City Manager*)
 - 2. Administrative Motion Authorizing the Execution of a Contract with Right Stuff Software Corporation for Scheduling and Timekeeping Software and Implementation Services (*Finance Director*)
 - 3. Administrative Motion Approving the Schedule of Bills in the amount of \$356,242.96 (*Finance Director*)
- J. APPOINTED OFFICIALS REPORTS**
- K. REPORTS OF BOARDS, COMMISSIONS, AND COMMITTEES:**
 - 1. Public Service & Utilities (07/15/2021) *Vice President Dean*
- L. COUNCIL COMMENTS**
- M. EXECUTIVE SESSION:** None.

**CITY COUNCIL AGENDA
JULY 22, 2021**

N. WORK SESSION:

- 1.** Discussion on Ordinance to Provide for the Election on Amendments to the Xenia City Charter
(*Appointed Officials*)

O. ADJOURNMENT

Published upon approval of the Council President by:

Michelle D. Johnson, City Clerk

**XENIA CITY COUNCIL
MEETING MINUTES
JULY 8, 2021
6:00 P.M.**

Elder Kyle Kettering, Church of the Messiah, provided the Invocation before the Call to Order.

A. PLEDGE OF ALLEGIANCE: All present stood and recited the Pledge of Allegiance led by Mayor Sarah Mays.

B. CALL TO ORDER: President Wesley Smith called the Regular Meeting to order at 6:00 p.m.

C. ROLL CALL: Vice President Levi Dean, Councilman Thomas Scrivens, Councilwoman Rebekah Dean, Councilman Cody Brannum, Councilman Will Urschel, Mayor Sarah Mays, and President Wesley Smith were present.

D. APPROVAL OF MINUTES: Motion by Councilman Scrivens, seconded by Councilman Brannum, to approve the June 24, 2021, minutes of the Regular Meeting as written. President Smith entertained comments. Mayor Mays thanked Councilman Urschel for the motion to excuse her from the meeting. She did not like to miss Council meetings; however, she was asked to serve as a camp counselor where her children were attending. The Roll on this was the following:

Ayes: L. Dean, Scrivens, R. Dean, Brannum, Urschel, Smith

Abstain: Mays

Nays: None motion carried.

E. SPECIAL PRESENTATION(S): President Smith noted there were no special presentations listed on the agenda. However, he invited Marty Heidi, Greene County Outreach for Congressman Mike Turner's Office, to come to the podium for a brief presentation.

Ms. Heidi said it was great to be out and about once again. She shared information on FEMA's Coronavirus Funeral Assistance Program, which is a nationwide federal program and part of the American Rescue Plan that provides up to \$9,000 of reimbursement for funeral expenses incurred after January 20, 2020. Those requesting assistance can apply by calling 1-844-684-6333 to begin the application process. She noted if the death certificate does not specifically say Covid-19, it can be amended. She asked everyone to share this information, noting a mass mailing was sent out to churches and funeral homes, but people really don't know about this program. So far in Ohio, 7,500 applications have been received with 2,000 approved, totaling \$13 million in assistance. She then entertained any questions they may have.

Councilman Scrivens asked how difficult it would be to amend a death certificate. Ms. Heidi said those seeking to amend a death certificate should appeal to the medical examiner who issued the certificate. She assured it can be done, but she did not know how long the process would take.

Councilman Urschel said they also need to get the word out to nursing homes and assisted living facilities. Ms. Heidi said absolutely; she would work to provide them with copies of the flyer.

F. AUDIENCE COMMENTS: President Smith said since numerous people were present in the audience, he asked the City Clerk to call people up to the podium one at a time according to the sign in sheet. Any others who wish to speak who are not on the sign in sheet will be invited to speak afterward. He reminded those present that Xenia is the City of Hospitality, and Council members are elected to represent Xenia citizens, to listen to them, and to act. However, Council does not engage in back and forth banter during Audience Comments. Council and/or the Appointed Officials may elect to respond to questions or comments later in the meeting under Council Comments and/or Appointed Officials Reports. City Clerk Michelle Johnson then called the audience members to the podium as follows:

Thomas Sizemore, 943 E. Church Street, said he has lived by Lexington Park for the last 10 years, and he thinks the park is a nice place, although some people don't think so. There is a lot of history at the park—they used to play baseball and softball there, there used to be a bathroom, there used to be places to sit, and it was really nice. The restrooms are no longer open, there are no places to sit, etc. He and some friends have seven garden spots [in the Community Gardens located at the park], and most of the food they grow goes back to the community (food banks, elderly, etc.). He did not understand why the restrooms are not open. It seems like the City is letting it go. He noted a lot of money has been spent at Shawnee Park for repairs, etc., which was not a bad thing noting he uses that park to go fishing. However, the City needs to invest money in other parks as well, including installing benches and opening up the restrooms at Lexington Park. He said the children who visit the park have nowhere to use the restroom.

Roderick Smith, 159 E. Market Street, said he is a business man here in Xenia. He owns Roddy's Construction LLC, and he was recently racially profiled while visiting Lexington Park. He agreed with Mr. Sizemore that the park needs restrooms—men, women, and children are forced to use the bathroom outside by trees. He visits the park to conduct bible studies, and there is no place of shelter that is near the parking lot. Some people who attend cannot make it all the way down to the shelter. The park needs bleachers, new playground equipment, and restrooms—immediately. He saw the new play equipment at other parks, but the neighborhood children should not have to go to other parks to use new equipment. As a child, both white and black children would play ball together at Lexington Park. Regarding the policing of the park, the officers should not profile people. He is a prominent business owner who pays his taxes, and there was no reason for them to assume that he was a drug dealer just because he was at the park. He asked City Council to take action and hold local law enforcement accountable for the profiling.

Marcelle Hawkins, 914 E. Second Street, said she also wished to speak about Lexington Park. Her children do not want to go to the park because they don't have anything to do there. She lives on Second Street, and the children have to go back and forth and cross Main Street so they can come back home to use the bathroom or because they are thirsty. She said there is no water fountain and the only spigot is for the garden plots. She personally likes to go to the park to read and meditate. She said when the City wants and expects different outcomes from people, then they must work *with* them. If they [police officers] just sit back and watch them or they come at them and treat them a certain way, people will get defensive—especially when they are not doing anything [wrong] or causing any trouble. She was simply asking for the same respect that they give. The children do not play at the park because they barely have any equipment to play on, and the community has to come together to install the nets for the basketball courts. They even had to ask for trash cans because there is no dumpster. The residents in the area are trying to make a change, but the City has to change

along with them. The City needs to hold people accountable, including some police officers. Some police officers are out there trying to make a difference, but Council needs to see the ones who aren't [trying to make a difference], and hold them accountable.

Mario Cochran said he owns a business, Cochran Auto Sales, LLC, located at 320 Dayton Avenue in Xenia. He is also a real estate agent for the Northern Light Group in Xenia, and he has a degree in criminal justice. What he witnessed at Lexington Park was not fair and he was really upset, noting police officers broke into two vehicles that day without any permission to do so. When people began to call the City and the Greene County Sheriff's Office to complain about what happened, they said they weren't there. He feels someone was trying to hide something. Roderick Smith is a very upstanding person in this community. He personally did not live in the East End anymore; he recently moved his family to Washington Township. He used to live by Shawnee Park at 129 Park Drive. He said Shawnee Park has many amenities that children can enjoy every day, and people regularly visit that park, himself included, but he was not doing anything illegal. A group of black people gathered at the park are not doing anything wrong. He was not saying nothing illegal ever happens at the park, but at that time, nothing illegal was taking place. As Mr. Smith stated, he holds bible studies at the park. If the police show up to do community policing and they see a group of people gathered there, the police should have the courtesy to ask what they are doing instead of assuming they are drug dealers and bring drug dogs to their vehicles—he feels that was a gross abuse of power. He asked how much money went into the event—he read the police transcripts from one day's events and heard that the police used airplanes and conducted 52 traffic stops, but they seized less than \$1,000 of street drugs. He guessed 80 percent of the stops were in the East End. He asked if those results warranted that much policing, and what would be done about using taxpayer dollars in that nature.

Ms. Johnson said there were no more names on the sign in sheet. President Smith invited anyone else in the audience who wished to speak to come forward.

Donald Dominique, 1035 Superior Avenue, Dayton, said he is one of the leaders of the Black Panther Party in Dayton, and he was present to support Mr. Smith and to help him in seeking solutions. He has participated in police reform in Dayton over the last six months, and they have had a very productive last six months including the use of body cameras, etc. He did not know what Xenia and Greene County were doing with regard to police reform, but he encouraged the Xenia community to go that direction as well. Even though he resides in Dayton, he comes into Xenia and Wilberforce often, and this has always been a diverse community. They must continue to be sensitive to these things especially with the current climate in America. If Mr. Smith and his family were willing, maybe they could all get together with City leaders to be proactive, maybe at Lexington Park.

Carlos Buford said he was the founder of Black Lives Matter/Dayton. He was also speaking in support of the Smith family as well as the Mayor and City Council. He would definitely like to see some things done on everyone's behalf in terms of bringing about equity, especially in an attempt to upgrade the "less than" parks, noting nobody wants "used" park equipment from another City park. It was only right that the East End children get the same treatment as other children in the City. They have to look at what they are doing as a community, and the atmosphere is thick with racism and discrimination. He said they all need to ask the question, "Where do we go from here?" They all need to sit down at the table, be honest with one another, and acknowledge what is wrong. The City is receiving millions of dollars from the American Rescue Plan Act, and the City needs to give some money back to Lexington Park, which is located in a predominately black neighborhood. That park

needs a total overhaul, and those who reside in that neighborhood want something to call their own. All they want is equity and to do right by everybody.

Ida Hawkins, 674 Smith Avenue, said Roderick Smith is her son. She was concerned that local law enforcement broke the law. Her family has been in this area for generations, and she has raised three sons here—and they love Xenia. She finds it difficult that local children have to go through this, and there is nowhere for them to play. She didn't grow up like that. They were friends with the police, and they didn't accuse them of things that they did not do. The police had enough information to make it right and give them chances. People have been accused of doing things that they did not do, and it's not fair. They must think of the children. They need to stop illegally putting these children's parents in jail and making things up because it is not right.

Hearing no further comments, President Smith closed the Audience Comments portion. He appreciated their attendance at the meeting and their comments. He encouraged them to continue attending meetings, noting most of the time, they do not have any audience comments. Regarding Lexington Park, the Council and staff have discussed the park several times, even visiting the park on April 29, 2021. Lexington Park has been discussed as a budget priority, even possibly using CARES Act funds to improve the park. Speaking on behalf of Council and staff, he understands their concerns. Regarding the recent policing event at Lexington Park, he shared that Captain Steve Lane has an open door policy, and he invited anyone with concerns to contact him. He shared that Operation Blue Light was a statewide anti-narcotics initiative that local law enforcement, including the Xenia PD, Beavercreek PD, Greene County Sheriff's Office, and the ACE Task Force, chose to participate in enforcement details on June 22 and 23 to address local drug trafficking. As Council members, they are constantly receiving emails and complaints about the rise in drug use in the community, which has been brought to the City Manager's attention numerous times. They are trying to handle it the best way they can with the resources they have. The enforcement was done all over Xenia in possible (known) drug trafficking areas. During the initiative, law enforcement conducted 52 traffic stops, seven of which occurred in the East End. Overall, felony charges were filed against two people, six people were arrested on warrants, and 1.8 grams of cocaine, 12.3 grams of crack, 33.1 grams of marijuana, 8 THC vape cartridges, and two illegally possessed handguns were seized. The City's leadership was sensitive to residents' concerns who may feel that law enforcement operations were misapplied, and they encourage a community dialogue on tough issues to promote a strong hometown environment. Again, this is the City of Hospitality, and they are all neighbors. A fundamental value they hold are the civil liberties of individuals in this community, which should not be infringed upon, and personal privacy should be respected. It is the City's responsibility to respond to citizens' demands for safety and residential wellbeing while proactively addressing drug trafficking and drug use. They will strive to strike a proper balance and will continue to remain open to further conversation. Again, he encouraged those with questions or concerns to contact Captain Lane; City Council and the City Manager's Office were available to listen to their concerns as well.

G. OLD BUSINESS:

1. President Smith presented **ORDINANCE 2021-16 ACCEPTING THE ANNEXATION OF 2.2946 ACRES OF LAND AT 800 HEDGES ROAD IN XENIA TOWNSHIP TO THE CITY OF XENIA, OHIO**, originally introduced by Councilman Scrivens on 06/24/2021, and it was read for a second time.

Motion by Councilman Scrivens, seconded by Councilwoman Dean, to adopt Ordinance 2021-16. President Smith entertained comments. Brief comments followed. Councilman Scrivens said he wants to see Xenia continue to grow.

The Roll on this was the following:

Ayes: L. Dean, Scrivens, R. Dean, Brannum, Urschel, Mays, Smith

Nays: None motion carried.

2. President Smith presented **RESOLUTION 2021-Z APPROVING THE ESTATE OF CHARLES W. STRAUSBURG'S RENEWAL APPLICATION FOR PLACEMENT OF 32.654 ACRES OF LAND, LOCATED AT 817 UPPER BELLBROOK ROAD, IN A CAUV AGRICULTURAL DISTRICT**, originally introduced by Councilman Brannum on 06/24/2021, and it was read for a second time.

Motion by Councilman Brannum, seconded by Councilman Urschel, to pass Resolution 2021-Z. President Smith entertained comments. Brief comments followed. For the benefit of the audience, Councilman Scrivens said CAUV stands for Current Agricultural Use Valuation. The 32.654 acres of land noted above is used for agricultural purposes, and the CAUV designation allows it to be taxed at a different [lower] rate. The Roll on this was the following:

Ayes: L. Dean, Scrivens, R. Dean, Brannum, Urschel, Mays, Smith

Nays: None motion carried.

H. PUBLIC HEARING(S):

1. President Smith presented **RESOLUTION 2021-BB ADOPTING THE 2022 TAX BUDGET OF THE CITY OF XENIA, OHIO, AND AUTHORIZING THE FINANCE DIRECTOR TO SUBMIT IT TO THE GREENE COUNTY AUDITOR**, originally introduced by Vice President Dean on 06/24/2021, and it was read for a second time.

Motion by Vice President Dean, seconded by Mayor Mays, to pass Resolution 2021-BB.

President Smith opened the public hearing at 6:39 p.m. and invited those in favor of the 2022 Tax Budget to come forward to speak. No one came forward to speak. He then invited those opposed to the 2022 Tax Budget to come forward to speak. No one came forward to speak. He closed the public hearing at 6:40 p.m. and entertained additional comments or questions. Councilman Scrivens noted that the Tax Budget does not authorize funding; rather, it is the first step in developing the operating budget. Hearing no further comments, President Smith asked for the Roll Call.

The Roll on this was the following:

Ayes: L. Dean, Scrivens, R. Dean, Brannum, Urschel, Mays, Smith

Nays: None motion carried.

I. NEW BUSINESS:

1. **RESOLUTION 2021-CC SUPPORTING THE CONNECT GREENE INITIATIVE AND AUTHORIZING THE CITY OF XENIA'S PARTICIPATION IN A JOINT FEDERAL RAISE GRANT APPLICATION, AND DECLARING AN EMERGENCY.** City

Manager Brent Merriman said staff presents Council with a recommendation to approve an emergency resolution supporting a countywide initiative to expand the area's world-class trail system and simultaneously improve some transportation concerns associated with one of the busiest commercial areas in the City. City staff has been collaborating with representatives from around the County to develop the Greene Master Trials Plan—a collaborative plan seeking to sustain existing trail system infrastructure and expand the system in ways that promote quality of life and economic growth. One initiative that has taken root from the effort is the Connect GREENE initiative. This initiative would promote and seek funding for three (3) trail connection projects in Greene County. The agenda report details these projects, but of particular importance is the REACH Xenia Trail project component. This project would seek to link two (2) segments of this community divided by the US 35 expressway, specifically connecting the Progress Drive bike path with Colorado Drive via a new roadside path and ultimately connect to the heavily used Little Miami Scenic Trail. This would be facilitated via proposed trails and on-street bike facilities through the Arrowhead and Sterling Green neighborhoods. The project would include widening the existing Upper Bellbrook Road overpass over US 35 to accommodate a roadside trail and a third travel lane, improving safety for all vehicular, bicycle, and pedestrian users and accommodating future commercial growth in this fast-developing area of Xenia. Such a needed solution was identified in X-Plan as a priority concern for safety and multi-use accessibility. The estimated cost for this comprehensive fix is just over \$4.9M, according to a feasibility study completed by the engineering firm LJB. Clearly, this is not in the City's budget at this time. However, the proposed GREENE Initiative partners, including various smaller jurisdictions impacted by the proposed projects and the Greene County Engineer, are recommending a joint application for grant funding through a new program known as the Rebuilding American Infrastructure with Sustainability and Equity (RAISE) grant. The grant program provides a funding option for a 100% grant that would cover the entire cost of the GREENE initiative projects. Staff, inclusive of planning and engineering, have worked with County counterparts to develop the project scope in the hopes that this aggressive project might be awarded funding. He respectfully recommended Council adopt emergency Resolution 2021-CC in support of these initiatives and to authorize the grant application, which has a deadline of July 12, 2021.

President Smith entertained comments or questions.

Councilman Scrivens asked if Yellow Springs, Clifton, Bellbrook, Spring Valley—everyone—were on board for this initiative. Mr. Merriman said yes; all participating jurisdictions have approved resolutions of support with the hope that the joint application will be awarded so they can accomplish all the various projects. Councilman Scrivens said he is a big proponent of pedestrian safety, and he supports this excellent initiative. Mr. Merriman noted the southwestern portion of this community is growing rapidly, and from a pedestrian standpoint, the area is isolated. This need was identified many years ago, especially now with the growing commercial interest along Progress Drive. They have known that they needed to widen the bridge, but it is not financially feasible without grant dollars. This initiative is an advantageous opportunity to address both vehicular traffic issues as well as bike/pedestrian issues. Councilman Scrivens asked if there would be a cage around the new lane. Mr. Merriman said there are some ODOT standards that must be met, and one of the things that would be done is replacing the entire deck to widen it. ODOT's new standards require a taller bridge deck to accommodate taller vehicles underneath.

Councilman Brannum asked if the roadside path would take away from the existing berm. Mr. Merriman said vehicles would be sharing the roadway with the bike trail, but new space would be added, especially over the bridge.

Councilman Urschel asked about the connection to the existing bike path. Mr. Merriman shared a copy of the map that shows the trail system connection, noting traffic will get worse there as commercial development occurs in the Second Street and Progress Drive area. They are trying to stay ahead of the issue and address problems before the traffic situation gets worse.

Mayor Mays thanked City Planner Brian Forschner for all the work he put into this process; she said there were a lot of moving pieces and knows a lot of effort went into it.

Hearing no further comments, President Smith entertained a motion to approve Resolution 2021-CC as presented.

Motion by Mayor Mays, seconded by Councilman Scrivens, to pass Resolution 2021-CC. No comments followed. The Roll on this was the following:

Ayes: L. Dean, Scrivens, R. Dean, Brannum, Urschel, Mays, Smith
Nays: None motion carried.

2. RESOLUTION 2021-DD AUTHORIZING THE SALE OF CITY-OWNED PROPERTY LOCATED AT 896 LOUISE DRIVE TO SHRINER BUILDING COMPANY, LLC, AND DECLARING AN EMERGENCY. Mr. Merriman said in response to City Council's expectation that unused, City-owned property be made available for private purchase, staff has been marketing a buildable parcel located at 896 Louise Drive. The City acquired the property as a result of a tax foreclosure in 2014 and have been maintaining the property since that time. With the hot residential market in Xenia, there has been renewed interest in in-fill, vacant properties to build new homes. As a result, the City received several offers for the 896 Louise Drive parcel. The highest and best offer was submitted by David Shriner with Shriner Building Company, LLC, with a bid of \$22,505. Their intent is to build a single-family home on this site pending Council's approval of sale. Staff is recommending Council approve Resolution 2021-DD as an emergency noting the purchaser is requesting the sale be expedited to allow construction crews currently working on a project nearby to transition over to work on this site as soon as is practical.

President Smith entertained comments or questions. Hearing none, he entertained a motion to pass Resolution 2021-DD as presented.

Motion by Councilman Scrivens, seconded by Councilwoman Dean, to pass Resolution 2021-DD. President Smith entertained comments. Councilman Scrivens said as Chair of the Property Management Committee, he was pleased that the City will be receiving \$22,505 for this vacant lot. The Roll on this was the following:

Ayes: L. Dean, Scrivens, R. Dean, Brannum, Urschel, Mays, Smith
Nays: None motion carried.

3. Administrative Motion Reappointing Two Members of the Board for Recreation, Arts, and Cultural Activities. President Smith said two members' terms on the Board for

Recreation, Arts, and Cultural Activities (BRACA) are due to expire on July 31, 2021. Both gentlemen, Mr. Nelson King and Mr. Tom McCarthy, have expressed their desire to be reappointed to four-year terms expiring on July 31, 2025. It should be noted that Mr. King was originally appointed in November 2016 and Mr. McCarthy was originally appointed in January 2018, and both have consistently served since that time. Mr. King currently manages the “Bloom with Xenia Adopt-a-Spot” program every year and serves as the BRACA representative on the Tree Committee where he is actively involved in Arbor Day and fundraising activities. Mr. McCarthy is currently serving as the Board’s Vice Chair. He then entertained comments or questions. Hearing none, he thanked Mr. King and Mr. McCarthy for continuing to serve this community. He made the following motion and asked for a second.

Motion by President Smith, seconded by Mayor Mays, to reappoint Mr. Nelson King and Mr. Tom McCarthy to the Board for Recreation, Arts, and Cultural Activities for four-year terms, expiring on July 31, 2025. No comments followed. The Roll on this was the following:

Ayes: L. Dean, Scrivens, R. Dean, Brannum, Urschel, Mays, Smith
Nays: None motion carried.

4. Administrative Motion Approving the Schedule of Bills in the amount of \$385,194.64.

Finance Director Ryan Duke respectfully requested the payment of bills in the amount of \$385,194.64.

President Smith entertained a motion.

Motion by Councilman Scrivens, seconded by Councilman Brannum, to approve the schedule of bills in the amount of \$385,194.64. President Smith entertained comments or questions.

Councilman Scrivens inquired about a payment to Jones Fish Hatchery in the amount of \$3,250. Mr. Merriman said the Shawnee Park lagoon is not a naturally fed body of water, and the City stocks the pond every year with blue gill and perch. However, many people are regularly abusing this stocked body of water. He reported that the lagoon is “catch and release” but people are netting and catching smaller fish and removing them to use as bait at larger bodies of water. Councilman Scrivens asked if ODNR or Xenia PD would enforce that. Mr. Merriman said it is in the City’s criminal code; however, he recently discussed this with the Law Director. They are working on changes to the code as it applies to the City’s parks to bring to City Council. However, stopping the poaching of fish at Shawnee Park is not at the top of the Xenia PD’s priority list. If people witness this activity, please continue to call and report it so it can be addressed. He really doesn’t want to get people in trouble—he just wants them to stop taking the fish.

Councilman Scrivens asked about a payment for June port-a-john services and asked where those port-a-johns are located. Mr. Merriman believed one was located at Xenia Station to be used after hours when the building is locked; he believed another one was supposed to be located at Lexington Park. Assistant City Manager Jared Holloway said the purchase order has been opened, but he did not know if the port-a-john had been delivered to Lexington Park yet. [An audience members spoke from his seat to say there was no port-a-john at Lexington Park.] Regarding City parks, Mr. Merriman said there are 14 City parks, and only two of them have restrooms, which are Shawnee Park and Xenia Station, because they are community parks [not neighborhood parks]

with larger crowds. At Council's request and because the Community Gardens are located at Lexington Park, a port-a-john will be located there.

The Roll on this was the following:

Ayes: L. Dean, Scrivens, R. Dean, Brannum, Urschel, Mays, Smith

Nays: None motion carried.

J. APPOINTED OFFICIALS REPORTS

President Smith asked Mr. Duke for his comments. Mr. Duke did not have anything further to share. Councilman Scrivens welcomed Mr. Duke back to the meeting following his recent surgery. Mr. Duke thanked him for his comments.

President Smith asked Ms. Fisher for her comments. Ms. Fisher said she emailed Council yesterday. As they know, Council has received the Charter Review Commission's report, and the window is rapidly closing for Council to take action to place any of the proposed Charter amendments before the voters in November. Any ordinance directing placement on the ballot of any of the amendments would have to be effective by Friday, September 3rd. She said unless an emergency ordinance is approved, any ordinance to follow the normal two readings (and thirty-day effective date) would need to be introduced this evening. If no special meetings are held in July or August, the ordinance would be introduced today, second reading and vote on July 22, and the effective date would be August 21. Otherwise, the ordinance would have to be approved as an emergency. Any ordinance to place amendments to the Charter before the electors requires an affirmative vote of five members of Council regardless. She did not believe there is agreement among Council on the proposed amendments to Article XI – Elections. Thus, she respectfully presented Ordinance 2021-17 for introduction, which she provided to Council this evening, noting she removed the proposed amendments to Article XI – Elections, Article XII – Initiative and Referendum (because of the language in existing Charter Section 11.04), and the last sentence of the proposed amendment to Section 5.08 (which referred to the proposed new Article XII). She prepared the Ordinance to show how the language would appear on the ballot (in Section 2), noting all the changes would not be included on the actual ballot; rather, she prepared Exhibit A to serve as a complete copy of all the changes to be posted at every polling location. Council can either take action or decide to push the question of presenting amendments to a later election. There are no regular municipals elections in 2022 (as defined by ORC 3505.01—an election that occurs on the first Tuesday of November in odd years), so any election on Charter amendments next year would have to be by special election (which the City must pay for) or the amendments would have to wait until the 2023 general election.

President Smith entertained Council comments or questions.

Mayor Mays said she was still processing everything and did not wish to make any comments (or motions) at this time.

Councilman Scrivens complimented Ms. Fisher on the work she has put in to produce the Ordinance and associated exhibit. He feels the amendments will get community support, but perhaps not at the upcoming November election. He suggested tabling it until 2023. Ms. Fisher said it doesn't need to be formally tabled because it is not formally on the agenda. As long as the Ordinance does not get introduced, they do not need to table it. Councilman Scrivens said he did not believe Council has

had enough time to deliberate on the proposed amendments and determine as a group how they should proceed. He did not want the Charter Review Commission's work to go down in flames on the ballot when four Council terms are on the ballot. He did not want the Charter amendments to become a political document when it is the City's operating document.

Councilman Urschel said this was disheartening news that they cannot put the Charter amendments on the ballot except for in November of odd years. Ms. Fisher said they can, but the City would have to pay for a special election, and she did not know how much that would cost. Mr. Duke said it was about \$25,000 to \$30,000 to conduct a special election. However, if there are other items on the ballot, the cost would be shared between/among them. He offered to check with the Greene County Board of Elections and Greene County Auditor to determine an estimated cost. Councilman Urschel confirmed there is an opportunity to hold an election in May and June of 2022, which may include national items from the House of Representatives, etc. Ms. Fisher concurred; however, the Ohio Constitution states that Charter amendments are to be put on the ballot at regular municipal elections. Mayor Mays said if they wait until November 2023, they will experience the same situation with Council seats on the ballot. Ms. Fisher said if Council wishes to shorten what appears on the ballot even more, on behalf of staff, she would like to see Article V on the ballot. She noted the City of Xenia was the only City in Ohio that requires two readings of Resolutions, and as far as staff is concerned, that needs to be changed as soon as possible. Resolutions are not matters of a permanent nature, and two readings should not be required.

President Smith said just as the United States has a constitution, so does the State of Ohio, and the City of Xenia has a Charter, which can only be changed by a vote of the people. The current Charter was adopted in its entirety in 1998, with very few changes since that time. Unfortunately, not all members of Council are in concurrence with the Charter Review Commission's proposed changes. He reviewed the timeline again with Ms. Fisher; he said they would further discuss this at their next meeting.

Councilman Urschel asked for clarification in regard to Council's acceptance of the Charter Review Commission's proposal for amendments without the ability to make any modifications. Ms. Fisher said per the Charter, when the voters enacted Section 8.05 that created the Charter Review Commission, it states that Council can decide which amendments to present to the voters but Council cannot change or modify the Charter Review Commission's recommendations. Councilman Urschel asked if the Council could reorganize the Charter. Ms. Fisher said yes; reorganization and housekeeping items can be done by a vote of the people. She said anyone with questions between now and the next meeting should not hesitate to contact her.

President Smith asked Mr. Merriman for his comments. Mr. Merriman presented an additional administrative motion to approve a price change to the Brush Truck bed, brine, and anti-icing system unit from Henderson Products, Inc., which was approved by Council at their last meeting on June 24th. He said as staff worked to move forward with the purchase, they were made aware that the original competitive bid quote referenced earlier in the year has in fact recently been updated. The Council-approved price quotation was \$64,476 while the revised, competitive bid purchase price is \$68,495. This amounts to an additional \$4,019 being necessary for the purchase. Monies are available for this additional cost, but Council action to increase the not-to-exceed amount is appropriate for the purchase to move forward. Staff has been told the price increase has come in direct response to rapidly increasing costs associated with materials in the current market

conditions. This purchase is still urgent; therefore, he respectfully requested approval of a motion to amend the not-to-exceed amount to allow for the added cost.

President Smith entertained a motion.

Motion by Councilman Scrivens, seconded by Vice President Dean, to approve a price change for the purchase of the Brush Truck's bed, brine & anti-icing system unit from Henderson Products, Inc., through the Sourcewell Purchasing Program from a not to exceed price of \$64,476 to a not to exceed price of \$68,495. No comments followed. The Roll on this was the following:

Ayes: L. Dean, Scrivens, R. Dean, Brannum, Urschel, Mays, Smith

Nays: None motion carried.

Mr. Merriman went on to share the following updates:

- **Downtown Block Party and Sonnycalb Fireworks Festival:** He extended many thanks to all individuals, organizations, churches, and businesses who helped fund and put on the July 2nd events; they are already looking forward to next year's event. Rotary is accepting donations for next year's event, and the City has already made a three-year commitment with Rozzi's for the fireworks. He complimented City staff who worked a very long day and evening, including Councilman Brannum, on Friday. He believes they wrapped everything up at about 11:30 p.m.
- **Neighborhood Night Out Schedule:** He asked, and strongly encouraged, Councilmembers to attend the events on August 31 and September 28. He said NNOs are a fantastic opportunity to connect directly with their constituents. He noted they are working with One Bistro this year who is donating items to provide a healthier food option, which will be presented as a boxed meal. Public Safety staff will also be present at the events, which is very important given the audience comments this evening. He said Xenia police and fire staff are compassionate and care about this community, and they strongly encourage that dialogue. As always, other partners will be present at the events.
- **Xenia Towne Square Redevelopment:** He said almost 1,500 surveys have been completed to date, and the number is climbing, with a 77% completion rate, which is nearly unheard of. In addition to the digital efforts, there have been four community meetings at the Senior Center, Rotary, Historic Center, and the Library with about a dozen or so people at each meeting. About 1,000 survey participants provided their email addresses and were open to receiving additional information. Therefore, they will reach out and invite them to in-person meetings on July 20th and 28th. Development Staff is working on setting up a meeting for next Monday exclusively with the downtown businesses, and they are also holding meetings with the tenants including Sherwin Williams, Barr's Pharmacy and Family Dollar today.
- **ARPA Funding:** The State of Ohio has finally approved legislation related to the American Rescue Plan Act. Unfortunately, the Governor and State Legislature have signed off on a plan to take half of the monies allotted for non-entitlement cities and villages and give it to the townships. The City of Xenia was told they would be receiving \$5.3 million, and now he expects the City to receive about \$2.8 million. While that is still a lot of money, it was disappointing and drastically changes the conversation on how the City will use those funds. He noted the State of Ohio will get \$5.6 billion, which is exclusive of direct entitlements of large cities (Cleveland, Columbus, Cincinnati, Fairborn, etc.). He expects Xenia to receive the first tranche very soon with half this year and half next year. Staff has participated in several webinars and done research to get a better understanding of how the money can be spent.
- **Public Service and Utilities Committee:** The first meeting of this committee is planned for July 15th. An agenda will be published soon.
- **Gas Aggregation Update:** A contract has not been locked in yet. They have until November to lock in a new agreement, so there's no rush. The market has not reached an opportune time, and

they may possibly get a better deal if they wait a bit longer. He will let Council know if/when a rate is locked in.

President Smith also commended staff and all the volunteers who worked tirelessly to put on the Downtown Red, White, and Blue Block Party and Fireworks Festival held last Friday. That was the most people he has seen downtown in ages. Everybody seemed very appreciative of the events, and he really enjoyed it.

K. REPORTS OF BOARDS AND COMMISSIONS:

1. Board of Zoning Appeals: Mayor Mays said BZA met on June 28th to hear an administrative appeal to overturn the Planning and Zoning Commission's approval of a conditional use to allow Community STEAM Academy, a public K-5 charter school, to rehabilitate/expand/occupy a vacant former Board of Education and school building located at 578 E. Market Street. The administrative appeal was denied, which means the conditional use approval was upheld.

2. Planning and Zoning Commission: Councilman Brannum said PZC met on July 1st to consider a conditional use to allow a campground consisting of two yurts and a camping trailer, available to guests and the property owner/occupant for recreational and vacation purposes, upon annexation of the property into the City of Xenia, filed by Robert Adamson, for the property located at 800 Hedges Road, which was approved. He noted a second item was on the agenda but the applicant requested that the item be delayed until August. President Smith asked if there was a vacancy on the Commission. Councilman Brannum said yes, noting Matthew Bennett resigned at the end of the meeting on July 1st. He appreciated his years of service and dedication on PZC for many years. President Smith said PZC is one of the more active Commissions. He encouraged those interested in serving to contact the City Clerk.

3. Board for Recreation, Arts, and Cultural Activities: As noted on the agenda, the July meeting was canceled due to lack of agenda items.

L. COUNCIL COMMENTS:

Councilman Brannum thanked City staff for the event on July 2nd. There was a great turnout, and the event was awesome. He thanked Public Service, Police and Fire, and City Administration Building staff. Regarding comments made this evening, they hear everyone's concerns about the parks loud and clear. He reminded them there are 13 other parks in the City of Xenia. He encouraged them to explore the other City parks, and they will quickly realize that the park in their neighborhood is not as bad as they think. There are definitely some City parks that have been neglected simply because there is just not enough money in the budget. He recognized that the County has recently invested money in their parks, and he wished the City would have a large influx of money to invest in City parks. He looks forward to working with the community to come up with a solution.

Councilman Urschel extended kudos to everyone for the Block Party and Fireworks Festival. He thanked the Xenia High School football team for coming out to help clean up Shawnee Park on Saturday morning. It was great that they had two groups of volunteers, the other being the group from Bridges of Hope. The Bridges of Hope group ended up going over to Xenia Towne Square to clean up that area. He was sorry the group that spoke earlier had already left the meeting because

he wanted them to hear their comments. They heard from Charles Green Jr. and Robert Moore a few months ago about Lexington Park, and he has had multiple contacts with them since that time. The City has prepared a draft proposal for some improvements for the park, and they are also pursuing grant dollars. He would like to hold a meeting at the park in July and invite the neighborhood to attend so they can discuss how to proceed. In terms of community policing, there are two sides. Out of the 52 traffic stops, 10% of those stopped had outstanding warrants, and it's not okay to ignore the courts. Further, 10% had illegal drugs in their possession, and he did not care how many grams of drugs or the street value—as they are participating in purchasing and using illegal drugs, they are sustaining the drug trafficking in this City. People are using drugs and their families are going without things, their electric is getting shut off, getting evicted, etc. People are dying from drug overdoses, and they should all be concerned about that. Another 5% possessed illegal weapons—he wondered what people are planning on doing with an illegal weapon ... probably nothing good. Yes, there are risks to law enforcement personnel, but the primary risk is for the rest of the citizens of the City. There were stops all over the City—they were not targeting the East End. Law enforcement has been asked to start cracking down on drug trade and illegal things going on in this City, and that needs to continue. However, if law enforcement are being inappropriate, they will not allow that to continue. He said if people talk to Captain Lane and do not feel they are getting anywhere, he encouraged them to come back to City Council.

Councilman Urschel said there was recently a power outage on E. Market Street, and several families lost all of their items in the refrigerator. He asked the DP&L/AES representative in the audience if he could assist them in getting the proper paperwork necessary to submit a petition to Job and Family Services for reimbursement. Eric Holtvogt offered to check into it. Finally, Councilman Urschel said the right of petition is a fundamental right as Americans. There is an election this fall with four Council seats on the ballot. There will be a signing party at the Coffee Hub next Monday, Tuesday, and Wednesday from 5 to 7 p.m. All are welcome, including those who are planning to run alongside them.

Councilwoman Dean thanked staff for all they did to put on the July 2nd events, which were a lot of fun.

Councilman Scrivens also thanked everyone who put on the Block Party and Fireworks Festival. It was good to all be together again. He acknowledged an email received from former Councilman Dennis Propes, which talked about the homeless problem in Xenia. He said that problem is not new, and there is a homeless problem across America. He wished there was a way to get the homeless people off the streets and into the vacant units and homes in Xenia. He was looking forward to getting the light at the intersection of E. Main and Whiteman Streets back up and running. It was a very dangerous situation. Regarding streets and curbs throughout the City, he hears from people all over the City. They must all endure the process and wait. He asked them to hang in there. Regarding Juneteenth, it has been celebrated in the black community for many years. It will now be celebrated by everyone because everyone is free in America! He recognized the minorities who have served on the City Council including James T. Henry, Moon Mullins, Fred Hall III, Vernon Dillon, Dr. Lee Esprit, Dr. Eric Winston, Dr. Edgar Wallace, and Marsha Bayless. He thanked them for their service and recognized them as being pioneers in Xenia City government. Finally, he extended condolences to Ms. Elizabeth Scrivens and her daughter, Morgan, on the passing of his cousin, Dan Scrivens.

Vice President Dean said he enjoyed the July 2nd festivities, and thanked all who participated. Councilwoman Dean noted the events occurred on his birthday.

President Smith thanked all those present in the audience and those watching online. He was aware of community issues, and there are many needs in Xenia and all across America. Funding is always an issue, and they have to do the best they can with what they have. They are always looking for ways to grow revenue without raising taxes. The City was aware that the parks have needs, but as Councilman Brannum stated, there are many City parks as well as County parks. He encouraged people to visit other neighborhood parks and the bike trails. People come from all over to enjoy the bike trails and the community parks. He thanked everyone who participated in putting on the July 2nd events. Everything was wonderful, and the freedom they have to celebrate was an honor. He reminded his fellow Councilmembers to submit the paperwork for the Appointed Officials' evaluations.

Mayor Mays said on June 26th, she welcomed people to Greene County Commissioner Rick Perales' vintage baseball game to bring awareness for food security for veterans. It was a great event this year that was held at the Athletes in Action (AIA) campus. As all have mentioned, the events on July 2nd were amazing, and she personally recognized Public Relations Coordinator Christina Schaefer and Community Development Coordinator Ryan Baker for all the work they did to plan and execute these events. The downtown decorations and the lights at the park were outstanding. She was happy to have representatives from the Colonel Charles Young home at the event as well as AIA, the YMCA, Friends of Xenia Station (FOXs), and many churches—some of which provided games for the children. She also thanked local businesses including Route 68 Vintage Toys, Becky Hawkes with The Lunch Box and the FLOUR Bake Shop, and everyone who did extra things to make the day so special. She acknowledged two National Honor Society students, Xavier and Audrey, who walked around in costume, greeted people, posed with children for pictures, etc. She was honored to host the Mayors of Beavercreek and Riverside for the fireworks, who were very excited and very impressed with the show. Public Safety and Public Service employees did an incredible job. She thanked the City of Xenia and staff for everything. On July 3rd, she spoke at the annual reunion of the Association of Ex-Pupils (AXP), which are students from the Ohio Veterans and Children's Home (formerly the Ohio Soldiers and Sailors Orphans Home). She noted the AXP also had a booth at the July 2nd event to present some of the history of the home, which was established in 1869, and talk about the museum. She enjoyed being the keynote speaker for their event on Saturday evening, and she enjoyed meeting some people who grew up there and some teachers who taught there. It is really a unique piece of Xenia's history, and she encourage people to visit the museum if they have not been there. On July 4th, the Mayor of Fairborn invited her to be part of their parade, which she enjoyed participating in and spending time with WPAFB 88th Air Base Wing Commander Colonel Patrick. Miller. Today, she participated in an outstanding meeting with Wilberforce University in an effort to partner with them and grow that relationship and see each other succeed. She congratulated Becky Hawkes on the opening of The Lunch Box; she encouraged everyone to check them out. She extended congratulations to Ms. Donna Saraga, who is the new President for the Xenia Area Chamber of Commerce. Finally, she thanked all those who spoke this evening—whether they are on the same page or not—open dialogue is how they grow. Mr. Smith is one of her neighbors living a few houses a part, and they want to continue to have good dialogue. She is proud of the Xenia police force and the work they do; she is also very proud that they encourage an open door conversation. She is thankful for their willingness to talk and lay that groundwork.

M. EXECUTIVE SESSION: None.

N. WORK SESSION: None.

O. ADJOURNMENT: Motion by Councilwoman Dean, seconded by Councilman Brannum, to adjourn the Regular Meeting at 7:52 p.m. No discussion followed. The Roll on this was the following:

Ayes: L. Dean, Scrivens, R. Dean, Brannum, Urschel, Mays, Smith

Nays: None motion carried.

Michelle D. Johnson
City Clerk

Wesley E. Smith
President, Xenia City Council



**XENIA CITY COUNCIL
LEGISLATIVE COVER MEMO**

First Reading: July 22, 2021
2nd Reading & Vote: August 12, 2021
Effective Date: August 12, 2021

Agenda Item: **Resolution 2021-EE**
AUTHORIZING THE EXECUTION OF AN AGENCY AGREEMENT WITH
THE XENIA COMMUNITY IMPROVEMENT CORPORATION

Submitted By: Steve Brodsky, Economic Development Director, & Donnette Fisher, Law
Director

Presented By: Brent Merriman, City Manager

Scope/Description: This Resolution approves the execution of an agency agreement with the Xenia
CIC. ORC 1724.10 provides that once a CIC has been designated as an agent of
a political subdivision, the CIC and the political subdivision may then enter into
an agreement setting forth the services outlined in ORC 1724.10 that the CIC will
provide to the political subdivision. City Council designated the CIC as the agent
of the City for the encouragement of industrial, commercial, distribution, and
research development by Resolution 2021-K, passed on February 25, 2021.

The CIC does not replace the functions of the City Development Department or
any current staff member. Rather, it supplements current efforts by providing
additional tools and abilities to better serve the business community and enhance
the City's economic development programming.

**Cover Memo
Attachments:** None.

Budgetary Impact: N/A

Recommendation: It is the recommendation of City staff that Council pass this Resolution to
approve the execution of an agency agreement with the Xenia CIC.

**CITY OF XENIA, OHIO
RESOLUTION 2021 – EE**

**AUTHORIZING THE EXECUTION OF AN AGENCY AGREEMENT WITH THE XENIA
COMMUNITY IMPROVEMENT CORPORATION**

WHEREAS, this Council, by Resolution 2020-AA, passed on September 24, 2020, authorized the creation of an economic development corporation pursuant to ORC Chapter 1724., known as the Xenia Community Improvement Corporation (Xenia CIC);

WHEREAS, the Xenia CIC has been created and registered with the Ohio Secretary of State as a nonprofit economic development corporation, organized and existing for the purpose of doing all acts and things necessary or convenient to carry out the purposes of an economic development corporation, as set forth in ORC Chapter 1724.;

WHEREAS, this Council, by Resolution 2021-K, passed on February 25, 2021, designated the Xenia CIC as the agency of the City to advance, encourage, and promote industrial, commercial, distribution, and research development in the City; and

WHEREAS, ORC 1724.10 provides that once the Xenia CIC has been designated as an agent of a City, the Xenia CIC and the City may then enter into an agreement setting forth the services outlined in ORC 1724.10 that the Xenia CIC will provide,

NOW, THEREFORE, THE CITY OF XENIA HEREBY RESOLVES, at least four (4) members of the City Council concurring, that:

Section 1. The City Manager, on behalf of the City, is hereby authorized to execute an Agency Agreement with the Xenia CIC in the form set forth in the attached Exhibit A, which is hereby incorporated by reference as if fully rewritten herein.

Section 2. It is found that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council that resulted in this formal action were in meetings open to the public in compliance with all legal requirements, including ORC 121.22.

Section 3. This Resolution shall be effective upon its passage.

Introduced: July 22, 2021

Passed:

Attest:

Wesley E. Smith
President, Xenia City Council

Michelle D. Johnson
City Clerk

AGENCY AGREEMENT

This Agency Agreement (“Agreement”), is made as of August 15, 2021, by and between the CITY OF XENIA, OHIO (“City”), an Ohio municipal corporation duly organized and validly existing under the Constitution and laws of the State of Ohio (“State”), and the XENIA COMMUNITY IMPROVEMENT CORPORATION (“CIC”), a community improvement corporation organized and existing as a corporation not for profit under the laws of the State.

RECITALS

- I. The City, by Resolution 2021-K, adopted on February 25, 2021, in accordance with Ohio Revised Code (“ORC”) Section 1724.10, has designated the CIC as the agency and instrumentality of the City for the industrial, commercial, distribution, and research development of the City.
- II. Upon the designation of the CIC as the agency and instrumentality of the City for the aforementioned purposes, the City and the CIC desire to enter into this Agreement, pursuant to ORC Section 1724.10, whereby the CIC may undertake and perform certain actions as the agency and instrumentality of the City for the industrial, commercial, distribution and research development, redevelopment, use, and reuse of land within the City (“Development”).
- III. The City, by Resolution 2021-EE, adopted on ***, 2021, and the CIC, by Resolution 2021-*, adopted on ***, 2021, have approved this Agreement and authorized their representatives to execute the same on their behalves.

FOR AND IN CONSIDERATION OF the mutual promises contained herein, the City and the CIC do hereby agree as follows:

1. Development Plan. The CIC will adopt the City’s 2013 comprehensive land use plan, known as X-Plan (“Plan”), as its plan for Development. The CIC shall use the Plan to advance, encourage, and promote the industrial, commercial, distribution, and research development of the City in a manner which:
 - (A) Creates and preserves jobs and employment opportunities in the City and the State;
 - (B) Improves the economic welfare of the people of the City and of the State;
 - (C) Encourages and causes the maintenance, location, relocation, expansion, modernization and equipment of sites, buildings, structures and appurtenant facilities for industrial, commercial, distribution and research activities within the City and thereby preserves, maintains or creates additional opportunities for employment within the City;
 - (D) Maintains and increases the tax valuation of property within the City in order that tax revenues may be available to provide services for the preservation of public peace, health, safety and general welfare of the City;
 - (E) Is consistent with social, economic and geographic factors present in the City;
 - (F) Is not inconsistent with job needs and skills present in the City;
 - (G) Is not inconsistent with environmental factors present in the City; and
 - (H) Is in accordance with the City’s applicable planning and zoning.

2. Furtherance of the Plan by the CIC. The Plan may be amended and supplemented from time to time by the City and the CIC, and to that end, to the extent as requested by the legislative authority of the City:
 - (A) The CIC may prepare and maintain a current inventory and catalog of real property, buildings, or other improvements within the City which are or may become available and suitable for the location, relocation, expansion, modernization or conversion of or to industrial, commercial, distribution or research development facilities in furtherance of this Agreement and the Plan and the accomplishment of its purposes.
 - (B) The CIC may cause the preparation of analyses of the social, economic, geographic, and other advantages that the City can offer in support of Development in a form suitable for distribution to those whom the City and the CIC seek to interest in such Development within the City.
3. Implementation of the Plan. In furtherance of the Plan, as from time to time amended, the CIC may, to the extent requested by the legislative authority of the City:
 - (A) As the agency and instrumentality of the City, advance, encourage, and promote the maintenance, location, relocation, expansion, modernization, and equipment of buildings, structures, and appurtenant facilities, and the acquisition of sites therefor for lease or sale by the City or the CIC for Development activities within the City. Any real or personal property, or both, proposed for acquisition, by gift or purchase, construction, improvement or equipment for such purpose is referred to herein as a "Development Project."
 - (B) From time to time, prepare and present to the executive and legislative authorities of the City recommendations for action to be taken in aid of Development in the City. Where appropriate, such recommendations shall include the location, relocation, construction, expansion, modernization, modification or improvement of municipal facilities or services.
 - (C) Upon the request of the City's Economic Development & Incentive Review Board, review any Development Project proposed to be financed by the City pursuant to the authority granted by Article VIII, Section 13, Ohio Constitution and ORC Chapter 165 to determine whether or not such Development Project is in accordance with this Agreement and the Plan and following such review shall certify to such City its determination.
 - (D) Cause advertising, promotional, and educational material to be prepared, printed or otherwise reproduced and distributed and otherwise made available to such extent and in such manner as in the judgment of the CIC will best assist Development in the City.
 - (E) Contact and solicit any person, firm or corporation ("Employer") which then or in the immediate future is likely to or may be induced to locate, relocate, expand, modify or improve industrial, commercial, distribution, or research activities or facilities within the City or which then or in the immediate future threatens to terminate or reduce employment in any such activities or facilities then existing within the City in order to induce said Employer to locate, relocate, expand, modify, improve or maintain its said industrial, commercial, distribution or research activities or facilities in the City.
 - (F) Advance, encourage and promote the establishment, growth, and maintenance in the City of industrial, commercial, distribution and research facilities in accordance with and in furtherance of the purposes set forth in Section 1 of this Agreement by:
 - (1) Insuring mortgage payments required by a first mortgage on any industrial, economic, commercial or civic property for which funds have been loaned by any person, corporation,

- bank or financial or lending institution upon such terms and conditions as the CIC may prescribe;
- (2) Incurring debt, mortgaging its property, no matter from what source and by what method acquired, and issuing its obligations for the purpose of acquiring, constructing, improving, and equipping buildings, structures and other properties, and acquiring sites therefor, for lease or sale by the CIC in order to carry out Development; provided, however, that any such debt shall be solely that of the CIC and shall not be secured by the pledge of any moneys received or to be received from the City, the State or any political subdivision thereof, except as provided for in ORC Section 307.78(C);
 - (3) Making loans to any person, firm, partnership, corporation, joint stock company, association, or trust, and may establish and regulate the terms and conditions with respect to any such loans; provided, however, that the CIC shall not approve any application for loan unless and until the person applying for said loan shows that he has applied for the loan through ordinary banking or commercial channels and that the loan has been refused by at least one (1) bank or other financial institution;
 - (4) Purchasing, receiving, holding, leasing, or otherwise acquiring and selling, conveying, transferring, leasing, subleasing, or otherwise disposing of real and personal property, together with such rights and privileges as may be incidental and appurtenant thereto and the use thereof, including but not restricted to, any real or personal property acquired by the CIC from time to time in the satisfaction of debts or enforcement of obligations;
 - (5) Acquiring the good will, business, rights, real and personal property, and other assets, or any part thereof, or interest therein, of any persons, firms, partnerships, corporations, joint stock companies, associations, or trusts, and may assume, undertake, or pay the obligations, debts, and liabilities of any such person, firm, partnership, corporation, joint stock company, association, or trust; may acquire improved or unimproved real estate for the purpose of constructing industrial plants or other business establishments thereon or for the purpose of disposing of such real estate to others in whole or in part for the construction of industrial plants other business establishments; and may acquire, construct or reconstruct, alter, repair, maintain, operate, sell, convey, transfer, lease, sublease, or otherwise dispose of industrial plants or business establishments;
 - (6) Acquiring, subscribing for, owning, holding, selling, assigning, transferring, mortgaging, pledging, or otherwise disposing of the stock, shares, bonds, debentures, notes, or other securities and evidences of interest in, or indebtedness of, any person, firm, corporation, joint stock company, association, or trust, and while the owner or holder thereof, may exercise all the rights, powers, and privileges of ownership, including the right to vote therein;
 - (7) Mortgaging, pledging, or otherwise encumbering any property acquired pursuant to the powers contained in Sections 3(f)(4), (5) or (6);
 - (8) Making application to the Director of the Ohio Department of Development (“ODOD”) of the State for insurance or advance commitments for insurance of mortgage payments required by a first mortgage on any Development Project for which the CIC has loaned its funds or upon which the CIC has borrowed funds, and may make assignments of insured mortgages and provide other forms of security in accordance with the provisions of ORC Section 122.451;
 - (9) Soliciting, receiving, and using donations or commitments of money or other property of any kind whatsoever from private corporations, firms or organizations; and/or
 - (10) Otherwise exercising any or all of the powers and privileges permitted by, and subject to the limitations of, ORC Section 1724.10.

4. Conveyances.

- (A) The CIC is authorized to sell or to lease any real property or interests in real property owned by the City determined from time to time by the legislative authority of the City not to be required by the City for its purposes, for uses determined by the legislative authority of the City as those that will promote the welfare of the people of the City, stabilize the economy, preserve, maintain or provide employment, and assist in Development within the City to the benefit of the people of the City and will preserve, maintain or provide additional opportunities for their gainful employment. The legislative authority of the City shall specify the consideration for such sale or lease and any other terms thereof. Any determination made by the legislative authority of the City under this Section 4 shall be conclusive. The CIC, acting through its officers and on behalf and as agent of the City, shall execute the necessary instruments, including deeds conveying the title of the City or leases, to accomplish such sale or lease. Such conveyance or lease shall be made without advertising and receipt of bids. A copy of this Agreement shall be recorded in the office of the County Recorder of Greene County, Ohio, in which the City is located, prior to the recording of a deed or lease executed pursuant to this Agreement.
- (B) The City may convey to the CIC real property and interest in real property owned by the City and determined by its legislative authority not to be required by the City for its purposes, and that such conveyance of such real property or interests in real property will promote the welfare of the people of the City, stabilize the economy, provide employment and assist in the development of industrial, commercial, distribution and research activities to the benefit of the people of the City and preserve, maintain or provide additional opportunities for their gainful employment. The consideration for any such real property and interests in real property so conveyed shall be the fair market value thereof as determined by a qualified appraiser, designated and employed by the City, and confirmed by its legislative authority.
- (C) The CIC may also, as agency for such development and to the extent requested by the legislative authority of the City, acquire from others additional real property or interests in real property and may convey real property or interests in land; provided, however, that any real property or interests in real property the CIC may so acquire or convey shall be so acquired or conveyed for uses that will promote the welfare of the people of the City, stabilize the economy, preserve, maintain or provide employment, and assist in the development of industrial, commercial, distribution and research activities required for the people of the City and for their gainful employment. Any conveyance or lease by the City to the CIC shall be made without advertising and receipt of bids. If any real property or interests in real property conveyed by the City to the CIC are sold by the CIC at a price in excess of the consideration received by the City from the CIC therefor, such excess shall be paid to the City after deducting therefrom the following costs to the extent incurred by the CIC:
 - (1) The costs of acquisition and sale by the CIC;
 - (2) Taxes or assessments;
 - (3) Costs of maintenance and/or costs of improvements to the real property by the CIC;
 - (4) Debt service charges of the CIC attributable to such real property or interests; and
 - (5) A reasonable service fee determined by the CIC.

5. Financial Contributions.

- (A) The City may, but shall not be required to, make any financial contributions to the CIC.
- (B) All costs of the CIC shall be paid solely from the funds of the CIC and the City may, but is not required to, contribute any moneys to the CIC to meet its costs. In no event shall any moneys raised by taxation be obligated or pledged for the payment of any bonds or other obligations issued or guarantees made pursuant to this Agreement.

- (C) Nothing in this Agreement or the Plan shall be construed as permitting the CIC to obligate the City except as expressly set forth in this Agreement.
6. Term. The term of this Agreement shall commence on August 1, 2021, and shall continue in effect until July 31, 2022. Thereafter, this Agreement shall automatically renew for one (1) year terms, except as otherwise provided in this Section 6. During any renewal period, either party may give to the other party, no later than May 2nd, written notice of its intention to withdraw from this Agreement. Upon receipt of such notice, no further actions, agreements, contracts, liabilities or obligations shall be initiated or incurred pursuant to this Agreement, but any action, agreement, contract, liability or obligation which has been commenced, entered into, initiated or incurred prior to the receipt of such notice shall not be affected by such withdrawal and this Agreement shall remain in full force and effect as to any such action, agreement, contract, liability or obligation and the CIC shall continue as the Agency of the City under this Agreement and the Plan and the designation made by the legislative authority of the City in the resolution confirming and authorizing this Agreement, as to all such actions, agreements, contracts, liabilities or obligations. Notice of withdrawal shall be given to the City by delivering a copy of such notice to the office by the City Manager and to the CIC by delivering a copy of such notice to the person in charge of its principal office.
7. Miscellaneous.
- (A) Not less than two-fifths of the governing board of the CIC shall be comprised of appointed or elected officers of the City or other political subdivision designating the CIC as its agency pursuant to ORC Section 1724.10.
- (B) In the event of any voluntary or involuntary dissolution or liquidation of the CIC, or in the event of failure to reinstate the Articles of Incorporation of the CIC after cancellation thereof, any remaining assets of the CIC shall be paid over and distributed as determined by the governing body of the CIC with the approval of the Court of Common Pleas of Greene County, Ohio, to one or more political subdivisions of the State from which on the date of the dissolution, liquidation or cancellation of the Articles of the CIC there exists a designation of the CIC to act as agent for industrial, commercial, distribution and research development, to be used exclusively for designated civic projects or public charitable purposes.
- (C) No provision, term or covenant contained in this Agreement shall be construed as prohibiting or limiting the City from independently exercising any and all powers it may have under the Constitution of the State, ORC Chapter 165, or any other law.
- (D) This Agreement may be amended or supplemented from time to time as desired and approved by the legislative authority of the City and the Board of Directors of the CIC.
- (E) This Agreement may be executed in several counterparts, each of which shall be regarded as an original and all of which shall constitute but one and the same agreement. It shall not be necessary in proving this Agreement to produce or account for more than one of those counterparts.

IN WITNESS WHEREOF, the City and the CIC, by their duly authorized officers, have caused this Agreement to be executed as of the day and year written.

XENIA COMMUNITY IMPROVEMENT CORPORATION

By: _____
Donna Saraga, Chair

Date: _____

Attest: _____
Steve Brodsky, Secretary

CITY OF XENIA, OHIO

By: _____
Brent W Merriman, City Manager

Date: _____

Attest: _____
Michelle D. Johnson, City Clerk

Approved as to form:

Donnette A. Fisher, Esq.
Xenia Law Director

Meeting Date: July 22, 2021

Title: **Administrative Motion** – Authorizing the Execution of a Hosting Agreement and a License Agreement with Right Stuff Software Corporation for Scheduling and Timekeeping Software and Implementation Services

Submitted By: Ryan Duke, Finance Director
Presenter: Ryan Duke, Finance Director

Summary: In March 2013, the City began the implementation of its first electronic scheduling and timekeeping system. Prior to this implementation, time was tracked primarily on paper timesheets, though Departments used a hodgepodge of spreadsheets, Microsoft Outlook, and some other random systems to try and manage scheduling and staffing. OSL Solutions was awarded the contract by City Council in February 2013, after an RFP process solicited potential software solutions. As City staff evaluated the responses, it became clear that there were only two viable vendors—one of course being OSL Solutions, and the other being Right Stuff Software. Ultimately, because of a significant difference in price, staff recommended the contract be awarded to OSL Solutions.

OSL provided a nice step forward helping to properly account for time and centralizing scheduling efforts. The City's scheduling and payroll rules are fairly complex with each of the City's seven bargaining units having their own unique provisions in addition to non-union rules and policies. OSL accommodated probably 95% of the requirements but there was a small portion of the functionality that never quite hit the mark. As time has gone by, the product has become somewhat antiquated. OSL is basically the same product as was implemented in 2013 while, by comparison, Right Stuff Software has gone through at least two complete product renovations.

In September 2019, staff issued an RFP seeking not only a replacement product for OSL, but also a replacement of the City's payroll system. In addition to timekeeping, OSL acts as the City's human resource management product. OSL's features in this arena are quite limited, and the City was seeking a comprehensive scheduling, timekeeping, payroll, and human resource management product. The City received six responses with each recommending different software platforms and approaches for service delivery.

The pricing from several respondents was well beyond what staff had hoped for. The annual maintenance cost for half of the respondents exceeded \$50,000 annually. Beyond the pricing, many of the high dollar solutions did not seem like a good fit for the City. One respondent, BS&A, stood out from the rest. BS&A's HR and payroll software was impressive. Beyond that, BS&A provides several other local government modules such as utility billing (also in need of replacement) with which the staff was also impressed. The BS&A product was more reasonably priced than most of the other respondents. The problem was that BS&A did not have a timekeeping and scheduling module suitable for the City. Instead, they proposed that a company called Novatime be used, which was a preferred partner who had built an interface to interact with HR and Payroll.

Staff, however, was not impressed by Novatime and requested some other alternatives. Ultimately, staff landed on a company called Time Clock Plus whose demonstrations seemed quite promising. The price point was also very good in comparison to the other proposals. Staff planned to pair Time Clock Plus with BS&A's HR and Payroll and decided to move forward with Time Clock Plus in May 2020. Unfortunately, the implementation process stalled as staff endeavored to implement the scheduling component for police and fire. It became very evident that the system could not handle Public Safety schedules leaving the City without a viable timekeeping solution for the future.

After reaching out to some other local public safety departments to inquire about their scheduling and timekeeping solutions, staff found that both the Greene County Sheriff and the City of Beavercreek are using Right Stuff Software with whom of course several City staff members are familiar. Staff reached out to Right Stuff to inquire about a rebooting of the conversations we had begun with them almost a decade ago. After multiple demonstrations, staff was even more impressed with the new iteration of the software and requested a quote from Right Stuff. While the pricing is most definitely an increase over the amounts paid for OSL today, the cost of Right Stuff's software after being paired with the BS&A solution is still less than most of the RFP responses we received back in 2019. Right Stuff only works with Public Sector entities, primarily Public Safety. Ultimately, staff is convinced that paying for a better product for this purpose is worth the additional costs. After all, personnel is the City's most significant cost, and ensuring the accuracy and the reliability of the system managing that time is of the utmost importance. Costs for the initial implementation and annual maintenance will be distributed across several funds.

Right Stuff's software platform will provide enhancements in several key areas. Perhaps the most important improvement is the accessibility of the product. Employees and supervisors will be able to access the product from anywhere there is an internet connection. The product will be hosted remotely by Right Stuff and not on the City network. The OSL product (hosted on our network) does not work efficiently over a VPN connection, meaning that employees cannot access the system remotely. This was a significant problem last year as employees tried to work from home. With Right Stuff, supervisors will be able to manage their employees' time and schedules from their mobile device and employees will be able to access the system from the field. For example, police officers will now be able to access the scheduling system from their cruisers. This functionality is not available today. Employees will also now be able to view their schedule from home—an important feature for 24/7 operations. Employees can also request time off or approve their timesheets remotely. Many other pieces of functionality will greatly enhance City operations, improving reliability, accountability, and the efficiency with which time can be managed.

The cost of the Right Stuff product is a one-time fee of \$35,200 for data conversion, setup, installation, and training. This includes the cost of a new timeclock. In addition to the initial setup fees, there are annual software service fees costing at most \$36,756, though staff is hoping to eliminate a few components in the pricing that would lower the cost to some extent. The expenditure is budgeted and again the cost will be split across several funds, meaning the impact to each will be fairly minor. Staff has put a great deal of time into exploring every

possibility for service and tried to fill the need with more budget friendly options. In the end, it became clear that in order to properly account for the public sector's unique scheduling and timekeeping needs, we needed a product designed for that specific purpose. Right Stuff's software is designed to do just that.

Below is a chart showing the differences in functionality between Right Stuff Software and the City's current system, OSL.

	Right Stuff	OSL
Accessible Remotely	Yes	No
Scalable to Mobile Device	Yes	No
Electronic Timesheets	Yes	No
Certification of Timesheet	Yes	No
Daily Data Backups Off Site	Yes	No
Supports Public Safety Schedules	Yes	Yes
Facilitates Complex Union Rules	Yes	Yes
Custom Designed Transaction Forms	Yes	No
Product Support Team	Yes	No*
Manages Leave Banks	Yes	Yes**
Projects Leave balances	Yes	Yes
HR System	No ***	Yes
Project Tracking	Yes	Yes
Tracks Minimum Manning/Staffing Levels	Yes	No
Manages Overtime Call ins	Yes	No
Properly Accounts for Shifts Across Calendar Days	Yes	No
Syncs with Time Clocks	Yes	Yes ****
Custom Reports	Yes	No

* OSL's President also acts as the programmer and support team. It's a one man show.

** OSL's leave banks consistently have errors and are routinely in need of adjustment.

*** Staff recommends pairing Right Stuff with BS&A whose HR functionality is significantly more robust than the OSL system.

**** OSL's import of punches does not flag discrepancies between transactions and the time clock.

Agenda Item

Attachment(s): Sales Quote

Budgetary Impact: Account # 710-1006-54251 \$71,956.00

Recommendation: Staff recommends that Council authorize the execution of a Hosting Agreement and License Agreement with Right Stuff Software, upon terms and conditions to be approved by the Law Director, for the provision of a timekeeping, scheduling, and leave management software platform tailored to the City's environment. The Agreements will not exceed \$35,200 for implementation and \$36,756 annually (with a 3% maximum increase each year) for support and licensing costs.



Ryan Duke
Finance Director
107 East Main Street
Xenia, OH 45385

June 1, 2021

Dear Mr. Duke:

This document outlines the project pricing for a Precinct Manager installation tailored for your environment. A more detailed proposal will be delivered with a final quote for the implementation.

The base system consists of forms, timekeeping, scheduling, and leave banks.

Option 1: Police & Dispatch

Consulting, Installation, Training	\$9,900	(initial setup)
Licensing and Support	\$675	per month for up to 75 users
Optional: Including Rates of Pay on Electronic Timesheets	\$150	per month for up to 75 users
Optional: Off-Site Hosting	\$150	per month for up to 75 users

Option 2: City Wide

Consulting, Installation, Training	\$33,000	(initial setup)
Licensing and Support	\$2,250	per month for up to 250 users
Optional: Including Rates of Pay on Electronic Timesheets	\$500	per month for up to 250 users
Optional: Off-Site Hosting	\$313	per month for up to 250 users

Additional Optional Features

Windows 10 Biometric Time Clock	\$2,200	per unit one-time fee
Additional Implementation Phase	\$5,000	per additional phase
Additional Onsite Visit	\$2,000	per occurrence
Additional Remote Training Session	\$500	per occurrence
Additional Server Install (initial install included)	\$500	per occurrence

The initial setup effort includes:

- Business analysis, rules configuration and system testing
- Electronic forms
- Electronic timesheets
- Leave banks
- Scheduling
- Payroll hour calculations
- Consulting, project management, meetings, and training
- Remote Training Webinars – Train the trainers.
- Licensing and support - Initial contract 3 years fixed cost

Key support features:

- Business hour phone and email support.
- New employee setup and leave bank maintenance.
- Minor software changes due to union contract changes.
- Database maintenance.
- Software updates as they are available.
- No version upgrade fees.

The support costs for this system are predictable. We provide system support as needed without charging additional fees for typical support activities.

Required Hardware and Microsoft Software

On-Site Hosting

To be hosted onsite Precinct Manager requires a Windows server running IIS with a Microsoft SQL Server license. It is required that Right Stuff Software be able to remotely access the IIS server and SQL Server database to provide remote setup, configuration, and maintenance on a regular basis.

Equipment and Microsoft software licensing fees are not included in this quote.

Off-Site Hosting

The Precinct Manager system can be hosted off-site by Right Stuff Software. Off-site hosting eliminates the need for a server, SQL server license, and IT Staff. Right Stuff Software can provide the server maintenance, updates, and off-site backups.

Why you would choose off-site hosting...

- High Availability
- Accessible to employees from home without exposing your internal systems
- Database backups taken 6 times a day
- Backups stored in multiple datacenters across the country
- Multi-tiered redundant servers across multiple datacenters
- Auto failover to redundant servers & datacenters
- Lower total cost of ownership over the long run
- No need to purchase expensive database software
- No need for IT staff
- No additional migration costs or consulting when you change, upgrade or replace internal infrastructure

Time Clocks

There are three methods to post working hours to the electronic timesheets in the Precinct Manager System. Various combinations of the three methods can be used to best fit your environment.

1. **By Exception** – this method determines working hours from the schedule. This is the lightest way to use the system. Employees only need to fill out electronic forms for exceptions to the schedule, overtime, vacation etc.
2. **Daily Form** – this method requires employees to fill out electronic forms per shift. The start and end times from these forms will post to the timesheets as working hours.
3. **Time Clock** – this method is to use a time clock where employees will “punch” in and out for work which requires additional hardware. The Precinct Manager time clocks use a small touch screen computer that can be mounted on the wall. The time clocks are fitted with a fingerprint reader for the employee to identify them as clocking in or out.

Time clocks are an optional add-on to the system and are to be installed by the customer.

Payment Terms

Support fees will begin when the contract is executed and the system is live. Payment will be annual or quarterly. The length of the initial contract is based on a 3 year minimum for this pricing and is subject to % increases after the initial contract is completed. Pricing is valid for 6 months.

Sincerely,
Rick Lubanovic, President

City of Xenia

Schedule of Bills

7/22/2021

<u>Vendor Name</u>	<u>Invoice Date</u>	<u>Invoice #</u>	<u>Description</u>	<u>Amount</u>	<u>Account Number</u>
AIM MEDIA MIDWEST OPERATING LLC					
	2021-06-17	90123704	NOTICE PUB HRG-STRAUSBURG	\$91.86	101-1011-53290
	2021-06-29	90124706	PUB ORDS; 21/14-15, RES: 21/X-AA	\$188.36	101-1011-53290
	2021-06-01	90122445	PUB ORDS:21/10-13, RES: 21-W	\$217.30	101-1011-53290
	2021-06-30	70242782	FIREWORKS AD	\$225.00	101-1013-53290
	2021-06-04	90122796	VIOLATION NOTICE-88 POCAHONTAS	\$333.10	101-1553-53290
			Total for Vendor	\$1,055.62	
ADVANCED WILDLIFE MGMT LLC					
	2021-07-01	849418	JULY NUISANCE ANIMAL REMOVAL	\$2,000.00	101-1001-53290
	2021-07-06	211606	RACCOON REMOVAL-OLD SNR CTR	\$642.00	101-1020-53290
			Total for Vendor	\$2,642.00	
ADVANCED WINDOW CLEANING SVC INC					
	2021-06-29	33095	WINDOW CLEANING	\$574.00	101-1018-53290
	2021-06-29	33096	WINDOW CLEANING	\$279.00	101-1009-53290
			Total for Vendor	\$853.00	
AGILE NETWORK BUILDERS LLC					
	2021-07-01	623943	3RD QTR ETHERNET LEASE	\$1,860.00	270-1222-53290
	2021-07-01	623944	3RD QTR ETHERNET LEASE	\$1,188.00	270-1222-53290
			Total for Vendor	\$3,048.00	
AIRGAS USA LLC					
	2021-06-30	9980482453	CYLINDER RENTAL STA 1	\$148.24	270-1225-54299
			Total for Vendor	\$148.24	
ALLOWAY					
	2021-06-29	146784	LAB TESTING	\$210.60	612-1336-53241
	2021-06-29	146784	LAB TESTING	\$491.40	612-1331-53241
			Total for Vendor	\$702.00	
AMERICAN HEALTH HOLDING INC					
	2021-07-01	JULY 2021	JULY TELEDOC	\$388.79	711-1773-53290
			Total for Vendor	\$388.79	
AMERICAN SOLUTIONS FOR BUSINESS					
	2021-07-09	INV05414558	PAYROLL CHECK STOCK	\$220.00	101-1006-54299
	2021-07-09	INV05414558	SHIPPING	\$25.69	101-1006-53930
			Total for Vendor	\$245.69	
APPLE FARM SERVICE INC					
	2021-07-06	P01407	GASKETS/FILTERS V1909	\$137.25	709-1446-54505
			Total for Vendor	\$137.25	
FREDERICK BARKER					
	2021-06-15	6/15	3.5HR RESV OFFICR SPECIAL DUTY	\$190.40	270-1221-53290
			Total for Vendor	\$190.40	
BOUND TREE MEDICAL LLC					
	2021-07-01	84115369	LARYNGOSCOPE BLADE	\$453.39	270-1225-54299
			Total for Vendor	\$453.39	
BRENNAMAN PEST SOLUTIONS LLC					
	2021-07-06	7/6/21	PEST CONTROL STA 1/2	\$80.00	270-1225-53290
			Total for Vendor	\$80.00	
CARR SUPPLY XENIA					
	2021-06-22	S6027451.001	HANDLE KIT/BREAKER KIT	\$15.31	101-1009-54299
			Total for Vendor	\$15.31	
CHOICE ONE ENGINEERING					
	2021-06-30	GREXEN2104001	SURVEY-BIKE PATH ANNEXATION	\$2,425.00	101-1552-53290
			Total for Vendor	\$2,425.00	
CINTAS CORPORATION LOC G62					
	2021-07-07	4089257389	UNIFORM SVC-MAINT	\$5.97	613-1333-53290
	2021-06-30	4088615825	UNIFORM SVC-MAINT	\$5.97	613-1333-53290
	2021-07-07	4089257218	UNIFORM SVC-2 EMPLOYEES	\$12.20	709-1446-53290
	2021-07-07	4089257389	UNIFORM SVC-MAINT	\$23.87	221-1441-53290

<u>Vendor Name</u>	<u>Invoice Date</u>	<u>Invoice #</u>	<u>Description</u>	<u>Amount</u>	<u>Account Number</u>
	2021-06-30	4088615825	UNIFORM SVC-MAINT	\$23.87	221-1441-53290
	2021-06-30	4088615558	UNIFORM SVC-2 EMPLOYEES	\$12.20	709-1446-53290
	2021-07-06	4089025122	MAT SERVICE	\$88.90	101-1018-53290
	2021-06-28	4088352638	MAT SERVICE	\$88.90	101-1018-53290
	2021-06-30	4088615825	UNIFORM SVC-MAINT	\$5.97	101-1442-53290
	2021-07-07	4089257389	UNIFORM SVC-MAINT	\$5.97	101-1442-53290
	2021-07-07	4089248138	MAT SERVICE	\$7.89	101-1557-53290
	2021-06-29	4088450014	MAT SERVICE	\$7.89	101-1557-53290
	2021-07-07	4089257275	MATS/UNIFORM SVC-6 EMPLOYEES	\$39.66	612-1331-53290
	2021-06-30	4088615622	MATS/UNIFORM SVC-6 EMPLOYEES	\$39.66	612-1331-53290
	2021-07-07	4089258004	MATS/UNIFORM SVC-2 EMPLOYEES	\$16.11	612-1336-53290
	2021-06-30	4088616248	MATS/UNIFORM SVC-2 EMPLOYEES	\$16.11	612-1336-53290
	2021-06-29	4088449977	MAT SERVICE	\$26.93	709-1447-53290
	2021-07-07	4089248064	MAT SERVICE	\$26.93	709-1447-53290
	2021-07-06	4089025069	MAT SERVICE	\$50.00	101-1009-53290
	2021-06-28	4088352639	MAT SERVICE	\$52.79	101-1009-53290
	2021-07-07	4089257389	UNIFORM SVC-MAINT	\$35.81	612-1332-53290
	2021-06-30	4088615825	UNIFORM SVC-MAINT	\$35.81	612-1332-53290
	2021-06-30	4088608208	UNIFORM SVC-7 EMPLOYEES	\$32.83	611-1337-53290
	2021-07-07	4089252391	UNIFORM SVC-7 EMPLOYEES	\$32.83	611-1337-53290
	2021-06-30	4088615825	UNIFORM SVC-MAINT	\$11.92	614-1340-53290
	2021-07-07	4089257389	UNIFORM SVC-MAINT	\$11.92	614-1340-53290
	2021-07-07	4089257389	UNIFORM SVC-MAINT	\$35.81	611-1338-53290
	2021-06-30	4088615825	UNIFORM SVC-MAINT	\$35.81	611-1338-53290
			Total for Vendor	\$790.53	
CLARK STATE COMMUNITY COLLEGE					
	2021-07-01	431550	FIREFIGHTER TRG-D WALTER	\$2,316.08	270-1225-52110
	2021-07-01	503498	EMS TRG-L HOOVER	\$106.15	270-1225-52110
			Total for Vendor	\$2,422.23	
COSTAR REALTY INFORMATION INC					
	2021-07-06	114332544-1	JULY REAL ESTATE DATABASE SVC	\$412.78	101-1550-53290
			Total for Vendor	\$412.78	
CUSTOM CABS & TRAILERS INC					
	2021-07-06	510930	BRAKE ASSY/GREASE SEAL V1512	\$311.00	709-1446-54505
			Total for Vendor	\$311.00	
D AND D PROPERTY MAINTENANCE					
	2021-06-30	652511	REMV TREES-1608 TEXAS CT	\$700.00	101-1553-53290
	2021-06-30	652508	REMV BRUSH-330 E MAIN	\$550.00	101-1553-53290
	2021-06-30	652509	REMV DEBRIS-330 E MAIN	\$125.00	101-1553-53290
	2021-06-22	652507	REMV TRASH-100 E THIRD	\$290.00	101-1553-53290
	2021-07-06	652514	REMV CONTENTS-454 CENTER-DEMO	\$2,400.00	101-1553-53208
			Total for Vendor	\$4,065.00	
D&M AUTO PARTS					
	2021-07-01	22614	HYD FITTINGS	\$54.66	709-1446-54505
			Total for Vendor	\$54.66	
D & S AUTO PARTS INC					
	2021-07-01	95951	FUEL/OIL FILTERS	\$50.46	709-1446-54505
	2021-07-06	96303	ROTORS/BRAKE PADS V1603	\$211.98	709-1446-54505
	2021-07-07	96408	BRAKE TOOL V1512	\$5.32	709-1446-54505
	2021-06-30	95847	AIR FILTERS V1390	\$67.02	709-1446-54505
	2021-06-29	95818	OIL FILTER	\$3.98	709-1446-54505
	2021-07-08	96475	MOUNTS/BULBS	\$13.77	709-1446-54505
	2021-07-07	96421	BRAKE TOOL V1512	\$5.32	709-1446-54505
	2021-07-07	96346	CABIN FILTER V1229	\$16.38	709-1446-54505
	2021-06-25	95595	ROTORS V1228	\$648.47	709-1446-54505
	2021-07-07	96357	ROTORS/BRAKE PADS V1002	\$111.76	709-1446-54505
	2021-07-08	96449	BELT V1999	\$8.29	709-1446-54505
	2021-07-06	96265	AIR FILTERS V1377	\$15.76	709-1446-54505
	2021-07-06	96284	OIL/FUEL/AIR FILTERS	\$93.19	709-1446-54505
	2021-07-08	96473	BELT	\$8.29	709-1446-54505
	2021-06-30	95921	OIL FILTERS	\$17.93	709-1446-54505
	2021-07-07	96378	BELT V1406	\$94.39	709-1446-54505

<u>Vendor Name</u>	<u>Invoice Date</u>	<u>Invoice #</u>	<u>Description</u>	<u>Amount</u>	<u>Account Number</u>
	2021-06-23	95410	BRAKE PADS/ROTORS V1306	\$435.97	709-1446-54505
	2021-06-24	95515	STUD RETURN	-\$15.04	709-1446-54505
			Total for Vendor	\$1,793.24	
DLT SOLUTIONS LLC					
	2021-06-28	SI25337	6/5-6/4 3D SOFTWARE	\$339.15	101-1555-53792
			Total for Vendor	\$339.15	
A E DAVID COMPANY					
	2021-07-08	224806	75 SGT CHEVRONS	\$296.25	270-1221-54201
	2021-07-08	227298	BOOTS-BOATMAN	\$124.95	270-1221-54201
	2021-07-08	226441	SAFETY VEST/ALTERATIONS-BARLOW	\$24.90	270-1221-54201
			Total for Vendor	\$446.10	
DELL MARKETING LP					
	2021-06-25	10498560036	9/17-9/16 PRO SUPPORT PLUS	\$3,889.99	710-1221-53290
			Total for Vendor	\$3,889.99	
DETROIT TIRE SALES					
	2021-07-06	650116375	2 TIRES V1512	\$279.98	709-1446-54505
	2021-07-01	650116251	FLAT REPAIR V1108	\$17.50	709-1446-53740
	2021-06-25	650116093	BALANCE TIRES V1108	\$50.00	709-1446-53740
	2021-07-06	650116375	FET TAX	\$17.02	709-1446-53740
	2021-06-25	650116076	BALANCE TIRES V1201	\$105.00	709-1446-53740
	2021-07-07	650116411	FLAT REPAIR V1002	\$17.50	709-1446-53740
			Total for Vendor	\$487.00	
DIESEL USA GROUP					
	2021-06-10	02033915	OVERHAUL KITS/TRANSFER PUMP	\$330.92	709-1446-54505
	2021-06-10	02033915	PUMP OVERHAUL V1909	\$829.00	709-1446-53740
			Total for Vendor	\$1,159.92	
TRAVIS DILL					
	2021-06-15	21-27	REIMB HELMET SHIELD PURCHASE	\$114.00	270-1225-54299
			Total for Vendor	\$114.00	
DILLIN LLC					
	2021-06-30	2021.0630.DEV	JUNE DEVELOPMENT SVCS	\$15,000.00	233-1501-53290
			Total for Vendor	\$15,000.00	
DISPLAY SALES					
	2021-07-09	INV-029545	50-3X5 US FLAGS	\$988.00	221-1441-54299
			Total for Vendor	\$988.00	
ELAN FINANCIAL SERVICES					
	2021-06-18	6182021	C SHIFT LUNCH	\$132.22	270-1225-54299
	2021-06-08	9431	6 CANS MOTOR TREATMENT	\$65.28	270-1225-54299
	2021-06-10	2567	FUEL-SWAT TRNG-BURROWS	\$8.00	270-1225-54299
	2021-05-28	052821	BIRTHDAY GIFT CARDS	\$40.00	270-1225-54299
	2021-06-16	068292	2 XENIA PROUD GIFT CARDS-NICK'S	\$50.00	101-1005-54299
	2021-06-16	008154	2 XENIA PROUD GIFT CARDS-ROOSTER'S	\$50.00	101-1005-54299
	2021-06-16	11252	2 XENIA PROUD GIFT CARDS-LOWE'S	\$50.00	101-1005-54299
	2021-06-04	CS-US3254	2 COMPUTERS	\$4,037.47	710-1010-55305
	2021-06-03	1900	MEAL-CITIZEN'S ACADEMY	\$35.99	101-1004-54299
	2021-05-27	5251	BINDERS/DIVIDERS/POSTERS	\$54.24	101-1004-54299
	2021-06-21	3085038	LAPTOP SLEEVE-HOLLOWAY	\$29.98	101-1004-54299
	2021-06-15	225568	MEAL-CITIZEN'S ACADEMY	\$40.31	101-1004-54299
	2021-06-01	93823	DONUTS-CITIZEN'S ACADEMY	\$9.00	101-1004-54299
	2021-06-02	P51036	MOWER BLADE RETURN	-\$25.23	270-1225-54505
	2021-06-16	8996243	AIR PUMP	\$96.99	270-1225-54505
	2021-06-12	SO22326340	SAFETY LOCKOUT KIT	\$117.08	270-1225-54505
	2021-06-16	16850242	LOWER RACK ROLLER	\$72.35	270-1225-54505
	2021-05-28	052821	BIRTHDAY GIFT CARDS	\$40.00	221-1441-54299
	2021-06-02	11068	COFFEE-BUSINESS 1ST TRG	\$25.99	101-1550-52110
	2021-06-01	8575	I-70/75 DEV ASSOC MBRSH-P-BRODSKY	\$275.00	101-1550-52110
	2021-06-16	579966233	ALARM SYS PHONE	\$8.07	270-1221-53290
	2021-06-01	240133288	6/1-6/1 K-9 TRACK SUBSCRIPTN	\$100.00	270-1221-53290
	2021-06-06	SP81249638	SIMPLI SAFE-DISPATCH	\$26.68	270-1221-53290
	2021-06-12	14283-T1	FIRE RESCUE CONF-NORRIS	\$495.00	270-1225-52110
	2021-06-22	XXAWEX	AIRFARE-RESCUE CONF X 2	\$525.82	270-1225-52110
	2021-05-28	052821	BIRTHDAY GIFT CARDS	\$40.00	611-1013-54299

<u>Vendor Name</u>	<u>Invoice Date</u>	<u>Invoice #</u>	<u>Description</u>	<u>Amount</u>	<u>Account Number</u>
	2021-05-25	28	EMPL APPRECIATION LUNCH	\$82.50	611-1013-54299
	2021-05-26	01659	EMPL APPRECIATION LUNCH-BUNS	\$5.13	611-1013-54299
	2021-06-11	8324	VINYL STICKERS	\$12.00	236-1501-53290
	2021-06-09	031043	PRIORITY MAIL	\$7.95	101-1003-53930
	2021-06-18	380	PHOTOGRAPHY-XFD	\$150.00	270-1225-53290
	2021-06-21	61657670	DEMO PERMIT-88 POCAHONTAS	\$83.58	101-1553-53607
	2021-06-17	61563550	DEMO PERMIT-454 CENTER ST	\$83.58	101-1553-53607
	2021-06-02	41324	EPA ASBESTOS PMT-454 CENTER ST	\$76.42	101-1553-53607
	2021-06-16	81313	STICKERS/SIGN-BLOCK PARTY	\$65.00	203-1671-53290
	2021-06-24	5004	BALLOONS/STREAMERS-BLOCK PARTY	\$18.28	203-1671-53290
	2021-06-23	98838	4 CANOPY TENTS/8 TOTES	\$857.51	203-1671-53290
	2021-05-14	3601860	LIGHTS/COSTUME-BLOCK PARTY	\$315.42	203-1671-53290
	2021-06-18	1639	CHALK/PAIS/PAPER-BLOCK PARTY	\$50.65	203-1671-53290
	2021-06-04	3601860	FLAG BUNTING-BLOCK PARTY	\$27.98	203-1671-53290
	2021-05-26	710000104	PENNANT BANNERS-BLOCK PARTY	\$255.94	203-1671-53290
	2021-05-27	1113040	CORNHOLE BAGS-BLOCK PARTY	\$95.56	203-1671-53290
	2021-06-23	38381	CORNHOLE BOARD STICKERS-BK PTY	\$34.00	203-1671-53290
	2021-05-27	6932265	CORNHOLE BOARDS-BLOCK PARTY	\$1,099.90	203-1671-53290
	2021-05-14	3601860	LIGHTS/BUNTING-BLOCK PARTY	\$937.87	203-1671-53290
	2021-06-08	5281	VINYL STICKERS-BLOCK PARTY	\$26.00	203-1671-53290
	2021-06-10	1754303935	ZERO ABUSE TRNG-B ATKINS	\$99.92	270-1221-53183
	2021-05-27	980583	32GB THUMB DRIVE	\$30.49	270-1221-54299
	2021-05-21	7260222	FOLDERS/LABELS/BINDER CLIPS	\$72.22	101-1011-54299
	2021-06-02	5338640	LAPTOP BAG/MOUSE	\$63.23	101-1011-54299
	2021-06-07	3598608	2 48PK LITHIUM BATTERIES	\$140.00	270-1221-54299
	2021-06-07	9250639	PRINTER DRUM CARTRIDGE KIT	\$208.49	253-1014-54299
	2021-06-15	75767	CERTIFICATE OF MAILING	\$3.96	101-1553-53930
	2021-06-24	55570	CERTIFICATE OF MAILING	\$3.10	101-1553-53930
	2021-06-14	48363	CERTIFICATE OF MAILING	\$3.08	101-1553-53930
	2021-05-26	6670	CERTIFICATE OF MAILING	\$2.42	101-1553-53930
	2021-05-28	91312	CERTIFICATE OF MAILING	\$7.92	101-1553-53930
	2021-06-22	15871	CERTIFICATE OF MAILING	\$3.08	101-1553-53930
	2021-06-23	6217	CERTIFICATE OF MAILING	\$1.76	101-1553-53930
	2021-06-10	19153	CERTIFICATE OF MAILING	\$4.40	101-1553-53930
	2021-06-01	57214	CERTIFICATE OF MAILING	\$3.52	101-1553-53930
	2021-06-07	55620	CERTIFICATE OF MAILING	\$3.10	101-1553-53930
	2021-06-15	21790	CERTIFICATE OF MAILING	\$4.40	101-1553-53930
	2021-06-02	94192	CERTIFICATE OF MAILING	\$14.26	101-1553-53930
	2021-06-04	32027	CERTIFICATE OF MAILING	\$2.20	101-1553-53930
	2021-06-09	76084	CERTIFICATE OF MAILING	\$3.52	101-1553-53930
	2021-06-11	46946	CERTIFICATE OF MAILING	\$2.64	101-1553-53930
	2021-05-25	4880	CERTIFICATE OF MAILING	\$2.20	101-1553-53930
	2021-05-27	5519	CERTIFICATE OF MAILING	\$6.27	101-1553-53930
	2021-06-08	34561	CERTIFICATE OF MAILING	\$1.76	101-1553-53930
	2021-06-18	68007	CERTIFICATE OF MAILING	\$2.64	101-1553-53930
	2021-06-03	15811	CERTIFICATE OF MAILING	\$4.84	101-1553-53930
	2021-06-17	61799	CERTIFICATE OF MAILING	\$5.28	101-1553-53930
	2021-05-28	578728	VINYL SIGN	\$32.00	101-1551-54299
	2021-05-28	5434	GORILLA TAPE	\$29.82	101-1551-54299
	2021-06-18	16663	DONUTS-FATHER'S DAY	\$18.50	101-1013-54299
	2021-05-26	01659	EMPL APPRECIATION LUNCH-BUNS	\$10.26	101-1013-54299
	2021-05-28	052821	BIRTHDAY GIFT CARDS	\$40.00	101-1013-54299
	2021-05-26	18814	EMPL APPRECIATION LUNCH-ICE	\$4.99	101-1013-54299
	2021-05-25	28	EMPL APPRECIATION LUNCH	\$165.00	101-1013-54299
	2021-05-25	28	EMPL APPRECIATION LUNCH	\$82.50	612-1013-54299
	2021-05-28	052821	BIRTHDAY GIFT CARDS	\$40.00	612-1013-54299
	2021-05-26	01659	EMPL APPRECIATION LUNCH-BUNS	\$5.13	612-1013-54299
			Total for Vendor	\$11,814.41	
ELAVON	2021-06-30	8015508776	JUNE BANK CHGS-CV	\$146.03	101-1002-52140
	2021-06-30	490003533	JUNE BANK CHGS-TR/CR	\$1,636.85	101-1002-52140
			Total for Vendor	\$1,782.88	

<u>Vendor Name</u>	<u>Invoice Date</u>	<u>Invoice #</u>	<u>Description</u>	<u>Amount</u>	<u>Account Number</u>
ERTH SYSTEMS SHREDDING INC					
	2021-06-30	13099	DOCUMENT SHREDDING	\$60.00	101-1018-53290
	2021-06-30	13099	DOCUMENT SHREDDING	\$50.00	270-1221-53290
	2021-06-30	13099	DOCUMENT SHREDDING	\$25.00	709-1447-53290
	2021-06-30	13099	DOCUMENT SHREDDING	\$4.95	101-1006-53290
	2021-06-30	13099	DOCUMENT SHREDDING	\$10.00	270-1222-53290
	2021-06-30	13099	DOCUMENT SHREDDING	\$25.00	101-1003-53290
	2021-06-30	13099	DOCUMENT SHREDDING	\$25.00	611-1337-53290
	2021-06-30	13099	DOCUMENT SHREDDING	\$65.00	101-1002-53290
			Total for Vendor	\$264.95	
FEDERAL FIELD SERVICES LLC					
	2021-07-09	S-9372	REPL FUSE-SP HILL TRNDO SIREN	\$270.00	101-1229-53290
			Total for Vendor	\$270.00	
FIRE APPARATUS SERVICE & REP					
	2021-07-02	27843	REPL BALL VALVE/PRESSURE GAUGE L-31	\$1,392.25	270-1225-53740
	2021-07-02	27842	SVC GENERATOR L-31	\$297.44	270-1225-53740
	2021-07-02	27841	CLEAN FOG NOZZLE L-31	\$388.85	270-1225-53740
	2021-06-18	27780	REPL VALVES/PUMP PKG E-31	\$2,558.14	270-1225-53740
	2021-07-02	27844	REP WINDOW REGULATOR E-33	\$241.00	270-1225-53740
			Total for Vendor	\$4,877.68	
FLOWER STOP (THE)					
	2021-06-30	011213	SYMPATHY ARRANGEMENT-HUSSONG	\$65.99	101-1001-54299
	2021-06-30	011229	SYMPATHY ARRANGEMENT-LEAMING	\$65.99	101-1001-54299
			Total for Vendor	\$131.98	
GARRIGANS					
	2021-06-28	1031340	PENS/COPY PAPER	\$333.88	101-1002-54299
			Total for Vendor	\$333.88	
GERMAIN AUTOMOTIVE PARTNERSHIP					
	2021-06-25	113181F	SEALS V1228	\$145.54	709-1446-54505
	2021-07-06	113386F	VALVE	\$46.04	709-1446-54505
	2021-07-01	113318F	WIRE ASSY V1915	\$20.52	709-1446-54505
			Total for Vendor	\$212.10	
GLOCK INC					
	2021-02-25	TRP100147895	ARMORER'S COURSE-KELLEY	\$250.00	270-1221-53183
	2021-03-01	TRP100148067	ARMORER'S COURSE-CECIL	\$250.00	270-1221-53183
			Total for Vendor	\$500.00	
GOOD VALLEY WATER					
	2021-07-02	22813	JULY WATER/RENTAL	\$12.95	101-1003-54299
			Total for Vendor	\$12.95	
GRAINGER INC					
	2021-07-02	995231100	PEEL-AWAY PAINT KIT/BALL VALVE	\$434.31	611-1337-54299
			Total for Vendor	\$434.31	
GREENE COUNTY SHERIFF'S OFFICE					
	2021-07-07	7/7/2021	BCI/FBI WEBCHECK X2	\$140.00	270-1225-53290
			Total for Vendor	\$140.00	
HANDYMAN ACE HARDWARE					
	2021-07-08	114876	C BATTERIES	\$13.99	101-1009-54299
	2021-07-06	114851	COUPLING/ADAPTER/ELBOW/PVC	\$6.16	270-1225-54299
	2021-06-29	114763	FASTENERS	\$11.88	270-1225-54299
	2021-07-08	114872	FASTENERS V1509	\$1.60	709-1446-54505
	2021-06-29	114750	2 BUCKETS-SHAWNEE PK	\$7.38	101-1442-54299
	2021-07-01	114801	BUNGEE CORDS	\$25.96	101-1442-54299
	2021-06-30	114767	MEASURING TAPE/FASTENERS	\$30.25	101-1442-54299
	2021-07-08	114878	ROPE V1999	\$11.80	709-1446-54505
	2021-06-30	114780	SILLCOCK KEY STEM	\$2.99	611-1337-54299
	2021-07-09	114893	BOLTS	\$16.56	611-1338-54299
	2021-07-09	114899	C/WATCH BATTERIES	\$14.68	709-1447-54299
			Total for Vendor	\$143.25	
HARDY COMMUNICATIONS & MKTG					
	2021-07-01	4399	TENTING-SAND SCULPTURES	\$1,810.80	236-1501-53290
			Total for Vendor	\$1,810.80	

<u>Vendor Name</u>	<u>Invoice Date</u>	<u>Invoice #</u>	<u>Description</u>	<u>Amount</u>	<u>Account Number</u>
HUNTINGTON PUBLIC CAP CORP	2021-07-01	527725	PARK IMPROV-PRINCIPAL	\$50,000.00	361-8930-56101
	2021-07-01	527725	PARK IMPROV-INTEREST	\$6,225.00	361-8930-56201
			Total for Vendor	\$56,225.00	
IMAGE TREND INC	2021-06-30	129604	JUNE EMS BILLING-XENIA CITY	\$2,589.67	270-1006-53290
	2021-06-30	129604	JUNE EMS BILLING-CENTRAL STATE	\$5.85	270-1006-53290
			Total for Vendor	\$2,595.52	
IMPACT SOLUTIONS EAP	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$3.58	101-1003-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$13.79	611-1338-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$2.29	270-1213-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$14.50	611-1334-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$1.07	615-1223-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$1.87	613-1008-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$2.14	253-1014-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$14.40	611-1337-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$2.93	101-1004-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$9.72	214-1201-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$2.53	613-1333-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$0.45	233-1441-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$18.90	221-1441-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$1.88	612-1008-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$1.58	101-1551-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$0.80	101-1011-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$10.68	612-1331-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$1.88	611-1008-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$3.79	709-1446-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$0.44	101-1018-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$1.99	270-1224-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$0.95	101-1553-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$1.91	101-1550-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$7.83	101-1007-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$0.93	613-1553-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$2.59	101-1552-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$0.85	101-1555-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$1.70	710-1010-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$0.43	363-1002-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$3.92	253-5345-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$1.01	614-1334-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$14.39	612-1334-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$110.45	270-1225-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$0.64	101-1556-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$3.20	614-1340-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$0.85	222-1441-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$13.71	612-1332-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$114.33	270-1221-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$21.53	101-1002-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$6.80	612-1336-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$2.90	101-1442-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$0.60	101-1005-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$0.68	101-1001-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$2.16	250-1246-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$0.19	603-1006-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$4.48	613-1334-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$33.72	270-1222-53191
	2021-07-01	IMS1234-IN	JULY EMPLOYEE ASSISTANCE PROG	\$2.09	101-1006-53191
			Total for Vendor	\$466.05	
JACK DOHENY COMPANIES OHIO INC	2021-07-02	132234	SAW REPAIR KIT V1440	\$146.57	709-1446-54505
	2021-06-21	130789	BUSHING/TUBE WELDMENT V1413	\$1,115.02	709-1446-54505
	2021-07-07	132430	BUSHING/TUBE WELDMENT RETURN	-\$1,108.77	709-1446-54505

<u>Vendor Name</u>	<u>Invoice Date</u>	<u>Invoice #</u>	<u>Description</u>		<u>Amount</u>	<u>Account Number</u>
				Total for Vendor	\$152.82	
JOHNSON CONTROLS INC						
	2021-06-28	1-105559311921	CHILLER REPAIR		\$1,250.10	101-1009-53290
				Total for Vendor	\$1,250.10	
KENDALL ELECTRIC INC						
	2021-06-26	S110461741	CIRCUIT BREAKERS		\$52.04	709-1447-54299
				Total for Vendor	\$52.04	
KEY CHRYSLER JEEP DODGE						
	2021-07-01	18172	GASKET/FILTER		\$108.26	709-1446-54505
				Total for Vendor	\$108.26	
LAWSON PRODUCTS INC						
	2021-07-02	9308587975	BLUE TOWELS		\$115.52	709-1446-54505
				Total for Vendor	\$115.52	
BARRY T LEMASTER						
	2021-06-17	6/17	12HR RESV OFFICR SPECIAL DUTY		\$652.80	270-1221-53290
				Total for Vendor	\$652.80	
LEXISNEXIS RISK SOLUTIONS						
	2021-06-30	1476820630	JUNE LOCATOR SERVICE		\$150.00	708-1008-53290
				Total for Vendor	\$150.00	
LOWE'S COMPANIES INC						
	2021-06-28	01093	DRUM FAN		\$142.50	709-1446-54505
	2021-06-29	02045	SWAGING TOOL/ANCHORS-SHAWNEE PK		\$198.43	101-1442-54299
	2021-06-29	01179	SCREWS-HANG BUNTING		\$61.65	203-1671-53290
	2021-06-29	01167	WEEDERS/PRUNERS		\$38.85	221-1443-54505
				Total for Vendor	\$441.43	
MKD TECHNICAL SVCS LTD						
	2021-07-12	21-0712-01-XW	JULY PROGRAMMING		\$720.00	611-1337-53740
				Total for Vendor	\$720.00	
MANSFIELD OIL COMPANY						
	2021-07-07	443143	7499GAL UNLEADED GASOLINE		\$19,351.53	709-1446-54401
				Total for Vendor	\$19,351.53	
MARTIN MARIETTA MATERIALS						
	2021-04-30	31806573	148TN STONE		\$2,173.47	611-1338-54299
				Total for Vendor	\$2,173.47	
MONTGOMERY INS INV AGENCY INC						
	2021-07-12	495643	BONDING-CLERK & BAILIFFS		\$330.00	101-1002-53420
				Total for Vendor	\$330.00	
NAPA AUTO PARTS						
	2021-07-08	374286	SAFETY GRIPS		\$159.84	709-1446-54505
				Total for Vendor	\$159.84	
NITV FEDERAL SERVICES LLC						
	2021-06-22	10217	CVSA SCHOOL-SPARKS		\$395.00	270-1221-53183
				Total for Vendor	\$395.00	
NEPTUNE EQUIPMENT COMPANY						
	2021-06-24	145724	55 METER ANTENNAS		\$1,430.00	665-1332-54299
	2021-06-24	145724	55 METER ANTENNAS		\$1,430.00	664-1338-54299
				Total for Vendor	\$2,860.00	
OHIO ASSOC OF CHIEFS OF POLICE						
	2021-07-07	PERSON	10/1-9/30 MEMBERSHIP-PERSON		\$195.00	270-1221-52110
				Total for Vendor	\$195.00	
OHIO UTILITIES PROTECTION SERV						
	2021-06-30	126545	UTILITIES PROTECTION SERV		\$2.00	612-1332-53290
	2021-06-30	126545	UTILITIES PROTECTION SERV		\$2.00	611-1338-53290
				Total for Vendor	\$4.00	
OPEN ONLINE LLC						
	2021-06-30	536322	JUNE BACKGROUND CHECKS		\$144.00	101-1005-53290
				Total for Vendor	\$144.00	
PAYMENT SERVICE NETWORK INC						
	2021-07-02	240653	JUNE PHONE PAYMENT PROCESSING		\$12.95	708-1008-53290
				Total for Vendor	\$12.95	
PHILLIPS COMPANIES						

<u>Vendor Name</u>	<u>Invoice Date</u>	<u>Invoice #</u>	<u>Description</u>	<u>Amount</u>	<u>Account Number</u>
	2021-06-29	66044	8.5CY CONCRETE	\$1,231.43	101-1442-54299
	2021-06-30	66259	6.75CY CONCRETE	\$727.15	611-1338-54299
			Total for Vendor	\$1,958.58	
PHOENIX SAFETY OUTFITTERS					
	2021-07-02	SI-116592	3 WOMENS POLO SHIRTS	\$163.80	270-1225-54201
			Total for Vendor	\$163.80	
PLATTENBURG & ASSOCIATES INC					
	2021-07-06	JUNE 30, 2021	JUNE FY2020 LANDFILL AUDIT	\$9.50	270-1225-53101
	2021-07-06	JUNE 30, 2021	JUNE FY2020 AUDIT SVC	\$1,159.32	270-1225-53101
	2021-07-06	JUNE 30, 2021	JUNE FY2020 AUDIT SVC	\$463.51	101-1002-53101
	2021-07-06	JUNE 30, 2021	JUNE FY2020 LANDFILL AUDIT	\$3.80	101-1002-53101
	2021-07-06	JUNE 30, 2021	JUNE FY2020 LANDFILL AUDIT	\$0.95	614-1334-53101
	2021-07-06	JUNE 30, 2021	JUNE FY2020 AUDIT SVC	\$114.75	614-1334-53101
	2021-07-06	JUNE 30, 2021	JUNE FY2020 LANDFILL AUDIT	\$11.40	611-1334-53101
	2021-07-06	JUNE 30, 2021	JUNE FY2020 AUDIT SVC	\$1,390.00	611-1334-53101
	2021-07-06	JUNE 30, 2021	JUNE FY2020 AUDIT SVC	\$463.51	221-1441-53101
	2021-07-06	JUNE 30, 2021	JUNE FY2020 LANDFILL AUDIT	\$3.80	221-1441-53101
	2021-07-06	JUNE 30, 2021	JUNE FY2020 LANDFILL AUDIT	\$2.85	270-1222-53101
	2021-07-06	JUNE 30, 2021	JUNE FY2020 AUDIT SVC	\$347.64	270-1222-53101
	2021-07-06	JUNE 30, 2021	JUNE FY2020 AUDIT SVC	\$1,738.24	101-1007-53101
	2021-07-06	JUNE 30, 2021	JUNE FY2020 LANDFILL AUDIT	\$14.25	101-1007-53101
	2021-07-06	JUNE 30, 2021	JUNE FY2020 LANDFILL AUDIT	\$6.65	613-1334-53101
	2021-07-06	JUNE 30, 2021	JUNE FY2020 AUDIT SVC	\$811.15	613-1334-53101
	2021-07-06	JUNE 30, 2021	JUNE FY2020 LANDFILL AUDIT	\$18.05	612-1334-53101
	2021-07-06	JUNE 30, 2021	JUNE FY2020 AUDIT SVC	\$2,201.69	612-1334-53101
	2021-07-06	JUNE 30, 2021	JUNE FY2020 AUDIT SVC	\$1,739.25	101-1006-53101
	2021-07-06	JUNE 30, 2021	JUNE FY2020 LANDFILL AUDIT	\$14.25	101-1006-53101
	2021-07-06	JUNE 30, 2021	JUNE FY2020 LANDFILL AUDIT	\$9.50	270-1221-53101
	2021-07-06	JUNE 30, 2021	JUNE FY2020 AUDIT SVC	\$1,158.78	270-1221-53101
			Total for Vendor	\$11,682.84	
POWER DMS INC					
	2021-07-07	INV-8731	9/5-9/4 POLICY/TRNG SVC	\$3,884.29	270-1221-53290
	2021-07-07	INV-8731	9/5-9/4 POLICY/TRNG SVC	\$1,750.00	270-1222-53290
			Total for Vendor	\$5,634.29	
DALENE M PRIDE					
	2021-06-30	1928	BMV AUDIT	\$524.00	101-1006-53290
			Total for Vendor	\$524.00	
QUILL CORP					
	2021-06-24	17630129	MESH PAPER TRAY	\$27.99	611-1337-54299
	2021-06-25	17684005	2 DIGITAL STOP WATCHES	\$21.98	611-1337-54299
	2021-06-25	17677311	TRASH BAGS	\$98.97	611-1337-54299
	2021-06-25	17664282	TRASH BAGS	\$67.96	611-1337-54299
			Total for Vendor	\$216.90	
RUMPKE OF OHIO INC					
	2021-06-17	3418472	JUNE ST SWEEPER DUMPSTER	\$3,270.84	613-1333-53290
	2021-06-17	3418634	JUNE 40YD DUMPSTER	\$1,437.01	613-1335-53261
	2021-06-17	3418464	JUNE REFUSE COLLECTION	\$134,246.25	613-1335-53261
			Total for Vendor	\$138,954.10	
RUSH TRUCK CENTER DAYTON					
	2021-07-07	3024039505	WATER PUMP V1406	\$160.00	709-1446-54505
			Total for Vendor	\$160.00	
SCREENPLAY PRINTING					
	2021-06-29	88014	500 XPD BUSINESS CARDS X 10	\$365.00	270-1221-53320
			Total for Vendor	\$365.00	
SECURITY FENCE GROUP INC					
	2021-07-09	S-4855	TRAF SIG REP-N DET/MAIN	\$344.00	221-1444-53740
			Total for Vendor	\$344.00	
SEITER SERVICES LLC					
	2021-06-30	66017063021	AIR CONDITIONER REPAIR	\$415.00	270-1221-53290
			Total for Vendor	\$415.00	
SHARP BUSINESS SYSTEMS					

<u>Vendor Name</u>	<u>Invoice Date</u>	<u>Invoice #</u>	<u>Description</u>	<u>Amount</u>	<u>Account Number</u>
	2021-07-06	9003380508	JULY FINANCE COPIER MAINT	\$69.00	710-1010-53792
			Total for Vendor	\$69.00	
CHRISTINA SHAW					
	2021-05-26	21-30	EMPL APPRECIATION MEAL EXPENSE	\$5.87	611-1013-54299
	2021-05-26	21-30	EMPL APPRECIATION MEAL EXPENSE	\$11.74	101-1013-54299
	2021-05-26	21-30	EMPL APPRECIATION MEAL EXPENSE	\$5.86	612-1013-54299
			Total for Vendor	\$23.47	
SILCO FIRE & SECURITY					
	2021-07-06	2360414	KITCHEN INSPECTION-STA 2	\$164.50	270-1225-53290
			Total for Vendor	\$164.50	
SINCLAIR COMMUNITY COLLEGE					
	2021-07-01	0742489	HUMAN ANAT/PHYSIO TRG-MITCHELL	\$1,093.81	270-1225-52110
	2021-07-01	0843840	PARAMEDIC TRG-M BRENNAMAN	\$531.56	270-1225-52110
	2021-07-01	1019969	PARAMEDIC TRG-T CASTLE	\$531.56	270-1225-52110
	2021-07-01	0837771	PARAMEDIC TRG-D COOPER	\$437.06	270-1225-52110
	2021-07-01	0847776	PARAMEDIC TRG-MANGAN	\$636.84	270-1225-52110
			Total for Vendor	\$3,230.83	
ANSON SMITH					
	2021-06-16	21-28	REIMB SEARCH TRG REGISTRATION	\$200.00	270-1225-52110
			Total for Vendor	\$200.00	
SOUND COMMUNICATIONS INC					
	2021-06-30	21-1189	CAMERA INSTALLATION	\$1,458.00	664-6602-53290
	2021-06-30	21-1196	INSTALL DOOR CONTROLLER	\$951.18	101-1009-53290
	2021-06-30	21-1189	3 DOME CAMERAS/LICENSES	\$4,775.17	664-6602-55305
			Total for Vendor	\$7,184.35	
STAPLES BUSINESS ADVANTAGE					
	2021-06-26	3480438879	POST-ITS/PAPER CLIPS/TAPE	\$84.30	253-5335-54299
			Total for Vendor	\$84.30	
STOOPS FREIGHTLINER INC					
	2021-06-30	X305285068:01	ELEMENTS	\$35.66	709-1446-54505
			Total for Vendor	\$35.66	
CHRISTIN STUTES					
	2021-06-28	21-29	REIMB 2021 TUITION-MASTERS	\$1,450.00	270-1221-51403
			Total for Vendor	\$1,450.00	
TJ's PROPERTY MANAGEMENT LLC					
	2021-07-08	8901	PRIVATE LOT MOWING X 22	\$720.50	101-1553-53225
	2021-06-29	8804	PRIVATE LOT MOWING X 26	\$851.50	101-1553-53225
			Total for Vendor	\$1,572.00	
TELEFLEX LLC					
	2021-07-01	9504161164	EZ-IO 45MM NEEDLES	\$562.50	270-1225-54299
			Total for Vendor	\$562.50	
TIME CLOCK PLUS LLC					
	2021-06-17	509067	SOFTWARE TERMINATION AGREEMENT	\$5,560.10	710-1010-53792
			Total for Vendor	\$5,560.10	
TOWN & COUNTRY BROADCASTING INC					
	2021-07-02	21070009	AD-RED/WHITE/BLUE BLOCK PARTY	\$1,000.00	101-1013-53290
			Total for Vendor	\$1,000.00	
TREASURER OF STATE OF OHIO					
	2021-06-30	295707	IPA PROCEDURE-LANDFILL AUDIT	\$32.80	613-1334-53101
			Total for Vendor	\$32.80	
TRUBLU H2O LLC					
	2021-06-28	034411	DRINKING/DISTILLED WATER	\$37.65	612-1331-54299
			Total for Vendor	\$37.65	
TYLER TECHNOLOGIES INC					
	2021-06-01	130-121335	6/1-5/31 EMS MOBILE LICENSE	\$3,059.00	710-1225-53792
	2021-06-01	130-121335	6/1-5/31 EMS MOBILE LICENSE	\$2,185.00	710-1225-53792
	2021-06-15	130-121340	NEW WORLD PUB SFTY HOSTING	\$1,500.00	710-1225-53792
			Total for Vendor	\$6,744.00	
USA BLUEBOOK 924577					
	2021-07-01	650289	19 HARD HATS	\$260.22	611-1338-54299
			Total for Vendor	\$260.22	

<u>Vendor Name</u>	<u>Invoice Date</u>	<u>Invoice #</u>	<u>Description</u>	<u>Amount</u>	<u>Account Number</u>
VALLEY ASPHALT CORPORATION					
	2021-06-28	40955	1.05TN ASPHALT	\$81.90	221-1441-54299
	2021-07-02	41935	1.05TN ASPHALT	\$81.90	221-1441-54299
	2021-05-21	37015	2.64TN ASPHALT	\$205.92	221-1441-54299
	2021-07-02	41934	1.2TN ASPHALT	\$93.60	221-1441-54299
	2021-06-28	40957	9.87TN ASPHALT	\$769.86	611-1338-54299
	2021-06-30	41436	8.68TN ASPHALT	\$677.04	611-1338-54299
	2021-06-28	40956	10.7TN ASPHALT	\$836.16	611-1338-54299
			Total for Vendor	\$2,746.38	
VALVEFIX LLC					
	2021-07-07	2524	FABRICATE/INST VALVE PARTS	\$1,200.00	611-1337-53290
			Total for Vendor	\$1,200.00	
VANCE'S LAW ENFORCEMENT					
	2021-07-01	3799276-IN	6 HOLSTERS	\$665.70	364-1221-55304
	2021-07-01	3814141-IN	TASER BATTERY	\$68.69	270-1221-54299
			Total for Vendor	\$734.39	
VERSAPAY					
	2021-07-09	0885	JUNE EMS ONLINE CREDIT CARD FEES	\$67.73	270-1006-53290
	2021-06-30	4880	JUNE UTB CREDIT CARD FEES	\$3,622.43	708-1008-53290
			Total for Vendor	\$3,690.16	
WS ELECTRONICS LLC					
	2021-05-05	015812	6/12-6/11 EXALT SUPPORT	\$1,550.00	710-1010-53290
			Total for Vendor	\$1,550.00	
WARREN FIRE EQUIPMENT INC					
	2021-06-30	IN1594792	SCBA TEST/REPAIR X 2	\$405.57	270-1225-53740
			Total for Vendor	\$405.57	
WASH IT DEAN LLC					
	2021-05-31	2618	VEHICLE WASHES	\$100.00	709-1446-53740
			Total for Vendor	\$100.00	
WEST PAYMENT CENTER					
	2021-07-01	844600632	JUNE INFO CHARGES	\$610.98	101-1003-53290
	2021-07-04	844685014	JULY LIBRARY PLAN CHGS	\$248.79	101-1003-53290
			Total for Vendor	\$859.77	
XENIA TOOL RENTAL INC					
	2021-06-29	103664	LIFT/TRAILER-HANG BUNTING	\$209.00	203-1671-53290
			Total for Vendor	\$209.00	
XENIA SHOE & LEATHER INC					
	2021-06-25	286581	RAPID INTERVENTION BAG REPAIRS	\$15.00	270-1225-53740
	2021-06-25	1310	SAFETY BOOTS-S OGLESBEE	\$159.99	612-1332-54201
			Total for Vendor	\$174.99	
				\$356,242.96	

**CITY OF XENIA, OHIO
ORDINANCE 2021 – 17**

**PROVIDING FOR THE ELECTION ON AMENDMENTS TO THE XENIA CITY CHARTER,
AND DECLARING AN EMERGENCY**

WHEREAS, Section 8.05 of the City’s Charter requires that a Charter Review Commission meet at least once every five years for the purpose of reviewing the Charter of the City and recommending to Council such alterations, revisions, and amendments to the Charter as, in its judgment, are desirable;

WHEREAS, said Charter Review Commission was appointed in accordance with Section 8.05 of the City’s Charter and has made recommendations to this Council for amendments to the Charter; and

WHEREAS, after consideration of the recommendations of the Charter Review Commission, this Council finds it desirable to submit such proposed Charter amendments, in the manner provided by the Constitution of the State of Ohio, to the City’s qualified electors,

NOW, THEREFORE, THE CITY OF XENIA HEREBY ORDAINS, at least five (5) of the members of Council elected thereto concurring, that:

Section 1. This Ordinance is declared to be an emergency for the reason that the Ohio Constitution requires ordinances providing for the submission of the question of amendments to the City Charter be effective not less than sixty (60) days prior to the next regular municipal election; thus, it is necessary that this Ordinance be effective immediately so that it may be forwarded to the Greene County Board of Elections before September 3, 2021, for placement on the November 2, 2021, general election ballot.

Section 2. The question of the amendments of the Xenia Charter of the City be submitted to a vote of the qualified electors of the City at the general election to be held on November 2, 2021, at the regular hours and regular places of voting in the City. If approved by a majority vote at said election, the Charter shall be amended as shown in Exhibit A and shall become effective upon certification of the election results by the Greene County Board of Elections.

Section 3. The ballots for the election shall be entitled: “Xenia City Charter Amendments Ballot,” and the question to be submitted on the ballot shall be: “Shall the proposed amendments of the Xenia City Charter be adopted?” To the left of said wording, in boxes with appropriate place for marking, shall appear the words, “Yes,” and “No,” and each voter shall indicate his or her vote by making a mark in the place so provided. Under this question shall appear a digest/summary of said amendments, to read as follows:

ARTICLE I – NAME. No substantial changes; editorial revisions only.

ARTICLE II – FORM OF GOVERNMENT. No substantial changes; editorial revisions only.

ARTICLE III – POWERS OF THE CITY.

§3.01. Change section title to “General Powers Granted.” Add a sentence recognizing the home rule authority already granted to the City by the Ohio Constitution and the power to adopt and enforce local laws that do not conflict with the general laws of the State.

§3.02. Move existing language to §3.04. Replace with section titled “Exercise of Powers” that limits the exercise of any power or authority by the City must be done so in accordance with City Charter; if the Charter is silent, then in the manner prescribed by ordinance; if the ordinance is silent, then in the manner prescribed by State law.

§3.03. Delete existing language. Replace with section titled “Construction of Powers” that clarifies the specific mention of any particular power of the City in the Charter does not limit the general powers granted to the City by the Ohio Constitution.

§3.04. Delete existing language. Move existing §3.02 to here, add language that title to all real property shall be taken in the name of the City of Xenia (not City Council), and add language recognizing the rights granted to the City under State law to work cooperatively with the U.S. government, the State of Ohio, the County, the township, other municipalities, and private corporations to exercise certain City functions (e.g., joint dispatch center, contracting for trash collection or street paving, etc.).

ARTICLE IV – CITY COUNCIL.

§4.01. Move existing language to §4.02. Replace with section titled “Powers of the Council,” which outlines the legislative powers, rights and duties of the Council that are currently listed in §4.10, §5.02, §7.01, the second paragraph of §9.16, and §13.02. Add a new provision requiring Council to establish, by ordinance, a method for disposing of personal property owned by the City by competitive bid, by auction, internet auction or trade-in.

§4.02. Move existing language to §4.03. Replace with section titled “Composition, Qualifications, Election, and Terms (now in §4.01). Add language to address when elections for Councilmember and Mayor are to occur. Change current practice of a biannual election cycle, with four Council seats chosen in one election and the Mayor and two Council seats chosen 2 years later. Beginning in 2025, establish a 3-year election cycle with two Council seats and the Mayor in one year, two Council seats the next year, and two Council seats the following year.

§4.03. Move existing language to §4.05. Replace with section titled “Mayor” (now §4.02). Remove restriction against the Mayor serving as the Chairperson or Vice Chairperson of Council.

§4.04. Move existing language to §4.05. Replace with section titled “Chairperson and Vice Chairperson of the Council” that consists of existing §4.14 B. Add language regarding terms, vacancies, and the authority to act as presiding officer at all Council meetings.

§4.05. Move existing language to §4.06. Replace with section titled “Compensation and Expenses,” which combines existing §4.03, §4.04 and §4.07. No increase in Council salaries. Specify that if Mayor serves as Chair or Vice Chair of Council, he or she is entitled to the current \$500 yearly stipend payable to Mayor and Chair. Add language to require Council to establish, by ordinance, the method for reimbursement to Councilmembers for their expenses.

§4.06. Delete existing section. Replace with section titled “Vacancies” that combines current §4.09 A. and §4.05 A. and B. Specify that if 30 months or less of a 48-month term remain, Council appoints someone for the remainder of the term. If more than 30 months of a 48-month term remain, Council appoints someone to serve until the seat is filled by a vote of City electors at the next regular municipal election. Keep requirement that Council must fill a vacancy within 60 days.

Add language that if Council fails to do so, the vacancy is to be filled by appointment made by the Xenia Municipal Court Judge.

§4.07. Move existing language to §4.05. Replace with section titled “Removal from Office.” This new section combines the existing reasons for removal from office that in existing §4.09 B., and adds new language outlining the process whereby a Councilmember or Mayor can be removed from office, including the requirement that a public hearing and right of appeal be afforded to the accused.

§4.08. Add language specifying that Ohio Ethics law applies to all members of Council and the Mayor. Add language that while Council cannot dictate the appointment or removal of any employee who is to be appointed by an Appointed Official, that does not prevent Council from removing an Appointed Official because of Council’s disapproval of the Appointed Officials personnel management or appointments. Move existing §7.02 here.

§4.09. Move existing language to §4.06 and §4.07. Replace with section titled “Inquiries,” which consists of existing §4.12.

§4.10. Move existing language to §4.01. Move existing language in §4.11 here (titled “City Clerk”). Add language specifying that while under the daily direction of the Finance Director, the City Clerk serves at the pleasure of Council. Expand the list of duties of Clerk to include giving notice of public hearings, publishing notification of each ordinance adopted and each resolution passed by Council, and authenticate and record each ordinance and resolution of the City. Add language allowing the City Clerk to appoint an Acting City Clerk in his or her absence of less than 30 days and allowing Council to appoint an Acting City Clerk in his or her absence of 30 days or more.

§4.11. Move existing language to §4.10. Replace with section titled “Council Meetings,” which is existing §4.14. Specify the three types of meetings – regular, special and emergency – that Council may hold and the notice requirements for each. Specify that a quorum is a majority of the members of Council. Specify that all meetings of the Council shall comply with new §13.03, titled “Open Meetings.” Require a “Clerk’s Journal” be kept that records all minutes, all ordinances, all resolutions and all procedural motions of the Council.

§4.12. Delete/repeal existing section (contents moved to §4.09).

§4.13. Delete/repeal existing section (contents moved to §9.10).

§4.14. Delete/repeal existing section (contents moved to §4.04 and §4.11).

ARTICLE V – LEGISLATION.

§5.01. Add language specifying that ordinances are to be used for the exercise of legislative powers of the City and are intended to cover matters of a permanent nature such as laws of the City or establishing the governmental organization of the City (e.g., establishing a police division, enacting a traffic code, establishing public utilities, etc.). Specify that resolutions are used for matters that are ministerial or temporary in nature (e.g., awarding a bid, authorizing purchases, approval to apply for a grant, etc.). Specify that procedural motions are to only be used by Council for matters regarding its own organization (e.g., appointing a Chair and Vice Chair) or

housekeeping functions (e.g., setting meeting times). Remove current Charter language that ordinances and resolutions are interchangeable – they are not and such language creates potential for abuse of the legislative process.

§5.02. Move existing language to §5.01 B.; move existing provisions in §5.03 here and amend title to “Ordinances in General”. Add language that requires a public hearing at the time of the second reading on all ordinances (except emergency ordinances) before they may be adopted to allow citizen input. Require a majority vote for the adoption of all ordinances. Require all voting be done by roll call vote so that the public knows how each Councilmember and Mayor voted.

§5.03. Move existing language to §5.02 and §5.05. Move existing provisions in §5.04 here and amend title to “Emergency Ordinances.” Add language stating that except for appropriation ordinances, emergency ordinances stand automatically repealed as of the 61st day after their adoption to prohibit abuse of the emergency ordinance process.

§5.04. Move existing language to §5.02 and §5.05. Replace with section titled “Emergency Ordinances for Appropriations.” As Ohio’s Uniform Tax Levy Law requires appropriations be made by ordinance, add language specifying that the affirmative vote of four members of Council is required for adoption.

§5.05. Move existing language to §5.06. Replace with section titled “Resolutions,” which adds language outlining the process for the passage of a resolution. Add language that allows Council to accept public comment upon any resolution upon a motion to entertain public comment. Require all voting be done by roll call vote so that the public knows how each Councilmember and Mayor voted.

§5.06. Move existing language to §5.07. Move existing §5.05 here and amend title to “Procedural Motions.” Amend current Charter requirement that votes be taken by voice vote (yeas and nays) and allow roll call or voice vote, as determined by Council.

§5.07. Move existing language to §5.02 E., §5.03 B. and §5.05 C. Moving existing §5.06 here and amend title to “Authentication and Recording of Ordinances and Resolutions.” Keep language that the presiding officer and Clerk are to sign all legislation, but add language if they refuse to sign, it does not invalidate an otherwise properly enacted ordinance or resolution. Add language that an ordinance or resolution certified by the City Clerk are admissible as evidence in any court.

§5.08. Move existing language to §5.09. Replace with section titled “Initiative and Referendum,” which recognizes the right of citizens to propose and submit ordinances by initiative petition, and to challenge any ordinance passed by referendum.

§5.09. Move existing language to §5.10. Move existing §5.08 here and amend title to “Adoption of Technical Codes by Reference.” Add language specifying that the adoption of a technical code (e.g., Ohio Building Code, Ohio Fire Code, etc.) must be done by ordinance. Remove requirement that an entire copy of the technical code be given to each Council member before adoption and requirement that the City Clerk keep copies of such codes for sale at cost.

§5.10. Enact new section titled “Codification.” Move existing §5.09 here and modify that the Xenia City Code need only be codified in paper form every 5 years instead of every 3 years.

ARTICLE VI – CITY MANAGEMENT.

§6.01. Move existing language to §6.02. Replace with section titled “Appointed Officials” that recognizes current structure of three (3) Appointed Officials – City Manager, Finance Director and Law Director, who are all appointed by Council. Add language creating an Administrative Steering Committee (currently created by ordinance) consisting of the three (3) appointed officials and, at the Municipal Court Judge’s discretion, the Clerk of Courts, to provide policy direction on building security, IT issues, human resources and personnel management. Move existing §6.07 requiring yearly evaluations of the three (3) appointed officials here. Add language that any of the Appointed Officials may be removed by Council upon the affirmative vote of five (5) members.

§6.02. Combine existing §6.01, §6.02 and §6.08 in this section, to be titled “City Manager.” Remove language requiring City Manager to establish City residency (in 2006, the State of Ohio passed ORC 9.481 that prohibits the City from requiring residency for any of its employees). Amend language relating to Acting City Manager to specify that in case of absences of the City Manager of 30 days or more, an Acting City Manager is to be appointed by Council. Add language that in the case of absences of the City Manager of less than 30 days, the Assistant City Manager is to act as the Interim City Manager unless a majority of Council chooses to appoint someone else.

§6.03. Combine existing §6.03 and §6.04 in this section, to be titled “Finance Director.” Remove language requiring Finance Director to establish City residency (in 2006, the State of Ohio passed ORC 9.481 that prohibits the City from requiring residency for any of its employees). Amend language relating to Acting Finance Director to specify that in case of absences of the Finance Director of 30 days or more, an Acting Finance Director is to be appointed by Council. Add language that in the case of absences of the Finance Director of less than 30 days, the Assistant Finance Director is to act as the Interim Finance Director unless a majority of Council chooses to appoint someone else.

§6.04. Combine existing §6.05 and §6.06 in this section, to be titled “Law Director.” Remove language requiring Law Director to establish City residency (in 2006, the State of Ohio passed ORC 9.481 that prohibits the City from requiring residency for any of its employees).

§6.05. Delete/repeal existing section (contents moved to §6.04).

§6.06. Delete/repeal existing section (contents moved to §6.04).

ARTICLE VII – ADMINISTRATIVE DEPARTMENTS.

§7.01. Amend title to “General Provisions.” Add language requiring the City to maintain a Department of Finance, a Department of Law, a Department of Public Safety, and a Department of Public Service.

§7.02. Move existing language to §4.08 C. Replace with section titled “Appointment of Department and Division Heads,” establishing that each City Department shall be headed by a full-time or part-time Director. Recognizes the current authority of the City Manager to appoint all Department heads and Division heads, except in the Finance Department and Law Department.

§7.03. Delete existing language. Replace with section titled “Administrative Code,” which requires City Council to establish and maintain an Administrative Code, by ordinance, to provide

for the organization of the City's government.

§7.04. Enact new section, titled "Safety Services," which is Article XVI in the current Charter.

ARTICLE VIII – BOARDS AND COMMISSIONS.

§8.01. No substantial changes; editorial revisions only.

§8.02. Amend title to "Boards and Commissions." Keep the City residency requirement for the four (4) Boards and Commissions created by Charter (Planning & Zoning, Zoning Appeals, Civil Service and Charter Review). Amend language to allow each Board and Commission to set its own meeting dates and times. Add language that each Board and Commission must comply with the new §13.03, titled "Open Meetings." Add language that a majority of the voting members of a Board or Commission constitutes a quorum and a majority vote of the members present is required to take any action. Add language regarding removals and filling vacancies.

§8.03. Move existing language to §8.02. Replace with section titled "Planning and Zoning Commission" that outlines the membership, terms, organization, and powers and duties of this Commission.

§8.04. Delete current language and replace with section titled "Board of Zoning Appeals" that outlines the membership, term, organization, and powers and duties of this Board.

§8.05. Move existing language to §8.06. Replace with section titled "Civil Service Commission" that outlines the membership, term, organization, and powers and duties of this Board.

§8.06. Enact new section, titled "Charter Review Commission," that consists of the existing language in §8.04 with no substantial changes; editorial revisions only.

ARTICLE IX – FINANCES.

Amend title of Article from "Financial Procedures" to "Finances."

§9.01. No substantial changes; editorial revisions only.

§9.02. Delete existing language. Replace with section titled "Uniform Tax Levy Law," which recognizes that the City must comply with the Uniform Tax Levy Law of Ohio, which governs budgets, appropriations, taxation, debts, bonds, and other fiscal matters of the City.

§9.03. Delete existing language. Replace with section titled "Deposits and Investments," which requires Council to adopt, by ordinance, a Deposit and Investment Policy governing the deposit of public funds and the investment of public moneys. Provides that if Council fails to enact a Deposit and Investment Policy, the Uniform Depository Act shall apply.

§9.04. Combine existing provisions (§9.04, §9.05, §9.11 and §9.12) regarding the operating budget and the capital improvement plan (CIP) into one section. Modify dates for submittal of the operating budget and CIP to Council, the City Manager's budget message, and publication of the operating budget and capital improvement plan for public inspection to all fall "on or before November 1st." Require Council to schedule a time for public comment on the operating budget and capital improvement plan at the first regular meeting in November (2nd Thursday).

§9.05. Move existing language to §9.04. Replace with section titled “Annual Appropriation Ordinance,” which combines existing §9.06 and §9.07. Add language recognizing this Ordinance is required under the Uniform Tax Levy Law. Add language recognizing the authority of the Finance Director to adjust appropriations, establish any fund that is required by State law, and to require the Finance Director to maintain an updated Annual Appropriation Ordinance showing all supplement or amended appropriations in one document, which shall be available to the public upon request.

§9.06. Move existing language to §9.05. Replace with section titled “Appropriations and Expenditures,” which recognizes that all appropriations and expenditures must comply with the Uniform Tax Levy Law.

§9.07. Moving existing language to §9.05. Move provisions of existing §9.13 here and amend title to “Payment of Claims.”

§9.08. Delete existing language. Replace with section titled “Contracting Procedures,” which addresses and expands upon the contracting provisions that are in existing §9.16. Add language requiring Council to set a threshold amount for competitive bidding that cannot be less than \$30,000 (the current State threshold is \$50,000). Add language that lists the reasons provided under State for when competitive bidding can be waived, regardless of the threshold. Add language that competitive bidding is not required for professional services contracts (these follow the request for qualifications requirements). Require Council to establish, by ordinance, procedures for change orders to contracts. Add language that no contractor or vendor is entitled to receive interest on any retainage the City is required to retain under State law.

§9.09. Delete existing language. Move provisions of existing §9.17 here and amend title to “Public Improvements by Force Account.”

§9.10. Delete existing language. Move provisions of existing §4.14 (titled “Independent Audit”) here.

§9.11. Delete/repeal section (contents moved to §9.04).

§9.12. Delete/repeal section (contents moved to §9.04).

§9.13. Delete/repeal section (contents moved to §9.07).

§9.14. Delete/repeal section (this is a verbatim recitation of ORC 5705.41 and does not need to be in the Charter as the City must comply with ORC 5705.41).

§9.15. Delete/repeal section (this is again a repetition of ORC 5705.41 and does not need to be in the Charter as the City must comply with ORC 5705.41).

§9.16. Delete/repeal section (first and third paragraphs moved to §9.08; second paragraph addressed in §4.01 G.)

§9.17. Delete/repeal section (contents moved to §9.09).

§9.18. Delete/repeal section (section not necessary as this authority is granted under State law).

§9.19. Delete/repeal section (section improper as collection of debts is a matter properly addressed by ordinance).

ARTICLE X – CIVIL SERVICE AND PERSONNEL.

Amend title from “Human Resource System” to “Civil Service and Personnel.”

§10.01. Amend title to “Civil Service.” Add language indicating the intent of this Article is to comply with the civil service requirements of the Ohio Constitution while at the same time setting local rules and regulations regarding civil service.

§10.02. Delete existing language. Move provisions of existing §10.04, titled “Classification of Civil Service,” here. The categories of current classified and unclassified employees remain as existing.

§10.03. Existing language moved to §8.05. Replace with section titled “Civil Service Rules,” and add language requiring the Civil Service Commission to make rules regarding the administration of competitive examinations for hire and promotion; lateral hires; preparation of eligibility lists for the hiring and promotion of classified employees.

§10.04. Existing language moved to §10.02. Replace with section titled “Original Appointments,” and add language governing how original appointments to a civil service position are filled by competitive examination, or lateral hire, or when such positions are filled noncompetitively. Requires the Civil Service Commission to set, by rule, the probationary period (6 months – 1 year) for original appointments.

§10.05. Enact new section titled “Promotions,” which addresses how promotional positions in the Civil Service are to be filled by competitive examination. Requires the Civil Service Commission to set, by rule, the probationary period (6 months – 1 year) for original appointments.

§10.06. Enact new section titled “Organizational Plan; Pay Plan; Fringe Benefits,” which requires Council to approve an Organizational Plan (number of employees and pay grade for each position); a Pay Plan setting yearly salaries; and the establishment, by ordinance, of fringe benefits, including hours of work, holidays, overtime pay, and any benefits required under federal or state law.

§10.07. Enact new section titled “Personnel Manual,” which requires the Administrative Steering Committee to establish and maintain rules and policies governing personnel management for items such as the appointment, transfer, promotion, demotion, or lay off of employees, discipline, retirement or resignations, ethics of public employment and the conduct of City employees, and other matters governing employee behavior.

ARTICLE XIII – GENERAL PROVISIONS.

§13.01. Keep current list of prohibited activities, but add language requiring Council to establish, by ordinance, a method for enforcement.

§13.02. Existing language moved to §4.01. Replace with section titled “Conflicts of Interest and Ethics,” and add language specifying Ohio Ethics Law applies to all City officials and employees.

§13.03. Delete existing language. Replace with section titled “Open Meetings,” and add language setting forth the open meeting requirements and allowable reasons for executive session for the City Council and all Boards, Committees, and Commissions of the City.

§13.04. No substantial changes; editorial revisions only.

§13.05. Enact new section titled “Rules of Construction,” which sets forth general rules on interpretation of Charter language.

§13.06. Enact new section. Move existing language from §15.01 here (no substantial changes; editorial revisions only) and amend title to “Effect of Partial Invalidity.”

ARTICLE XIV – CHARTER AMENDMENTS; RENUMBERING.

Delete/repeal Article. §14.01 moved to §13.04. §14.02 repealed as it is not constitutional.

ARTICLE XV – SEPARABILITY AND VALIDITY; STATE AND MUNICIPAL LAWS.

Delete/repeal Article. §15.01 moved to §13.06. §15.02 repealed.

ARTICLE XVI – SAFETY SERVICES.

Delete/repeal Article. Contents moved to §7.04.

Section 4. Public notice of the time and place of holding the election shall be given by publication at least ten (10) days prior to the day of election, in a newspaper of general circulation in the City.

Section 5. The City Clerk is directed to publish the full text of Charter amendments once a week for not less than two (2) consecutive weeks in a newspaper of general circulation in the City or as provided in ORC 7.16, with the first publication being at least fifteen (15) days prior to the election, in accordance with § 9 of Article XVIII of the Ohio Constitution and ORC 731.211.

Section 6. The City Clerk is directed to certify a copy of this Ordinance to the Board of Elections of Greene County no later than September 3, 2021.

Section 7. It is found that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council that resulted in this formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code, and the Rules of Council.

Section 7. This Ordinance shall take effect upon its adoption, in accordance with Section 5.04 of the City’s Charter.

Adopted:

Wesley E. Smith
President, Xenia City Council

Attest:

Michelle D. Johnson
City Clerk